

RESOLUTION NO. 145-2025(CRR), *First Reading*

By Mayor Seren

A Resolution amending Resolution No. 242-2024 for the purpose of authorizing the expenditure of an additional Eighteen Thousand, Two Hundred Eighty-Four and 69/100 Dollars (\$18,284.69) under the agreement with SCG Fields, LLC to furnish the labor, material, and equipment necessary for the public improvement of a new synthetic turf soccer field at Denison Park; repealing Resolution No. 242-2024 in its entirety; and declaring the necessity that this legislation be effective immediately as an emergency measure.

WHEREAS, the conditions of the Denison Park turf field has deteriorated and necessitate replacement with a new synthetic turf soccer field; and

WHEREAS, this Council approved \$3,540,000.00 of funding received through the American Rescue Plan Act of 2021 ("ARPA") to provide for improvements to Cain, Denison, and Forest Hills Parks through the passage of Ordinance 179-2023;

WHEREAS, Council passed Resolution No. 242-2024 on December 16, 2024, authorizing the Mayor to execute such a contract in an amount not to exceed One Million, One Hundred Fourteen Thousand, Four Hundred Fifty Dollars and 00/100 (\$1,114,450.00);

WHEREAS, in the course of performing the work, the vendor discovered certain conditions at the site that were not obvious and unknown to vendor, necessitating an expansion of the scope of work and change order in an amount Eighteen Thousand, Two Hundred Eighty-Four and 69/100 Dollars (\$18,284.69) to be paid out of an appropriate non-ARPA account; NOW, THEREFORE

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. Section 1 of Resolution No. 242-2024 is hereby amended to read as follows:

Notwithstanding any provision of Codified Ordinances Chapter 171 to the contrary, the Mayor is hereby authorized to execute all agreements and related documents necessary to facilitate the design, provision, installation, and related construction services for the public improvement of a new synthetic turf soccer field at Denison Park in accordance with SCG's proposal, attached hereto as Exhibit "A" and on file with the Clerk of Council for an amount not to exceed One Million, One Hundred Thirty-Two Thousand, Seven Hundred Thirty-Four and 69/100 Dollars (\$1,132,734.69) ~~One Million, One Hundred Fourteen Thousand, Four Hundred Fifty Dollars and 00/100 (\$1,114,450.00)~~. All contracts hereunder

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shall be in a form approved by the Director of Law.

SECTION 2. All remaining sections of Resolution No. 242-2024 not amended herein shall continue in full force and effect as if rewritten in their entirety herein.

SECTION 3. Resolution No. 242-2024 is hereby repealed in its entirety.

SECTION 4. It is found and determined that all formal actions of the Council relating to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

SECTION 5. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights, or by posting the full text of this Resolution on the City of Cleveland Heights website.

SECTION 6. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to fully process the change order to fully compensate the vendor for additional work required as a result of the discovery of a hidden, unknown condition. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Ordinance shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.



TONY CUD
President of Council



ADDIE BALESTER
Clerk of Council

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PASSED: July 7, 2025

Presented to Mayor: 07/08/2025

Effective Date: 07/18/2025

KAHLIL SEREN
Mayor

*Effective date per Article IV, Section 5 of the Codified Ordinances of the City of Cleveland Heights