

RESOLUTION NO. 247-2025(MSES), *First Reading*

By Mayor Cuda

A Resolution authorizing the Mayor to execute and amendment to the 2025 Direct Bill Contract for Sanitary and Storm Sewer Maintenance Services ("Agreement") extending the term and not-to-exceed amounts of the agreement to include FY 2026 and ensuring continuity of services that help to maintain the City's sanitary and storm sewers; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the City owns and operates sanitary and storm sewers and catch basins, which require regular maintenance;

WHEREAS, through Resolution No. 001-2025, passed January 6, 2025, Council authorized the execution of the Agreement for a term of one year and an amount not to exceed Six Hundred Thousand and 00/100 Dollars (\$600,000);

WHEREAS, the City has expended less than the not-to-exceed amount under the Agreement and the County has proposed an amendment to the Agreement extending the term of the Agreement through December 31, 2026 and increasing the not-to-exceed amount by an additional Six Hundred Thousand and 00/100 Dollars (\$600,000.00) ("Amendment");

WHEREAS, Section 171.02(b) of the Cleveland Heights Codified Ordinances authorizes the purchase of services without obtaining competitive bids where the price for services offered by a political subdivision is less than the price that would be obtained by taking bids from private persons; and

WHEREAS, the Mayor has determined that Cuyahoga County offers certain maintenance services for sanitary and storm sewers and catch basins at a price less than would be obtained by taking bids from private persons and that it would be in the City's best interests to retain the County for such services.

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

SECTION 1. The Mayor be, and he is hereby, authorized to execute an Amendment to the Agreement with County of Cuyahoga to provide certain services to maintain the City's sanitary and storm sewers and catch basins, in accordance with the requirements set forth in Section 171.02(b) of the Cleveland Heights Codified Ordinances. The Amendment shall be substantially in accordance with the one on file with the Clerk of Council. The term of the agreement shall expire on December 31, 2026, and the total amount to be paid by the City for the two-year term shall not exceed the sum of One Million, Two Hundred Thousand and 00/100 Dollars (\$1,200,000.00). The agreement and any related documents shall be approved as to form and subject to the final approval

RESOLUTION NO. 247-2025(MSES)

of the Director of Law.

SECTION 2. 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 3. 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 to the City of Cleveland Heights website.

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to proceed with the maintenance of the City's sewer and storm systems as soon as possible. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution 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.



GAIL L. LARSON
President of Council



ADDIE BALESTER
Clerk of Council

PASSED: December 1, 2025

Presented to Mayor: 12/03/2025 Approved: 12/03/2025

A handwritten signature in black ink, appearing to read 'T. Cuda'.

TONY CUD
Mayor