

Ordinance No. 1365-2023

By Council Members McCormack and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to employ one or more professional consultants to perform various services relating to projects on the Airport Capital Improvement Plan; determining the method of making the public improvement of constructing the stormwater outfall stabilization and safety access project and rehabilitating the tunnel to the Greater Cleveland Regional Transit Authority's terminal at Cleveland Hopkins International Airport; and authorizing the Director of Port Control to enter into one or more public improvement contracts for the making of the improvement.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Port Control is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary for design, preliminary design, construction administration, project closeout services, and environmental services for projects at Cleveland Hopkins International Airport on the FY24 Airport Capital Improvement Plan. The projects under FY24 and FY25 Airport Capital Improvement Plan are placed in **File No. 1365-2023-A**, and are subject to approval by the Federal Aviation Administration.

Section 2. That the selection of the consultant or consultants for the services authorized by this ordinance shall be made by the Board of Control on the nomination of the Director of Port Control from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Port Control for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Port Control, and certified by the Director of Finance.

Section 3. That under Section 108(b) of the Charter, the services authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Port Control may sign all documents that are necessary to obtain such services, and may enter into one or more contracts with the consultants selected through that cooperative process.

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Section 4. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of constructing the stormwater outfall stabilization project and safety access, including but not limited to, installing stairways and/or access roads, installing structural and/or embankment fill; and installing rock channel protections and rehabilitating the tunnel to the Greater Cleveland Regional Transit Authority's terminal at Cleveland Hopkins International Airport (the "Improvement"), for the Division of Airports, Department of Port Control, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the improvement.

Section 5. That the Director of Port Control is authorized to enter into one or more contracts for the making of the public improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement, provided, however, that each separate trade and each distinct component part of the Improvement may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

Section 6. That the Director of Port Control is authorized to apply and pay for permits, licenses, or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this ordinance.

Section 7. That the aggregate cost of the contract or contracts authorized in this ordinance shall be paid from Fund No. 60 SF 001, from the fund or funds to which are credited any grants received, and other funds approved by the Director of Finance. (RQS 3001, RLA 2023-110).

Section 8. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

JSM:nl
11-27-2023
FOR: Director Francis

