

Ordinance No. 512-2022

AN EMERGENCY ORDINANCE

By Council Members McCormack and Griffin (by departmental request)

To amend the title and Section 1 of Ordinance No. 918-2021, passed November 15, 2021, relating to the purchase or lease by one or more contracts of one passenger boarding bridge, including installation, associated parts and appurtenances, and expenses relating to moving the existing bridge; and to supplement the ordinance by adding new Section 1a relating to the purchase of a passenger boarding bridge from JBT AeroTech Corporation.

FOR PASSAGE
May 16, 2022

WHEREAS, the City owns and operates common use facilities at Cleveland Hopkins International Airport which are used by various airlines whose schedules necessitate them using, on a per-use fee basis, the common area ticket counters, gates, and passenger boarding bridges which are also known as jet bridges (“jet bridges”); and

WHEREAS, JBT AeroTech Corporation (“JBT”) is willing to sell an unused jet bridge, which was made for a different client, to the City of Cleveland at a reduced price of \$552,908.00, which price includes modification of the unused jet bridge to meet the City’s gate requirements and specifications and a one year warranty, based upon their proposal dated April 14, 2022; and

WHEREAS, the City has received an estimate from another supplier of jet bridges, and according to that estimate, JBT’s price listed above is well below fair market value; and

WHEREAS, purchase of the jet bridge from JBT will avoid the time delay and costs of purchase and delivery of the jet bridges on the open market; and

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 title and Section 1 of Ordinance No. 918-2021, passed November 15, 2021, are amended to read as follows:

An emergency ordinance authorizing the purchase or lease by one or more contracts of one passenger boarding bridge, including installation, associated parts and appurtenances, and expenses relating to moving the associated parts, appurtenances, labor, equipment, and services necessary to install a passenger boarding bridge and to remove a passenger boarding bridge which is being taken out of service, for the Division of Airports, Department of Port Control, for a period of one year, with three one-year options to renew, the second of which is exercisable with additional legislation; and for the purchase of a passenger boarding bridge from JBT AeroTech Corporation.

Section 1. That the Director of Port Control is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the purchase or lease for a period of one year, with

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three one-year options to renew, the second of which is exercisable with additional legislation, for each or all of the following items: ~~one passenger boarding bridge, including installation, associated parts and appurtenances, and expenses relating to moving the~~ associated parts, appurtenances, labor, equipment, and services necessary to install a passenger boarding bridge and to remove a passenger boarding bridge which is being taken out of service, to be purchased or procured by the Commissioner of Purchases and Supplies for a gross price, for the Division of Airports, Department of Port Control. The first of the one-year options to renew may be exercised by the Director of Port Control, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year options to renew is exercised, then the third of the one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council.

Section 2. That the existing title and Section 1 of Ordinance No. 918-2021, passed November 15, 2021, are repealed.

Section 3. That Ordinance No. 918-2021, passed November 15, 2021, is supplemented by adding new Section 1a to read as follows:

Section 1a. That this Council determines that the within commodities and services are non-competitive and cannot be secured from any source other than JBT. Therefore the Director of Port Control is authorized to make one or more written contracts with JBT for the purchase of one passenger boarding bridge, to be purchased by the Commissioner of Purchases and Supplies, for the Division of Airports, Department of Port Control.

Section 4. 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.

RS:nl
5-16-2022
FOR: Director Kennedy

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**REPORT
after second Reading**

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READ FIRST, SECOND AND THIRD TIME

READ FIRST TIME
referred to

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME on MAY 16, 2022

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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