C OF C 125-174

Ordinance No. 240-2025
AS AMENDED

By Council Members McCormack and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

To repeal Ordinance No. 828-2024, passed September 23, 2024, relating to the purchase of up to thirteen passenger-boarding bridges at Cleveland Hopkins International Airport; and determining the method of making the public improvement of purchasing, installing, disposing, designing and constructing of up to thirteen passenger boarding bridges and appurtenances; and authorizing the Director of Port Control to enter into one or more public improvement contracts for the making of the improvement.

WHEREAS, under Ordinance No. 828-2024, passed September 23, 2024, this Council authorized the Director of Port Control to enter into one or more contracts for the purchase of up to thirteen passenger boarding bridges at Cleveland Hopkins International Airport; and

WHEREAS, the Department of Port Control has determined there is an immediate benefit to complete construction as soon as possible, and to achieve that, a public improvement by way of a design-build contract is necessary instead; and

WHEREAS, the unique design, time, budgetary, or other material elements of this project can benefit from the special care, coordination, and expeditiousness possible by performance of both the professional design services and the construction under a public improvement approach contract with a single entity; 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 That Ordinance No. 828-2024, passed September 23, 2024, is repealed.

Section 2. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of purchasing, installing, disposing, relocating, designing and constructing of up to thirteen passenger boarding bridges and appurtenances at Cleveland Hopkins International Airport (the "Improvement"), for the Department of Port Control, by one or more design-build or engineer, procure, construct contracts duly let to the person, firm, or corporation or combination of them submitting the best proposal, taking into consideration the engineering and design, the construction method, the proposed design and construction costs, the total life-cycle

costs, the qualifications of the proposed design professional and construction firm, and the other objectives of the Improvement.

The selection of the person, firm, or corporation to design and construct the Improvement shall be made by the Board of Control on the nomination of the Director of Port Control from a list of qualified and available persons, firms, or corporations, as may be determined by the Director of Port Control after making a full and complete canvass for the purpose of compiling the list. The Board of Control shall fix the total compensation to be paid for all design and construction and procurement necessary for the Improvement. The contract or contracts 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 notwithstanding and as an exception to the provisions of Chapters 181 and 183 of Codified Ordinances of the City of Cleveland, the Director of Port Control is authorized to execute all documents and pay all fees necessary to acquire any real estate interests needed for the Improvement.

Section 4. 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 5. That the cost of the contracts and other expenditures authorized shall be paid from Fund Nos. 60 SF 001, 60 SF 141, and 60 SF 126, and from the fund or funds to which are credited any grant proceeds accepted for this purpose of federal passenger facility charges, if authorized for this purpose. ~~(RQS 3001, RL 2025-05)~~ (RQS 3001, RLA 2025-05)

Section 6. 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:uo
2-24-2025
FOR: Director Francis

Ord. No. 240-2025 AS AMENDED

REPORT
after second Reading

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and referred to

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READ SECOND TIME

by the council _____

CITY CLERK

READ THIRD TIME

by the council _____

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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