Ordinance No. 1170-2026

By Council Members Slife, Santana and Griffin
(by departmental request)

AN EMERGENCY ORDINANCE
Determining the method of making the public improvement of designing and constructing a nuisance biofilm treatment plant, including removal of current equipment at Cleveland Hopkins International Airport; authorizing the Director of Port Control to enter into one or more contracts for the making of the improvement.

WHEREAS, current equipment and infrastructure at the Centralized Deicing Facility ("CDF") have been a result of sixty one percent of deicer pollutant loading in outfall stormwater due to uncontrolled leaks and overflows; and

WHEREAS, engineering evaluations determined that the Biofilm Treatment Plant proposes to upgrade the current equipment while significantly reducing deicer impacts to stormwater; 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 design-build 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, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of designing and constructing a nuisance biofilm treatment plant, which includes, but is not limited to, replacing and removing current equipment in diversion vaults, installing new pump stations, replacing UST-V vault and updating the inflow and infiltration of glycol contaminated water into storm water systems 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, through one or more resolutions. 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 2. 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 acquire any real estate interests needed for the Improvement and execute all documents and pay all fees necessary.

Section 3. 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 4. That the cost of the Improvement authorized shall be paid from Fund No. 60 SF 001. (RQS 3001, RLA 2026-109)

Section 5. 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.

JM:uo
9-28-2026

FOR: Director Francis

Ord. No. 1170-2026

By Council Members Slife, Santana and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

Determining the method of making the public improvement of designing and constructing a nuisance biofilm treatment plant, including removal of current equipment at Cleveland Hopkins International Airport; authorizing the Director of Port Control to enter into one or more contracts for the making of the improvement.

READ FIRST TIME on September 28, 2026 **REPORTS**
and referred to DIRECTORS of Port Control, City Planning Commission, Finance and Law; COMMITTEES on Transportation and Mobility; Development, Planning and Sustainability; Finance, Diversity, Equity and Inclusion

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **113** Page_____
Published in the City Record

REPORT
after second Reading

PASSAGE RECOMMENDED BY COMMITTEE ON
TRANSPORTATION and MOBILITY
FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY COMMITTEE ON
DEVELOPMENT, PLANNING AND SUSTAINABILITY
FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY COMMITTEE ON
FINANCE, DIVERSITY, EQUITY and INCLUSION
FILED WITH COMMITTEE