

EMERGENCY

IMD

- 2023

AUTHORIZING a payment of \$63,916.59 to EMS Brüel & Kjær Inc., dba Envirosuite Inc., from General Aviation Fund non-personnel operating budget account no. 104x234x1000x7289 as a moral obligation for services provided to the City at the Lunken Municipal Airport.

WHEREAS, the City entered into a services agreement with EMS Brüel & Kjær Inc., dba Envirosuite Inc. (“Envirosuite”), effective as of March 4, 2013, for services that included airport operations tracking, flight tracking, and noise and operation data; and

WHEREAS, Envirosuite’s services were procured by the City through 2020 (the “Term”), after which the City no longer encumbered funds to the agreement; and

WHEREAS, after the conclusion of the Term, Envirosuite continued to provide, and the City continued to utilize, certain software-based services, which were last utilized by the City in July 2022; and

WHEREAS, on November 2, 2023, the Department of Transportation and Engineering (“DOTE”) and Envirosuite reached an agreement for the City to pay Envirosuite \$63,916.59 as full and complete compensation for all services provided to the City outside of the Term; and

WHEREAS, DOTE has committed to closely monitoring contract expiration dates to ensure that funds for services are timely certified and covered by an active contract; and

WHEREAS, sufficient resources are available in General Aviation Fund non-personnel operating budget account no. 104x234x1000x7289 to pay Envirosuite for the services; and

WHEREAS, Council desires to provide payment for such services in the amount of \$63,916.59 to Envirosuite; now, therefore

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the Director of Finance is authorized to pay \$63,916.59 to EMS Brüel & Kjær Inc., dba Envirosuite Inc. (“Envirosuite”), from General Aviation Fund non-personnel operating budget account no. 104x234x1000x7289 as a moral obligation for payment in full for services provided to the City at the Lunken Municipal Airport.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions of Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to pay Envirosuite in a timely manner for services provided to the City.

Passed: _____, 2023

Aftab Pureval, Mayor

Attest: _____
Clerk