

Ordinance No. 40-2023

By Council Members McCormack and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to enter into a Lease Agreement with Fulton BHS CLOH I LLC for the use and occupancy of approximately 6,192 square feet of land, including 34 self-storage units located at 4949 and 4961 Old Grayton Road to operate a mini-storage facility and parking area for public use, for the Division of Airports, Department of Port Control, for a period of five years with one five-year option to renew, exercisable by the Director of Port Control.

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 enter into a Lease Agreement (“Lease”) with Fulton BHS CLOH I LLC (“Lessee”) for the use and occupancy of approximately 6,192 square feet of land, including 34 self-storage units located at 4949 and 4961 Old Grayton Road (“Leased Premises”) to operate a mini-storage facility and parking area for public use, for the Division of Airports, Department of Port Control. The term of the Lease shall be for a period of five years with one five-year option to renew, exercisable by the Director of Port Control.

Section 2. That for use of the Leased Premises, Lessee shall pay the City an annual rental rate of Five Hundred Dollars (\$500.00) absolute net, based on a third-party appraisal dated August 17, 2022 and subject to annual CPI adjustments beginning on the commencement of the first option term.

Section 3. That the Lease authorized shall be prepared by the Director of Law.

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
1-9-2023
FOR: Interim Director Kramer

