

Ordinance No. 334-2023 AS AMENDED

By Council Members McCormack and
Griffin (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to enter into one or more Lease By Way of Concession Agreements to lease, operate, manage, design, construct, and secure retail merchandise, food, beverage, and service concessions at Cleveland Hopkins International Airport, for the Department of Port Control, for a period not to exceed ten years, with one five-year option to renew, exercisable with additional legislative authority.

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 notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Port Control is authorized to enter into one or more Lease By Way of Concession Agreements on the basis of competitive proposals to lease, operate, manage, design, construct, and secure retail merchandise, food, beverage, and service concessions at Cleveland Hopkins International Airport, for the Department of Port Control. The selection of the concessionaire or concessionaires shall be made by the Board of Control on the nomination of the Director of Port Control. The concession fee to be paid to the City shall be fixed by the Board of Control. Each Lease By Way of Concession Agreement shall not exceed ten years, with one five-year option to renew, exercisable with additional legislative authority.

Section 2. That the Lease By Way of Concession Agreement or Agreements may require the concessionaires to establish a low interest loan fund to support small, female, and minority-owned business buildouts and to conduct or sponsor outreach events.

Section 3. That the Lease By Way of Concession Agreement or Agreements entered into after the passage date of this ordinance shall require that each concessionaire enter into and maintain a Labor Peace Agreement with each labor union that represents or seeks to represent employees at or in the concession at Cleveland Hopkins International Airport throughout the term of the Lease By Way of Concession

Ordinance No. 334-2023

AS AMENDED

and that any subcontractor or service provider to a concessionaire under such Lease By Way of Concession shall enter into and maintain a Labor Peace Agreement with each labor union that represents or seeks to represent employees at or in the concession at Cleveland Hopkins International Airport throughout the term of the Lease by Way of Concession. Labor Peace Agreements are not applicable to existing concession agreements.

Section 3.4. That the Lease By Way of Concession Agreement or Agreements shall be prepared by the Director of Law.

Section 4.5. 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.

RS:nl
3-13-2023
FOR: Interim Director Kramer

Ord. No. 334-2023 AS AMENDED

REPORT
after second Reading

By Council Members McCormack and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to enter into one or more Lease By Way of Concession Agreements to lease, operate, manage, design, construct, and secure retail merchandise, food, beverage, and service concessions at Cleveland Hopkins International Airport, for the Department of Port Control, for a period not to exceed ten years, with one five-year option to renew, exercisable with additional legislative authority.

READ FIRST TIME on MARCH 13, 2023

and referred to DIRECTORS of Port Control, Finance, Law;
COMMITTEES on Transportation and Mobility,
Finance Diversity Equity and Inclusion

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **110** Page _____

Published in the City Record _____

PASSAGE RECOMMENDED BY
COMMITTEE ON
TRANSPORTATION and
MOBILITY

FILED WITH COMMITTEE

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

FILED WITH COMMITTEE