

Ordinance No. 371-2020

**By Council Members Cleveland and Kelley
(by departmental request)**

AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to enter into a Lease Agreement with F & E Aircraft Maintenance (Miami), LLC for the lease of certain office space located at 19200 Primary Road at Cleveland Hopkins International Airport, Department of Port Control, to support their aircraft maintenance and other support services for various tenants, for a period of one year with four one-year options to renew, the second of which is 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 the Director of Port Control is authorized to enter into a Lease Agreement (“Lease”) F & E Aircraft Maintenance (Miami), LLC (“Lessee”) for use and occupancy of approximately 1,440 square feet of office space located on the second floor of Building #101 at 19200 Primary Road at Cleveland Hopkins International Airport (“Leased Premises”) to support its aircraft maintenance and other support services for various tenants. The term of the Lease shall be for a one-year period, with four one-year options to renew, the second of which shall require additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year options to renew is exercised, then the third and fourth of the one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council.

Section 2. That for use of the Leased Premises, Lessee shall pay the City an initial rate to be determined by an independent third-party appraisal. The rental rate for any option year exercised shall be adjusted annually on the effective date based on the United States Department of Labor, Consumer Price Index: “All Urban Consumers (CPI): Midwest Region, North Central,”; however, the rental rate shall never be lower than the rate during the initial term. The rent is payable in twelve (12) equal monthly installments.

Section 3. The Lease authorized by this ordinance 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
3-23-20

FOR: Director Kennedy

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REPORT
after second Reading

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READ FIRST TIME on MARCH 23, 2020

and referred to DIRECTORS of Port Control, Finance, Law;
COMMITTEES on Transportation, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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PASSAGE RECOMMENDED BY
COMMITTEE ON
TRANSPORTATION

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE