

Ordinance No. 701-2020

**By Council Members McCormack,
Johnson and Kelley (by departmental
request)**

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Works to renew Lease Agreement No. CT 7001 LS 2015-14 with the Cleveland Browns Stadium Company, LLC for the lease of a limited access parking lot located on the south side of First Energy Stadium, for a term of one year, with four one-year options to renew, exercisable by the Director of Public Works.

WHEREAS, under Ordinance No. 1559-14, passed February 9, 2015, this Council authorized a Lease with the Cleveland Browns Stadium Company, LLC (“Cleveland Browns”) for operation of a parking lot for members of the media during Cleveland Browns games, for a period of five years with one-five-year option to renew; and

WHEREAS, both the City and the Cleveland Browns desire to change the structure of the option to renew authorized in Ordinance No 1559-14 by authorizing five one-year terms instead of one five-year term; and

WHEREAS, also both the City and the Cleveland Browns desire to expand the use of the parking lot to include the operational needs of the Cleveland Browns after obtaining written approval from the Director of Public Works; 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, notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Public Works is authorized to renew Lease Agreement No. CT 7001 LS 2015-14, for the use and occupancy of approximately 32 parking spaces located in a parking lot situated south of First Energy Stadium, to provide parking for members of the media during Cleveland Browns games and for other operational uses of the Cleveland Browns after obtaining written approval by the Director of Public Works, and is more fully described as follows:

Legal Description for Lease to Browns for Media Parking Lot

Part of PPN 101-02-018

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Two Acre Lots Numbers 12, 13, and 14, and also a part of land now or formerly owned by the City of Cleveland, as Cuyahoga County Auditor’s Parcel No. 101-02-018, being more definitely described as follows:

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Commencing at the intersection of the centerlines of Lakeside Avenue (99.00 feet wide) and West 3rd Street (99.00 feet wide), said point witnessed by an iron pin found 0.37 feet South of said intersection;

Thence North 33°57'39" West along the centerline of West 3rd Street, 842.92 feet to a point therein;

Thence North 56°02'09" East, 49.50 feet to a point in the Easterly line of said West 3rd Street;

Thence continuing North 56°02'09" East, 533.35 feet to a point and the principal place of beginning;

Thence continuing North 56°02'09" East, 371.20 feet to a point;

Thence South 63°58'30" East, 99.84 feet to a point set on the Northerly line of land conveyed to Amtrak by deed recorded in Volume 14865, Page 193 of Cuyahoga County Records;

Thence South 59°23'11" West, along said Northerly line 429.06 feet to a point therein;

Thence North 27°16'52" West, 61.80 feet to the place of beginning and containing within said boundaries an area of 0.6722 acres of land, be the same more or less, but subject to an easement for ingress and egress over the entire parcel described above, and appurtenant to an adjacent parcel of land leased to the Regional Transit Authority, and all legal highways, and restrictions of records.

Section 2. That the term of the Lease Renewal shall be for a period of one year with four one-year options to renew, exercisable by the Director of Public Works.

Section 3. That the rent, during the initial one-year term of the Lease Renewal and for each option year exercised, shall be \$15,000 annually for ten (10) Cleveland Browns games to be used for members of the media and other operational uses of the Cleveland Browns during Cleveland Browns games and \$600.00 parking per day for special events after obtaining written approval by the Director of Public Works. Parking shall be restricted to not allow for game-day fan parking.

Section 4. That the Lease Renewal shall be prepared by the Director of Law and shall contain any terms and conditions as are required to protect the interests of the City.

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.

RB:nl
8-26-2020
FOR: Director Cox

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REPORT
after second Reading

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READ FIRST TIME on AUGUST 26, 2020
and referred to DIRECTORS of Public Works,
City Planning Commission, Finance, Law;
COMMITTEES on Municipal Service and Properties, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **107** Page _____

Published in the City Record _____

PASSAGE RECOMMENDED BY
COMMITTEE ON
**MUNICIPAL SERVICES
AND PROPERTIES**

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE

