

Ordinance No. 888-2019

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

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Works to lease certain property located at 14550 Lorain Avenue from Beth Hanna LLC, for the purpose of providing a base of operations for services provided in the northwest section of the City, for a term of five years, with three one-year options to renew, exercisable by the Director of Public Works.

WHEREAS, the City of Cleveland requires certain property located at 14550 Lorain Avenue for the public purpose of providing a base of operations for services provided in the northwest section of the City; and

WHEREAS, Beth Hanna LLC ("Beth Hanna") has proposed to lease the property to the City of Cleveland; 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 and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to lease from Beth Hanna certain property located at 14550 Lorain Avenue.

Section 2. That the lease term shall commence on July 1, 2019 and the term of the lease shall be for a term of five years, with three one-year options to renew, exercisable by the Director of Public Works.

Section 3. That the rent for the lease authorized by this ordinance shall be a rental of \$110,000 annually for each year of the lease and any option year exercised, which is determined to be fair market value, exclusive of utilities, taxes, and insurance.

Section 4. That the lease may authorize the City to make improvements to the leased premises under terms to be determined by the parties to be consistent with the public purpose or purposes of providing a base of operations for services provided in the northwest section of the City.

Section 5. That the lease may provide for the City's payment of appropriate utility, taxes, insurance and other operating costs of the leased premises.

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Section 6. That the costs of the lease shall be paid from Fund No. 11 SF 401, RQS 7016, RL 2019-29.

Section 7. That the lease 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 8. That the Director of Public Works, the Director of Law, and other appropriate City officials are authorized to execute any other documents and certificates, and take any other actions which may be necessary or appropriate to effect the lease authorized by this ordinance.

Section 9. 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.

GK:nl
7-24-19

FOR: Director Cox

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READ FIRST TIME on JULY 24, 2019
and referred to DIRECTORS of Public Works,
City Planning Commission, Finance, Law;
COMMITTEES on Municipal Services and Properties, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **106** Page _____

Published in the City Record _____

REPORT
after second Reading

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

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
**DEVELOPMENT, PLANNING AND
SUSTAINABILITY**

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE

