

Ordinance No. 1230-2022

By Council Members McCormack and Griffin
(by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to lease certain space located at Building No. 208 at 5851 Cargo Road at Cleveland Hopkins International Airport to Swissport USA Inc. to support aviation ground handling operations and maintenance services for various airlines at the airport, for a term of two years, with three one-year options to renew, exercisable by the Director of Port Control.

WHEREAS, the City of Cleveland owns certain space known as Building No. 208 at 5851 Cargo Road at Cleveland Hopkins International Airport, which is not needed for public use; and

WHEREAS, Swissport USA Inc. has proposed to lease the property from the City; 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 Port Control is authorized to lease to Swissport USA Inc. (“Lessee”), approximately 9,920 square feet of building and adjacent parking support space at Building No. 208 at 5851 Cargo Road at Cleveland Hopkins International Airport, which is not needed for public use to support aviation ground handling operations and maintenance services for various airlines at the airport.

Section 2. That the term of the lease authorized by this ordinance shall not exceed two years, with three one-year options to renew, exercisable by the Director of Port Control.

Section 3. That Lessee shall pay the City for the initial term an annual rent as determined by an independent third-party appraisal based on the fair market value of the leased premises and rental rates charged for comparable facilities. Rental rates for each of the option terms shall be adjusted based on the United States Department of Labor, Consumer Price Index: “All Urban Consumer” Cleveland and Akron, OH, however, never lower than the rate during the initial term.

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Section 4. That the lease may authorize the Lessee to make improvements to the leased premises subject to the approval of appropriate City agencies and officials.

Section 5. That the lease shall be prepared by the Director of Law.

Section 6. That the Director of Port Control, 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 7. 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.

RC:nl
11-21-2022
FOR: Interim Director Kramer

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REPORT
after second Reading

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READ FIRST TIME on NOVEMBER 21, 2022
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

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PASSAGE RECOMMENDED BY
COMMITTEE ON
**TRANSPORTATION and
MOBILITY**

FILED WITH COMMITTEE

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COMMITTEE ON
**FINANCE, DIVERSITY, EQUITY
and INCLUSION**

FILED WITH COMMITTEE