

Ordinance No. 1200-2024

By Council Members McCormack, Bishop, Hairston and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Capital Projects to lease certain property located at and under the Superior Viaduct Arch Number 6 to the John G. Johnson Construction Company, and/or its designee, for parking and material storage, for a term of five years with one five-year option to renew, exercisable by the Director of Capital Projects.

WHEREAS, the City of Cleveland owns certain property located at and under the Superior Viaduct Arch Number 6, which is not needed for the City's public use; and

WHEREAS, the John G. Johnson Construction Company, and/or its designee, has proposed to lease the property from the City for parking and material storage; 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, and at the direction of the Board of Control, the Director of Capital Projects is authorized to lease to the John G. Johnson Construction Company, and/or its designee ("Lessee"), certain property located at and under the Superior Viaduct Arch Number 6, which is not needed for the City's public use and is more fully described as follows:

Superior Viaduct – Arch Number 6

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Sublots Numbers 554, 555, and 563 through 568 both inclusive, as shown by the recorded plat of the Buffalo Company's Allotment of a part of Original Brooklyn Township Lot Numbers 51 and 70 in Volume 3 of Maps, Page 51 of Cuyahoga County Records and being about 117.5 feet in length and 80.00 feet wide and containing 7,265 square feet of land;

Having excluded 2,135 square feet of land within Pier Number 13 and the Easterly one-half of Pier Number 14.

Section 2. That the term of the lease authorized by this ordinance shall be for a term of five years with one five-year option to renew, exercisable by the Director of Capital Projects.

Section 3. That the property authorized by this ordinance shall be leased at the appraised value of \$1,165.00 per year, which is determined to be fair market value, exclusive of utilities.

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Section 4. That the lease may authorize the Lessee to make improvements to, and maintain, the leased premises at its cost 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 Capital Projects, 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.

PMA:nl
11-4-2024
FOR: Director DeRosa

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READ FIRST TIME on NOVEMBER 4, 2024

and referred to DIRECTORS of Capital Projects,
City Planning Commission, Finance, Law;
COMMITTEES on Municipal Services and Properties,
Development Planning and Sustainability,
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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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**

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and INCLUSION**

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