Ordinance No. 1082-17

**Council Members Zone and Kelley
(by departmental request)**

AN EMERGENCY ORDINANCE
Authorizing the Director of Public Safety to lease certain space located in the Justice Center, 1300 Ontario Street, and a portion of the parking garage to Cuyahoga County for the purpose of the County relocating operations from the Marion Building to the Justice Center for a term of one year, with three one-year options to renew, exercisable by the Director of Public Safety.

WHEREAS, the City of Cleveland owns certain space known as Floors 1, 2, and 4 in the Justice Center, 1300 Ontario Street, and a portion of the parking garage, which is suitable for lease by Cuyahoga County (the "County") for a public use; and

WHEREAS, the County 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 Public Safety is authorized to lease to the County ("Lessee"), certain space known as Floors 1, 2, and 4 in the Justice Center, 1300 Ontario Street, and a portion of the parking garage, which is suitable for lease by Cuyahoga County (the "County") for a public use.

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

Section 3.   That the space authorized by this ordinance shall be leased at $1.00, and other valuable consideration, determined to be fair market value, exclusive of utilities.

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. The Department of Finance will support the necessary repairs as authorized by the

Mayor and City Council in the time frame in which the repairs take place and will

segregate funds as appropriate.

Section 5.   That the Lease may provide for the City's payment of appropriate

utility and other operating costs of the leased premises.

Section 6.   That the lease shall be prepared by the Director of Law.

Section 7.   That the Director of Public Safety, 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 8.   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
9-17-18

FOR: Director McGrath

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READ FIRST TIME on SEPTEMBER 18, 2017
and referred to DIRECTORS of Public Safety, Finance, Law;
COMMITTEES on Safety, Finance

REPORTS

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                          CITY CLERK
_____
        READ SECOND TIME
_____
                          CITY CLERK
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        READ THIRD TIME

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                          PRESIDENT

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                          CITY CLERK
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            APPROVED

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                          MAYOR
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PASSAGE RECOMMENDED BY COMMITTEE ON SAFETY	PASSAGE RECOMMENDED BY COMMITTEE ON FINANCE
FILED WITH COMMITTEE	FILED WITH COMMITTEE