

Ordinance No. 918-18

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

AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to enter into a Lease Agreement with Zone Aviation for the lease of office space at Burke Lakefront Airport for the operation of a flight training school, aircraft management, and pilot support services, for a period of two years, with three one-year options to renew, the first of which is exercisable through additional legislative authority.

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 the Director of Port Control is authorized to enter into a Lease Agreement ("Lease") with Zone Aviation ("Lessee") for use and occupancy of approximately 1,452 square feet of office space located in the Rooms 149 and 152 at Burke Lakefront Airport ("Leased Premises") for operation of flight training, aircraft management, and pilot support services at the Leased Premises. The term of the Lease shall be for a two year period, with three one-year options to renew. The first one-year option to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the one-year option to renew is exercised, then the second and third one-year option to renew may be exercisable at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. For use of the Leased Premises, Lessee shall pay the City the greater of the current fair market value based on an independent third party appraisal or an annual rate of \$23,380 for the initial term. For each option term exercised, the rental rate shall be adjusted based on the United States Department of Labor, Consumer Price Index: "All Urban Consumers" Cleveland and Akron, OH; however not lower than the rate during the initial term.

Section 2. That the Lease authorized shall be prepared by the Director of Law.

Section 3. 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.

JMcG:nl
7-18-18
FOR: Director Kennedy

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READ FIRST TIME on JULY 18, 2018
and referred to DIRECTORS of Port Control, Finance, Law;
COMMITTEES on Transportation, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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REPORT
after second Reading

**PASSAGE RECOMMENDED BY
COMMITTEE ON
TRANSPORTATION**

FILED WITH COMMITTEE

**PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE**

FILED WITH COMMITTEE