

Ordinance No. 943-18

Council Members Brancatelli and Kelley
(by departmental request)

AN EMERGENCY ORDINANCE

To amend the title and Sections 1 and 2 of Ordinance No. 818-18, passed June 4, 2018, relating to the development of 5101-03 Fleet Avenue; and to supplement the ordinance by adding new Sections 1a, 1b, 1c, 1d, and 1e, relating to real estate activities.

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 title and Sections 1 and 2 of Ordinance No. 818-18, passed June 4, 2018, are amended to read as follows:

An emergency ordinance authorizing the Director of Economic Development to enter into an agreement with Slavic Village Development ~~for the to purchase 5101-03 Fleet Avenue project through the use of Ward 12 Restricted Income Tax Funds;~~ authorizing the Commissioner of Purchases and Supplies to purchase the property for the Department of Economic Development; and, following demolition of the existing structures on the property, authorizing the Director of Economic Development to transfer the property to the control, possession, and use of the Department of Community Development for future redevelopment.

Section 1. That the Director of Economic Development is authorized to enter into an agreement with Slavic Village Development for the public purpose of acquisition and related activities in support of the 5101-03 Fleet Avenue project. ~~through the use of Ward 12 Restricted Income Tax Funds.~~

Section 2. That the cost of ~~the contract~~ implementing this ordinance, including, but not limited to, the costs of acquisition and demolition, shall be in an amount not to exceed \$75,000 and shall be paid from the Fund designated by the Director of Finance for the project. Fund No. 11-006, RQS 9501, RL 2018-87.

Section 2. That the existing title and Sections 1 and 2 of Ordinance No. 818-18, passed June 4, 2018, are repealed.

Section 3. That Ordinance No. 818-18 is supplemented by adding new Sections 1a, 1b, 1c, 1d, and 1e to read as follows:

Section 1a. That notwithstanding and as an exception to the provisions of Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized to purchase the property located at 5101-5013 Fleet Avenue for future redevelopment.

Section 1b. That the Director of Economic Development is authorized to execute on behalf of the City of Cleveland all necessary documents to effect the purposes of this ordinance.

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Section 1c. That the consideration to be paid for this property shall not exceed fair market value as determined by the Board of Control.

Section 1d. That under Section 183.14 of the Codified Ordinances of Cleveland, Ohio, 1976, following demolition of the existing structures on the property, the Director of Economic Development is authorized to transfer the property to the control, possession, and use of the Department of Community Development.

Section 1e. That, upon consummation of the transfer referenced above, the directors participating in the transaction shall initial and date a copy of this ordinance and deliver the copy to the custody of the Division of Property Management of the Department of Public Works.

Section 4. 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.

MC:nl
7-18-18

FOR: Director Ebersole and Director Menesse

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READ FIRST TIME on JULY 18, 2018
and referred to DIRECTORS of Economic Development,
Community Development, Finance, Law;
COMMITTEES on Development Planning and Sustainability, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

REPORT
after second Reading

PASSAGE RECOMMENDED BY
COMMITTEE ON
DEVELOPMENT, PLANNING AND
SUSTAINABILITY

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE