

# Ordinance No. 82-2019

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

## **AN EMERGENCY ORDINANCE**

Authorizing the Director of Port Control to enter into a Lease By Way of Concession with Alclear, LLC, dba as CLEAR for the installation, maintenance, and operation of up to fifteen kiosks located at the security checkpoints and for administrative support space at Cleveland Hopkins International Airport, for a period of five years, with one five-year option to renew, which shall require additional legislative authority.

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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 any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Port Control is authorized to enter into a Lease By Way of Concession ("Lease") with Alclear, LLC, dba as CLEAR for the installation, maintenance, and operation of up to fifteen (15) kiosks, with an initial placement of six kiosks, located at the security checkpoints, and the use and occupancy of requisite administrative support space at Cleveland Hopkins International Airport. The Lease shall be for the use and occupancy of approximately five square feet per kiosk placed, not to exceed fifteen (15) kiosks during the initial term of the Lease, and requisite administrative support space (collectively, the "Premises").

Section 2. That the term of the Lease shall be for five years, with one option to renew for an additional five year period, which shall require additional legislative authority to exercise.

Section 3. That CLEAR shall pay the City rent for the Premises, during each year of the Lease term, ten percent (10%) of the annual fee received by CLEAR for each new member applying for and paying an annual membership fee to CLEAR or a current customer renewing their annual membership to CLEAR at Cleveland Hopkins International Airport and other ancillary fees.

Section 4. That the Lease authorized shall be prepared by the Director of Law and shall contain additional terms and conditions as the Director deems necessary to protect and benefit the public interest.

Section 5. 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.

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**READ FIRST TIME on JANUARY 7, 2019**

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