

Ordinance No. 83-2019

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

AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to enter into a Lease Agreement with BP Products North America, Inc. for the use and occupancy of City-owned property commonly known as the North Fuel Farm at Cleveland Hopkins International Airport, for the purpose of operating an aviation fuel storage and handling facility, for a period of two years, with three one-year options to renew, the first of which shall require 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 BP Products North America, Inc. ("Lessee") for use and occupancy of City-owned property commonly known as the North Fuel Farm at Cleveland Hopkins International Airport ("Leased Premises"). The Leased Premises shall be used for the operation of an aviation fuel storage and handling facility at Cleveland Hopkins International Airport, for the Department of Port Control, for a period of two years with three one-year options to renew. The first of the one-year options to renew may be exercised by the Director of Port Control only if additional legislative authority is obtained. If such additional legislative authority is granted, the second and third one-year options to renew may be exercised 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 during the initial term and any option year exercised, Lessee shall pay an annual rate to be determined by an independent third-party appraisal.

Section 2. 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
1-7-19

FOR: Director Kennedy

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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