

# Ordinance No. 84-2019 ( As Amended )

Council Members Cleveland and Kelley  
(by departmental request)

## AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to enter into a Lease Agreement with AvAirPros Services, Inc. for the lease of certain space in the terminal building at Cleveland Hopkins International Airport for the purpose of operating and maintaining the inline baggage handling system, for the Department of Port Control, 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 AvAirPros Services, Inc. ("Lessee") for use and occupancy of approximately 4,880 square feet of space located in various areas of the terminal building at Cleveland Hopkins International Airport ("Leased Premises") for the purpose of operating and maintaining the inline baggage handling system. The term of the Lease shall be 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, Lessee shall pay an annual rate of ~~\$539,096.80~~ **\$503,674.40**, which shall be payable in monthly installments of ~~\$44,924.73~~ **\$41,972.87**. This rate is based on the current terminal rental rates. The rental rate for each of the option years, if exercised, shall be based on the Airport's rates and charges calculation as outlined in the airline Master Lease and Agreement.

**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.

RB:nl                      1-7-19                      FOR: Director Kennedy

## Amendments to Ord. No. 84-2019

THERE IS NO LEGAL OBJECTION TO THIS LEGISLATION IF AMENDED AS FOLLOWS:

1. In Section 1, line 12, strike "\$539,096.80" and insert "**\$503,674.40**"; and in line 13, strike "\$44,924.73" and insert "**\$41,972.87**".

Date: \_\_\_\_\_ (Signed): \_\_\_\_\_

Keith Scheurman  
Assistant Director of Law

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**READ FIRST TIME on JANUARY 7, 2019** **REPORTS**  
**and referred to DIRECTORS of Port Control, Finance, Law;**  
**COMMITTEES on Transportation, Finance**

	CITY CLERK
READ SECOND TIME	
	CITY CLERK
READ THIRD TIME	
PRESIDENT	
	CITY CLERK
APPROVED	
MAYOR	

REPORT  
after second Reading

	PASSAGE RECOMMENDED BY COMMITTEE ON TRANSPORTATION
FILED WITH COMMITTEE	

	PASSAGE RECOMMENDED BY COMMITTEE ON FINANCE
FILED WITH COMMITTEE	