

**Ordinance No. 728-2019**

**Council Member:** Kelley (by departmental request)

**An emergency ordinance authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to lease property at 1449 West 117<sup>th</sup> Street from Montlack Realty, Co., or its designees, for the purpose of providing office space for the Adult Probation Department of the Cleveland Municipal Court, for a term of one year, with one option to renew, exercisable by the Director of Finance, on behalf of the Cleveland Municipal Court.**

**WHEREAS**, the City of Cleveland requires certain property located at 1449 West 117<sup>th</sup> Street for the public purpose of providing office space for the Adult Probation Department of the Cleveland Municipal Court to furnish probationary services to the neighborhood; and

**WHEREAS**, Montlack Realty, Co., or its designees, has proposed to lease the property to the City of Cleveland; and

**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 and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Finance, on behalf of the Cleveland Municipal Court, beginning June 1, 2019, is authorized to lease from Montlack Realty, Co., or its designees, certain property more fully described as follows: Building 1, Space A, at 1449 West 117<sup>th</sup> Street, consisting of approximately 4,251 square feet, for office space for the Adult Probation Department of the Cleveland Municipal Court.

**Section 2.** That the term of the lease authorized shall be for a term of one year, with one option to renew, exercisable by the Director of Finance, on behalf of the Cleveland Municipal Court.

**Section 3.** That the rent for the lease authorized shall be \$64,656.00, payable in equal monthly installments.

**Section 4.** That the lease may authorize the City to make improvements to the leased premises under terms to be determined by the parties consistent with the public purpose of providing office space for the Adult Probation Department of the Cleveland Municipal Court to furnish probationary services to the neighborhood.

**Section 5.** That the lease may provide for the City's payment of appropriate utility and other operating costs of the leased premises.

**Section 6.** That the lease shall be prepared by the Director of Law.

**Section 7.** That the Director of Finance, on behalf of the Cleveland Municipal Court, and the Director of Law, and other appropriate City officials, are authorized to execute other documents and certificates, and take other actions necessary or appropriate to affect the lease authorized by this ordinance.

**Section 8.** That the costs of the lease shall be paid from Fund Nos. 10 SF 085 and 10 SF 175, RQS 0115, RQS 0115, RL 2019-65.

**Section 9.** 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.

**Passed July 24, 2019.**

**Effective July 26, 2019.**