



Legislation Details (With Text)

File #: O-560-21 **Version:** 1 **Name:**
Type: Ordinance **Status:** Approved
File created: 9/7/2021 **In control:** Public Service Department
On agenda: 11/23/2021 **Final action:** 11/23/2021

Title: Authorizing the Mayor to execute a lease renewal with Toledo Sailing Club for their continued use of certain property within the Parking Lot across from the Toledo Zoo, located at 2683 Broadway, Toledo, Ohio, for vehicular parking spaces and for off-season boat dock storage; authorizing the receipt and deposit of annual lease proceeds; making certain findings and waivers with respect thereto; and declaring an emergency.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit A, 2. Renewal, 3. Audio: Agenda Review 11/16/2021

Date	Ver.	Action By	Action	Result
11/23/2021	1	City Council	Emergency	Pass
11/23/2021	1	City Council	Passage	Pass
11/9/2021	1	City Council	First Reading	Pass

DPS/DEV Lease Renewal-Toledo Sailing Club-Parking
Parks, Recreation and Forestry/Development /Real Estate
Karen Ranney Wolkins (x2326)/Paul M. Rasmusson (x7868)
Carmen Watkins (x1154)/Brandon Sehlhorst (x1692)
Revised

Authorizing the Mayor to execute a lease renewal with Toledo Sailing Club for their continued use of certain property within the Parking Lot across from the Toledo Zoo, located at 2683 Broadway, Toledo, Ohio, for vehicular parking spaces and for off-season boat dock storage; authorizing the receipt and deposit of annual lease proceeds; making certain findings and waivers with respect thereto; and declaring an emergency.

SUMMARY & BACKGROUND:

The Toledo Sailing Club's lease with the city expired in July 16, 2019, and the Toledo Sailing Club has requested a lease renewal with the City of Toledo for the use of approximately 3,000 sq. feet of parking area, located at 2683 Broadway. The designated parking area consists of 15 spaces for club member vehicular parking or off-season storage of member's boat docks, or member trailer parking for the access to the public boat launch on the Maumee River. The rent renews at \$1,250 per year and the term expires July, 2024 with a renewal term of five (5) years. All prior terms and condition of the 2019 lease remain in effect, including the Toledo Zoological Society operation and maintenance of this designated parking area.

The fiscal impact of this Ordinance is as follows:

- The amount of funds requested: N/A
- The expenditure budget line item: N/A

- New annual revenue generated (operational revenue, grants, if any): \$1,250
- Revenue budget line item (if any): 2007-60300-772X001STDSTD
- Are funds budgeted in the current fiscal year (yes/no)? N/A
- Is this a capital project (yes/no)? N/A
- If yes, is it new or existing (new/existing)? N/A
- What section of the City's Strategic Plan does this support:
 - o Excellence in Basic Services (yes/no) yes
 - o Quality Community Investment (Livable City, Development) (yes/no) yes
 - o Workplace Culture & Customer Service (yes/no) no
 - o Environment (yes/no) no

NOW, THEREFORE, Be it ordained by the Council of the City of Toledo:

SECTION 1. That the Mayor is authorized to execute a lease renewal with the Toledo Sailing Club for the continued use of property located at 2683 Broadway ("Property") as shown in Exhibit "A" attached hereto and made a part hereof.

SECTION 2. That the lease renewal and needed instruments shall contain other terms and conditions deemed necessary and proper by the Mayor, the Department of Law and the Department of Economic Development.

SECTION 3. That the terms of said lease renewal shall be for a five (5) year term, commencing on July 17, 2019, the day after the expiration date of the expired lease, with an option to renew this lease for an additional one (1) term of five (5) years, at the annual rate of \$1,250 per year, retroactively payable to commencement date, for the continued usage of 15 parking spaces located at 2683 Broadway.

SECTION 4. Said lease renewal shall contain other terms and conditions deemed necessary and proper by the Mayor, the Department of Law, the Department of Economic Development and the Department of Public Service, Division of Parks, Recreation and Forestry.

SECTION 5. That the Finance Director is authorized to accept and deposit the annual lease proceeds into Account Code 2007-60300-772X001STDSTD.

SECTION 6. That this Council finds and determines that the subject property is not needed for a municipal purpose during the term of the lease and hereby approves the lease renewal notwithstanding and as an exception to the provisions of Chapter 187 of the Toledo Municipal Code for the reason that this lease is a continued highest and best use for the subject property.

SECTION 7. That it is found and determined that all formal actions of Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of Council and any of its committees that result in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 8. That this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately from and after its passage. The reason for the emergency lies in the fact that the same is necessary for the immediate preservation of the public peace, health, safety and property, and for the further reason that this Ordinance must be immediately effective to facilitate the lease renewal and continued uninterrupted use of the subject property.

Vote on emergency clause: yeas _____, nays _____.

Passed: _____, as an emergency measure: yeas _____, nays _____.

Attest: _____
Clerk of Council

President of Council

Approved: _____

Mayor