The City Record
Official Publication of the Council of the City of Cleveland

November the Twenty-Sixth, Two Thousand and Fourteen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name
1 Terrell H. Pruitt
2 Zachary Reed
3 Joe Cimperman
4 Kenneth L. Johnson
5 Phyllis E. Cleveland
6 Mamie J. Mitchell
7 TJ Dow
8 Michael D. Polensek
9 Kevin Conwell
10 Jeffrey D. Johnson
11 Dona Brady
12 Anthony Brancatelli
13 Kevin J. Kelley
14 Brian J. Cummins
15 Matthew Zone
16 Martin J. Sweeney
17 Martin J. Keane

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

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<th>Ward</th>
<th>Name</th>
<th>Residence</th>
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<tr>
<td>1</td>
<td>Terrell H. Pruitt</td>
<td>16920 Throicky Avenue</td>
</tr>
<tr>
<td>2</td>
<td>Zack Reed</td>
<td>3734 East 149th Street</td>
</tr>
<tr>
<td>3</td>
<td>Joe Cimpian</td>
<td>P.O. Box 91688</td>
</tr>
<tr>
<td>4</td>
<td>Kenneth L. Johnson</td>
<td>2948 Hampton Road</td>
</tr>
<tr>
<td>5</td>
<td>Phyllis E. Cleveland</td>
<td>2369 East 36th Street</td>
</tr>
<tr>
<td>6</td>
<td>Mamie J. Mitchell</td>
<td>12701 Shaker Boulevard, #71</td>
</tr>
<tr>
<td>7</td>
<td>TJ Dow</td>
<td>7715 Deercher Avenue</td>
</tr>
<tr>
<td>8</td>
<td>Michael D. Polmacek</td>
<td>17855 Brian Avenue</td>
</tr>
<tr>
<td>9</td>
<td>Kevin Reed</td>
<td>10647 Anthony Avenue</td>
</tr>
<tr>
<td>10</td>
<td>Jeffrey D. Johnson</td>
<td>9024 Parkgate Avenue</td>
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<td>11</td>
<td>Dona Brady</td>
<td>12727 West Boulevard</td>
</tr>
<tr>
<td>12</td>
<td>Anthony Braniselli</td>
<td>6924 Ottawa Road</td>
</tr>
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<td>13</td>
<td>Kevin J. Kelley</td>
<td>5904 Parkridge Avenue</td>
</tr>
<tr>
<td>14</td>
<td>Brian J. Cummins</td>
<td>3104 Mapledale Avenue</td>
</tr>
<tr>
<td>15</td>
<td>Matthew Zone</td>
<td>1228 West 69th Street</td>
</tr>
<tr>
<td>16</td>
<td>Martin J. Sweeney</td>
<td>3632 West 133rd Street</td>
</tr>
<tr>
<td>17</td>
<td>Martin J. Keane</td>
<td>15907 Colletta Lane</td>
</tr>
</tbody>
</table>

City Clerk, Clerk of Council – Patricia J. Britt, 215 City Hall, 664-2840

MAYOR – Frank G. Jackson

Ken Stillman, Secretary to the Mayor, Chief of Staff

Damell Brown, Executive Assistant to the Mayor, Chief Operating Officer

Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs

Martin J. Flax, Executive Assistant to the Mayor of Special Projects

Monika S. Price, Executive Assistant to the Mayor, Chief of Education

Maureen Harper, Executive Assistant to the Mayor, Chief of Communications

Jenica McGowan, Executive Assistant to the Mayor, Chief of Sustainability

Nawoa J. Walker Minor, Executive Assistant to the Mayor, Chief of Public Affairs

Edward W. Rybka, Executive Assistant to the Mayor, Chief of Regional Development

OFFICE OF CAPITAL PROJECTS – Matthew L. Sprosz, Director

DIVISIONS:
Architecture and Site Development – Robert Vilkas, Chief Architect, Manager

Engineering and Construction – Richard J. Switalski, Manager

Real Estate – James DeRosa, Commissioner

OFFICE OF EQUAL OPPORTUNITY – Melissa K. Burrows, Ph.D., Director

DEPT. OF LAW – Barbara A. Langhenry, Director, Gary D. Singletary, Chief Counsel, Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel, Room 100: John Strick, Law Librarian, Room 100

DEPT. OF FINANCE – Sharon Dumas, Director, Room 104;

Natalia Brandt, Manager, Internal Audit

DIVISIONS:
Accounts – Loyna Moss Walker, Commissioner, Room 19

Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122

City Treasury – James Hartley, Interim Treasurer, Room 115

Financial Reporting & Control and Services – Douglas Díaz, Commissioner, 205 W. St. Clair Avenue

Purchases and Supplies – Tiffany White, Commissioner, Room 128

Printing and Reproduction – Michael Hewitt, Commissioner, 1755 Lakeside Avenue

Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

DEPT. OF PUBLIC UTILITIES – Sharon Dumas, Interim Director, 1201 Lakeside Avenue

DIVISIONS:
Cleveland Public Power – Ivan Henderson, Commissioner

Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer

Water – Alex Margevicius, Interim Commissioner

Water Pollution Control – RIchad Zoghaib, Commissioner

DEPT. OF PORT CONTROL – Ricky D. Smith, Director, Cleveland Hopkins International Airport, 5300 Riverside Drive

DIVISIONS:
Burke Lakefront Airport – Khalid Bahir, Commissioner

Cleveland Hopkins International Airport – Fred Siobao, Commissioner

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:
Administration – John Laid, Manager

Special Events and Marketing – Taneesha Johnson, Manager

DIVISIONS:
Monee Vehicle Maintenance – Daniel A. Novak, Commissioner

Park Maintenance and Properties – Richard L. Silva, Commissioner

Parking Facilities – Antoinette Thompson, Interim Commissioner

Property Management – Tom Nagle, Commissioner

Recreation – Samuel Gisseneater, Interim Commissioner

Streets – Randell T. Scott, Interim Commissioner

Traffic Engineering – Robert Mavec, Commissioner

Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

DEPT. OF PUBLIC HEALTH – Tonette Parrilla, Director, 75 Erevue Plaza

DIVISIONS:
Air Quality – George Baker, Commissioner

Environmental – Chanter Williams, Commissioner, 75 Erevue Plaza

Health – Myron Benet, Commissioner, 75 Erevue Plaza

DEPT. OF PUBLIC SAFETY – Michael C. McGrath, Director, Room 230

DIVISIONS:
Animal Control Services – John Baird, Chief Dog Warden, 2690 West 7th Street

Correction – Robert T. Ouray, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.

Emergency Medical Services – Nicole Carlson, Acting Commissioner, 1708 South Poine Drive

Fire – Patrick Kelly, Chief, 1649 Superior Avenue

Police – Calvin D. Williams, Chief, Police Hqrs. Bldg., 1300 Ontario Street

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director

DIVISIONS:
Administrative Services – Jesus Rodriguez, Commissioner

Fair Housing and Consumer Affairs Office – John Mahoney, Manager

Neighborhood Development – Chris Garland, Commissioner

Neighborhood Services – Louise V. Jackson, Commissioner

DEPT. OF BUILDING AND HOUSING – Ronald J.H. O'Leary, Director, Room 500

Code Enforcement – Thomas E. Vanover, Commissioner

Construction Permitting – Naiid Hussain, Commissioner

DEPT. OF HUMAN RESOURCES – Deborah Southerington, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – Tracey A. Nichols, Director, Room 210

DEPT. OF AGING – Jane Finnich, Director, Room 122

COMMUNITY RELATIONS BOARD – Room 11, Blaine Griffin, Director, Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Brian Cummins, Eugene R. Miller (Board Lawyer); Roosevelt E. Coats, Jenice Croom; Kaitlyn Hal, Yaez Humdaheld, Evangeline Hardaway, John O. Horton, Gary Johnson, Sr., Daniel McNea, Stephanie Morrison-Herbek, Roland Muhammad, Gia Hoa Tran, Peter Wiatr.

CIVIL SERVICE COMMISSION – Room 119, Robert Bennett, President; Michael L. Nelson, Sr., Vice-President; Lucille Ambroz, Secretary; Members: Pastor Gregory Jordan, Matthew Micklinc

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President Kevin J. Kelley, Betty Hurby, Asst. Sec’y.; Sharon Dumas, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members; Mary Haas McGrew, Ozzell Dobbs, John Shaver Washington, Tim Donovan, Elizabeth Kakia, Secretary


BOARD OF REVISION OF ASSESSMENTS – Law Director Barbara A. Langhenry, President; Finance Director Sharon Dumas, Secretary; Council President Kevin J. Kelley.

BOARD OF SIDEWALK APPEALS – Council Projects Director Matthew Snoch, Law Director Barbara A. Langhenry, Council Member Kenneth L. Johnson.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry; Utilities Director Paul Bender; Council President Kevin J. Kelley.

CITY PLANNING COMMISSION – Room 501 – Freddy D. Collier, Jr., Director; Anthony J. Coyne, Chairman; David H. Brown, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean Pinukney, Norman Krumholz, Council Member Phyllis E. Cleveland.

FAIR HOUSING BOARD – Charles seas, Chair; Lisa Camacho, Daniel Conway, Robert L. Bender, Genesis O. Brown.


CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman; Martin Martin, Mark Rivas.

MORAL CLAIMS COMMISSION – Law Director Barbara A. Langhenry, Chairman; Finance Director Sharon Dumas; Council President Kevin J. Kelley, Councilman Kevin Kelley.

POLICE REVIEW BOARD – Thomas Jones, Board Chair Person; Vernon Collier, Vernon Whalen, Nancy Cronin, Elva Evans.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Jennifer Coleman, Chair; Laura M. Bal, Freddy D. Collier, Jr., Allan Dreyer, Giancarlo Calicchia, Council Member Terrell H. Pruitt, Robert Strickland, Julie Trott, Robert Vilkas, Donald Petit, Interim Secretary.

AUDIT COMMITTEE – Yvette M. Ito, Chair, Debra Iaak, Tracy Lewis, Diane Downing, Donna Scaroppa, Council President Kevin J. Kelley, Law Director Barbara A. Langhenry.

CLEVELAND MUNICIPAL COURT

JUDICIAL CENTER – 1200 OHIO STREET

JUDGE COURTROOM ASSIGNMENTS

Judge courtroom – Presiding and Administrative Judge Ronald B. Adrine – Courtroom 15A

Judge Pinkey S. Curt – Courtroom 12B

Judge Marilyn B. Cassidy – Courtroom 13A

Judge Michelle Denis Earley – Courtroom 12C

Judge Emmanuela Grove – Courtroom 14B

Judge Anita Laster Mays – Courtroom 14C

Judge Lauren C. Moore – Courtroom 14A

Judge Charles L. Patton, Jr. – Courtroom 13D

Judge Raymond L. Planka (Housing Court Judge) – Courtroom 13B

Judge Angela R. Stokes – Courtroom 15C

Judge Pauline H. Tarver – Courtroom 13C

Judge Ed Wade – Courtroom 12A

Judge Joseph J. Zone – Courtroom 14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Gregory A. Sims – Chief Bailiff, Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate, Victor Perez – City Prosecutor.
The following Committees meet at the Call of the Chair:

**Mayor’s Appointments Committee:** Sweeney (CHAIR), Brady, Cleveland, Kelley.

**Operations Committee:** Pruitt (CHAIR), Kelley, Keane, Mitchell, Zone.

**Rules Committee:** Kelley (CHAIR), Cleveland, Cummins, Keane, Pruitt.

**OFFICIAL PROCEEDINGS CITY COUNCIL**

Cleveland, Ohio
Monday, November 24, 2014

The meeting of the Council was called to order at 7:08 p.m. with the President of Council, Kevin J. Kelley, in the Chair.


Also present were: Mayor Frank G. Jackson, Chief of Staff Ken Siliman, Chief Operating Officer Darrell Brown, Chief of Government Affairs Valerie J. McCall, Chief of Regional Development Edward W. Rybka, Chief of Education Monyka S. Price, Chief of Public Affairs Nataya Walker-Minor, and Directors Langhenry, Smith, Sproz, McGrath, Cox, Rush, Southerington, Nichols, Griffin, Collier, Fumich, and Burrows.

Pursuant to Ordinance No. 2926-76, the opening prayer was offered by Rabbi Emeritus Alan Lettofsky, Beth Israel-West Temple, Cleveland, Ohio (Ward 17).

The rules were suspended and the following Resolutions were adopted by a rising vote:

- Res. No. 1578-14—Virginia Elizabeth Krumholz.
- Res. No. 1587-14—Michael J. Birt.

The rules were suspended and the following Resolutions were adopted without objection:

- Res. No. 1579-14—Friendship Baptist Church — 96th Anniversary.
- Res. No. 1580-14—Lillian Davis.
- Res. No. 1582-14—Denny Bucar.
RECOGNITION RESOLUTION

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 1583-14 Dr. Kingman P. Strohl.

APPROPRIATION RESOLUTION

The rules were suspended and the following Resolution was adopted without objection:


WELCOME RESOLUTION

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 1585-14—Reverend Kenneth D. Thomas.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 1551-14
By Council Member Cleveland.

An emergency ordinance to waive the set fees at Woodland Cemetery for a monument honoring veterans of the War of 1812.

Whereas, there are veterans of the War of 1812 buried in Woodland Cemetery; and

Whereas, the Woodland Cemetery Foundation is erecting a memorial to these veterans and has requested a waiver of the setting fees; and

Whereas, such waiver must be granted by legislation; 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 the title and Section 17 of Ordinance No. 1325-12, passed December 3, 2012, are amended to read as follows:

Section 1. That the title and Section 17 of Ordinance No. 1325-12, passed December 3, 2012, are amended to read as follows:

An Emergency Ordinance authorizing the Director of Economic Development to employ one or more professional consultants to design the improvement to the East 79th Street Bridge; authorizing the Commissioner of Purchases and Supplies to acquire and record for right-of-way purposes such real property as is necessary to make the public improvement; authorizing the Director to enter into any agreements relative thereto; authorizing the Director to apply for and accept gifts and grants from any public or non-profit entity for the improvement; authorizing the Director to accept cash contributions from the Greater Cleveland Regional Transit Authority, Northeast Ohio Regional Sewer District, and private utility companies for costs associated with the improvement; authorizing the Director to enter into agreements; giving consent of the City of Cleveland to the State of Ohio for the improvement to the East 79th Street Bridge; and to cause payment to the State for the City's share of the improvement.

Section 17. That the cost of the contracts, projects, and, otherwise, and other expenditure authorized in this ordinance shall be paid from Fund Nos. 20 SF 280, 20 SF 545, 20 SF 546, 20 SF 594, 20 SF 595, 20 SF 596, 20 SF 597, 20 SF 598, 20 SF 599, 20 SF 600, 20 SF 601, 20 SF 602, 20 SF 603, 20 SF 604, 20 SF 605, 20 SF 606, 20 SF 607, 52 SF 001, 54 SF 001, and 58 SF 001, and any and all funds approved by the Director of Finance, including future bond funds if issued for this purpose, RQS 0103, RL 2012-117, and RQS 0103, RLS 2014-145.

Section 2. That the existing title and Section 17 of Ordinance No. 1325-12, passed December 3, 2012, are repealed.

Section 3. That Ordinance No. 1325-12, passed December 3, 2012, is supplement

Referred to Directors of Public Works, Finance, Law; Committees on Municipal Services and Properties, Finance.

Ord. No. 1552-14.
By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance to amend the title and Section 17 of Ordinance No. 1325-12, passed December 3, 2012, relating to improving the East 79th Street Bridge; and to supplement the ordinance by adding new Section 16a to cause payment to the State for the City's share of the improvement.

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 title and Section 17 of Ordinance No. 1325-12, passed December 3, 2012, are amended to read as follows:

An Emergency Ordinance authorizing the Director of Economic Development to apply for and accept a grant from the Northeast Ohio Regional Sewer District to partially finance a portion of the sewer and stormwater infrastructure improvements in association with the Flats East Bank Phase II Development; and authorizing the Director to enter into one or more contracts with Flats East Development, LLC, or its designee, to implement the project.

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 Economic Development is authorized to apply for and accept a grant in the approximate amount of $300,000, and any other funds that may become available during the grant term from the Institute for Intergovernmental Research to construct the FY 14 Nationwide Crime Analysis Capability Building Project; and authorizing the Director to enter into one or more contracts with Flats East Development, LLC, or its designee, to implement the project.

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:

Appendix 1.

The rules were suspended and the following Resolution was adopted without objection:


WELCOME RESOLUTION

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 1585-14—Reverend Kenneth D. Thomas.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 1551-14
By Council Member Cleveland.

An emergency ordinance to waive the set fees at Woodland Cemetery for a monument honoring veterans of the War of 1812.

Whereas, there are veterans of the War of 1812 buried in Woodland Cemetery; and

Whereas, the Woodland Cemetery Foundation is erecting a memorial to these veterans and has requested a waiver of the setting fees; and

Whereas, such waiver must be granted by legislation; 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, any and all codified ordinances to the contrary notwithstanding, this council hereby directs the Director of Public Works or his designee to waive the setting fees at Woodland Cemetery for a monument honoring veterans of the War of 1812.

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.

Referred to Directors of Public Works, Finance, Law; Committees on Municipal Services and Properties, Finance.

Ord. No. 1552-14.
By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance to amend the title and Section 17 of Ordinance No. 1325-12, passed December 3, 2012, relating to improving the East 79th Street Bridge; and to supplement the ordinance by adding new Section 16a to cause payment to the State for the City's share of the improvement.

Whereas, this ordinance constitutes 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.

Referred to Directors of Public Works, Finance, Law; Committees on Municipal Services and Properties, Finance.

Ord. No. 1553-14.
By Council Members Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to apply for and accept a grant from the Northeast Ohio Regional Sewer District to partially finance a portion of the sewer and stormwater infrastructure improvements in association with the Flats East Bank Phase II Development; and authorizing the Director to enter into one or more contracts with Flats East Development, LLC, or its designee, to implement the project.

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:

Appendix 1.

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 1583-14 Dr. Kingman P. Strohl.

APPROPRIATION RESOLUTION

The rules were suspended and the following Resolution was adopted without objection:

described in the budget and proposal for the grant contained in the file described below.

Section 2. That the budget and proposal for the grant, presented to the Finance Committee of this Council at a public hearing on this legislation and set forth in File No. 1554-14-A, is made a part of this ordinance as if fully rewritten, is approved in all respects, and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Safety is authorized to extend the term of the grant during the grant term.

Section 4. That, unless expressly prohibited by the grant agreement, under Section 108(B) of the Charter, purchases made under the grant agreement may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents and agreements that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 5. That the Director of Public Safety is authorized to enter into one or more contracts with various agencies, entities, or individuals, including but not limited to, Cuyahoga County, the Northeast Ohio Regional Fusion Center, Kent State University, Elsie Day, and David Licate to implement the grant as described in the file.


By Council Member Kelley (by departmental request).

An emergency ordinance approving the collective bargaining agreement with the Teamsters, Local 507; and to amend Section 9 of Ordinance No. 385-14, passed March 31, 2014, relating to compensation for various classifications.

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 under division (B) of Section 4117.10 of the Revised Code, this Council approves the collective bargaining agreement with the Teamsters, Local 507, under the terms contained in File No. 1555-14-A, for the period from April 1, 2013 through March 31, 2016, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

<table>
<thead>
<tr>
<th>Increase</th>
<th>Approximate Date of Increase</th>
</tr>
</thead>
<tbody>
<tr>
<td>1%</td>
<td>April 1, 2013</td>
</tr>
<tr>
<td>2%</td>
<td>April 1, 2014</td>
</tr>
<tr>
<td>2%</td>
<td>April 1, 2015</td>
</tr>
</tbody>
</table>

Section 2. That Section 9 of Ordinance No. 385-14, passed March 31, 2014, is amended to read as follows:

Section 9. Teamsters Local 507. That salaries in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

<table>
<thead>
<tr>
<th>Classification</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
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<tbody>
<tr>
<td>Corr. Officer</td>
<td>$16.95</td>
<td>$18.98</td>
</tr>
<tr>
<td>Guard</td>
<td>16.95</td>
<td>17.91</td>
</tr>
</tbody>
</table>

Section 3. That existing Section 9 of Ordinance No. 385-14, passed March 31, 2014, is repealed.

Section 4. 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.

Referred to Directors of Human Resources, Finance, Law; Committee on Finance.

Ord. No. 1556-14.

By Council Members K. Johnson, Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Capital Projects to accept a donation of land from the Ohio Department of Transportation located at West 11th Street and West 12th Street and I-480 to enter into an agreement with ODOT for the donation; and to enter into a property adoption agreement with Tremont West Development Corporation to maintain the land and pathway.

Whereas, the Ohio Department of Transportation ("ODOT") owns property located at West 11th Street and West 12th Street and I-480; and

Whereas, Tremont West Development Corporation ("Tremont West") has obtained permission from ODOT to construct a foot path on the property near I-490 that connects West 11th Street and West 12th Street and which leads to the West 11th Street pedestrian bridge crossing I-490 and into the heart of Tremont; and

Whereas, ODOT wishes to donate the land upon which the path is located to the City of Cleveland after which Tremont West will maintain the land and the pathway; 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 the Director of Capital Projects is authorized to accept, on behalf of the City of Cleveland, a donation of land from ODOT located at West 11th Street and West 12th Street and I-490, more fully described as follows:

LEGAL DESCRIPTION FOR STATE OF OHIO PROPERTY
(Part of P.P.N. 008-04-061, -062, -063, -101 and -102)
WEST 11TH STREET AND WEST 12TH STREET
CHEATING PARCEL "A"
Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Sublot Nos. 20, 21 and 22 in the F. Branch Re-Subdivision of part of the Original Brooklyn Township Lot No. 71, as shown by the plat recorded in Volume 6, Page 4 of Cuyahoga County Map Records and bounded and described as follows:

Beginning at a drill hole in a stone monument found at the intersection of the centerline of West 11th Street (formerly merchant avenue) (50 feet wide) and the centerline of 10th Street (W.S.W.) (66 feet wide);

Thence North 01° 09' 38" West 268.50 feet to a 5/8" x 30" iron pin set at the northeasterly corner of land conveyed to West 11th Street Properties LLC (P.P.N. 008-04-061, -062, -063, -101 and -102) by deed dated July 30, 2007 and recorded in Auditor's File Number 009787380721 of Cuyahoga County Deed Records on the westerly right of way of West 11th Street and being 314.83 feet right of the centerline of...

An emergency ordinance designating East 112th Street between Primrose Avenue and Superior Avenue with a secondary and honorary designation of “Steve Harvey Way”.

Whereas, the citizens of Cleveland declared to be 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 East 112th Street between Primrose Avenue and Superior Avenue is designated with a secondary and honorary designation of “Steve Harvey Way”.

Section 2. That this ordinance is hereby declared to be an emergency measure and provides the affirmative vote of two-thirds of all the members elected to Council, it shall take effect immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force immediately upon passage and approval by the Mayor; otherwise it shall take effect and be in force immediately upon passage and approval by the Mayor; otherwise it shall take effect and be in force immediately upon passage and approval by the Mayor.

Referred to Directors of Port Control, Finance, Law; Committees on Transportation, Finance.


An emergency ordinance authorizing the Director of Public Works to enter into a Lease by Way of Concession with the Cleveland Browns Stadium Co., LLC for operation of a parking lot, for members of the media during Cleveland Browns games and more fully described as follows:

Legal Description for Lease to Browns for Media Parking Lot

Part of PPN 101-02-018

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original Two Acre Lots Numbers 12, 13, and 14, and also a part of land now or formerly owned by the City of Cleveland, as Cuyahoga County Auditor’s Book, Page 12-918, being more definitely described as follows:

Comencing at the intersection of the centerlines of Lakeside Avenue (99.00 feet wide) and West 3rd Street (99.00 feet wide), said point witnessed by an iron pin found 0.37 feet South of said intersection;

Thence North 33°57'39" East along the centerline of West 3rd Street, 842.92 feet to a point therein;

Thence North 56°02'09" East, 49.50 feet to a point in the Easterly line of said West 3rd Street;

The contract or contracts authorized shall be paid from Funds 60 SF 141 and 60 SF 317, RQS 3001, RL 2014.141.

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 passage and approval by the Mayor; otherwise it shall take effect and be in force immediately upon passage and approval by the Mayor; otherwise it shall take effect and be in force immediately upon passage and approval by the Mayor; otherwise it shall take effect and be in force immediately upon passage and approval by the Mayor.

Referred to Directors of Port Control, Finance, Law; Committees on Transportation, Finance.
Tenth and Ohio law, and increase the term of its tax abate-
ments. The City of Twinsburg, County of Summit, State of Ohio and
being a part of Original Twinsburg Township, Grantor to the City of
Twinzburb's SR 91 widening, Glenwood Drive Roundabout Project;
and the City of Twinsburg, subject to Cleveland's cer-
tification, and a copy of the letter dated November 6, 2014
addressed to the Chief Legal Counsel of the Cleveland Board of
Education are placed in File No. 1568-14.A.

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 mem-
ers elected to Council, it shall take effect immediately upon its passage and approval by the
Mayor; otherwise it shall take effect and be in force from and after the
earli-
est period allowed under law.

Section 4. That notwithstanding the provision of any other law,
in the City's operation of a munici-
pal department; now, therefore,
Be it ordained by the Council of the
City of Twinsburg, County of Summit, State of Ohio and
being a part of Original Twinsburg Township, Grantor to the City of
Twinzburb's SR 91 widening, Glenwood Drive Roundabout Project;
and the City of Twinsburg, subject to Cleveland's cer-
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est period allowed under law.

Section 4. That notwithstanding the provision of any other law,
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The above described tract contains 0.6586 acres, more or less, and subject to the provisions of any restrictions and covenants of record.

The above described area is contained within Summit County Parcel Number 64-01416.

The Basis of Bearing is Grid North of the Ohio State Plane Coordinate System, North Zone, NAD83(CORS96).

Section 4. That the easement shall be deeded, but access to the City's public use: That the easement shall be in force and effect and be in force and effect immediately 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 and effect immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force and effect upon the expiration of the period described in this ordinance, at an appraised price of $9,345, which is the fair market value.

Section 5. That the conveyance of the temporary easement referred above shall be made by deed of easement prepared by the Mayor; otherwise it shall take effect and be in force and effect immediately upon the parties as their respective interests require.

Section 6. That the conveyance of the temporary easement referred above shall be made by deed of easement prepared by the Mayor; otherwise it shall take effect and be in force and effect immediately upon the parties as their respective interests require.

Section 7. That the Director of Public Utilities is authorized to enter into one or more agreements necessary to effectuate the real estate transactions authorized in this ordinance.

Section 10. 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 and effect immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force and effect upon the expiration of the period described in this ordinance, at an appraised price of $9,345, which is the fair market value.

Section 11. That the City Planning Commission, Finance, Law, Committees on Utilities, Municipal Services and Properties, Finance, 

The City of Buffalo, City Planning, Finance, Law, Committees on Utilities, Municipal Services and Properties, Finance, 

Section 1. That the Director of Public Utilities is authorized to enter into one or more agreements necessary to effectuate the real estate transactions authorized in this ordinance.

Section 2. That the Director of Public Utilities is authorized to execute any other documents, including but not limited to deeds or assignments, with respect to any lawful purpose of the City of Twinsburg.
Ord. No. 1570-14,
By Council Members Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Gateway Huron, LLC, or its designee, to provide funding for the NuCLEUs redevelopment project to provide for repayment of the City of Cleveland and the real property may be declared to be a public purpose for purposes of Section 6 of the Revised Code, the improvements may be required to be constructed by Gateway Huron, LLC, or its designee, to provide economic development assistance to partially finance the development of Project NuCLEUs Building B and other associated costs necessary to redevelop the property.

Section 2. That the Director of Economic Development is authorized to enter into a loan agreement under the Vacant Property Initiative with Gateway Huron, LLC, or its designee, to provide economic development assistance to partially finance the development of Project NuCLEUs Building B and other associated costs necessary to redevelop the property.

Section 3. That the terms of the loans shall be according to the terms set forth in the Summary contained in File No. 1571-14-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of the Council and approved in all respects and shall not be changed without the approval of the Finance Committee of the Council.

Section 4. That the contracts authorized in Sections 1 and 2 of this ordinance shall not exceed $180,000 for Building A and $180,000 for Building B, and shall be paid from Fund No. 12, SF 008, Request No. RQS 5501, RL 2014-16.

Section 5. That the Director of Economic Development is authorized to accept such collateral set forth in the files referred above in order to secure performance of the terms of the loan agreement, security instrument, or other document shall be prepared and approved by the City Solicitor, and any document shall be recorded by the City Recorder.

Section 6. That the Director of Economic Development is authorized to accept monies in repayment of the loans and to deposit the monies in the City of Cleveland's Loan Fees Fund.

Section 7. That the Director of Economic Development is authorized to charge and accept fees in an amount not to exceed the maximum allowable fees under federal regulations and any other appropriate documents needed to be completed the transactions authorized by this legislation, and are approved in the manner set forth in the Summary contained in the file mentioned above.

Section 8. That it is found and determined that the contracts authorized in Sections 1 and 2 of this ordinance were sufficiently determined by the Director of Economic Development, Finance, Law; Committee on Development Planning and Sustainability, Finance, and other associated costs necessary to redevelop the property.

Section 9. That the Director of Economic Development, Finance, Law; Committee on Development Planning and Sustainability, Finance, and other associated costs necessary to redevelop the property.

Section 10. 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.

Referred to Directors of Economic Development, Finance, Law; Committees on Development Planning and Sustainability, Finance.
Ord. No. 1572-14.
By Council Members Zene and Kel-ley (by department request).

An emergency ordinance to amend Sections 135.16, 135.17, 135.18, 135.19, 603.02, 603.03, 603A.04, 603A.05, 603A.06, 603A.07, 603A.10, 603A.13, 603A.16, of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances, relating to animal control and animal safety; to supplement the Codified Ordinance by enacting new Section 603.03 relating to seizure and impoundment of animals; and to change the name of Animal Control Services to the Division of Animal Care and Control.

The City Council 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 following sections of the Codified Ordinances of Cleveland, Ohio, 1976:
Sections 135.16, 135.17, 135.18, 135.19, and 603.02 as amended by Ordinance No. 305-16, passed May 17, 2010,
Section 603.03, as amended by Ordi-nance No. 214-01, passed May 31, 2012,
Section 603.031, as amended by Ordi-nance No. 2192-02, passed February 3, 2009,
Section 603.04, as amended by Ordi-nance No. 211-01 passed June 6, 2011,
Sections 603.072 and 603.09, as amended by Ordinance No. 214-01, passed May 31, 2012,
Section 603A.04, as amended by Ordinance No. 305-16, passed May 17, 2010,
Section 603A.05, 603A.06, 603A.07, 603A.10, 603A.13, and 603A.16, as amended by Ordinance No. 536-01, passed June 3, 2002,
Sections 604.06 and 604.99, as amended by Ordinance No. 712-11, passed June 6, 2011 are amended to read as follows:

Section 135.16 Division of Animal Care; Animal Control Officer; Spay and Neuter Clinic; Fee Schedule.
There is established in the Department of Public Safety, a Division of Animal Care and Control, a Spay and Neuter Clinic, to be administered and controlled by a Veterinarian in Charge. All expenses incurred by the Director of Public Safety, City resident may nerf spay dogs or cats for the following fees:

Cat neuter $25.00
Dog neuter $35.00
Dog spay $40.00

All fees shall be paid to the City of Cleveland at the time the neuter or spay operation is performed.

Section 135.17 Acceptance of Gifts and Services for the Division of Animal Care and Control.
Expenditures from public safety is authorized to accept, with the grateful appreciation of the City, the funds, or other property, and services, unconditionally given or limited by conditions as the donor may impose, or to specific use, as may from time to time be donated for the use and benefit of the Division of Animal Care and Control.

Section 135.18 Special Revenue Fund Established for the Division of Animal Care and Control.
All moneys accepted under Section 135.17 shall be credited to the credit of the Division of Animal Care and Control in a special revenue fund. The special revenue fund shall be expended for the benefit of the Division of Animal Care and Control at the discretion of the Director of Public Safety, or in the manner and for the specific purpose named in the gift.

Section 135.19 Expenditure of Donated Funds for the Division of Animal Care and Control.
Expenditures from accounts shall be made on vouchers signed by the Director of Public Safety, or his or her designee, when the amount is less ($10,000.00); otherwise such expenditure shall be authorized by resolution or ordinance of Council.

(c) There is established in the Department of Public Safety, Division of Animal Care and Control, a Spay and Neuter Clinic, to be administered and controlled by a Veterinarian in Charge. All expenses incurred by the Director of Public Safety, City resident may nerf spay dogs or cats for the following fees:

Cat neuter $25.00
Dog neuter $35.00
Dog spay $40.00

All fees shall be paid to the City of Cleveland at the time the neuter or spay operation is performed.

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Cat neuter $25.00
Dog neuter $35.00
Dog spay $40.00

All fees shall be paid to the City of Cleveland at the time the neuter or spay operation is performed.

Section 603A.05 Impounding of Animals.
(a) No person shall permit an animal, cat, or domestic animal to be at large in violation of Section 603.04. If any animal, cat, or domestic animal is found at large, the animal control officer shall list the name, address, time, place, date and description of the animal, and the owner is unknown, the animal control officer shall list the animal in a record management
system for purpose of assistance in identification of the dog, cat, or domestic animal, and the offense creates a risk that the animal can prove ownership. Any impounded domestic animal, cat, or dog that is not on a valid registration tag and is unredeemed after three (3) days from the later of date of impoundment or date on which notice was given may be euthanized, transferred, made available for foster care, or surrendered to the Director of Public Safety if the person adopting has never before received the waiver, and, including federal poverty guidelines, the person adopting would not be indigent.

The Director to be indigent

(1) animal in the adopting person’s household.

Section 603.04 Dog Nuisances

(a) No owner or person in charge or control of a premises on which a dog is located, shall permit a dog nuisance to occur or occur in the City.

(b) For the purposes of this section, each of the following constitutes a dog nuisance:

(1) Permitting any dog unreasonably to cause nuisance, alarm or noise disturbance to any person or neighborhood by barking, whining, screeching, howling, or other like sounds which may be heard beyond the boundary of the owner, keeper or inhabitant and injure under conditions where the animal sounds are shown to have occurred either as an episode of noise lasting for a minimum period of fifteen (15) minutes, or repeated episodes of intermittent noise lasting for a minimum period of thirty (30) minutes. It shall be an affirmative defense under this division that the animal was unintentionally provoked by a party other than the owner to make such noise;

(2) A dog which scratches or digs in, or defecates upon any lawn, tree, shrub, plant, or any other public or private property other than the property of the dog, a party other than the owner of the dog’s property, or the property of a person in charge or control of the dog;

(3) A dog which damages or causes damage to any public or private property other than the property of a person in charge or control of the dog:

(4) A dog, without provocation, that jumps on the fence of the dog’s owner or person in charge or control of the dog, in a way that scares and intimidates any person or companion animal.

(c) Complaint of any person to the police that a dog nuisance has occurred or is continuing, a police officer or animal control officer shall issue notice of the complaint to the owner or person in charge or control of the dog, which constitutes the nuisance complained of, or to the owner or person in charge of the premises on which the dog nuisance complained of occurs.

(d) Any person who fails to abate a dog nuisance after having received a notice under division (c) of this section shall constitute a separate offense, and the offender shall be subject to the following penalties:

(1) For a first offense, a fine of fifty dollars ($50.00).

(2) For a second offense occurring within four (4) months of the first offense, a fine of seventy-five dollars ($75.00).

(3) For a third offense occurring within four (4) months of the first offense, a fine of one hundred dollars ($100.00).

(4) For a fourth and any later offense occurring within four (4) months of the first offense, the dog which constitutes the nuisance shall be impounded under Section 603.03.

(5) Whoever violates division (b)(5) of this section is guilty of a misdemeanor of the first degree, and, in addition to any other method of enforcement provided in this section and a fine of one hundred dollars ($100.00), the court, in its discretion, shall order the animal to be destroyed in a humane manner.

Section 603.07 Illegal Fights between Animals

(d) Any person who causes, allows, or permits any animal to fight another animal for gambling, entertainment or any other purpose, for profit or otherwise. The term “animal,” as used in this section shall include, but not be limited to, fowl. This section does not regulate fighting between dogs as prohibited under the State Code, R.C. Chapter 959.

(b) No person shall:

(1) own, train, breed, buy, sell, offer to buy or sell, transport, receive or deliver any animal intend-

(2) breed, buy, sell, offer to buy or sell, transport, receive or deliver any equipment, including, but not limited to, pit bull or pit bull type dog detaining or mistreating another animal.

(3) knowingly permit any place under his or her control or possession to be kept, or used, for any of the purposes described in this section.

(e) Whoever violates this section is guilty of illegally causing, allowing, or permitting fighting between animals, a misdemeanor of the first degree.

(d) Any person who knowingly purchases a ticket of admission to an animal fighting venue to witness an animal fight or for any of the purposes described in this section or to aid and abet the animal fight, is an aider and abettor, and shall be prosecuted and punished as if he were a principal offender.

Section 603.09 Cruelty to Animals

(a) No person shall:

(1) Torture an animal, deprive one of necessary sustenance, unreasonably or cruelly beat, needlessly mutilate or kill, or impair the health of an animal without supplying it during confinement with a sufficient quantity of good wholesome food, water, hay, salt, and other necessary sustenance.

(2) Impound or confine an animal without affording it, during such confinement, access to shelter from heat, cold, wind, rain, snow or excessive direct sunlight if it can reasonably be expected that the animal would otherwise become sick or in some other way suffer. This division (a)(2) does not apply to animals impounded or confined prior to slaughter.

(3) Carry or convey an animal in a cruel or inhumane manner.

(4) Keep animals without whole-

(5) Detain livestock in railroad cars or compartments longer than

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twenty-eight (28) hours after they are so placed without supplying them with food, water, and necessaries, or permit such stock to be so crowded as to overlive, crush, wound, or hurt each other.

(b) Any person who meets the requirements in division (a) of this section and obtains a personal possession permit. The initial term of all Personal Possession Permits shall be for a period of one (1) year, commencing on June 1 of each year. From and after the effective date of this chapter, no new exotic animals shall be brought into the City under the authority of a personal possession permit.

(c) An applicant must file an application with the Commissioner of Assessments and Licenses on forms provided by the Commissioner. The applicant must include the following:

(1) An annual permit fee of ten dollars ($10.00), payable in advance.

(2) A written statement which sets forth the following information:
A. The name, address, and telephone number of the applicant;
B. A description of the exotic animal, including the scientific name, name, sex, age, color, weight, and any distinguishing marks or coloration that would aid in the identification of the animal;
C. A photograph of the exotic animal;
D. The exact location where each exotic animal is to be kept;
E. The name, addresses, and telephone numbers of a person from whom the applicant obtained the exotic animal, if known;
F. The living environment in which the exotic animal will spend its time. Specifically, the type and size of cage, the physical and psychological enrichment the animal will receive daily (if applicable), type of exercise the animal will receive;
G. The identification number of the exotic animal, excluding exotic animals as used for vicious dogs under Section 604.03 of these Codified Ordinances;
H. The name, address, and phone number of the veterinarian who is expected to provide veterinary care to the exotic animal;
I. A permit shall not be granted unless the Commissioner finds that all of the following criteria are met:
(1) All of the requirements set forth in divisions (a)(1) and (a)(2) of this section are met;
(2) The applicant is eighteen (18) years of age or older;
(3) The applicant has not been convicted of violating a local or state law prohibiting the possession of, or treatment of an animal or has not within the past ten (10) years been convicted of or found responsible for possession, sale, or use of illegal narcotics;
(4) The facility and the conditions in which each exotic animal will be kept are in compliance with this chapter;
(5) The applicant has obtained the requisite insurance liability coverage or surety bond for each exotic animal under the applicant's control as set forth in Section 603A.06; and
(6) The applicant has regularly reported back to the Commissioner as to whether or not the premises comport to the requirements of this chapter.

(d) A permit shall not be granted unless the Commissioner finds that all of the following criteria are met:
(1) All of the requirements set forth in divisions (a)(1) and (a)(2) of this section are met;
(2) The applicant is eighteen (18) years of age or older;
(3) The applicant has not been convicted of violating a local or state law prohibiting the possession of, or treatment of an animal or has not within the past ten (10) years been convicted of or found responsible for possession, sale, or use of illegal narcotics;
(4) The facility and the conditions in which each exotic animal will be kept are in compliance with this chapter;
(5) The applicant has obtained the requisite insurance liability coverage or surety bond for each exotic animal under the applicant's control as set forth in Section 603A.06; and
(6) The applicant has regularly reported back to the Commissioner as to whether or not the premises comport to the requirements of this chapter.

Section 603A.07 Identification Number
(a) No person who owns an exotic animal shall fail to have an identification number placed in the exotic animal via subcutaneous microchip at the expense of the person, by or under the supervision of a veterinarian.
(b) The Chief Animal Control Officer shall specify the exact type of subcutaneous chip to be placed in exotic animals, which shall be the same type as used for vicious dogs under division (d) of Section 604.03 of these Codified Ordinances.
(c) It shall be an affirmative defense to division (a) of this section that the person has had the animal examined by a veterinarian for the purpose of complying with division (a) and the veterinarian has determined that the placement of a microchip would be harmful to the animal.

Section 603A.10 Inspections
(a) Any facility where the exotic animal is housed may be inspected by the Chief Animal Control Officer, a sanitarian of the Health Department, a police officer, or any other person designated by the Director of Public Safety for that purpose, at all reasonable times to ensure compliance with this chapter.

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Section 603A.12 Violation Notices; Seizure of Exotic Animals Kept In Violation of this Chapter

(a) Violation Notice. The Director of Public Safety shall investigate any alleged violation of this chapter to which he or she has been referred. If, after investigation, he or she determines that there is probable cause to believe that there is a violation of this chapter, then the Director of Public Safety shall forthwith serve upon the owner, keeper, or harborer of the animal a written notice of such designation to the offender, as described in division (b). Enforcement of this chapter begins without prior notice or an opportunity to a person to do abatement, as described in division (c) of Section 603A.16, or to remove the animal under Section 603A.16, or to safely remove the exotic animal from the City, a misdemeanor of the first degree.

(b) Seizing and Impounding. If the designation of an exotic animal is made under this section, the Director of Public Safety shall seize and impound the animal under Section 603A.16, or to safely remove the exotic animal from the City, a misdemeanor of the first degree.

(c) Seizing and Impounding. If the Director of Public Safety finds that an exotic animal has escaped or is at large, he or she may contact the Animal Protective League, the Cleveland MetroParks Zoo, or the Cleveland Museum of Natural History for possible placement of the animal.

(d) No person shall dispose of an exotic animal under division (c) of this section shall be charged against the owner, keeper or possessor of the animal, a misdemeanor of the first degree.

Section 603A.16 Disposition of Exotic Animals

(a) If a person who holds a personal possession permit can no longer care for the exotic animal, the person may contact the Animal Protective League, the Chief Animal Control Officer, the Cleveland Metroparks Zoo, or the Cleveland Museum of Natural History for possible placement of the animal.

(b) No person shall dispose of an exotic animal down a toilet, in a sewer, waterway, or in any public place.

(c) No person shall set an exotic animal free in any place in the City.
fine shall be mandatory and shall not be suspended or remitted.

(3) A person found guilty of violating this chapter shall pay all expenses, including shelter, food, veterinary services for identification, or certification of the breed of the animal or boarding and veterinary expenses associated with the seizure of the level-one (1) or level two (2) dog for the protection of the public, and other expenses as may be required for the euthanization, transfer, sale, or adoption of the animal that was seized and others seized and impounded by the officer has probable cause to believe is the subject of an offense.

(b) If the court determines that probable cause does not exist, the court shall order the impounding agency to return the animal to its owner, if possible, and order the impounding agency to return the animal to its owner, together with any property that was impounded plus statutory interest as defined in Section 1343.03 of the Revised Code from the date of the impoundment or an amount determined by the court to be adequate to cover the cost of treatment of the injury to the animal, as applicable. The requirements established in this division regarding the return of a bond or cash deposit and the payment of a reasonable market value of the companion animal shall not apply in the case of a dog that was not registered, in accordance with the applicable registration laws, at the time it was seized and impounded.

(2) An order permanently terminating the person’s right to register, title, custody, or care of the animal that was involved in the offense. If the court issues an order of that nature, the court also may order the impounding agency to return the animal to its owner if possible and to return the entire amount of any bond or cash deposit posted under division (e) of this section. If the animal cannot be returned because it has been killed or euthanized the impounding agency shall pay the fair market value of the animal at the time the animal was impounded plus statutory interest as defined in Section 1343.03 of the Revised Code from the date of the impoundment or an amount determined by the court to be adequate to cover the cost of treatment of the injury to the animal, as applicable. The requirements established in this division regarding the return of a bond or cash deposit and the payment of a reasonable market value of the companion animal shall not apply in the case of a dog that was not registered, in accordance with the applicable registration laws, at the time it was seized and impounded.

(3) An order permanently terminating the person’s right to register, title, custody, or care of the animal that was involved in the offense. If the court issues an order of that nature, the court also may order the impounding agency to return the animal to its owner if possible and to return the entire amount of any bond or cash deposit posted under division (e) of this section. If the animal cannot be returned because it has been killed or euthanized the impounding agency shall pay the fair market value of the animal at the time the animal was impounded plus statutory interest as defined in Section 1343.03 of the Revised Code from the date of the impoundment or an amount determined by the court to be adequate to cover the cost of treatment of the injury to the animal, as applicable. The requirements established in this division regarding the return of a bond or cash deposit and the payment of a reasonable market value of the companion animal shall not apply in the case of a dog that was not registered, in accordance with the applicable registration laws, at the time it was seized and impounded.

(4) An order permanently terminating the person’s right to register, title, custody, or care of the animal that was involved in the offense. If the court issues an order of that nature, the court also may order the impounding agency to return the animal to its owner if possible and to return the entire amount of any bond or cash deposit posted under division (e) of this section. If the animal cannot be returned because it has been killed or euthanized the impounding agency shall pay the fair market value of the animal at the time the animal was impounded plus statutory interest as defined in Section 1343.03 of the Revised Code from the date of the impoundment or an amount determined by the court to be adequate to cover the cost of treatment of the injury to the animal, as applicable. The requirements established in this division regarding the return of a bond or cash deposit and the payment of a reasonable market value of the companion animal shall not apply in the case of a dog that was not registered, in accordance with the applicable registration laws, at the time it was seized and impounded.

(5) An order permanently terminating the person’s right to register, title, custody, or care of the animal that was involved in the offense. If the court issues an order of that nature, the court also may order the impounding agency to return the animal to its owner if possible and to return the entire amount of any bond or cash deposit posted under division (e) of this section. If the animal cannot be returned because it has been killed or euthanized the impounding agency shall pay the fair market value of the animal at the time the animal was impounded plus statutory interest as defined in Section 1343.03 of the Revised Code from the date of the impoundment or an amount determined by the court to be adequate to cover the cost of treatment of the injury to the animal, as applicable. The requirements established in this division regarding the return of a bond or cash deposit and the payment of a reasonable market value of the companion animal shall not apply in the case of a dog that was not registered, in accordance with the applicable registration laws, at the time it was seized and impounded.

(6) An order permanently terminating the person’s right to register, title, custody, or care of the animal that was involved in the offense. If the court issues an order of that nature, the court also may order the impounding agency to return the animal to its owner if possible and to return the entire amount of any bond or cash deposit posted under division (e) of this section. If the animal cannot be returned because it has been killed or euthanized the impounding agency shall pay the fair market value of the animal at the time the animal was impounded plus statutory interest as defined in Section 1343.03 of the Revised Code from the date of the impoundment or an amount determined by the court to be adequate to cover the cost of treatment of the injury to the animal, as applicable. The requirements established in this division regarding the return of a bond or cash deposit and the payment of a reasonable market value of the companion animal shall not apply in the case of a dog that was not registered, in accordance with the applicable registration laws, at the time it was seized and impounded.

(7) An order permanently terminating the person’s right to register, title, custody, or care of the animal that was involved in the offense. If the court issues an order of that nature, the court also may order the impounding agency to return the animal to its owner if possible and to return the entire amount of any bond or cash deposit posted under division (e) of this section. If the animal cannot be returned because it has been killed or euthanized the impounding agency shall pay the fair market value of the animal at the time the animal was impounded plus statutory interest as defined in Section 1343.03 of the Revised Code from the date of the impoundment or an amount determined by the court to be adequate to cover the cost of treatment of the injury to the animal, as applicable. The requirements established in this division regarding the return of a bond or cash deposit and the payment of a reasonable market value of the companion animal shall not apply in the case of a dog that was not registered, in accordance with the applicable registration laws, at the time it was seized and impounded.
person to visit the place where the animal is being kept, at the times and under the conditions that the court may set, to determine whether the animal is receiving those necessities and to remove and impound the animal if the animal is not receiving those necessities.

Nothing in this Section shall be interpreted to apply to an animal impounded under Section 603.03.

Section 4. 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.

Referred to Directors of Public Safety, Finance, Law; Committees on Safety, Finance.

Ord. No. 1573-14, By Council Members Brancatell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into a tri-party agreement with the County of Cuyahoga and The Superlative Group, an Ohio corporation, regarding naming rights and a corporate sponsorship marketing program for the Medical Mart and Convention Center for Malls B and C, for a period of two years, with one option to renew for three years, exercisable by the Director of Economic Development.

Whereas, Ordinance No. 1061-14, passed September 15, 2014, required that additional legislative authority was necessary regarding naming rights of Malls B and C; 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 the Director of Economic Development is authorized to enter into a tri-party agreement with the County of Cuyahoga ("County") and The Superlative Group, an Ohio corporation ("Superlative"), regarding naming rights and a corporate sponsorship marketing program for the Medical Mart and Convention Center, or portions thereof ("County Assets") and for Malls B and C, or portions thereof ("City Assets").

Section 2. That, among other things, the agreement shall provide that Superlative shall assess, research and provide media valuation for the County Assets and City Assets and shall develop, recommend, and implement policies and strategies to maximize revenues realized from naming rights and corporate sponsorships.

For the County Assets and City Assets and will provide sales services and other related services.

In consideration thereof, the agreement shall provide for the usual daily operation of a municipal department; now, therefore.

Referred to Directors of Economic Development, Finance, Law; Committees on Development Planning and Sustainability, Finance.

Ord. No. 1577-14, By Council Member Kelley (by departmental request).

An emergency ordinance approving in its entirety the Fact-Finder's report, findings and recommendations in the matter of the City of Cleveland and Municipal Foremen & Laborers Local 1099, including Non-Supervisory and Supervisory; and to amend Sections 26, 27, and 49 of Ordinance No. 385-14, passed March 31, 2014, relating to compensation for various classifications.

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, having duly considered the Fact-Finder's report, findings and recommendations in the matter of the City of Cleveland and the Municipal Foremen & Laborers Local 1099, including Non-Supervisory and Supervisory, which were e-mailed to the City on November 18, 2014, this Council accepts the Fact-Finder's report, findings, and recommendations in their entirety, including the agreements reached between the City and the union, as set forth in the executive summary placed in File No. 1577-14-A, which provide, among other things, for an increase in the salary and wages for members of the bargaining unit under the following schedule:

<table>
<thead>
<tr>
<th>Increase</th>
<th>Approximate Date of Increase</th>
</tr>
</thead>
<tbody>
<tr>
<td>1%</td>
<td>April 1, 2013</td>
</tr>
<tr>
<td>2%</td>
<td>April 1, 2014</td>
</tr>
<tr>
<td>2%</td>
<td>April 1, 2015</td>
</tr>
</tbody>
</table>

Section 2. That Sections 26, 27, and 49 of Ordinance No. 385-14, passed March 31, 2014, are amended to read as follows:

Section 26. Municipal Foremen and Laborer’s Union (Chartered: Municipal, County & State Employees’ Union Local 1099, AFL-CIO) (Non-Supervisory). That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

<table>
<thead>
<tr>
<th>Classification</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>Accident and Safety Inspector</td>
<td>$21.03</td>
<td>$23.03</td>
</tr>
<tr>
<td>Arborist I</td>
<td>$18.40</td>
<td>$20.40</td>
</tr>
<tr>
<td>3. Cemeteries Maintenance Man I</td>
<td>$16.49</td>
<td>$18.49</td>
</tr>
<tr>
<td>4. Cemeteries Maintenance Man II</td>
<td>$15.47</td>
<td>$17.47</td>
</tr>
<tr>
<td>5. Cold Patch and Crack Sealing Worker</td>
<td>$18.07</td>
<td>$20.07</td>
</tr>
<tr>
<td>7. Gardener</td>
<td>$16.49</td>
<td>$18.49</td>
</tr>
<tr>
<td>8. Ground Maintenance Man</td>
<td>$16.49</td>
<td>$18.49</td>
</tr>
<tr>
<td>9. Laborer I</td>
<td>$17.19</td>
<td>$19.19</td>
</tr>
<tr>
<td>10. Mechanical Handyman</td>
<td>$16.49</td>
<td>$18.49</td>
</tr>
<tr>
<td>11. Municipal Service Laborer</td>
<td>$16.49</td>
<td>$18.49</td>
</tr>
<tr>
<td>12. Practical Nurse</td>
<td>$18.86</td>
<td>$20.86</td>
</tr>
<tr>
<td>13. Radio Operator</td>
<td>$19.69</td>
<td>$21.69</td>
</tr>
</tbody>
</table>

1709
Section 27. Municipal Foremen and Laborer's Union (Chartered: Municipal, County & State Employees' Union Local 1099, AFL-CIO) (Supervisory). That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

<table>
<thead>
<tr>
<th>Classification</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>Airport Field Foreman</td>
<td>$20.86</td>
<td>$22.86</td>
</tr>
<tr>
<td>Arborist II</td>
<td>21.22</td>
<td>23.22</td>
</tr>
<tr>
<td>Assistant Manager of Parks and Urban Forestry</td>
<td>25.75</td>
<td>27.75</td>
</tr>
<tr>
<td>Assistant Superintendent of Waste Collection</td>
<td>26.38</td>
<td>28.38</td>
</tr>
<tr>
<td>Cemetery Foreman</td>
<td>28.87</td>
<td>30.87</td>
</tr>
<tr>
<td>Chief Engineering and Construction Inspector</td>
<td>23.90</td>
<td>25.90</td>
</tr>
<tr>
<td>Cold Patch and Crack Sealing Foreman</td>
<td>24.02</td>
<td>26.02</td>
</tr>
<tr>
<td>Custodial Worker Supervisor</td>
<td>19.35</td>
<td>21.35</td>
</tr>
<tr>
<td>General Construction Foreman</td>
<td>32.72</td>
<td>34.72</td>
</tr>
<tr>
<td>General Shop Foreman</td>
<td>26.40</td>
<td>28.40</td>
</tr>
<tr>
<td>Greenskeeper</td>
<td>21.66</td>
<td>23.66</td>
</tr>
<tr>
<td>Ground Maintenance Crew Foreman</td>
<td>17.78</td>
<td>19.78</td>
</tr>
<tr>
<td>Ground Maintenance Foreman</td>
<td>20.87</td>
<td>22.87</td>
</tr>
<tr>
<td>Horticulturist</td>
<td>29.91</td>
<td>31.91</td>
</tr>
<tr>
<td>Horticulturist Maintenance Foreman</td>
<td>23.37</td>
<td>25.37</td>
</tr>
<tr>
<td>Labor Foreman</td>
<td>28.88</td>
<td>30.88</td>
</tr>
<tr>
<td>Parking Coordinator</td>
<td>22.02</td>
<td>24.02</td>
</tr>
<tr>
<td>Set-Up Foreman</td>
<td>17.46</td>
<td>19.46</td>
</tr>
<tr>
<td>Street Maintenance Foreman</td>
<td>20.86</td>
<td>22.86</td>
</tr>
<tr>
<td>Street Maintenance General Foreman</td>
<td>26.40</td>
<td>28.40</td>
</tr>
<tr>
<td>Waste Collection Foreman</td>
<td>20.86</td>
<td>22.86</td>
</tr>
<tr>
<td>Waste Collection Foreman I</td>
<td>22.86</td>
<td>24.97</td>
</tr>
</tbody>
</table>

**Section 49. Hourly Rate - 1099 Crafts.**

Compensation for all persons employed by the hour in any of the following classifications shall be fixed by the appointing authority within the limits established in the following schedule for each classification:

<table>
<thead>
<tr>
<th>Classification</th>
<th>Effective Date</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>Asphalt Construction Unit Leader</td>
<td>3/31/2014</td>
<td>$25.85</td>
<td>$35.78</td>
</tr>
<tr>
<td>Asphalt Tamper</td>
<td>3/31/2014</td>
<td>24.79</td>
<td>34.71</td>
</tr>
<tr>
<td>Bricklayer Helper</td>
<td>3/31/2014</td>
<td>25.45</td>
<td>35.38</td>
</tr>
<tr>
<td>Jackhammer Operator</td>
<td>3/31/2014</td>
<td>24.79</td>
<td>34.71</td>
</tr>
<tr>
<td>Paver</td>
<td>3/31/2014</td>
<td>25.13</td>
<td>35.05</td>
</tr>
<tr>
<td>Paving Unit Leader</td>
<td>3/31/2014</td>
<td>25.85</td>
<td>35.78</td>
</tr>
<tr>
<td>Superintendent of Construction Equipment</td>
<td>3/31/2014</td>
<td>25.85</td>
<td>35.78</td>
</tr>
</tbody>
</table>

**Section 3.** That Sections 26, 27, and 49 of Ordinance No. 385-14, passed March 31, 2014, are repealed.

**Section 4.** 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.

Referred to Directors of Human Resources, Finance, Law; Committee on Finance.

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**FIRST READING EMERGENCY ORDINANCE READ IN FULL AND PASSED**

Ord. No. 1567-14. By Council Member Conwell, An emergency ordinance authorizing the Director of the Department of Public Works to enter into an agreement with Ohio Elite Football, Inc., for the Youth Sports Football Recreation Program through the use of Ward 9 Casino Revenue Funds.

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 the Department of Public Works be authorized to enter into an agreement with Ohio Elite Football, Inc., for the Youth Sports Football Recreation Program for the public purpose of providing organized recreational sports activities to city of Cleveland youth through the use of Ward 9 Casino Revenue Funds.

**Section 2.** That the cost of said contract shall be in an amount not to exceed $5,000 and shall be paid from Fund No. 10 SP 188.

**Section 3.** That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

**Section 4.** That this ordinance is hereby 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.

The rules were suspended. Yeas 16, Nays 0. Read second time. Read third time in full. Passed. Yeas 16, Nays 0.
FIRST READING

EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 1574-14
By Council Member Cimperman.

An emergency resolution objecting to the transfer of location of a D5 and D6 Liquor Permit to 1220 Huron Road, East, Cleveland.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of location of a D5 and D6 Liquor Permit to 13101 Shaker Square, LLC, DBA Grotto Wine Bar, 13101 Shaker Square, Cleveland, Ohio 44120, Permanent Number 65487907 to Burlap, Inc., DBA The Supperclub, 2710 Lorain Avenue, Cleveland, Ohio 44113, Permanent Number 1116614; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, this objection is based on legal grounds as set forth in Revised Code Section 4303.29; and

Whereas, this resolution constitutes an emergency measure pursuant to the immediate preservation of the peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Revised Code, Council’s objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore

Be it resolved by the Council of the City of Cleveland:

Section 1. That this Council does hereby record its objection to the transfer of location of a D5 and D6 Liquor Permit from 13101 Shaker Square, LLC, DBA Grotto Wine Bar, 13101 Shaker Square, Cleveland, Ohio 44120, Permanent Number 65487907 to Burlap, Inc., DBA The Supperclub, 2710 Lorain Avenue, Cleveland, Ohio 44113, Permanent Number 1116614; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

By Council Member Cimperman.

Res. No. 1575-14
By Council Member Cimperman.

An emergency resolution objecting to the transfer of liquor license of a D5 Liquor Permit to 1220 Huron Road, East, Cleveland.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of liquor license of a D5 Liquor Permit from 18 Euclid Lastchance, Inc., 1800 Euclid Avenue, Unit 4, Cleveland, Ohio 44115, Permanent Number 2455418 to 18 Euclid Lastchance, Inc., 1822 Huron Road, East, Cleveland, Ohio 44115, Permanent Number 24554180001; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, this objection is based on legal grounds as set forth in Revised Code Section 4303.29; and

Whereas, this resolution constitutes an emergency measure pursuant to the immediate preservation of the peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Revised Code, Council’s objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore

Be it resolved by the Council of the City of Cleveland:

Section 1. That this Council does hereby record its objection to the transfer of liquor license of a D5 Liquor Permit from 18 Euclid Lastchance, Inc., 1800 Euclid Avenue, Unit 4, Cleveland, Ohio 44115, Permanent Number 24554180001; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

By Council Member Cimperman.

Res. No. 1576-14
By Council Member Conwell.

An emergency resolution designating East 118th Street in between Wade Park Avenue and Euclid Avenue in University Circle a residential permit parking area.

Whereas, the Director of Public Safety has received verified petitions in favor of neighborhood parking and has recommended to Council that it designate said street as a residential permit parking area; and

Whereas, the District of Public Safety has therefore determined East 118th Street between Wade Park Avenue and Euclid Avenue is eligible for residential permit parking; and

Whereas, the proposed parking area spans from 18th to 77th Street;

Be it resolved by the Council of the City of Cleveland:

Section 1. That this Council hereby designates East 118th Street between Wade Park Avenue and Euclid Avenue a residential permit parking area, 24 hours per day, seven (7) days per week.

Section 2. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

By Council Member Conwell.
shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final addition.

SECOND READING EMERGENCY ORDINANCES PASSED

An emergency ordinance to amend Section 4-72 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1271-07, passed August 8, 2007, relating to sewerage service rates within Cleveland.

Approved by Directors of Public Utilities, Finance, Law. Passage recommended by Committees on Utilities, Finance, when amended, as follows:
1. In Section 2, at amended Section 543-02(c), at the end of the table, insert the following new rates for 2015, 2016, 2017, and 2018 to read as follows:

   | Homestead | $7.20 | $7.20 | $9.00 | $9.00 |

Amendments agreed to.

Those voting yea: Council Members Brandstetter, Cimperman, Cleveland, Conwell, Cummins, Dow, K. Johnson, Keane, Kelley, Mitchell, Pruitt, Reed and Zone.

Those voting nay: Council Members Brady, J. Johnson and Poleski.

Absent: Council Member Sweeney. In compliance with Section 33 of the Charter a copy of the legislation was furnished to each member of Council before final passage.

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. PS 2013-032 with LHD & Associates, Inc. for federal government lobbying services necessary to assist with airport-related issues.

Approved by Directors of Port Control, Finance, Law. Passage recommended by Committees on Transportation, Finance.

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PS 2013-025 with Peregrine Advisors, LLC to provide financial consulting services for the various divisions of the Department of Port Control.

Approved by Directors of Port Control, Finance, Law. Passage recommended by Committees on Transportation, Finance.

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PS 2013-031 with Seabury Airline Planning Group, LLC to provide airline and cargo consultant services for the Department of Port Control.

Approved by Directors of Port Control, Finance, Law. Passage recommended by Committees on Transportation, Finance.

An emergency ordinance authorizing the Director of Port Control to enter into one or more competitive bidding with Ameri-Ridge, LLC, for the purchase of one or more new or refurbished passenger boarding bridges, including but not limited to associated labor, equipment, materials, or services, and for training, maintenance, and inspection for a period not to exceed two years, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

Approved by Directors of Port Control, Finance, Law. Passage recommended by Committees on Transportation, Finance.

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with Constant Aviation, LLC for the lease of hangar space known as Bay 3 of the Primary Hangar and the adjacent ramp area at Cleveland Hopkins International Airport, for the operation of an aircraft maintenance facility, for the purchase of one or more aircraft rampers for the Department of Port Control, for a period of two years, with three one-year options to renew, the first and second of which are exercisable by the Director of Port Control.

Approved by Directors of Port Control, Finance, Law. Passage recommended by Committees on Transportation, Finance.

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with Constant Aviation, LLC for the lease of hangar space in Building 211 and the adjacent ramp area at Cleveland Hopkins International Airport, for the operation of an aircraft maintenance facility for the Department of Port Control, for a period of two years, with three one-year options to renew, the first and second of which are exercisable by the Director of Port Control.

Approved by Directors of Port Control, Finance, Law. Passage recommended by Committees on Transportation, Finance.

Ord. No. 1508-14. By Council Member Kelley (by departmental request).
An emergency ordinance authorizing the Director of Finance to enter into an amendment to Contract No. CT 1505-PS 2011-054 with Clark Schaefer Hackett for professional services necessary to perform an assessment and to express the opinion of the City regarding the 2014 financial statements and to complete two statements of Auditing Standards for the Divisions of Water and Taxation.

Approved by Directors of Finance, Law. Passage recommended by Committee on Finance.

Ord. No. 1524-14. By Council Member Kelley (by departmental request).
An emergency ordinance authorizing the Director of Finance to employ one or more professional consultants to assess and implement various city-wide safety programs and other related services; and to enter into various written standard purchase and requirement contracts needed in connection with the programs, for the various divisions of City government, for a period of two years, with two one-year options to renew, the first of which requires additional legislative authority.

Approved by Directors of Finance, Law. Passage recommended by Committee on Finance.

MOTION
On the motion of Council Member Bratton, the absence of Council Member Martin J. Sweeney is hereby authorized. Seconded by Council Member Conwell.

The Council Meeting adjourned at 8:16 p.m. to meet on Monday, December 16, 2014, at 7:00 p.m. in the Council Chamber.

Patricia J. Britt
City Clerk, Clerk of Council

THE CALENDAR

The following measures will be on their final passage at the next meeting:

NONE
Resolution No. 529-14. By Director Dumas. 
Whereas, under the authority of Ordinance No. 810-08, passed August 20, 2014 by the Council of the City of Cleveland, that the Public Works and located on Henninger Road and on Wildlife Way to the Northeast Ohio Regional Sewer District for its Combined Sewer Overflow (CSO) Project 049/050, at a price of $1,364,886.00, is affirmed and approved as the lowest and best bid; now, therefore, it is further resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 721-14, passed August 20, 2014 by the City Council, the Commissioner of Purchases and Supplies is directed to convey an easement interest in City-owned property under charge of the Department of Public Utilities and located on Henninger Road, as more fully described in the ordinance, to the Northeast Ohio Regional Sewer District, for the price of $2,540,990 which amount is determined to be fair market value. 

Resolution No. 531-14. By Directors Cox and Dumas. 
Whereas, under the authority of Ordinance No. 844-14, passed August 20, 2014 by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is directed to convey an easement interest in City-owned property located on Morgana East 49th Street bridge at Morgana East 49th Street bridge, to Cuyahoga County, for the rehabilitation of East 49th Street bridge at Morgana Run Trail, at a price of $1,364,886.00 which was determined to be fair market value; now, therefore,
Be it resolved by the Board of Control of the City of Cleveland that under Ordinance No. 990-14, passed October 27, 2014, by the Mayor and City Council, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and Whereas, Ernestine Daniel and Isaac Daniel have proposed to the City to purchase and develop the parcel for yard expansion; and Whereas, the following conditions exist:

1. The member of Council from Ward 1 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it.

2. The proposed purchaser of the parcel is not tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and Whereas, Deborah A. Hemphill for the sale and development of Permanent Parcel No. 129-16-112 located at 345 Lee Hts., according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be $200.00, which amount is determined to be not less than the fair market value of the parcel for ease according to the program.

Be it resolved by the Board of Control of the City of Cleveland that under Ordinance No. 183-021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and Whereas, Deborah A. Hemphill has proposed to the City to purchase and develop the parcel for yard expansion; and Whereas, the following conditions exist:

1. The member of Council from Ward 1 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it.

2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Ordinance No. 183-021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Deborah A. Hemphill for the sale and development of Permanent Parcel No. 129-16-112 located at 345 Lee Hts., according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be $200.00, which amount is determined to be not less than the fair market value of the parcel for ease according to the program.

Be it resolved by the Board of Control of the City of Cleveland that under Ordinance No. 183-021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and Whereas, Deborah A. Hemphill has proposed to the City to purchase and develop the parcel for yard expansion; and Whereas, the following conditions exist:

1. The member of Council from Ward 1 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it.

2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Ordinance No. 183-021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Deborah A. Hemphill for the sale and development of Permanent Parcel No. 129-16-112 located at 345 Lee Hts., according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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Gunning Recreation Center
Zelma George Recreation
Dumas, Interim Director Dumas and
Nichols, Fumich and O'Leary.
McGrath, Rush, Southerington,
uses according to the Program.
Acting Director Baker, Directors
Commissioner of Purchases and Supplies,
Codified Ordinances of Cleveland,
Community Development and when
54th Street; and
Land Reutilization Program ("Program")
sideration for the sale of the parcel
have been met, to sell Land Reutilization
parcel is neither tax delinquent nor
ification of it;
proposed sale or has not disap-
previous rent and/or security
check or money order receipts for
rent. Please note that presentation
mum of three items from at least
vice Commission requires a mini-
Civil Service application form
Civil Service Commission, Room 119,
may be obtained at the office of the
qualifications, scope of examination,

EXAMINATION RESULTS: Each applicant whether passing or failing
will be notified of the results of the examination.
Yeas: Directors Langhenry, Cox,
PHYSICAL EXAMINATION: All candidates for original entrance posi-
BANK STATEMENTS (Within last three months).
The following are examples of unac-
Social Security card.
Rental receipts from independent party without cancelled checks or
CIVIL SERVICE ANNOUNCEMENTS — 2014
Filing Beginning 11/21/2014
ANNOUNCEMENT NO. 157
PATROL OFFICER – CITY OF CLEVELAND (Open)

APPLICATIONS MAY BE OBTAINED AND FILED DURING THE PERIOD OF MONDAY, DECEMBER 1, 2014 THROUGH THURSDAY, DECEMBER 11, 2014, WEEKDAY HOURS ARE 8:00 A.M. UNTIL 4:00 P.M. SATURDAY, DECEMBER 6, 2014 HOURS ARE 9:00 A.M. UNTIL 3:00 P.M.

APPLICATIONS WILL ALSO BE ACCEPTED AT THE FOLLOWING RECREATION CENTERS FROM 5:00 P.M. UNTIL 8:00 P.M. ON THE DATE LISTED:

PLACE: Zelma George Recreation Center 3155 Martin Luther King Boulevard.
DATE: Tuesday, December 9, 2014
PLACE: Estabrook Recreation Center
1135 Fulton Road.

DATE: Wednesday, December 10, 2014
PLACE: F. Kennedy Recreation Center
17300 Harvard Avenue.

APPLICANTS WILL NOT BE ACCEPTED AFTER 4:00 P.M. ON
THURSDAY, DECEMBER 11, 2014.

IT IS THE POLICY OF THE CIVIL SERVICE COMMISSION THAT NO LATE
FILING WILL BE PERMITTED.

NOTE: Applicants residing in Cuyahoga and its surrounding counties (Cuyahoga, Lorain, Medina, Portage, and Summit) MUST return their applications in person. Others may return their application along with the required documentation and filing fee (which can be cash, a money order, or a certified check made out to the City of Cleveland) via the mail (no third party may file for an applicant unless they have power of attorney or are an immediate family member to a person currently on active duty in the military). The Cleveland Civil Service Commission, 601 Lakeside Avenue, Room 119, Cleveland, OH 44114. A completed application must be received by Civil Service by the last day of the filing period. If the application is incomplete or the requisite items are not included, the application will be returned. For all approved applications, an admittance card will be sent to the candidate.

FILING FEE
Applicants are required to pay a non-refundable filing fee of $10.00. (Cash only for those individuals filing in person. NO CREDIT CARDS OR PERSONAL CHECKS WILL BE ACCEPTED.) Those individuals presenting proof of unemployment or public assistance AT THE TIME OF FILING will be exempt from the fee. A copy of such proof must be included with the application.

169.04 CODIFIED ORDINANCE
CIVIL SERVICE EXAMINATION FEES
(a) The Civil Service Commission is hereby authorized to charge applicants in all civil service examinations for positions in the classified service of the City of Cleveland an examination application fee, which fee shall be established by the Board of Control based upon recommendation by the Civil Service Commission. The fee established for any given examination shall not exceed twenty-five dollars ($25.00) unless authorized by Council. Any fee established pursuant to this section may be waived by the Civil Service Commission if the applicant is determined by the Commission to be indigent.

SALARY
The starting salary while in the Police Academy is $19 per hour. Upon successful completion of the Academy, the salary for Patrol Officer is $45,904.64 per year.

DUTIES
Under supervision of a Sergeant or other superior officer, performs general and special police duty in an assigned district or unit in the preservation of law and order. Protects life and property. Enforces laws and ordinances. Prevents and detects crime. Work involves an element of personal danger. Requires the ability to direct and exercise independent judgment in meeting complex situations. Performs other job-related duties as required.

MINIMUM QUALIFICATIONS
AGE: Applicant must be a minimum of 21 years of age and no older than 39 years of age AT THE TIME OF APPOINTMENT, TO ENTER THE CITY OF CLEVELAND POLICE TRAINING ACADEMY.

EDUCATION: Applicants must indicate in their application, and present proof at the time of filing, that they have received a High School Diploma* from an accredited educational institution or have satisfactorily completed the General Education Development Test (GED). One of the following must be presented at the time of filing:
A. High School Diploma.
B. GED.
C. Letter on official stationery from High School or Board of Education certifying that the applicant did graduate.
D. DD 214 (Separation from Active Duty) which indicates the individual graduated from High School or passed the General Education Development Test.

*If the applicant graduated from, for example, a Charter School was home schooled, or graduated from a school outside of Ohio applicant MUST be able to document that the requirements of the state in which the diploma/GED was issued were met.

APPLICANTS WHO CANNOT PRESENT PROOF OF IDENTITY, AGE, AND EDUCATION WILL NOT BE PERMITTED TO FILE AN APPLICATION. THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO VERIFY THE FOREMENTIONED DOCUMENTS AND TO WITHHOLD THE ACCEPTANCE OR REJECTION OF APPLICATION UNTIL SUCH VERIFICATION CAN BE OBTAINED.

DRIVER’S LICENSE
Applicant must have a valid State of Ohio Driver’s License PRIOR to appointment to the Police Academy.

CITIZENSHIP
Applicant must be a citizen of the United States PRIOR to appointment to the Police Academy.

WORK HOURS
A Police Cadet and Patrol Officers must be available to work any shift on any day of the week.

AMERICAN’S WITH DISABILITIES ACT
Any individual with a disability who requires reasonable accommodation in order to compete effectively on this examination shall notify the Civil Service Commission of such need on the appropriate form, available through Civil Service, at the time of filing. The Commission will contact the individual concerning such accommodation prior to the examination. The Commission may refuse to provide such accommodation if it is not reasonable or would constitute an undue hardship. The Commission will request current (within one year) documentation supporting the need for the requested accommodation. Such documentation shall be submitted at the time of filing.

EXAMINATION INFORMATION
TIME: 11:00 a.m. (Doors will open at 10:00 a.m.
PLACE: CLEVELAND PUBLIC AUDITORIUM (Formerly known as Cleveland Convention Center) 601 Lakeside Avenue, Cleveland, OH 44114.

TYPE: WRITTEN EXAMINATION
This examination will consist of a written test. If you receive a passing grade on the examination, you will be placed on the eligibility list for Patrol Officer. You may be scored as a Police Cadet. Your examination grade will be used in conjunction with any residual credit and/or veteran’s preference to determine your rank order position on the eligibility list.

ADDITIONAL SELECTION PROCEDURES
Applicants who receive a passing grade on the written examination and rank high enough on the eligible list for Patrol Officer and receive Civil Service Certification will be subject to the following examinations:

Physical Abilities Examination: The test is designed to evaluate physical ability to perform the duties of a Patrol Officer. You will be scored on a pass/fail basis, based on the time required for you to complete the test.

Drug Screening: Each applicant shall undergo an examination for drug abuse. This examination may be in the form of uranalysis. Any applicant whose results from the drug screening examination are determined to be positive shall be removed from the eligibility list unless such results can be satisfactorily related to the advice of a recognized medical practitioner. Drug screening may also be conducted after appointment to the academy.

Background Investigation: Background investigation and evaluation may include interviews with present and previous employers, neighbors, and family and may be contacted as part of the investigation. In addition, a check of Local and State Police and FBI records, both adult and juvenile, and Bureau of Motor Vehicle records will be made. The background test also includes review of sealed and expunged records. Unsatisfactory findings in one or more of these areas may be cause for removal from the Civil Service eligibility list. Conviction of a felony is also absolute grounds for removal from the list. Any applicant convicted of a felony will be removed from the eligible list and
will receive no further consideration. There are also misdemeanor convictions that would result in the removal of an applicant from the eligibility list.

Psychological Evaluation: A psychological evaluation to determine the applicant’s emotional suitability to perform all aspects of the job will be conducted. Each applicant may be required to take several written examinations. These, along with the results of the background investigation, will be submitted to one or more psychologists(s)/psychiatrist(s) who will interview the candidates. All records of the psychological and background examinations will be made available to the Civil Service Commission. The Commission will review such records and make the final determination of each applicant’s suitability for removal from the eligible list.

Medical Examination: Any appointment to the position of Patrol Officer will be conditioned upon passing a preemployment medical examination conducted in accordance with the provisions of Title I of the Federal Americans with Disabilities Act (ADA). A copy of the ADA may be obtained at the Civil Service Commission Office at a minimal cost or online. The standards for the medical examination are available for review in the Office of the Civil Service Commission and online.

LIFE OF THE ELIGIBILITY LIST

The life of the eligibility list from this examination will not exceed two years from the date the list is established, pursuant to the Charter of the City of Cleveland (Section 130).

RESIDENCY CREDIT

In accordance with the Charter of the City of Cleveland; A person who has lived in his/her primary residence in the City of Cleveland for at least one year prior to the date of filing a Civil Service application, and desires to take an entry-level Civil Service examination, shall, if a passing grade on the written examination is attained, have been a resident in the City of Cleveland for a period of time that is designated as:

- Driver’s License
- Voter Registration Card
- Vehicle Registration
- Home Insurance Policy
- Life/Health/Disability Insurance Policy
- Any other valid documents dated October or November of the current year.

**ONE YEAR AGO** SHALL BE ONE YEAR PREVIOUS TO DATE OF FILING. For example, if you are filing for the examination in December of 2014 you must present 4 different documents dated October or November of 2013.

**CURRENT** SHALL BE WITH IN THE LAST THREE MONTHS. For example, if you are filing for the examination in December of 2014 you must present 4 different documents dated October or November of 2014.

NOTE: CREDITORS ARE PAID (NON-INSURANCE STATEMENT (Home insurance, car insurance, or other insurance documents).
The City Record

November 26, 2014

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is $30,214.95 - $107,006.86 per Year.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE AVAILABLE FOR PICK-UP IN THE CIVIL SERVICE OFFICE TO APPLY TO TAKE THE CIVIL SERVICE EXAMINATION - APPLICATIONS WILL BE AVAILABLE FROM 8:30 A.M. ON FRIDAY, DECEMBER 12, 2014 UNTIL 4:30 P.M. ON THURSDAY, DECEMBER 18, 2014.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON THURSDAY, DECEMBER 18, 2014.

THE CIVIL SERVICE COMMISSION’S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION

Applicant’s eligibility will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: Applications must be returned in person. All copies of diplomas, licenses, certificates, and resumes must be submitted at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing.

NOTE: Any person who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES ANNOUNCEMENT NO. 159

COOK (NON-COMP)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a NON COMPETITIVE CLASSIFICATION and classification for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is $13.77 - $16.43 per Hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE AVAILABLE FOR PICK-UP IN THE CIVIL SERVICE OFFICE TO APPLY TO TAKE THE CIVIL SERVICE EXAMINATION - APPLICATIONS WILL BE AVAILABLE FROM 8:30 A.M. ON FRIDAY, DECEMBER 12, 2014 UNTIL 4:30 P.M. ON THURSDAY, DECEMBER 18, 2014.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON THURSDAY, DECEMBER 18, 2014.

THE CIVIL SERVICE COMMISSION’S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION

Applicant’s eligibility will be determined based on Education and Experience found in Resume.

NOTE: The Civil Service Commission reserves the right to review and evaluate any and all information contained in the application, resume, and properly utilizes safety equipment in accordance with Divisional policy at all times.

MUST MEET THE MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AT THE TIME OF FILING UNLESS OTHERWISE STATED SUCH QUALIFICATIONS AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

A High School Diploma or G.E.D. is required. Three (3) years of full-time experience in cooking or related volume food preparation including one (1) year preparing meals according to specialized diets.

NOTE: Applications must be returned in person. All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

ROBERT BENNETT, President

November 26, 2014
SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 15, 2014

9:30 A.M.

Calendar No. 14-215: 399 East 121st Street (Ward 19)

Clement, LLC, owner, proposes to store fill dirt on a parcel located in a B3 Semi-Industry District. The owner appeals for relief from the following Sections of the Cleveland Codified Ordinances:

1. Section 345.03 which states that outdoor storage of dusty materials is not permitted in a Semi-Industry District but as stated in Section 345.04(a)(1) the first permit is earned in a General Industrial District.
2. Section 345.04(a)(1) which states that all vehicle maneuvering areas shall be paved, and drained within the lot, which is scheduled or drained materials is shown. (Filed October 31, 2014)

Calendar No. 14-219: 1446 West 48th Street (Ward 5)

Fraim, owner, proposes to erect a 15’ x 4’ x 23’ second floor room addition to the existing single family residence in a B1 Two-Family Residential District. The owner appeals for relief from the following Sections of the Cleveland Codified Ordinances:

1. Section 357.09(1)(A) which states that no building shall be erected less than 10 feet from a main building on an adjoining lot within the Residence District and 7’ 7” for property lines.
2. Section 357.13(c) which states that air conditioning units are not permitted as an interior side yard enclosure. (Filed November 6, 2014)

Calendar No. 14-220: 14407 Alger Road (Ward 17)

Sigrid Nelsen, owner, proposes to construct a one car, 14’ x 18’ wood detached garage on a 105’ parcel located in an A1 One-Family Residential District. The owner appeals for relief from Section 357.23(a)(7)(A) which states that in a Residence District an accessory garage must be located a minimum of 18’ from all property lines and the proposed garage is within 6’ of the property line. (Filed November 6, 2014)

SPECIAL ZONING APPEAL

Calendar No. 14-222: 12710 Miles Avenue (Ward 2)

Badrac LLC, owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and the Notice of Violation issued on October 9, 2014 by the Cleveland Department of Building and Housing for failure to comply with Section 327.02 regarding establishing use as motor vehicle repair and used as sales with a certificate of occupancy. Section 337.16 regarding conducting motor vehicle repair within a Residential District; Section 343.01 which states that outdoor signage shall be displayed without a permit; and Section 327.02(11) which requires a permit to build a fence. (Filed November 10, 2014)

POSTPONED FROM NOVEMBER 3, 2014

Calendar No. 14-192: 2489 East 79th Street (Ward 6)

John Delesh, owner, proposes to expand an existing car wash to include motor vehicle major repair and as defined in Section 325.483 of the Cleveland Codified Ordinances on a parcel located in a C2 General Retail Business District. The owner appeals for relief from the following Sections of the Cleveland Codified Ordinances:

1. Section 343.11 which states that in a General Retail Business District Motor Vehicle major auto repair is not permitted.
2. Section 345.03(c)(2) which states that motor vehicle major repair garage is first permitted in Semi-Industry if located 100 feet away from a Residential District and the proposed site abuts a Multi-Family Residential District.
3. Section 345.03(c)(2) which states that an 8 foot wide transition strip is required where the lot abuts a Multi-Family Residential District and none is shown. (Filed September 23, 2014 - no testimony)

Postponement made at the request of the Development Corporation for further review.

POSTPONED FROM NOVEMBER 10, 2014

Calendar No. 14-193: 3650 East 143rd Street (Ward 2)

Shelda Brantley, owner, proposes to change use from a two-family dwelling unit to a Senior Home on a parcel located in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following Sections of the Cleveland Codified Ordinances:

1. Section 337.03 which states that by reference in Section 337.03(c) of the Cleveland Codified Ordinances is a Senior Home is permitted in a One-Family Residential District.
2. Section 327.03(c) which states that in a Residence District a home for the aged is permitted if located 300 feet from any adjoining premises in a Residence District not used for a similar purpose and subject to Board of Zoning Appeals approval.
3. Section 343.04(d) which states that 5 accessory off-street parking spaces are required and 2 are proposed. (Filed September 30, 2014 - no testimony)

Postponement made at the request of the Councilman to allow for a public meeting.

POSTPONED FROM SEPTEMBER 8, 2014

Calendar No. 14-141: 1839 Fulton Road (Ward 3)

Alex Preedy, owner, proposes to erect a 4’ x 14’ deck addition on an irregular shaped parcel in a B1 Two Family Residential District. The owner appeals for relief from the strict application of the following Sections of the Cleveland Codified Ordinances:

1. Section 357.08(1)(b) which states that the required rear yards shall not be less than 20 feet but in no case less than the height of the main building and no rear yard is proposed.
2. Section 357.09(b)(2) which states that in a Two Family District no interior side yard shall be less than 3 feet in width and zero is proposed.

The following appeals were APPROVED:

Calendar No. 14-206: 11601 Mayfield Road (Ward 6)

University Circle Housing Inc. appealed to erect a 190,600 square foot, mixed-use retail and 226 dwelling unit residential building, a 278,800 square foot, 800 space parking garage building and a 141,500 square foot retail and office building on a 99,446 square foot lot that is located in a G4 Multi-Family Residential District.

The following appeals were DENIED:

Calendar No. 14-207: 5801 Ensign Avenue (Ward 1)

Mary Lytle, owner, appeals to erect a 24’ x 24’ 1 story frame

1719

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, NOVEMBER 24, 2014

At the meeting of the Board of Zoning Appeals on Monday, November 24, 2014, the following appeals were scheduled for hearing before the Board.

The following appeal was APPROVED:

Calendar No. 14-206: 11601 Mayfield Road

University Circle Housing Inc. appealed to erect a 190,600 square foot, mixed-use retail and 226 dwelling unit residential building, a 278,800 square foot, 800 space parking garage building and a 141,500 square foot retail and office building on a 99,446 square foot lot that is located in a G4 Multi-Family Residential District.

The following appeals were DENIED:

Calendar No. 14-206: 11601 Mayfield Road

University Circle Housing Inc.

The following appeals were WITHDRAWN:

None.

The following appeals were DISMISSED:

None.

The following appeals were POSTPONED:

Calendar No. 13-253: MWTP LLC

4600 West 160th Street, Postponed to January 26, 2015.

Calendar No. 14-203: Marge Misak

3615 Clinton Avenue, Postponed to January 12, 2015.

Calendar No. 14-205: Muhammad Riaz

5065 Detroit Avenue, Postponed to January 5, 2015.

Calendar No. 14-207: Carey Holdings Inc.

5801 Ensign Avenue, Postponed to January 5, 2015.

The following appeals were heard by the Board on November 17, 2014 and the decisions were adopted and approved on November 24, 2014:

The following appeals were APPROVED:

Calendar No. 14-201: 2633 West 11th Street

Margy and AMo Judd, appealed to erect a 24’ x 24’ 1 story frame
detached garage with second floor storage on a double lot located in a B1 Two-Family Residential District.

Calendar No. 14-190: 4215 Robert Avenue
Iglesia Hispana Pentecostal, owners, and Lincoln Preparatory School tenant appealed to install a Mobile Classroom structure on a parcel of land at a 21 Two-Family Residential District.

The following appeal was heard by the Board on November 4, 2014 and the decisions were adopted and approved on November 24, 2014:

Calendar No. 14-188: 17045-17121
Euclid Avenue
John Malone, owner, appealed to install a 8 inch high black aluminum picket fence in the front yard of a property located in a D2 Local Retail Business District.

Secretary
REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of November 18, 2014

As required by the provisions of Section 3103.20(2) of the Codified Ordinances of the City of Cleveland, Ohio 1976, the following brief of action of the subject meeting is given for publication in the City Record:

* * *

Docket A-173-14:
RE: Appeal of NDMD, Inc., Owner of the Property, located on the premises known as 7260 Neville Avenue (aka 7275 Westworth Avenue) from a NOTICE OF VIOLATION — FIRE CODE, dated August 5, 2014, the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

No action this date. The docket is rescheduled for December 3, 2014.

* * *

Docket A-179-14:
RE: Appeal of Richard A. Hersh- bain (Deceased), Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property, located on the premises known as 2677 East 128th Street from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated August 20, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Mr. Hershbain has been WITHDRAWN at the request of the Appellant's representative.

* * *

Docket A-180-14:
RE: Appeal of EV Bishop, Owner of the Property, located on the premises known as 1277 Hamilton Avenue from a LIMITATION THE PERMITS, dated September 27, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until June 1, 2015 in which to complete abatement of all violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action in order.

Motioned by Mr. Gallagher and seconded by Mr. Saab.

* * *

Docket A-181-14:
RE: Appeal of Wanda Maulsby, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 3638 East 54th Street from a NOTICE OF VIOLATION — MAIN STRUCTURE, dated August 26, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the condemnation Order when properly issued, the Appellant is financially unable to satisfy financial obligations and the property will not be rehabilitated; the Appellants request for additional time is DENIED; the property is REMAND-ED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

BE IT RESOLVED, a motion is in order at this time to find that after reviewing the position of the con- denser unit and the offset from the property accommodating the position of the unit, a variance is granted to the code requirement and permit the condenser unit to remain where it is presently located, which is on the side of the property at the offset. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

* * *

Docket A-182-14:
RE: Appeal of Donna & Cynthia Grimes, Owners of the Residential Property, located on the premises known as 7902 Brinsmade Avenue from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated August 20, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that after reviewing the position of the con- denser unit and the offset from the property accommodating the position of the unit, a variance is granted to the code requirement and permit the condenser unit to remain where it is presently located, which is on the side of the property at the offset. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

* * *

Docket A-183-14:
RE: Appeal of Hilbert & Patricia Bridges, Owners of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property, located on the premises known as 11791 Hamlen Avenue from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated September 4, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until August 31, 2015 in which to complete abatement of all violations, noting that all required permits be obtained, the grounds are to be debris-free and kept clean and gromed; the property is REMAND-ED at this time to the Department of Building and Housing for supervision and any required further action in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until August 31, 2015 in which to complete abatement of all violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action in order.

Motioned by Mr. Maschke and seconded by Mr. Bradley.

* * *

Docket A-184-14:
RE: Appeal of Khadija Kelley, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property, located on the premises known as 2639 East 121st Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated September 4, 2014, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that after reviewing the position of the con- denser unit and the offset from the property accommodating the position of the unit, a variance is granted to the code requirement and permit the condenser unit to remain where it is presently located, which is on the side of the property at the offset. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

* * *

Docket A-185-14:
RE: Appeal of Dana & Paterson, Owners of the One Dwelling Unit Single-Family Residence One & One-half Story Frame Property, located on the premises known as 2126 West 67th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated August 28, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that after reviewing the position of the con- denser unit and the offset from the property accommodating the position of the unit, a variance is granted to the code requirement and permit the condenser unit to remain where it is presently located, which is on the side of the property at the offset. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

* * *

Docket A-186-14:
RE: Appeal of Sarah Gardner, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property, located on the premises known as 1720 ...
PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

Sealed bids will be received at the office of the Commissioner of Purchases and Supplies, Room 128, City Hall, immediately thereafter.

Each bid must be made in accordance with the specifications and must be submitted on the blanks supplied for the purpose, all of which may be obtained at the office of the said commissioner previous to the date of bid opening or cancellation of the contract or other notice.

Each bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Thereafter, any prime bidder wishing to receive credit for using an MBE or FBE should ensure that applications for certification as to MBE or FBE status, are submitted to the Office of Equal Opportunity ("OEO") prior to the date of bid opening or cancellation of the contract or other notice.

APPROVALS OF MINUTES:

Gallagher Approval and Adoption of Mr. Maschke and seconded by Mr. Bradley, Maschke. Nays: None. Not condition to the wall be recorded.

Voting: Mr. Saab.

Separate motions were entered by Mr. Bradley and seconded by Mr. Maschke for Approval and Adoption of the Resolutions as presented by the Secretary for the following dockets respectively, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

- A-174-14 — Tyree Penman
- A-170-14 — Contained Ecological Solutions, LLC
- A-174-14 — Tyree Penman
- A-175-14 — Sebastian Santana


APPROVAL OF MINUTES:

Separate motions were entered by Mr. Bradley and seconded by Mr. Gallagher for Approval of the Minutes as presented by the Secretary, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

- A-162-14 — Donald J. Ernst
- A-163-14 — Contained Ecological Solutions, LLC
- A-171-14 — Gery Crews
- A-174-14 — Tyree Penman
- A-175-14 — Sebastian Santana


APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Bradley and seconded by Mr. Maschke for Approval and Adoption of the Resolutions as presented by the Secretary, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

- A-162-14 — Donald J. Ernst
- A-163-14 — Contained Ecological Solutions, LLC
- A-171-14 — Gery Crews
- A-174-14 — Tyree Penman
- A-175-14 — Sebastian Santana


Voting: Mr. Saab

November 19, 2014 and November 26, 2014

JOSEPH F. DENK Chairman

November 26, 2014 and December 3, 2014

THURSDAY, DECEMBER 18, 2014

File No. 135-14 — Pap and HPV Testing Services, for the Division of Health Administration, Department of Public Health, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING WEDNESDAY, DECEMBER 10, 2014 AT 11:00 A.M. LOCATED AT THE MCCAFFERTY HEALTH CENTER, 4242 LORAIN AVENUE, CLEVELAND, OHIO 44144.

November 26, 2014 and December 3, 2014

File No. 136-14 — Tire Repair Road Service, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Section 131.17 of the Codified Ordinances of Cleveland, Ohio, 1976.


November 26, 2014 and December 3, 2014

File No. 137-14 — Cab and Chassis With Digger Derrick Body and Related Equipment, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 752-12, passed by the Council of the City of Cleveland, June 4, 2012.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, DECEMBER 5, 2014 AT 10:30 A.M. CLEVELAND CITY HALL, CONFERENCE ROOM 8, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

November 26, 2014 and December 3, 2014

File No. 138-14 — Labor and Materials Necessary to Maintain and Repair Heating, Ventilation and Air Conditioning (HVAC) Equipment, for the Divisions of Port Control, Department of Port Control, as authorized by Ordinance No. 1189-14, passed by the Council of the City of Cleveland, December 12, 2014.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, DECEMBER 5, 2014 AT 10:00 A.M. CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OH 44135-3193.

TUESDAY, DECEMBER 9, 2014

File No. 137-14 — Cab and Chassis With Digger Derrick Body and Related Equipment, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 752-12, passed by the Council of the City of Cleveland, June 4, 2012.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING WEDNESDAY, DECEMBER 10, 2014 AT 11:00 A.M. LOCATED AT THE MCCAFFERTY HEALTH CENTER, 4242 LORAIN AVENUE, CLEVELAND, OHIO 44144.

November 26, 2014 and December 3, 2014

FRIDAY, DECEMBER 12, 2014

File No. 136-14 — Tire Repair Road Service, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Section 131.17 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, DECEMBER 5, 2014 AT 10:00 A.M. CLEVELAND CITY HALL, CONFERENCE ROOM 8, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

November 26, 2014 and December 3, 2014

File No. 137-14 — Cab and Chassis With Digger Derrick Body and Related Equipment, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 752-12, passed by the Council of the City of Cleveland, June 4, 2012.


November 26, 2014 and December 3, 2014
ADOPTED RESOLUTIONS AND ORDINANCES

An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit at 8812 East 65th Street, 1st floor only and repealing Resolution No. 1197-14, objecting to said permit.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Dana Distributors, Inc., DBA Hough Beverage & Deli, 8812 Hough Avenue, Cleveland, Ohio 44106, Permanent Number 19018130001 to Taleen Corporation, DBA Hough Beverage & Deli, 8812 Hough Avenue, Cleveland, Ohio 44106, Permanent Number 785118; and

While, this resolution constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it resolved by the Council of the City of Cleveland:
Section 1. That this resolution is hereby declared to be an emergency measure and provides the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.


Res. No. 1531-14. By Council Member Dow.
An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 8812 Hough Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a C2 and C2X Liquor Permit from Dana Distributors, Inc., DBA Hough Beverage & Deli, 8812 Hough Avenue, Cleveland, Ohio 44106, Permanent Number 19018130001 to Taleen Corporation, DBA Hough Beverage & Deli, 8812 Hough Avenue, Cleveland, Ohio 44106, Permanent Number 785118; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

There will be a NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF SEVENTY FIVE DOLLARS ($75.00) ONLY IN THE FORM OF A CASHIER’S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

LORAIN AVENUE
Cleveland, OHIO 44114.

Bidders must purchase Plans and specifications directly from the office of the Commissioner of Purchases and Supplies, only registered Plan Holders will receive Addenda. Bids cannot be accepted from Bidders who only purchase Plans from other entities such as Plan Rooms and/or who fail to register to be on the City of Cleveland Plan Holders List.
Whereas, the applicant does not qualify to be a permit holder and/or be located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Revised Code of Ohio.

By Council Member Polensek.

An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 17214 Grovewood Avenue, Cleveland, Ohio 44119, Permanent Number 57913740005; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted November 19, 2014.

Effective November 19, 2014.

Res. No. 1535-14.

By Council Member Polensek.

An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 17214 Grovewood Avenue, Cleveland, Ohio 44119, Permanent Number 57913740005; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted November 17, 2014.

Effective November 19, 2014.
must be received by the Superinten-
dent of Liquor Control within 70 days
or an objection; now therefore

Be it resolved by the Council of
the City of Cleveland:

Section 2. That the Council hereby
record its objection to the transfer of
ownership of a C1 and C2 Liquor Per-
mission to employment nondiscrimina-
tion, gender identity or expression,
national origin, age, disability, ethnic
group or Vietnam-era or disabled
veteran status. As used in this chapter, "treated"
means and includes without limita-
tion the following: recruited whether
by advertising or other means; com-
penated, whether in the form of rates
of pay or other forms of compensa-
tion; selected for training, including
apprenticeship programs; promoted, grade-
demoted, transferred, laid off and ter-
m inated. Contractors shall post in
conspicuous places available to
employees and applicants for employ-
ment, notices to be provided by the
hirer representative of contractors
setting forth the provisions of this
nondiscrimination clause.

(b) Within sixty (60) days after
entering into a Contract, each Con-
tactor shall implement to address any
identified problem areas or the under-
utilization of women in relation to their availability in the relevant
labor market.

Any additional requirements
required by the Regulations or on a case-
by-case review of a Contractor's pro-
gram shall contain the fol-
lowing components:

1. A diagnostic component that
includes quantitative analyses com-
paring the composition of the Con-
tactor's workforce to the composi-
tion of the Cleveland Contracting
Market employment pool according to the
most current census data available,
grouped by EEO occupations.

2. Each affirmative action pro-
gram shall contain placement goals as
follows:

A. For each non-construction Con-
tact, placement goals equal to the
availability percentage for women or
minorities where the percentage of
women or minorities employed by the
Contractor in a particular job group is
less than would reasonably be expect-
ed given their percentage availability
in the corresponding Cleveland
Contracting Market employment pool.

Placement goals are objective targets reason-
ably attainable by applying a good-
faith effort to implement all aspects of
the affirmative action pro-
grame and shall take effect and be in force from
the date of adoption and
shall take effect and be in force immme-
diately upon its adoption and
shall take effect and be in force from
and privilege associated with employ-
ment.

Ord. No. 1445-13
By Council Member Cimpaner and

An emergency ordinance to amend
Section 187.15, 187.16, 623.16, and 665.15 of the Codified
Ordinances of Cleveland, Ohio, 1976,
as amended by various ordinances,
to add gender identity and expres-
sion to employment nondiscrimina-
tion laws for goals and compliance
of contractors.

Whereas, this ordinance constitu-
tes an emergency measure provid-
ing for the usual daily operation of
Cuyahoga County.

Be it ordered by the Council of
the City of Cleveland:

Section 1. That the following sec-
tions of the Codified Ordinance of
Cleveland, Ohio, 1976,
as amended by Ordinance No. 1126-75, as passed July 25, 1977.
Sections 187.15 and 187.16, as
amended by Ordinance No. 77-94,
passed February 4, 2008.
Sections 321.17 and 623.16, as
amended by Ordinance No. 77-94,
passed March 14, 1994, and
Section 122.16, as amended by
Ordinance No. 162-A-2000, passed
December 4, 2000, are amended to read as fol-

Section 135.40, 187.15, 187.16, 623.17,
and 665.15 of the Codified
Ordinances of Cleveland, Ohio, 1976,
as amended by Ordinance No. 77-94,
passed February 4, 2008.
Sections 321.17 and 623.16, as
amended by Ordinance No. 77-94,
passed March 14, 1994, and
Section 122.16, as amended by
Ordinance No. 162-A-2000, passed
December 4, 2000, are amended to read as fol-

Section 135.40 Using Services of
Local Colleges and Universities

In carrying out and implementing
the requirements of Section 135.3,
the Director of Public Safety shall active-
ly seek out, establish and maintain a
written affirmative action program with
any local college or university in estab-
lishment of police education or in-service training pro-
gram and also to further the educa-
tion of members of the uniform ranks
in the Division of Police either in con-
sidering new or utilizing existing pro-
cedures ensuring that the Contractor,
by specified affirmative action actions with
regard to its employees, facilities and performance of the Contract,
affords or incorporates, or contains
in its affirmative action program,
recruited whether by advertising or other means; com-
penated, whether in the form of rates
of pay or other forms of compensa-
tion; selected for training, including
apprenticeship programs; promoted, grade-
demoted, transferred, laid off and ter-
m inated. Contractors shall post in
conspicuous places available to
employees and applicants for employ-
ment, notices to be provided by the
hirer representative of contractors
setting forth the provisions of this
nondiscrimination clause.

(b) Within sixty (60) days after
entering into a Contract, each Con-
tactor shall implement to address any
identified problem areas or the under-
utilization of women in relation to their availability in the relevant
labor market.

Any additional requirements
required by the Regulations or on a case-
by-case review of a Contractor's pro-
gram shall contain the fol-
lowing components:

1. A diagnostic component that
includes quantitative analyses com-
paring the composition of the Con-
tactor's workforce to the composi-
tion of the Cleveland Contracting
Market employment pool according to the
most current census data available,
grouped by EEO occupations.

2. Each affirmative action pro-
gram shall contain placement goals as
follows:

A. For each non-construction Con-
tact, placement goals equal to the
availability percentage for women or
minorities where the percentage of
women or minorities employed by the
Contractor in a particular job group is
less than would reasonably be expect-
ed given their percentage availability
in the corresponding Cleveland

of race, religion, color, sex, sexual orientation, gender identity or expres- 
sion, national origin, age. Disability, ethnic group or Vietnam-era or dis-
abled veteran status, the Administra-
tion shall contain among other 
provisions:
(a) Any person because of race, religion, color, sex, sexual orientation, 
gender identity or expression, national origin, age, disability, ethnic 
group, Vietnam-era or disabled veteran sta-
tus, marital status or ancestry, in any of the activities, services, 
orfrac{1}{2} 
ment, the action is necessary in the 
best interests of the City and its citi-
zens.

Section 321.17 Contents of Project 
Agreement
When authorized by the Board of 
Commissioners, as provided in Sections 321.15 
and 321.16, the Director of Community 
Development shall enter into a pro-
cessing and negotiating for the purchase, rental, financing, or occupying the usu-
ality of the activity, or in any occupancy 
with respect to a specific Contractor 
seeking the award of a specific Con-
tract when, in the Mayor’s sole judg-
ment, the action is necessary in the 
best interests of the City and its citi-
zens.

Section 626.16 Ethic Intimidation
(a) No person shall violate RC 
2903.21, 2903.22, 2909.06, 2909.07 or 
2910.62 or any other section of the Codified Ordi-
nances of Cleveland or the Codified Ordi-
nances of Cleveland, Ohio, 1976: 
any of the following:
(1) Participating, without discrimina-
tion, in any of the activities, services, 
organizations or facilities described in divi-
sion (a)(1) of this section.
(2) Affording another person or 
class of persons preference or pro-
tection so to participate;
(3) Any person because that person 
is, or is considering, to participate;
or encouraging other persons to par-
ticipate, without discrimination on 
account of race, religion, color, sex, 
sexual orientation, gender identity or expres-
sion, national origin, age, disabil-
ty, ethnic group, Vietnam-era or 
disabled veteran status, marital status or 
ancestry, in any of the activities, services, 
orfrac{1}{2} 
ment, the action is necessary in the 
best interests of the City and its citi-
zens.

Section 665.15 Intimidation or Inter-
ference in Housing
No person, whether or not acting 
under color of law, shall by force or 
threat of force willfully injure, intimi-
date, or interfere with, or attempt to 
interfere in any of the following:
(a) Any person because of race, religion, color, sex, sexual orienta-
tion, gender identity or expression, national origin, age, disability, or eth-
ic group, Vietnam-era or disabled veteran status, familial status, mar-
ital status or ancestry and because that person is or has been selling, pur-
chasing, renting, financing, occup-
ying, contracting, or negotiating for the sale, purchase, rental, financing, 
or occupying the usu-
ity of the activity, or in any occupancy 
with respect to a specific Contractor 
seeking the award of a specific Con-
tract when, in the Mayor’s sole judg-
ment, the action is necessary in the 
best interests of the City and its citi-
zens.

Whereas, this ordinance constit-
tutes an emergency measure provid-
ing for the usual daily operation of a municipal department; now, there-
fore,
Be it ordained by the Council of the City of Cleveland:
Section 1. That the Director of Capit-
al Projects or Public Works, as applicable, is authorized to employ by 
contract or contracts one or more con-
tractors or one or more firms of con-
sultants for the purpose of supple-
menting the regularly required staff 
of the several departments of the City 
of Cleveland in order to provide pro-
fessional services necessary for con-
struction inspection services, and 
other related services under the City-
wide Tree Damaged Sidewalk Pro-
gram.

Section 2. That the Director of Capital 
Projects is authorized to employ by 
contract or contracts one or more 
consultants or one or more firms of con-
sultants for the purpose of supple-
menting the regularly required staff 
of the several departments of the City 
of Cleveland in order to provide pro-
fessional services necessary for con-
struction inspection services, and 
other related services under the City-
wide Tree Damaged Sidewalk Pro-
gram.

Section 3. The selection of the con-
tracts to be let under this ordinance 
shall be made by the Board of Control on 
the nomination of the Director of Capital 
Projects or Public Works, as applicable, 
from a list of qualified consul-
ts available for employment as 
may be determined after complete canvass by 
the Board of Control or Capital 
Projects or Public Works, as applicable 
for the purpose of compli-
ing a list. The compensation to be 
paid therefor shall be determined 
by the Board of Control, The contract or 
contracts authorized shall be pre-
pared by the Director of Law, 
approved by the Director of Capital 
Projects or Public Works, as applica-
ble, and certified by the Director of 
Finance.

Section 4. That, under Section 167 of 
the Charter of the City of Cleveland, 
this Council determines to make the 
public improvement of removing and 
replacing sidewalk panels damaged 
by tree roots and implementing recom-
mandations of the consultants regarding tree and tree root removal; 
that the Board of Control shall authorize 
the Director of Capital Projects or Public 
Works, as applicable, to let the require-
ment contracts duly let to the lowest responsible bidder or bidders 
on a unit cost basis for the improvement.

Section 5. That the Director of Capit-
al Projects is authorized to make one 
or more written requirement con-
tracts under the Charter and the Codi-
fied Ordinances of Cleveland, Ohio, 
1976, for the requirements for a period 
to be determined by the Director of Capit-
al Projects for the making of the 
above public improvement of replacing 
services under the Citywide Tree 
Damaged Sidewalk Program; deter-
mining the method of making the pub-
lic improvement of removing and 
replacing sidewalk panels damaged 
by tree roots and implementing rec-
ommendations of the consultants 
regarding tree and tree root removal; 
that the Board of Control shall authorize 
the Director to enter into one or more public improvement 
requirement contracts to implement 
the provisions of this ordinance. 

Ord. No. 563-14
By Council Members K. Johnson 
and Kelley (by departmental 
requests)
An emergency ordinance authorizing 
the Director of Capital Projects or 
Public Works, as applicable, to employ one or more professional con-
sultants to provide construction inspection services under the Citywide Tree Damaged Sidewalk Program; deter-
mining the method of making the pub-
lic improvement of removing and 
replacing sidewalk panels damaged 
by tree roots and implementing rec-
ommendations of the consultants 
regarding tree and tree root removal; 
authorizing the Director of Capital 
Projects or Public Works, as applica-
tble, to let the requirement contracts 
duly let to the lowest responsible bidder or bidders 
on a unit cost basis for the improvement,

November 26, 2014 The City Record 31
pay for permits, licenses, or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this ordinance.

Section 7a. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Capital Projects may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 8. That the costs of the contract or contracts or other expenditures should be paid from Fund Nos. 20 SF 394, 20 SF 516, 20 SF 520, 20 SF 534, 20 SF 546, 20 SF 554, from the fund or funds from which are credited any grants or gifts received under the cooperative process, and from the fund or fund to which are credited the proceeds of bonds authorized by Ordinance No. 497-14, passed April 21, 2014, and shall also be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQS 0103, RL 2008, 320)

Section 8a. That this ordinance shall be of no force and effect one year after the effective date of this ordinance.

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.


Ord. No. 996-14.

By Council Member Zone.

An ordinance removing the existing mapped front setbacks on parcels located on the north side of Clifton Boulevard between West 117th Street and West 116th Street and fronting on West 117th Street as well as West 116th Street north of Clifton Boulevard as shown on the attached map (Map Change No. 2497).

Be it ordained by the Council of the City of Cleveland:

Section 1. That the 5-foot and 10-foot existing mapped front setbacks on parcels bounded and described as follows:

Beginning in the center of Clifton Boulevard at its intersection with the centerline of West 117th Street;

Thence northerly along said centerline of West 117th Street to its intersection with the northerly prolongation of the boundary line of Sublot Number 18 in the Cook and Faerber Subdivision shown in the recorded Plat in Volume 32, Page 18 of Cuyahoga County Map Records hereafter known as the principal line of beginning:

1726
Ord. No. 1133-14.

By Council Members Cleveland and Kelley (by departmental request).

An emergency ordinance authorizing the Director of the Office of Equal Opportunity, or the Executive Director of Workforce Development, to apply for and accept funds and resources from various entities for the 2014 Workforce Investment Act and Workforce Development Program grants; to enter into contracts and memoranda of understanding with various entities necessary to implement the grants; and to sublease areas at Employment Connection, located at 1020 Bolivar Road.

Whereas, the Workforce Investment Act of 1998, Public Law 105-220 ("WIA"), the purpose of which is to "...provide workforce investment activities, through statewide and local workforce investment systems, that increase the employment, retention, and earnings of participants, and increase occupational skill attainment by participants, and, as a result, improve the quality of the workforce, reduce welfare dependency, and enhance the productivity and competitiveness of the nation"; and

Whereas, under WIA, the Governor of the State of Ohio has designated Ohio Workforce Areas for the WIA throughout Ohio and the governor has designated the geographic boundaries of the City of Cleveland ("City") and Cuyahoga County as Ohio Workforce Area ("OWA") No. 3; and

Whereas, in order to achieve greater cooperation, better address the needs of the citizens of the City and the County, maximize the use of available funds, and comply with the request of the Ohio Governor’s Workforce Policy Board of the State of Ohio and generally administer funds and programs under the Workforce Investment Act (WIA), the American Reinvestment Recovery Act (ARRA), and other Workforce Development programs, the City and the County have combined their boards, service areas, and programs and created a consolidated Workforce Investment Area for OWA No. 3 in accordance with an Intergovernmental Agreement entered into by the Mayor and the Cuyahoga County Board of Commissioners on June 4, 2007 ("IGA"); and

Whereas, in accordance with the agreement required by the WIA and approved by the Governor, for the WIA Program Year ("FY") 2014 for the period of July 1, 2014 through June 30, 2015, between the Chairman of the Workforce Investment Board of Cleveland ("WIBC"), Cuyahoga County, and the City, the City has been designated as the WIA grant recipient, administrative entity; and

Passed November 17, 2014.
Effective December 17, 2014.

Thence southwesterly along said northwesterly prolongation of said southerly line and along its southeasterly prolongation to its intersection with the southerly prolongation of the easterly line of Sublot Number 20 in the aforementioned Cook and Faerber Re-Subdivision;

Thence northwesterly along said southerly prolongation and said easterly line and along its northerly prolongation to its intersection with the northerly line of Sublot Number 17 in the aforementioned Cook and Faerber Re-Subdivision;

Thence northwesterly along said northerly line and along its northwesterly prolongation to its intersection with the westerly line of Sublot Number 7 in the aforementioned Cook and Faerber Re-Subdivision;

Thence southerly along said westerly line and along its southerly prolongation to its intersection with the southerly line of Sublot Number 18 in the aforementioned Cook and Faerber Re-Subdivision and the principal place of beginning; and as outlined on the attached map are hereby removed from the Building Zone maps.

Section 2. That the changed designation of lands described in Section 1 shall be identified as Map Change No. 2497, and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for this purpose by the City Planning Commission.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.
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 the Office of Equal Opportunity, or the Executive Director of Workforce Development (the “Director”), is authorized to apply for and accept various contracts under the Cleveland Workforce Development Act and to enter into one or more contracts with various entities, agencies, or individuals in order for the Director to provide for administration of the workforce development programs authorized by this ordinance.

Section 2. That the Director is authorized to enter into one or more contracts with various agencies, entities, or contractors to administer and implement the following components of the grant:

Youth Activities
- 10 YOUTH PROGRAM ELEMENTS
  - Tutoring, Study Skills and Instruction
  - Alternative Secondary School Services
  - Summer Employment
  - Paid Work Experience
  - Occupational Skills Training
  - Leadership Development
  - Supportive Services
  - Mentoring
  - Early Education Services
  - Comprehensive Guidance and Counseling
- PRE-VOCATIONAL ACTIVITIES
- JOB READINESS TRAINING
- JOB DEVELOPMENT/JOB PLACEMENT
- ON-THE-JOB TRAINING
- JOB FAIRS, FURNITURE AND EQUIPMENT, WIB MEETINGS, PROVIDER MEETINGS
- YOUTH COUNCIL AND WIB INITIATIVES AND SPECIAL PROJECTS

Adult Activities
- OCCUPATIONAL SKILLS TRAINING
- ON-THE-JOB TRAINING
- FOLLOW-UP SERVICES
- SPECIALIZED POPULATION SUPPORTIVE SERVICES
- JOB READINESS TRAINING
- EMPLOYEE AND EMPLOYER COACHING
- JOB DEVELOPMENT AND EMPLOYER SERVICES
- JOBS, FURNITURE AND EQUIPMENT, WIB MEETINGS, PROVIDER MEETINGS
- CORE ACTIVITIES
- INTENSIVE SERVICES
- ENTREPRENEURIAL ACTIVITIES
- WIB INITIATIVES AND SPECIAL PROJECTS

Section 3. That the Director is authorized to enter into one or more agreements with various entities, agencies, or individuals participating in the Employment Connection services, activities and/or programs relating to cost-sharing contributions, for the purposes of implementing the Workforce Investment Act and Workforce Development programs as described in this ordinance. The Director is authorized to accept agreements under the Cleveland Workforce Investment Act and to deposit the funds in a revolving fund to be used for additional services or contracts under this program, and the funds are appropriated for that purpose.

Section 4. That the Director is authorized to enter into one or more agreements with Cuyahoga County to accept monies from the County to implement the Workforce Investment Act and Workforce Development programs authorized under this ordinance, and to deposit the funds in a revolving fund to be used for additional services or contracts under this program, and the funds are appropriated for that purpose.

Section 5. That the Director is authorized to enter into one or more agreements with various entities, agencies, or individuals in order for the City of Cleveland to provide services under the Workforce Investment Act, the American Reinvestment Recovery Act, and Workforce Development programs authorized under this ordinance, and to receive payment for the services. The Director is authorized to accept payments under the first and third party billing, and to deposit the payments collected and other program income, in a revolving fund to be used for additional services or contracts under this program, and the funds are appropriated for that purpose.

Section 6. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of the City of Cleveland, Ohio, 1976, the Director is authorized to sublease various areas at the Employment Connection Center at 1020 Bolivar Road, to various entities, agencies, or individuals, to provide Workforce Development and Economic Development services authorized under this ordinance.

Section 7. That the term of the subleases authorized by this ordinance shall not exceed two years, subject to annual appropriation and re-approval of the City’s lease agreement.

Section 8. That the subleases may authorize the various entities, agencies, or individuals to make improvements to the subleased premises subject to the approval of the City agencies and officials, and to authorize the sublessees to contribute a share of operating costs.

Section 9. That the subleases shall be prepared by the Director of Law.

Section 10. That the Director of the Office of Equal Opportunity, the Director of Workforce Development, and other appropriate City officials are authorized to execute any other documents and certificates, and take any other actions which may be necessary or appropriate to effect the subleases authorized by this ordinance.

Section 11. That the Director is authorized to accept monies under the subleases authorized by this ordinance, and to deposit the rent collected, and other program income, in a revolving fund to be used for additional contracts and services under this program, and that the funds are appropriated for that purpose.

Section 12. That the Director is authorized to enter into one or more contracts with various entities, agencies, or individuals to provide business services and/or rental space at 1020 Bolivar Road, Cleveland, OH 44115, and to receive payment for the services. The Director is authorized to accept monies for the services, and to deposit the payments collected in a revolving fund to be used for additional services or contracts under this program, and that the funds are appropriated for that purpose.

Section 13. That the cost of the contracts or contracts authorized in this ordinance shall be paid from the fund or funds to which are credited the grant proceeds and the revolving fund identified in this ordinance, which are accepted under this ordinance.

Section 14. That the following amounts are appropriated as follows to provide for administrative costs of the Workforce Development programs and activities:

1. Salaries and payroll related expenses in an amount not to exceed $1,200,000.
2. Operational and building related costs (Rent, Utilities, Security, Janitorial) at 1026 Bolivar Road, Cleveland, OH 44115, in an amount not to exceed $1,200,000.
3. Other Workforce Development grants, Agreements, programs and activities in an amount not to exceed $150,000.
4. Miscellaneous costs (Indirect costs, chargebacks, supplies) in an amount not to exceed $150,000.

Section 15. That the Mayor or the Director of the Office of Equal Opportunity or the Executive Director of Workforce Development are authorized to enter into agreements as may be necessary to implement the single consolidated Workforce Development plan.

Section 16. That the contracts and agreements authorized by this ordinance shall be prepared by the Director of Law.

Section 17. That this ordinance is declared to be an emergency measure.
and, provided it receives the affirma-
tive vote of two-thirds of all the mem-
bers 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 ear-
liest period allowed by law.
Passed November 17, 2014.
Effective November 19, 2014.

Ord. No. 1252-14
By Council Members K. Johnson
and Kelley (by departmental
request).
An emergency ordinance determin-
ing the method of making the public
improvement requirement contracts
for the making of the improvement,
for a period not to exceed two years.
Whereas, this ordinance constitutes
an emergency measure providing for
the usual daily operation of a munici-
pal department; now, therefore,

Be it ordained by the Council of
the City of Cleveland:
Section 1. That, under Section 167 of
the Charter of the City of Cleveland,
this ordinance authorizes to make those
public improvement and constructional
improvements to City right-of-ways,
including but not limited to
driveway aprons, curbs, curb ramps,
brick streets, and appurtenances and autho-
rizing the Director of Capital Projects
to enter into one or more public improvement requirement contracts
for the making of the improvement,
for a period not to exceed two years.
Whereas, this ordinance constitutes
an emergency measure providing for
the usual daily operation of a munici-
pal department; now, therefore,

Be it ordained by the Council of
the City of Cleveland:
Section 1. That, in the event Burten,
Bell, Carr Development, Inc. to be
used towards the improvement of
Dwayne Bromley field.
Whereas, Burten, Bell, Carr Devel-
opment, Inc. to be used towards the
improvement of the NFL Grassroots Program in
the amount of $200,000; and
Whereas, this ordinance constitutes
an emergency measure providing for
the usual daily operation of a munici-
pal department; now, therefore,

Be it ordained by the Council of
the City of Cleveland:
Section 1. That, in the event Burten,
Bell, Carr Development, Inc. receives the
grant from the NFL Grassroots Program, the Director of Public
Works is authorized to accept a cash
donation in the amount of $200,000
from Burten, Bell, Carr Development,
Inc. to be used towards the improve-
ment of the Dwayne Bromley football
field. The Director is further autho-
rized to file and execute all
documents necessary to receive the
funds accepted under this ordinance,
and on acceptance of the funds by the
Director, they shall be appropriated
for the purposes described in this
ordinance.
Section 2. That this ordinance is
declared to be an emergency measure
and, provided it receives the affirma-
tive vote of two-thirds of all the mem-
bers 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 ear-
liest period allowed by law.
Passed November 17, 2014.
Effective November 19, 2014.
Original Two Acre Lot No. 102 and bounded and described as follows:

P. Hawley and John Langton by Deed dated April 15, 1858, and recorded in Volume 97, Page 31 of Cuyahoga County Records; together forming a parcel of land bounded and described as follows:

Beginning on the Southerly line of Huron Road, S.E., as established by appropriation proceedings recorded in Volume 30 of Deeds, Page 541 of Cuyahoga County Records; and known as part of Sublots Nos. 24 and 25 in the Samuel Cowles’ Estate Subdivision of part of Original Two Acre Lots Nos. 101, 102, 103 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 540 of Cuyahoga County Records, and also part of Huron Street vacated by City Ordinance No. 41,329, and together forming a parcel of land bounded and described as follows:

Beginning on the Northerly line of Huron Road, S.E. (formerly High Street), as shown by Ordinance No. 1423-95 passed by the Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

The City Record

November 26, 2014

Original Two Acre Lot No. 102 and bounded and described as follows:

The Council of the City of Cleveland

Cuyahoga County Deed Records; as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

The City Record

November 26, 2014

Original Two Acre Lot No. 102 and bounded and described as follows:

The Council of the City of Cleveland

Cuyahoga County Deed Records; as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

The City Record

November 26, 2014

Original Two Acre Lot No. 102 and bounded and described as follows:

The Council of the City of Cleveland

Cuyahoga County Deed Records; as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.
Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Two Acre Lots Nos. 101, 102 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and together forming a parcel of land, bounded and described as follows:

Beginning at a point in the Southernly line of land conveyed to Edward Hessenmueller, to the Southwestern termination of said area; thence Northerly 106.87 feet to a point 106.87 feet South of the place of beginning; thence Easterly 4 feet to the true place of beginning; thence Northerly 80° 00’ E. along the Southerly right-of-way of Prospect Avenue, 92.71 feet to the true place of beginning; thence continuing along said Prospect Avenue 61.87 feet to a point; thence 8.21 degrees 59’ 58” W. at right angles with Prospect Avenue, 82.64 feet to a point on the Northerly line of a dedicated alley (10'); thence 8.21 degrees 59’ 58” W., along the Northerly line of said alley, 64.87 feet to a point:

Together with the Northerly half of Coleman Court adjacent to the above described premises as vacated by Ordinance No. 1423-95 passed by the Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

(PPN: 101-28-008)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Acre Lot No. 101 and bounded and described as follows:

Beginning at the true place of beginning as per the plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

(PPN: 101-28-031)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Two Acre Lots Nos. 101 and 104 as shown by the plat recorded in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and together forming a parcel of land, bounded and described as follows:

Beginning at a point in the Southernly line of land conveyed to Buckley Stedman and Diana Stedman, by deed dated November 30, 1868 and recorded in Volume 160, Page 270 of Cuyahoga County Records;

Thence Easterly along the Northerly line of land conveyed to Buckley Stedman and Diana Stedman, by deed dated November 30, 1868 and recorded in Volume 97, Page 51 of Cuyahoga County Records;

Thence Northerly along said Southerly line of land conveyed to Buckley and Diana Stedman, as aforesaid;

Together with the Northerly half of Coleman Court adjacent to the above described premises as vacated by Ordinance No. 1423-95 passed by the Council of the City of Cleveland September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

(PPN: 101-28-009 and 010)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Two Acre Lots Nos. 101 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and together forming a parcel of land, bounded and described as follows:

Beginning at a point in the Southerly line of High Street (formerly Sheriff Street, 60 feet wide, as shown by the plat recorded in Volume 186 of Maps, Page 19 of Cuyahoga County Records); thence Northerly along the Easterly line of High Avenue, S.E., 55 64/00 feet to the Northeast corner of said Sublot No. 8;

Thence Northerly on a line at right angles with said Northerly line of High Avenue, S.E., 64.97 feet to a point; thence Northerly on a line at right angles with the Southerly line of Prospect Avenue, S.E., and laid out on said Prospect Avenue, S.E., from the place of beginning, as per said plat;

Together with the Northerly half of High Street adjacent to the above described premises as vacated by Ordinance No. 1423-95 passed by the Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

(PPN:’s 101-28-009 and 010)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Two Acre Lots Nos. 101 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and together forming a parcel of land, bounded and described as follows:

Beginning at a point in the Southerly line of High Street (formerly High Street);

Thence 68 degrees 00’ 02” E. along the Southerly right-of-way of Prospect Avenue, 92.71 feet to the true place of beginning;

Thence continuing along said Prospect Avenue 61.87 feet to a point; thence 8.21 degrees 59’ 58” W. at right angles with Prospect Avenue, 82.64 feet to a point on the Northerly line of a dedicated alley (10’);

Thence 8.21 degrees 59’ 58” W., along the Northerly line of said alley, 64.87 feet to a point:

Together with the Northerly half of Coleman Court adjacent to the above described premises as vacated by Ordinance No. 1423-95 passed by the Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.
Thence Easterly along the Northernly line of High Avenue, S.E. (formerly High Street) with the Northerly half of the premises as vacated by Ordinance No. 1423-95 passed by the City Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

Together with the Southerly half of Coleman Court adjacent to the above premises as vacated by Ordinance No. 1423-95 passed by the City Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

(PPN: 101-28-003)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of the parcel of land in the Original Two Acre Lots Nos. 100 and 101, which was conveyed by The Champion Realty Company to The Cleveland Trust Company by deed recorded in Volume 3273, Page 588, more or less, to the center of a party wall now existing and situated partially upon the premises hereby conveyed and by The Champion Realty Company and lying to the South of the premises hereby conveyed.

Thence West along the center of said party wall, 61.42 feet to an angle in said Southerly line;

Thence South 35 deg. 9" East, continuing the Southerly line of High Avenue S.E., 4.84 feet to its intersection with the Easterly line of said Cleveland Trust Company as aforesaid;

Thence North 55 deg. 56' 30" East along the centerline of Huron Road S.E., 30.80 feet to a point in said Tract.

Thence North 34 deg. 01' 10" West, 44.50 feet to a drill hole set at the intersection thereof with the Northerly right-of-way of Huron Road, S.E., and the easterly right-of-way of East 4th Street and being the principal place of beginning of the premises herein described;

Course 1. Thence North 34 deg. 01' 10" West along said Easterly line of East 4th Street, 61.45 feet to a drill hole set at the Southwesterly corner of land conveyed to System Property Development Company, Inc. (PPN: 101-28-031) by deed dated January 29, 1899 and recorded in Auditor's File No. 199901291207 Cuyahoga County Records.

Course 2. Thence North 55 deg. 56' 30" East along the Southerly line of land so conveyed to System Property Development Company, Inc. (PPN: 101-28-031) by deed dated January 29, 1899 and recorded in Auditor's File No. 199901291207 Cuyahoga County Records.

(Course 3. Thence South 34 deg. 01' 10" West along the Wasterly line of land so conveyed to System Property Development Company, Inc. (PPN: 101-28-031) by deed dated January 29, 1899 and recorded in Auditor's File No. 199901291207 Cuyahoga County Records.

Course 4. Thence West 55 deg. 56' 30" West along said Northerly right-of-way of Huron Road, S.E.;

Course 5. Thence South 34 deg. 01' 10" South along the Southerly line of Prospect Street as now existing and situated partially upon the premises herein described, eighty-two feet, more or less, to the Northerly line of the ten-foot alley called Coleman Alley, now known as Coleman Court Southeast;

Thence Easterly along the Northerly line of the premises as vacated by Ordinance No. 1423-95 passed by the City Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

Begining at the intersection of the Northerly line of High Avenue S.E., 47 feet; then Easterly along the Easterly line of this Tract, and parallel with, but to the East of the Northerly line of East 4th Street, 30 feet;

Together with the Southerly half of Coleman Court adjacent to the above premises as vacated by Ordinance No. 1423-95 passed by the City Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of the parcel of land in Original Two Acre Lots Nos. 100 and 101 and part of Sublot No. 23 in the Samuel Cowles Estate Subdivision of part of original Two Acre Lot Nos. 100 and 101 and also part of Sublot No. 27 of the Cowles Estate Subdivision of part of original Two Acre Lots Nos. 100 and 101, as shown by the recorded Plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and bounded and described as follows:

Beginning at the intersection of the Northerly line of High Avenue S.E. (formerly High Street) with the Easterly line of East 4th Street Sheriff Street.

Thence Easterly along the Northerly line of High Avenue S.E., 47 feet; then Easterly along the Easterly line of this Tract, and parallel with, but to the East of, said East 4th Street, 30 feet;

Together with the Southerly half of Coleman Court adjacent to the above premises as vacated by Ordinance No. 1423-95 passed by the Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of the parcel of land in Original Two Acre Lots Nos. 100 and 101 and part of Sublot No. 23 in the Samuel Cowles Estate Subdivision of part of original Two Acre Lots Nos. 100 and 101 No. 27 in the Samuel Cowles Estate Subdivision of part of original Two Acre Lots Nos. 100 and 101 as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records and bounded and described as follows:

Beginning at the point of beginning, be the same more or less, to subject to all legal highways.

Together with the Northerly half of High Street adjacent to the above described premises as vacated by Ordinance No. 1423-95 passed by the City Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

Begining at a point in the Easterly line of East 4th street (40 feet wide) about 30 feet Northerly of the Northerly line of High Avenue S.E. (width varies)

Thence Northerly along said East- erly line of East 4th street (40 feet wide) about 30 feet Northerly of the Northerly line of High Avenue S.E.

Thence Northerly along said Easterly line of East 4th Street with the Northerly half of said Sublot No. 27 of the Cowles Estate Subdivision of part of original Two Acre Lots Nos. 100 and 101 and also part of Sublot No. 27 of the Cowles Estate Subdivision of part of original Two Acre Lots Nos. 100 and 101, as shown by the recorded Plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and bounded and described as follows:

Beginning at the point of beginning, be the same more or less, to subject to all legal highways.

Together with the Northerly half of Coleman Court adjacent to the above described premises as vacated by Ordinance No. 1423-95 passed by the Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of the parcel of land in Original Two Acre Lots Nos. 100 and 101 and part of Sublot No. 23 in the Samuel Cowles Estate and shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records and together forming a parcel of land bounded and described as follows:

Begining at a point on the centerlines of East 4th street (60 feet wide) and Huron Road S.E. (194 feet wide)

Thence North 55 deg. 56' 30" East along the centerline of Huron Road S.E., 30.80 feet to a point;
Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 5 and the Westerly part of Sublot 4 in The Cowles Estate Subdivision of part of Original Two Acre Lot Nos. 101, 102, 103 and 104 as shown by the recorded plat in Volume 39 of Deeds, Page 541 of Cuyahoga County Records, together forming a parcel of land described as follows:

Beginning on the Southerly side of Prospect Avenue, S.E. at the Northwesterly corner of Sublot 5;

Thence Easterly along the Southerly side of Prospect Avenue, S.E., 66.50 feet to the Northwesterly corner of a parcel of land conveyed to The Gaywell Company by deed dated September 25, 1951 and recorded in Volume 7409, Page 735 of Cuyahoga County Records;

Thence Southerly along the W esterly side of said parcel as said land extended 112.535 feet to the Southerly line of Sublot 5;

Thence W esterly along the said Southerly line and along the Southerly side of Sublot 5, 70.26 feet to the Southerly corner of Sublot 5;

Thence Northerly along the W esterly 112.535 feet 5 inches to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Easement (over FPN: 101-29-045)

Non-exclusive easement for pedestrian and vehicular ingress and egress contained in the Warranty Deed of E. D. Frisbee, Inc., to The Gaywell Company, filed for record on September 28, 1951 and recorded in Volume 7409, Page 735 of Cuyahoga County Records over a portion of the following described property:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being all of Sublot No. 3 and the Easterly part of Sublot No. 4 in Clark and Willey's Subdivision of part of Original Two Acre Lots Nos. 101, 102, 103 and 104, as shown by the recorded plat in Volume 39 of Deeds, Page 541 of Cuyahoga County Records, and bounded and described as follows:

Beginning in the Southerly line of Sublot No. 4, 125 feet 5 inches to the Northeasterly corner of said Sublot No. 3;

G ood and sufficient consideration having been paid therefor, and there is nothing further to be paid, TOGETHER WITH that part of Huron Road, S.E., 95 feet 9 inches to the Northeasterly corner of a parcel of land conveyed by David Long and wife to Samuel G. Garrett, recorded in Volume 51 of Deeds, Page 291 of Cuyahoga County Records, there being no further description thereof.

Thence Southerly along the Northerly line of Huron Road, S.E., 60 feet 6 inches along the Easterly face of a new Easterly sidewalk, at right angles with the Easterly line of East 6th Street, and 70.26 feet 9 inches to the place of beginning, as appears by said plat;

TOGETHER WITH that part of Huron Road now vacated by Ordinance No. 14329.

(PPN: 101-29-006)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 4 in The Cowles Estate Subdivision of part of Original Two Acre Lots 101, 102, 103 and 104, as shown by the plat of said Subdivision and recorded in Volume 38 of Deeds, Page 541 of Cuyahoga County Records, and described as follows:

Locating now situated substantially entirely upon said Sublot 16, including that part of said Sublot 16 which lies W esterly of the W esterly face of said building, as described in the recorded plat now shown as part of the W esterly exterior side of said building, now extended from the Northerly line of Huron Road, W esterly to the rear or Northerly line of said Sublot 16, drawn from the Northerly corner of said building, at grade level, W esterly to the rear or Northerly line of said Sublot 16, the piece of parcel hereby conveyed being further described as being a strip of land approximately 6 inches in width by rectangular measurement off the W esterly side of said building, extending from the Northerly line of Huron Road, W esterly to the rear or Northerly line of said Sublot 16.

TOGETHER WITH that part of Huron Road now vacated by Ordinance No. 14329.

(PPN: 101-29-011 and 012)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublots Nos. 18 and 19 and part of Huron Street, now vacated by Ordinance No. 41329 in Cowles Estate Subdivision of part of Original 2 Acre Lots Nos. 101, 102, 103 and 104 as shown by the recorded plat in Volume 39 of Deeds, Page 541 of Cuyahoga County Records, and together forming a parcel of land described as follows:

Beginning at the intersection of the Northerly line of Huron Road, S.E., 94 feet wide and the Northeasterly line of East 6th Street, 12 feet wide; thence Northeasterly along the Northeasterly line of Huron Road, S.E., 160 feet to the Northeasterly prolongation of the Northwesterly line of said Sublot 18; thence Northwesterly along said Northeasterly prolongation and along the Northerly line of said Sublot 18, 120 feet 9 inches to the Northerly corner thereof.
Ord. No. 1411-14, By Council Members Zone and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Justice’s Bureau of Justice Assistance for the FY 2014 Impaired Driving Enforcement Program (IDEP) Grant, and authorizing one or more contracts with the Cleveland Peacemaker’s Alliance to implement the grant.

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:

That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of $35,000, and any other funds that may become available during the term of the grant, and any other funds that may become available during the term of the grant, and the funds are appropriated for the purposes described in the detailed budget application for the grant contained in the file described below.


Ord. No. 1412-14, By Council Members Zone and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Department of Public Safety for the FY 2015 Impaired Driving Enforcement Program (IDEP) Grant, and authorizing one or more contracts with the Cleveland Peacemaker’s Alliance to implement the grant.

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:

That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of $35,000, and any other funds that may become available during the term of the grant, and the funds are appropriated for the purposes described in the detailed budget application for the grant contained in the file described below.

shall be paid from the fund or funds to which are credited the grant proceeds acceptable under this ordinance.

Section 7. 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 November 17, 2014.
Effective November 19, 2014.

Ord. No. 1414-14.
By Council Members Zene and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Department of Public Safety for the FY 2015 Selective Traffic Enforcement Program (STEP) Grant.

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 Public Safety is authorized to apply for and accept a grant in the amount of $25,632.27, from the Ohio Department of Public Safety, to conduct the FY 2015 Selective Traffic Enforcement Program (STEP) Grant, for the purposes in the application; that the Director of Public Safety is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes in the budget overview for the grant.

Section 2. That the budget overview for the grant, File No. 1414-14-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of the Council at the public hearing on this legislation, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Safety shall have the authority to extend the term of the grant during the grant term.

Section 4. 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 November 17, 2014.
Effective November 19, 2014.

Ord. No. 1453-14.
By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Human Resources to exercise the second option to renew Contract No. CT 0402, PS 2014-94 with ADP, Inc. to provide COBRA Administrative services.

Whereas, under the authority of Ordinance No. 620-13, passed May 13, 2013, the Director of Human Resources entered into Contract No. CT 0402, PS 2014-94 with ADP, Inc. to provide COBRA administrative services; and

Whereas, Ordinance No. 620-13 requires further legislation before exercising the second option to renew this contract; 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 the Director of Human Resources is authorized to exercise the second option to renew Contract No. CT 0402, PS 2014-94 for an additional year at a cost not to exceed $36,000 with ADP, Inc. to provide COBRA administrative services. This ordinance constitutes the additional legislative authority required by Ordinance No. 620-13 to exercise this option. (RGS 402, RL 2014-119)

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.

Passed November 17, 2014.
Effective November 19, 2014.

Ord. No. 1460-14.
By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the purchase by one or more contracts of an industrial mail inserter, including software, for the Division of Printing and Reproduction, Department of Finance.

Whereas, this ordinance constitutes an emergency measure 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 Finance is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: an industrial mail inserter, including software, to be purchased by the Commissioner of Purchases and Supplies for a gross price, for the Division of Printing and Reproduction, Department of Finance.

Section 2. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies.

The Director of Finance may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 3. That the cost of the contract or contracts authorized shall be paid from Fund No. 70 SP 301, Request No. RQS 1508, RL 2014-118.

Section 4. 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 November 17, 2014.
Effective November 19, 2014.

Ord. No. 1459-14.
By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the purchase by one or more contracts of an industrial mail inserter, including software, for the Division of Printing and Reproduction, Department of Finance.

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 Finance is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: an industrial mail inserter, including software, to be purchased by the Commissioner of Purchases and Supplies for a gross price, for the Division of Printing and Reproduction, Department of Finance.

Section 2. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies.

The Director of Finance may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 3. That the cost of the contract or contracts authorized shall be paid from Fund No. 70 SP 301, Request No. RQS 1508, RL 2014-118.

Section 4. 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 November 17, 2014.
Effective November 19, 2014.
Department of Public Works

Jones, Artis 12496 $242.44 Vacant Lots 01-701205-672000
Saunders, Emmett 12552 $265.00 Vacant Lots 01-701205-672000

Department of Water Pollution Control – WPC

Jeries Iowda 6364 $445.00 WPC 54 SF 001
Margarita Del Valle Cruz 6471 $695.00 WPC 54 SF 001
Constance M. Ewazen 6586 $625.00 WPC 54 SF 001

Section 2. That the authority of the Director of Finance to pay the amounts in this ordinance is conditioned on a City-approved written acceptance by the claimant of the City’s offer to pay this claim within six months from the effective date of this ordinance.

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.

Passed November 17, 2014.
Effective November 19, 2014.

Ord. No. 1466-14.
By Council Member Kelley (by departmental request).

An emergency ordinance to amend Section 48 of Ordinance No. 385-14, passed March 31, 2014, as amended by Ordinance No. 1124-14, passed September 22, 2014, relating to compensation for various classifications.

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 Section 48 of Ordinance No. 385-14, passed March 31, 2014, as amended by Ordinance No. 1124-14, passed September 22, 2014, is amended to read as follows:

Section 48. Hourly Rate - Building & Construction Trades Council.
Compensation for all persons employed by the hour in any of the following classifications shall be fixed by the appointing authority within the limits established in the following schedule for each classification:

<table>
<thead>
<tr>
<th>Effective Date</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Asbestos Worker (Insulator)</td>
<td>8/1/14</td>
<td>$45.06</td>
</tr>
<tr>
<td>2. Boiler Maker</td>
<td>1/1/14</td>
<td>45.61</td>
</tr>
<tr>
<td>3. Bricklayer</td>
<td>5/1/14</td>
<td>37.27</td>
</tr>
<tr>
<td>4. Bricklayer Foreman</td>
<td>5/1/14</td>
<td>38.52</td>
</tr>
<tr>
<td>5. Carpenter</td>
<td>5/1/14</td>
<td>37.00</td>
</tr>
<tr>
<td>6. Carpenter Foreman</td>
<td>5/1/14</td>
<td>38.25</td>
</tr>
<tr>
<td>7. Cement Finisher</td>
<td>5/1/14</td>
<td>37.46</td>
</tr>
<tr>
<td>8. Cement Finisher Foreman</td>
<td>5/1/14</td>
<td>38.71</td>
</tr>
<tr>
<td>9. Electrical Worker</td>
<td>4/30/14</td>
<td>45.20</td>
</tr>
<tr>
<td>10. Electrical Worker Foreman</td>
<td>4/30/14</td>
<td>46.45</td>
</tr>
<tr>
<td>11. Glazier</td>
<td>5/1/14</td>
<td>35.29</td>
</tr>
<tr>
<td>12. Ironworker</td>
<td>5/1/14</td>
<td>41.89</td>
</tr>
<tr>
<td>13. Ironworker Foreman</td>
<td>5/1/14</td>
<td>43.14</td>
</tr>
<tr>
<td>14. Painter</td>
<td>5/1/14</td>
<td>32.48</td>
</tr>
<tr>
<td>15. Painter Foreman</td>
<td>5/1/14</td>
<td>33.73</td>
</tr>
<tr>
<td>16. Pipefitter (Welder)</td>
<td>5/1/14</td>
<td>45.66</td>
</tr>
<tr>
<td>17. Pipefitter Foreman</td>
<td>5/1/14</td>
<td>46.91</td>
</tr>
<tr>
<td>18. Plasterer</td>
<td>5/1/14</td>
<td>36.14</td>
</tr>
<tr>
<td>19. Plasterer Foreman</td>
<td>5/1/14</td>
<td>37.39</td>
</tr>
<tr>
<td>20. Plumber (Welder)</td>
<td>5/1/14</td>
<td>44.98</td>
</tr>
<tr>
<td>21. Plumber Foreman</td>
<td>5/1/14</td>
<td>46.23</td>
</tr>
<tr>
<td>22. Roofer</td>
<td>5/1/14</td>
<td>37.56</td>
</tr>
<tr>
<td>23. Sheet Metal Worker</td>
<td>11/1/14</td>
<td>46.39</td>
</tr>
<tr>
<td>24. Sheet Metal Worker Foreman</td>
<td>11/1/14</td>
<td>47.64</td>
</tr>
</tbody>
</table>

Section 2. That existing Section 48 of Ordinance No. 385-14, passed March 31, 2014, as amended by Ordinance No. 1124-14, passed September 22, 2014, is repealed.
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.
Passed November 17, 2014.
Effective November 19, 2014.

Ord. No. 1471-14.
By Council Members Mitchell, Kelsey, Cleveland, Zone, Brady, Crancatelli, Pruitt, Reed, Cummins, K. Johnson, Dow, Polensek, J. Johnson, Conwell, Keane, Reed, Cimperman, Dow, J. Johnson.

An emergency ordinance to add the name Constance D. Harper Way as a secondary and honorary name to Williams Avenue between East 121st Street and East 110th Street.

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 Codified Ordinances of the City of Cleveland, 1976, the name Constance D. Harper Way shall be added as a secondary and honorary name to Williams Avenue between East 121st Street and East 110th Street.

Section 2. That this ordinance is hereby 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 November 17, 2014.
Effective November 19, 2014.

By Council Member Pruitt.

An emergency ordinance authorizing the Director of the City Planning Commission to enter into an agreement with the International Mountain Bicycling Association for the Keruish Community Bike Park Master Plan Project through the use of Ward 1 Casino Revenue Funds.

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 the City Planning Commission is hereby authorized to enter into agreement with the International Mountain Bicycling Association for the Keruish Community Bike Park Master Plan Project for the public purpose of promoting and utilizing park space for recreational use for City of Cleveland residents through the use of Ward 1 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed $10,000 and shall be paid from Fund No. 10 SP 188.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

Section 4. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of the 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 November 17, 2014.
Effective November 19, 2014.

Ord. No. 1528-14.
By Council Members Crancatelli and Brancatelli.

An emergency ordinance consenting and approving the issuance of a permit for The Christmas Story House Run on December 6, 2014.

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 pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves the holding of The Christmas Story House Run on December 6, 2014 through the use of Ward 1 Casino Revenue Funds.

The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

Section 2. That this ordinance is hereby 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 November 17, 2014.
Effective November 19, 2014.

COUNCIL COMMITTEE MEETINGS

Monday, November 24, 2014
9:30 a.m.

Municipal Services & Properties Committee: Present: K. Johnson, Chair; Sweeney, Vice Chair; Brancatelli, Cummins, Dow, J. Johnson, Reed.

2:00 p.m.

Finance Committee: Present: Kelsey, Chair; Cleveland, Vice Chair; Brady, Crancatelli, Conwell, Keane, Mitchell, Pruitt. Authorized Absence: Zone.
Tuesday, November 25, 2014
9:30 a.m.
Utilities Committee: Present: Pruitt, Chair; Brancatelli, Cummins, Keane, Mitchell, Polensek. Authorized Absence: Brady, Vice Chair.

2:00 p.m.
Development, Planning and Sustainability Committee: Present: Brancatelli, Chair; Cleveland, Vice Chair; Cimperman, Pruitt, Zone. Authorized Absence: Cummins, Dow. Pro tempore: Keane.

Wednesday, November 26, 2014
9:30 a.m.
Safety Committee: Present: Zone, Chair; Conwell, Vice Chair; Cimperman, Dow, K. Johnson, Keane, Polensek.

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O—Ordinance; R—Resolution; F—File
Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
Bold type in sections indicates amendments

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