

The City Record

Official Publication of the Council of the City of Cleveland



February the Seventh, Two Thousand and Eighteen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

- 1 Joseph T. Jones
- 2 Kevin L. Bishop
- 3 Kerry McCormack
- 4 Kenneth L. Johnson, Sr.
- 5 Phyllis E. Cleveland
- 6 Blaine A. Griffin
- 7 Basheer S. Jones
- 8 Michael D. Polensek
- 9 Kevin Conwell
- 10 Anthony T. Hairston
- 11 Dona Brady
- 12 Anthony Brancatelli
- 13 Kevin J. Kelley
- 14 Jasmin Santana
- 15 Matt Zone
- 16 Brian Kazy
- 17 Martin J. Keane

The City Record is available online at
www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Kevin L. Bishop	11729 Miles Avenue, #5	44105
3	Kerry McCormack	1429 West 38th Street	44113
4	Kenneth L. Johnson, Sr.	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44115
6	Blaine A. Griffin	1810 Larchmere Boulevard	44120
7	Basheer S. Jones	1383 East 94th Street	44106
8	Michael D. Polensek	17855 Brian Avenue	44119
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Anthony T. Hairston	423 Arbor Road	44108
11	Dona Brady	1272 West Boulevard	44102
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Jasmin Santana	3535 Marvin Avenue	44109
15	Matt Zone	1228 West 69th Street	44102
16	Brian Kazy	4300 West 143rd Street	44135
17	Martin J. Keane	15907 Colletta Lane	44111

MAYOR – Frank G. Jackson

Sharon Dumas, Interim Chief of Staff

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

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

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

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

Matt Gray, Executive Assistant to the Mayor, Chief of Sustainability

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

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

Duane Deskins, Executive Assistant to the Mayor, Chief of Prevention, Intervention and Opportunity for Youth and Young Adults

Dan Williams, Media Relations Director

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:

Architecture and Site Development – _____ Manager

Engineering and Construction – Richard J. Switalski, Manager

Real Estate – James DeRosa, Commissioner

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

OFFICE OF QUALITY CONTROL AND PERFORMANCE MANAGEMENT – Sabra T. Pierce-Scott, 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,

Victor R. Perez, Chief Assistant Prosecutor, Room 106; Robin Wood, Law Librarian,

Room 100

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

Natasha Brandt, Manager, Internal Audit

DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19

Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122

City Treasury – James Hartley, Treasurer, Room 115

Financial Reporting and Control – James Gentile, Controller, Room 18

Information Technology and Services – Kimberley Roy-Wilson,

Commissioner, 205 W. St. Clair Avenue

Purchases and Supplies – Tiffany White, Commissioner, Room 128

Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue

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

DEPT. OF PUBLIC UTILITIES – Robert L. Davis, Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner

Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer

Water – Alex Margevicius, Commissioner

Water Pollution Control – Rachid Zoghaib, Commissioner

DEPT. OF PORT CONTROL – Robert Kennedy, Director, Cleveland Hopkins International

Airport, 5300 Riverside Drive

DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner

Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

Administration – John Laird, Manager

Special Events and Marketing – Tangee Johnson, Manager

DIVISIONS:

Motor Vehicle Maintenance – Jeffrey Brown, Commissioner

Park Maintenance and Properties – Richard L. Silva, Commissioner

Parking Facilities – Kim Johnson, Interim Commissioner

Property Management – Tom Nagle, Commissioner

Recreation – Samuel Gissentaner, Interim Commissioner

Streets – Frank D. Williams, Interim Commissioner

Traffic Engineering – Robert Mavec, Commissioner

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

DEPT. OF PUBLIC HEALTH – Merle Gordon, Director, 75 Erieview Plaza

DIVISIONS:

Air Quality – David Heame, Interim Commissioner

Environment – Brian Kimball, Commissioner, 75 Erieview Plaza

Health – Persis Sosiak, Commissioner, 75 Erieview Plaza

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

DIVISIONS:

Animal Control Services – John Baird, Interim Chief Animal Control Officer, 2690 West 7th

Street

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

Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive

Fire – Patrick Kelly, Chief, 1645 Superior Avenue

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

DEPT. OF COMMUNITY DEVELOPMENT – Louise Jackson, Interim Director

DIVISIONS:

Administrative Services – Joy Anderson, Commissioner

Fair Housing and Consumer Affairs Office – John Mahoney, Manager

Neighborhood Development – James Greene, Commissioner

Neighborhood Services – Louise V. Jackson, Commissioner

DEPT. OF BUILDING AND HOUSING – Ayonna Blue Donald, Interim Director, Room 500

DIVISIONS:

Code Enforcement – Thomas E. Vanover, Commissioner

Construction Permitting – Narid Hussain, Commissioner

DEPT. OF HUMAN RESOURCES – Nycole West, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – David Ebersole, Interim Director, Room 210

DEPT. OF AGING – Mary McNamara, Director, Room 122

COMMUNITY RELATIONS BOARD – Room 11, Grady Stevenson, Interim Director,

Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-

Chairman, Council Member Kevin L. Bishop, Roosevelt E. Coats, Jenice Contreras,

Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary Johnson, Sr.,

Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Council

Member Jasmin Santana, Peter Whitt.

CIVIL SERVICE COMMISSION – Room 119, Rev. Gregory E. Jordan, President; Michael

Flickinger, Vice-President; Barry A. Withers, Interim Secretary; Members: Daniel J.

Brennan, India Pierce Lee.

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President Kevin

J. Kelley; Betsy Hruby, Asst. Sec'y.; Sharon Dumas, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members;

Henry Bailey, Myrlene Barnes, Kelley Britt, Tim Donovan, Elizabeth Kukla, Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516,

Joseph F. Denk, Chairman; Howard Bradley, Patrick M. Gallagher, Robert Maschke, Halim

M. Saab, P.E., Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.F.

Sullivan.

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 – Capital Projects Director Matthew Spronz, Law

Director Barbara A. Langhenry; Council Member Kenneth L. Johnson.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry;

Public Utilities Director Robert L. Davis; Council President Kevin J. Kelley.

CITY PLANNING COMMISSION – Room 501 – Freddy L. Collier, Jr., Director;

_____, Chair; David H. Bowen, Lillian Kuri, Gloria Jean Pinkney, Council

Member Kerry McCormack, _____.

FAIR HOUSING BOARD – _____, Chair; Genesis O. Brown, Daniel Conway,

Robert L. Render.

HOUSING ADVISORY BOARD – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie

Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Loehr, Mark McDermott, Marcia Nolan,

David Perkowski, Joan Shaver Washington, Keith Sutton.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman;

Clint Martin, Mark Rivera.

MORAL CLAIMS COMMISSION – Law Director Barbara A. Langhenry; Chairman;

Finance Director Sharon Dumas; Council President Kevin J. Kelley; Councilman

Kevin Kelley.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Julie Trott, Chair; Giancarlo

Calicchia, Vice Chair; Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Robert

Strickland, Donald Petit, Secretary, Council Member Basheer S. Jones, Matthew L.

Spronz; _____.

AUDIT COMMITTEE – Yvette M. Itu, Chairman; Debra Janik, Bracy Lewis, Diane

Downing, Donna Sciarappa, Council President Kevin J. Kelley; Law Director Barbara A.

Langhenry.

CLEVELAND MUNICIPAL COURT

JUSTICE CENTER – 1200 ONTARIO STREET

JUDGE COURTROOM ASSIGNMENTS

Judge	Courtroom
Presiding and Administrative Judge Michelle D. Earley	14-C
Judge Pinkey S. Carr	15-C
Judge Marilyn B. Cassidy	13-A
Judge Emanuella Groves	14-B
Judge Lauren C. Moore	15-A
Judge Michael L. Nelson, Sr.	12-A
Judge Ann Clare Oakar	14-A
Judge Ronald J.H. O'Leary (Housing Court Judge)	13-B
Judge Charles L. Patton, Jr.	13-D
Judge Suzan M. Sweeney	12-C
Judge Jazmin Torres-Lugo	13-C
Judge Shiela Turner McCall	12-B
Judge Joseph J. Zone	14-D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Timothy

Lubbe – Housing Court Administrator, Robert J. Furda – Chief Bailiff; Dean Jenkins – Chief

Probation Officer, Gregory F. Clifford – Chief Magistrate.

The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 105

WEDNESDAY, FEBRUARY 7, 2018

No. 5435

CITY COUNCIL

MONDAY, FEBRUARY 5, 2018

The City Record
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City of Cleveland
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Address all communications to
PATRICIA J. BRITT
City Clerk, Clerk of Council
216 City Hall

The following Committees meet at the Call of the Chair:

Mayor's Appointments Committee:
Kazy (CHAIR), Brady, Brancatelli,
Cleveland, Kelley.

Operations Committee: McCormack
(CHAIR), Griffin, Keane, Kelley,
Zone.

Rules Committee: Kelley
(CHAIR), Cleveland, Hairston,
Keane, Polensek.

Detroit Avenue, Cleveland, Ohio.
Received.

File No. 158-18.

From Michael A. Polite, CEO,
Ralph A. Falbo, Inc. Notice of intent
to apply to Ohio Housing Finance
Agency for multifamily funding pro-
grams for the development known
as Cedar Redevelopment Phase III,
at several sites along East 28th
Street and Community College
Avenue, in Cleveland, Ohio.
Received.

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2018-2021

MONDAY — Alternating

9:30 A.M. — **Health and Human
Services Committee:** Griffin
(CHAIR), McCormack (VICE-
CHAIR), Conwell, B. Jones, Hair-
ston, Santana, Zone.

9:30 A.M. — **Municipal Services
and Properties Committee:** K. John-
son (CHAIR), Brady (VICE-
CHAIR), Bishop, Brancatelli, Hair-
ston, J. Jones, Kazy.

MONDAY

2:00 P.M. — **Finance Committee:**
Kelley (CHAIR), Zone (VICE-
CHAIR), Brady, Brancatelli, Cleve-
land, Conwell, Griffin, Keane,
McCormack.

TUESDAY

9:30 A.M. — **Development, Plan-
ning and Sustainability Committee:**
Brancatelli (CHAIR), Cleveland
(VICE-CHAIR), Bishop, Hairston, B.
Jones, Keane, McCormack.

TUESDAY — Alternating

1:30 P.M. — **Utilities Committee:**
Keane (CHAIR), Kazy (VICE-
CHAIR), Bishop, Hairston, McCor-
mack, Polensek, Santana.

1:30 P.M. — **Workforce and Com-
munity Benefits Committee:** Conwell
(CHAIR), Cleveland (VICE-CHAIR),
Brady, Griffin, B. Jones, J. Jones,
Kazy.

WEDNESDAY — Alternating

10:00 A.M. — **Safety Committee:**
Zone (CHAIR), Polensek (VICE-
CHAIR), Griffin, Kazy, B. Jones, J.
Jones, Santana.

10:00 A.M. — **Transportation Com-
mittee:** Cleveland (CHAIR), Keane
(VICE-CHAIR), Bishop, Conwell,
Johnson, J. Jones, Santana.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, February 5, 2018

The meeting of the Council was
called to order at 7:03 p.m. with the
President of Council, Kevin J. Kel-
ley, in the Chair.

Council Members present: Kevin
L. Bishop, Dona Brady, Anthony
Brancatelli, Phyllis E. Cleveland,
Kevin Conwell, Blaine A. Griffin,
Anthony T. Hairston, Kenneth L.
Johnson, Basheer S. Jones, Joseph T.
Jones, Brian Kazy, Kevin J. Kelley,
Martin J. Keane, Kerry McCormack,
Michael D. Polensek, Jasmin San-
tana, and Matt Zone.

Also present were: Mayor Frank
G. Jackson, Interim Chief of
Staff/Director Sharon Dumas, Chief
of Government Affairs Valarie J.
McCall, Chief of Regional Develop-
ment Edward W. Rybka, Media
Relations Director Dan Williams,
Chief of Sustainability Matt Gray,
Chief of Public Affairs Natoya
Walker-Minor, Chief of Prevention,
Intervention and Opportunity for
Youth and Young Adults Duane
Deskins, and Directors Langhenry,
Davis, Kennedy, Spronz, Gordon,
McGrath, Cox, Jackson, Donald,
West, Ebersole, Stevenson, McName-
ra, Burrows and Pierce Scott.

MOTION

Council Members, Administration,
Staff, and those in the audience rose
for a moment of silent reflection,
and the Pledge of Allegiance.

MOTION

On the motion of Council Member
J. Jones, the reading of the minutes
of the last meeting was dispensed
with and the journal approved. Sec-
onded by Council Member Keane.

COMMUNICATIONS

File No. 157-18.

From Anya Kulcsar, Director of
Real Estate Development, Detroit
Shoreway Community development
Organization. Notice of intent to
apply to Ohio Housing Finance
Agency for multifamily funding pro-
grams for the development known
as Karam Senior Living, 7918

FROM OHIO DIVISION OF LIQUOR CONTROL

File No. 159-18.

RE: #26312750820. New License
Application, C1. Family Dollar
Stores of Ohio, Inc., 570 East 185th
Street. (Ward 8). Received.

CONDOLENCE RESOLUTIONS

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

Res. No. 165-18 — Linda Yvonne
Stevenson.

Res. No. 166-18 — Pastor Emeritus
Roosevelt Brown, M.A.

Res. No. 167-18 — Otha Mae
Whitacker.

Res. No. 173-18 — Michael Fran-
gos.

Res. No. 174-18 — Nora Jordan
(nee Campbell).

Res. No. 175-18 — Alphonso Lath-
an, Jr.

Res. No. 176-18 — Alphonso Lath-
an, III.

Res. No. 177-18 — Aniyah Lamp-
kins.

Res. No. 178-18 — Frank Clark, III.

APPRECIATION RESOLUTION

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

Res. No. 168-18 — Roberta L. "Bob-
bie" Reichert.

RECOGNITION RESOLUTIONS

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

Res. No. 169-18 — 9th Annual
Cleveland Asian Festival.

Res. No. 170-18 — Lithuanian
American Community, Inc. - 100th
Anniversary Lithuanian Indepen-
dence.

Res. No. 171-18 — Vietnamese
Community of Greater Cleveland -
Year of the Dog.

COMMEMORATION RESOLUTION

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

Res. No. 172-18 — 110th Anniver-
sary of Lake View Elementary
School Fire in Collinwood.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 147-18.**By Council Member Kelley (by departmental request).****An emergency ordinance to make appropriations and provide current expenses for the daily operation of all municipal departments of the City of Cleveland for the fiscal year from January 1, 2018 until December 31, 2018.**

Whereas, this ordinance constitutes an emergency measure providing for the daily operation of a municipal department; now therefore,

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

Section 1. That to provide for the current expenses for the City of Cleveland for the fiscal year ending December 31, 2018, the following sums be and they are hereby appropriated via:

The sum of Six Hundred Twenty Two Million, Nine Hundred Thirty Six Thousand, Seven Hundred Seventy Seven Dollars (\$622,936,777) from the General Fund;

The sum of Ninety Three Million, One Hundred Seven Thousand, Nine Hundred Forty Seven Dollars (\$93,107,947) from the Special Revenue Funds;

The sum of Ninety Three Million, Two Hundred Seventy Two Thousand, Four Hundred Ninety Three Dollars (\$93,272,493) from the Debt Service Fund;

The sum of One Hundred Forty One Million, Forty Ninety Thousand, Nine Hundred Seventy Three Dollars (\$141,049,973) from the Internal Service Funds;

The sum of Eight Hundred Five Million, One Hundred Twenty Seven Thousand, Thirty One Dollars (\$805,127,031) from the Enterprise Funds;

The sum of Twelve Million, Seven Hundred Eighty Thousand, One Hundred Forty Three Dollars (\$12,780,143) from the Trust and Agency Funds;

All set forth in the Mayor's Estimate on file with Council (File No. 147-18-A) and identified in the aggregate amount for each department as follows:

Legislative Branch	\$ 7,507,118
Judicial Branch	41,120,864
Executive Branch	
General Government	22,436,654
Department of Aging	1,410,780
Department of Human Resources	2,943,005
Department of Law	13,516,507
Department of Finance	19,563,622
Department of Public Health	8,822,849
Department of Public Safety	355,607,165
Department of Public Works	74,860,690
Department of Community Development	298,352
Department of Building and Housing	12,898,727
Department of Economic Development	1,853,951
Nondepartmental	60,096,493
	<hr/>
Total Executive Branch	574,308,795
	<hr/>
TOTAL GENERAL FUND	622,936,777
	<hr/>
Special Revenue Funds	93,107,947
Internal Service Funds	141,049,973
Enterprise Funds	805,127,031
Agency Funds	12,780,143
Debt Service Funds	93,272,493
	<hr/>
TOTAL APPROPRIATIONS FOR 2018	\$ 1,768,274,364
	<hr/>

GENERAL FUND

LEGISLATIVE BRANCH

Council and Clerk of Council		\$ 7,507,118
I. Personnel and Related Expenses	\$ 5,218,970	
II. Other Expenses	2,288,148	
		<hr/>
TOTAL LEGISLATIVE BRANCH		\$ 7,507,118
		<hr/>

JUDICIAL BRANCH

Municipal Court - Judicial Division		\$ 24,200,439
I. Personnel and Related Expenses	\$ 20,955,280	
II. Other Expenses	3,245,159	

Municipal Court - Clerk's Division		\$ 12,062,372
I. Personnel and Related Expenses	\$ 10,528,738	
II. Other Expenses	1,533,634	
Municipal Court - Housing Division		\$ 4,858,053
I. Personnel and Related Expenses	\$ 4,530,881	
II. Other Expenses	327,172	
TOTAL JUDICIAL BRANCH		<u>\$ 41,120,864</u>

EXECUTIVE BRANCH

GENERAL GOVERNMENT

Office of the Mayor		\$ 3,232,072
I. Personnel and Related Expenses	\$ 3,119,435	
II. Other Expenses	112,637	
Office of Capital Projects		\$ 6,415,760
I. Personnel and Related Expenses	\$ 5,855,153	
II. Other Expenses	560,607	
Office of Quality Control & Performance Management		\$ 1,489,400
I. Personnel and Related Expenses	\$ 1,127,135	
II. Other Expenses	362,265	
Landmarks Commission		\$ 205,074
I. Personnel and Related Expenses	\$ 193,134	
II. Other Expenses	11,940	
Board of Building Standards and Appeals		\$ 126,527
I. Personnel and Related Expenses	\$ 116,957	
II. Other Expenses	9,570	
Board of Zoning Appeals		\$ 250,019
I. Personnel and Related Expenses	\$ 226,879	
II. Other Expenses	23,140	
Civil Service Commission		\$ 1,908,435
I. Personnel and Related Expenses	\$ 914,262	
II. Other Expenses	994,173	
Community Relations Board		\$ 3,700,742
I. Personnel and Related Expenses	\$ 1,844,539	
II. Other Expenses	1,856,203	
City Planning Commission		\$ 2,316,295
I. Personnel and Related Expenses	\$ 1,976,026	
II. Other Expenses	340,269	
Boxing and Wrestling Commission		\$ 25,892
I. Personnel and Related Expenses	\$ 25,892	
Office of Sustainability		\$ 1,003,787
I. Personnel and Related Expenses	\$ 631,312	
II. Other Expenses	372,475	
Office of Equal Opportunity		\$ 887,256
I. Personnel and Related Expenses	\$ 742,411	
II. Other Expenses	144,845	
Office of Budget & Management		\$ 875,395
I. Personnel and Related Expenses	\$ 828,264	
II. Other Expenses	47,131	
TOTAL GENERAL GOVERNMENT		<u>\$ 22,436,654</u>

DEPARTMENT OF AGING

Department of Aging		\$ 1,410,780
I. Personnel and Related Expenses	\$ 1,151,350	
II. Other Expenses	259,430	
TOTAL DEPARTMENT OF AGING		<u>\$ 1,410,780</u>

DEPARTMENT OF HUMAN RESOURCES

Department of Human Resources		\$ 2,943,005
I. Personnel and Related Expenses	\$ 1,492,838	
II. Other Expenses	1,450,167	
TOTAL DEPARTMENT OF HUMAN RESOURCES		<u>\$ 2,943,005</u>

DEPARTMENT OF LAW

Department of Law		\$ 13,516,507
I. Personnel and Related Expenses	\$ 7,489,862	
II. Other Expenses	6,026,645	
TOTAL DEPARTMENT OF LAW		<u>\$ 13,516,507</u>

DEPARTMENT OF FINANCE

Finance Administration		\$ 1,496,534
I. Personnel and Related Expenses	\$ 1,004,035	
II. Other Expenses	492,499	
Division of Accounts		\$ 2,180,741
I. Personnel and Related Expenses	\$ 1,343,927	
II. Other Expenses	836,814	
Division of Assessments and Licenses		\$ 4,643,228
I. Personnel and Related Expenses	\$ 3,376,609	
II. Other Expenses	1,266,619	
Division of Treasury		\$ 900,480
I. Personnel and Related Expenses	\$ 778,881	
II. Other Expenses	121,599	
Division of Purchases and Supplies		\$ 762,859
I. Personnel and Related Expenses	\$ 732,036	
II. Other Expenses	30,823	
Bureau of Internal Audit		\$ 1,262,402
I. Personnel and Related Expenses	\$ 613,025	
II. Other Expenses	649,377	
Division of Financial Reporting and Control		\$ 1,496,489
I. Personnel and Related Expenses	\$ 1,470,494	
II. Other Expenses	25,995	
Information Systems Services		\$ 6,820,889
I. Personnel and Related Expenses	\$ 3,230,356	
II. Other Expenses	3,590,533	
TOTAL DEPARTMENT OF FINANCE		<u>\$ 19,563,622</u>

DEPARTMENT OF PUBLIC HEALTH

Public Health Administration		\$ 1,581,976
I. Personnel and Related Expenses	\$ 1,096,813	
II. Other Expenses	485,163	
Division of Health		\$ 4,283,486
I. Personnel and Related Expenses	\$ 2,605,203	
II. Other Expenses	1,678,283	
Division of Environment		\$ 1,999,909
I. Personnel and Related Expenses	\$ 1,473,500	
II. Other Expenses	526,409	
Division of Air Quality		\$ 957,478
I. Personnel and Related Expenses	\$ 634,378	
II. Other Expenses	323,100	
TOTAL DEPARTMENT OF PUBLIC HEALTH		<u>\$ 8,822,849</u>

DEPARTMENT OF PUBLIC SAFETY

Public Safety Administration		\$ 6,783,416
I. Personnel and Related Expenses	\$ 3,713,058	
II. Other Expenses	3,070,358	
Division of Police		\$ 201,677,425
I. Personnel and Related Expenses	\$ 190,401,077	
II. Other Expenses	11,276,348	
Division of Fire		\$ 90,236,985
I. Personnel and Related Expenses	\$ 86,366,882	
II. Other Expenses	3,870,103	
Division of Emergency Medical Services		\$ 30,775,897
I. Personnel and Related Expenses	\$ 27,333,308	
II. Other Expenses	3,442,589	
Division of Animal Control Services		\$ 2,777,188
I. Personnel and Related Expenses	\$ 2,146,513	
II. Other Expenses	630,675	
Division of Correction		\$ 14,123,855
I. Personnel and Related Expenses	\$ 10,591,195	
II. Other Expenses	3,532,660	
Office of Professional Standards		\$ 2,260,480
I. Personnel and Related Expenses	\$ 1,204,079	
II. Other Expenses	1,056,401	
Police Review Board		\$ 164,050
I. Personnel and Related Expenses	\$ 147,170	
II. Other Expenses	16,880	
Community Police Commission		\$ 777,181
I. Personnel and Related Expenses	\$ 396,169	
II. Other Expenses	381,012	
Police Inspector General		\$ 228,302
I. Personnel and Related Expenses	\$ 217,602	
II. Other Expenses	10,700	
Department of Justice		\$ 5,802,386
I. Personnel and Related Expenses	\$ 3,037,272	
II. Other Expenses	2,765,114	
TOTAL DEPARTMENT OF PUBLIC SAFETY		<u>\$ 355,607,165</u>

DEPARTMENT OF PUBLIC WORKS

Division of Public Works Administration		\$ 3,267,744
I. Personnel and Related Expenses	\$ 3,056,372	
II. Other Expenses	211,372	
Division of Recreation		\$ 15,044,904
I. Personnel and Related Expenses	\$ 10,669,938	
II. Other Expenses	4,374,966	
Division of Parking Facilities-On Street		\$ 1,230,471
I. Personnel and Related Expenses	\$ 1,174,288	
II. Other Expenses	56,183	
Division of Property Management		\$ 7,898,619
I. Personnel and Related Expenses	\$ 5,671,571	
II. Other Expenses	2,227,048	
Division of Park Maintenance and Properties		\$ 15,676,834
I. Personnel and Related Expenses	\$ 10,036,866	
II. Other Expenses	5,639,968	
Division of Waste		\$ 27,978,218
I. Personnel and Related Expenses	\$ 15,991,727	
II. Other Expenses	11,986,491	

Division of Traffic Engineering		\$ 3,763,900
I. Personnel and Related Expenses	\$ 2,852,809	
II. Other Expenses	911,091	
TOTAL DEPARTMENT OF PUBLIC WORKS		<u>\$ 74,860,690</u>

DEPARTMENT OF COMMUNITY DEVELOPMENT-DIRECTOR'S OFFICE

Department of Community Development- Director's Office		\$ 298,352
I. Personnel and Related Expenses	\$ 288,690	
II. Other Expenses	9,662	
TOTAL DEPARTMENT OF COMMUNITY DEVELOPMENT		<u>\$ 298,352</u>

DEPARTMENT OF BUILDING AND HOUSING

Building and Housing Dir Office		\$ 2,629,188
I. Personnel and Related Expenses	\$ 1,946,861	
II. Other Expenses	682,327	
Division of Code Enforcement		\$ 8,551,114
I. Personnel and Related Expenses	\$ 8,240,967	
II. Other Expenses	310,147	
Division of Construction Permit		\$ 1,718,425
I. Personnel and Related Expenses	\$ 1,692,782	
II. Other Expenses	25,643	
TOTAL DEPARTMENT OF BUILDING AND HOUSING		<u>\$ 12,898,727</u>

DEPARTMENT OF ECONOMIC DEVELOPMENT

Economic Development		\$ 1,853,951
I. Personnel and Related Expenses	\$ 1,837,397	
II. Other Expenses	16,554	
TOTAL DEPARTMENT OF ECONOMIC DEVELOPMENT		<u>\$ 1,853,951</u>

NONDEPARTMENTAL

County Auditor Deductions		\$ 2,346,000
II. Other Expenses	\$ 2,346,000	
Other Administrative		\$ 19,376,803
II. Other Expenses	\$ 19,376,803	
Transfers to Other Funds		\$ 38,373,690
II. Other Expenses	\$ 38,373,690	
TOTAL NONDEPARTMENTAL		<u>\$ 60,096,493</u>
TOTAL EXECUTIVE BRANCH		<u>\$ 574,308,795</u>
TOTAL GENERAL FUND		<u>\$ 622,936,777</u>

SPECIAL REVENUE FUNDS

Restricted Income Tax Fund		\$ 51,737,512
II. Other Expenses	\$ 51,737,512	
Street Construction, Maintenance & Repair Fund		\$ 28,481,060
I. Personnel and Related Expenses	\$ 17,952,464	
II. Other Expenses	10,528,596	
Schools Recreation & Cultural Activities Fund		\$ 1,125,000
II. Other Expenses	\$ 1,125,000	

Division of Public Auditorium & Stadium-Stadium		\$ 11,764,375
II. Other Expenses	\$ 11,764,375	
TOTAL SPECIAL REVENUE FUNDS		\$ 93,107,947

DEBT SERVICE FUNDS

Sinking Fund Commission		\$ 93,272,493
III. Debt Service	\$ 93,272,493	
TOTAL DEBT SERVICE FUNDS		\$ 93,272,493

INTERNAL SERVICE FUNDS

Sinking Fund Commission		\$ 747,889
I. Personnel and Related Expenses	\$ 196,619	
II. Other Expenses	551,270	
Information Systems Services-Telephone Exchange		\$ 8,198,814
I. Personnel and Related Expenses	\$ 1,523,460	
II. Other Expenses	6,675,354	
Radio		\$ 3,805,377
I. Personnel and Related Expenses	\$ 662,950	
II. Other Expenses	3,142,427	
Division of Motor Vehicle Maintenance		\$ 18,216,831
I. Personnel and Related Expenses	\$ 5,930,630	
II. Other Expenses	12,286,201	
Division of Printing and Reproduction		\$ 2,554,398
I. Personnel and Related Expenses	\$ 976,829	
II. Other Expenses	1,577,569	
City Storeroom and Central Warehouse		\$ 584,677
I. Personnel and Related Expenses	\$ 114,477	
II. Other Expenses	470,200	
Health Self Insurance		\$ 89,146,773
II. Other Expenses	\$ 89,146,773	
Prescription Self Insurance		\$ 17,795,214
II. Other Expenses	\$ 17,795,214	
TOTAL INTERNAL SERVICE FUNDS		\$ 141,049,973

ENTERPRISE FUNDS

DEPARTMENT OF PUBLIC UTILITIES

Utilities Administration		\$ 6,685,766
I. Personnel and Related Expenses	\$ 5,497,829	
II. Other Expenses	1,187,937	
Division of Fiscal Control		\$ 7,765,231
I. Personnel and Related Expenses	\$ 6,221,180	
II. Other Expenses	1,544,051	
Division of Water		\$ 361,078,645
I. Personnel and Related Expenses	\$ 87,211,677	
II. Other Expenses	273,866,968	
Division of Water Pollution Control		\$ 28,207,685
I. Personnel and Related Expenses	\$ 11,609,809	
II. Other Expenses	16,597,876	
Division of Cleveland Public Power		\$ 215,989,237
I. Personnel and Related Expenses	\$ 26,498,348	
II. Other Expenses	189,490,889	
TOTAL DEPARTMENT OF PUBLIC UTILITIES		\$ 619,726,564

DEPARTMENT OF PORT CONTROL

Divisions of Cleveland Hopkins & Burke Lakefront		
Airports - Operations		\$ 168,572,666
I. Personnel and Related Expenses	\$ 35,124,283	
II. Other Expenses	133,448,383	
TOTAL DEPARTMENT OF PORT CONTROL		\$ 168,572,666

DEPARTMENT OF PUBLIC WORKS

Division of Cemeteries		\$ 1,798,105
I. Personnel and Related Expenses	\$ 1,349,859	
II. Other Expenses	448,246	
Golf Course Fund		\$ 18,381
I. Personnel and Related Expenses	\$ 381	
II. Other Expenses	18,000	
Division of Parking Facilities-Off Street Parking	\$ 10,460,314	
I. Personnel and Related Expenses	\$ 1,354,607	
II. Other Expenses	9,105,707	
Division of Public Auditorium		\$ 2,838,402
I. Personnel and Related Expenses	\$ 1,450,502	
II. Other Expenses	1,387,900	
Division of West Side Market		\$ 1,712,599
I. Personnel and Related Expenses	\$ 509,025	
II. Other Expenses	1,203,574	
TOTAL DEPARTMENT OF PUBLIC WORKS		\$ 16,827,801
TOTAL ENTERPRISE FUNDS		\$ 805,127,031

AGENCY FUND

Central Collection Agency		\$ 12,780,143
I. Personnel and Related Expenses	\$ 8,516,198	
II. Other Expenses	4,263,945	
TOTAL AGENCY FUND		\$ 12,780,143

Section 2. That the appropriations herein made are based upon the detail of expenditures set forth in the Mayor's Estimate, but are appropriated to the several departments, offices, and purposes in the aggregate for I. - Personnel and Related Expenses; and II. - Other Expenses and are not severally and individually appropriated in said detail. Any unencumbered balance in an appropriation fund at the close of the year 2017 is hereby appropriated to such fund for the payment of unpaid obligations lawfully incurred in 2018 or prior years. The Mayor's Estimate, as modified by the schedule published pursuant to Section 39 of the Charter shall within the sums appropriated in Section 1 hereof, constitute the expenditure budget for the year 2018 and shall be subject to the control of the Mayor, provided, however, that no transfer from I. - Personnel and Related Expenses, or II. - Other Expenses within any department or office, or from one department or office to another shall be made except as provided in Section 41 of the Charter.

Section 3. That the Commissioner of Accounts is hereby authorized to draw warrants upon the City Treasury for the amount appropriated in this ordinance, whenever claims are presented properly approved by the head of the department or by the chief of a commission for which indebtedness was incurred.

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 upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

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

Ord. No. 148-18.

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

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 551.023 relating to the recovery of expenses and costs for failure to pay residential waste collection fees.

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 Codified Ordinances of Cleveland, Ohio, 1976, are supplemented by enacting new Section 551.023 to read as follows:

Section 551.023 Recovery of Expenses and Costs

(a) The Director of Public Works, or his or her designee, by his or her authorized representatives, may certify to the county fiscal officer the amount of the rate or fee that has not been paid by the residential property owner using the collection or disposal services. The amount certified shall be a lien on

the owner's residential property to which services are provided, placed on the tax list in a separate column, collected as other taxes, and paid into the General Fund in accordance with RC 701.10.

(b) Notwithstanding the method of collection set forth above, the Director of Law, in the Director's sole discretion, may take any action necessary to collect the costs from the owner or other responsible party or parties, including but not limited to the filing of legal proceedings, referring the amount due to outside counsel for collection action, including filing civil complaints, and initiating post judgment execution actions.

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 Finance, Law; Committees on Municipal Services and Properties, Finance.

Ord. No. 149-18.

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

An emergency ordinance authorizing the Director of Public Utilities to enter into one or more concession agreements for the operation of a first-class food and beverage service at the Carl B. Stokes Facility, for a period of two years, with two one-year options to renew, the first of which requires additional legislative authority.

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

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

Section 1. That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Public Utilities is authorized to enter into one or more concession agreements on the basis of competitive proposals, for the operation of a first-class food and beverage service at the Carl B. Stokes Facility located at 1201 Lakeside Avenue, for a period not to exceed two years, with two one-year options to renew. The first of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the first of the one-year options to renew is exercised, then the second of the one-year options to renew may be exercised at the option of the Director of Public Utilities, without the necessity of obtaining additional authority of this Council. The selection of the concessionaire shall be made by the Board of Control on the nomination of the Director of Public Utilities.

Section 2. That the concession agreements authorized shall be prepared by the Director of Law.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force

immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

Ord. No. 150-18.

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

An emergency ordinance authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Project 29 Partners LLC, or its designee, for the redevelopment of a parking lot on Detroit Avenue between West 28th Street and West 29th Street; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose.

Whereas, under Section 5709.41 of the Revised Code, improvements to real property may be declared to be a public purpose where fee title to the real property was, at one time, held by the City of Cleveland and the real property is then leased or conveyed by the City; and

Whereas, the City has entered into the chain of title for the Property which is more particularly described in the File set forth in this ordinance (the "Real Property") pursuant to the requirements of Section 5709.41 of the Revised Code prior to the passage of this ordinance; and

Whereas, the Real Property is to be developed in accordance with the Cleveland 2020 Citywide Plan, a copy of which is placed in File No. 150-18-A; and

Whereas, under Section 5709.41 of the Revised Code, the improvements declared to be a public purpose may be exempt from real property taxation; and

Whereas, under Section 5709.41 of the Revised Code, the owners of the improvements may be required to make annual service payments in lieu of taxes that would have been paid had the improvement not been exempt; and

Whereas, under Section 5709.41 of the Revised Code, the exemption may exceed 75% of the improvements for up to 30 years when a portion of the service payments so collected are distributed to the Cleveland City School District ("District") in an amount equal to the amount the District would have received had the improvement not been exempt; and

Whereas, the District has been notified of the intent to enter into the agreement authorized by this ordinance in compliance with Sections 5709.41(C)(4) and 5709.83 of the Revised Code; 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 improvements to be constructed by Project 29 Partners LLC, or its designee, ("Redeveloper"), are declared to be a public purpose for purposes of Section 5709.41 of the Revised Code. The Real Property is more fully described as follows:

**EXHIBIT A
LEGAL DESCRIPTION
PARCEL "C"**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio known as being Parcel "C" of the Lot Consolidation Plat for Project 29 Partners LLC, recorded in AFN 201709290383 of Cuyahoga County Records and known as being part of sublots 66 and all of sublot 69,70,71,72 in the Charles Taylor Farm Allotment of part of Original Brooklyn Township Lot No. 51 as recorded in Volume 2, Page 22 of Cuyahoga County Records and all of sublot 25 of the Barber & Lord's Subdivision of part of Original Brooklyn Township 51 as recorded in Volume 11, Page 26 of Cuyahoga County Records, also known as all of "Lot 2" and all of "Parcel 2" in the Plat of Lot Split and Consolidation for MeToo, LLC recorded in AFN 201705260523 of Cuyahoga County records and all of Parcel "A" in the Lot Split and Consolidation for Hingetown LLC recorded in AFN 201707210278 of Cuyahoga County Records and being further bounded and described as follows:

Beginning at a monument box with drill hole in a stone found at the intersection of the centerline of Detroit Ave., 66 feet wide, where it meets the centerline of West 28th Street, 66 feet wide; Thence South 59°27'50" West, along the centerline of Detroit Ave, a distance of 145.60 feet to a point; Thence South 13°27'10" East a distance of 34.52 feet to a point on the southerly right of way line of Detroit Ave. and known as the Principal Place of Beginning.

Thence continuing South 13°27'10" East a distance of 220.87 feet to a 5/8" capped iron pin set on the northerly right of way line of Church Ave., 66' wide;

Thence South 76°52'20" West, along the northerly right of way line of Church Ave, a distance of 153.87 feet to a Mag Nail found at an angle point in the right of way;

Thence South 60°19'28" West, continuing along the northerly right of way line of Church Ave., a distance of 58.43 feet to a Mag Nail found (said nail found off 0.05 feet north and 0.05 feet west);

Thence North 29°38'03" West a distance of 166.49 feet to a 5/8" capped iron pin set on the southerly right of way line of Detroit Ave.;

Thence North 60°20'12" East, along the southerly right of way line of Detroit Ave., a distance of 148.10 feet to a 3/4" iron pipe found at an angle point in the right of way (said iron pipe found being off 0.41 feet north and 0.19 feet west);

Thence North 59°27'50" East, continuing along the southerly right of way line of Detroit Ave., a distance of 119.43 feet to a 5/8" capped iron pin set on the southerly right of the line of Detroit Ave and at the principal place of beginning and containing 1.0111 acres (44,043 square feet) of land as surveyed by Stephen Hovancsek & Associates, Inc. in May of 2017, under the direction of Ryan A. Snezek, Registered Surveyor No. 8495, State of Ohio, be the same more or less but subject to all legal highways.

The basis of bearing for this description being the state plane coordinate system. All capped iron pins set are 5/8-inch diameter rebar,

30 inches long with a yellow plastic cap stamped SH&A 8495.

Section 2. That one hundred percent (100%) of the Improvements are declared exempt from real property taxation for a period of thirty years; and that in no event shall the exemption period extend beyond 2050. The terms of the agreement are as follows:

**DEPARTMENT OF
ECONOMIC DEVELOPMENT
SUMMARY FOR THE
LEGISLATIVE FILE**

Project Name: Church & State
Project Address: Between West 28th and West 29th Streets on Detroit Avenue Cleveland, OH 44113
Developer: Project 29 Partners LLC and/or designee
Project Manager: Richard Barga
Ward/Councilperson: 3 - McCormack
City Assistance: Non-School TIF

Project Summary and Discussion

Two parking lots on Detroit Avenue in Ohio City have been targeted for development of a \$50 million project with approximately 161 apartments and over 20,000 SF of retail space. Located between West 28th and West 29th Streets on Detroit Avenue, Church & State will have two buildings, one eleven stories high and the other seven stories, and include 211 indoor parking spaces. The buildings will be separated by a public space, including a splash fountain and seating for public events or concerts. The retail currently targeted includes a pharmacy, laundry, a hardware store or tool lending library. The buildings, located on a RTA bus route will also include 177 spaces for bike storage. This form of dense residential development will support transit use, walkability and bring more residents to the neighborhood.

The additional housing proposed with this project will provide much needed supply to an area that is in high demand for people looking to live downtown—where occupancy has soared to nearly 98%. As young professionals and empty nesters flock to downtown, they are sure to be attracted to this project for the possibility of living within walking distance to many amenities downtown and Ohio City while maintaining the ease of access beyond downtown. The redevelopment is expected to be completed in second quarter of 2020.

Proposed City Assistance

The request to Cleveland City Council is to authorize the Director of Economic Development to enter into a non-school Tax Increment Finance (TIF) agreement with Project 29 Partners LLC or its designee, for certain properties associated with the project. This TIF agreement will be up to 30 years in length. The City will declare certain improvements with respect to the project to be a public purpose and exempt 100% of the improvements from real property taxes. The project is subject to a15-year residential tax abatement. The TIF will be on the commercial retail estate for the first 15 years and will capture the full value in the remaining 15 years.

Under the agreement, parcels acquired and re-conveyed to the developer will be subject to a TIF under Section 5709.41 of the Ohio Revised Code in consideration for the developer agreeing to make certain improvements to those parcels and making payments in lieu of taxes (PILOTS) equal to the taxes that would have been paid for those parcels, but for the TIF. A portion of the PILOT will be paid to the Cleveland Municipal School District in the amount the District would have otherwise received, but for the TIF. The balance of the PILOTS will be utilized to fund eligible project costs and project debt.

Economic Impact

- Approx. 161 new apartments
- Creation of 40FTE jobs in the City of Cleveland (estimated \$1,354,520 annual salaries)
- 496 estimated construction jobs
- Project estimates \$33,863 New Jobs City Income Tax (annual)
- Project estimates \$232,296 New Resident City Income Tax (at stabilization in Year 1)
- Over the 30-year term of the TIF, the project estimates \$10.3 Million in property taxes generated for the School District and \$8 Million in income residence taxes for the City

City Requirements

- Subject to Chapter 187: MBE/FBE/CSB requirements
- Subject to Chapter 188: Fannie Lewis Cleveland Residential Employment Law
- Subject to a Workforce Development Agreement for all new jobs
- Subject to a Community Benefits Agreement

Section 3. That, under Section 5709.41 of the Revised Code, Redeveloper, or the owners of the Improvements, shall make service payments for a period of thirty years in lieu of the exempt taxes to the Cuyahoga County Treasurer; the payments shall be charged and collected in the same manner, and shall be in an amount not less than the taxes that would have been paid had the Improvements not been exempt from taxation.

Section 4. That a portion of the service payments collected under this ordinance shall be distributed by the Cuyahoga County Treasurer to the Treasurer of the District in the amount of the taxes that would have been payable to the District had the Improvement not been exempt from taxation.

Section 5. That the Director of Economic Development is authorized to enter into an agreement or agreements with Redeveloper to provide for the exemption and service payments described in this ordinance, including agreements securing the payments described in this ordinance, which agreement or agreements shall contain those terms contained in this ordinance.

Section 6. That under Section 5709.43 of the Revised Code, there is established an identified Urban Redevelopment Tax Increment Equivalent Fund into which shall be deposited service Payments in Lieu of Taxes ("PILOTS") which shall be used for the purposes described in this ordinance, or File, or for other economic development purposes as determined by the Director of Economic Development.

Section 7. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in open meetings of this Council, and any of its committees that resulted in formal action were in meetings open to the public in compliance with the law.

Section 8. 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, City Planning Commission, Finance, Law; Committees on Development Planning and Sustainability, Finance.

Ord. No. 151-18.

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

An emergency ordinance authorizing the Director of Economic Development to enter into an amendment to Contract No. CT 9501 PS 2017-063 with Project Management Consultants, LLC, or its designee, to provide additional financial consulting services for the Neighborhood Transformation Initiative, and to extend the term of the contract through May 31, 2018.

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 an amendment to Contract No. CT 9501 PS 2017-063 with Project Management Consultants, LLC, or its designee, to provide additional financial consulting services for the Neighborhood Transformation Initiative, and to extend the term of the contract through May 31, 2018. All other terms and conditions contained in the contract shall remain the same.

Section 2. That the amendment shall be prepared by the Director of Law.

Section 3. That the costs of the contract amendment shall not exceed \$54,500 and shall be paid from Fund No. 17 SF 652, RQS 9501, RL 2018-15.

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 Economic Development, Finance, Law; Committees on development Planning and Sustainability, Finance.

Ord. No. 152-18.

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

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from

the Ohio Department of Health for the Title X Program; authorizing the director to charge and accept fees; entering into one or more agreements to receive payments from Medicare, Medicaid and Medicaid HMO programs; employing professional consultants, and authorizing one or more requirement contracts.

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 Health is authorized to apply for and accept a grant in the approximate amount of \$824,064 and any other funds that may become available during the grant term, from the Ohio Department of Health to conduct the Title X Program; that the Director 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 set forth in the summary and budget for the grant contained in the file described below.

Section 2. That the summary and budget for the grant, File No. 152-18-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority, including the obligation to devote program income from first and third party billings.

Section 3. That the Director of Public Health is authorized to enter into one or more agreements necessary for the City to receive payments from Medicare, Medicaid and Medicaid HMOs to implement the grant as described in the file.

Section 4. That the Director of Public Health is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to implement the grant as described in the file, including but not limited to conducting third-party and Medicare and Medicaid billing and gather data for reporting requirements and overseeing and providing clinical services, and for television and radio advertising and other marketing services.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Health from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Health for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Health, and certified by the Director of Finance.

Section 5. That the Director of Public Health is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements during the grant term of the necessary items of materials, equipment, supplies, and services needed to implement the grant as described in the

file, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Public Health. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 6. That the costs of the contract or contracts shall 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.

Section 7. 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 Health may sign all documents and do all things 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 Director of Public Health is authorized to charge and accept fees from participants of this program and to deposit those fees into a revolving fund which will be used to provide additional materials, equipment, supplies, and services under the program described in the file, and the funds are appropriated for that purpose.

Section 9. That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

Section 10. That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

Section 11. That the cost of the contract or contracts authorized by this ordinance shall be paid from the fund or funds which are credited the grant proceeds, the first and third party billings, and from the reimbursements accepted under this ordinance.

Section 12. 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 Health, Finance, Law; Committees on Health and Human Services, Finance.

Ord. No. 153-18.

By Council Member B. Jones.

An emergency ordinance to add the name "Pastor Emeritus Roosevelt Brown Way" as a secondary

and honorary name to White Avenue between East 55th Street and East 65th 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 "Pastor Emeritus Roosevelt Brown Way" shall be added as a secondary and honorary name to White Avenue between East 55th Street and East 65th 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.

Referred to Director of Law; Committee on Development Planning and Sustainability.

Ord. No. 154-18.

By Council Member J. Jones.

An emergency ordinance to add the name "Brewer Way" as a secondary and honorary name to Seville Road between Lee Road and East 162nd 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 "Brewer Way" shall be added as a secondary and honorary name to Seville Road between Lee Road and East 162nd 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.

Referred to Director of Law; Committee on Development Planning and Sustainability.

Ord. No. 160-18.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Human Resources to employ one or more professional consultants to administer the City's COBRA program and HIPAA compliance for a one year period, with two one-year options to renew, the second of which requires additional legislation.

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 employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to administer the City's COBRA program and HIPAA compliance for a one year period, with two one-year options to renew, the second of which requires additional legislation.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Human Resources, and certified by the Director of Finance.

Section 2. That the cost of the contracts shall be paid from Fund No. 01-0402-6324, RQS 0402, RL 2018-13.

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.

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

Ord. No. 161-18.

By Council Member Kelley (by departmental request).

An emergency ordinance approving the collective bargaining agreement with the Stage Employees Local 27 of the International Alliance of Theatrical Stage Employees; and to amend Section 47 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 1481-15, passed December 7, 2015, 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 Stage Employees Local 27 of the International Alliance of Theatrical Stage Employees, under the terms contained in File No. 161-18-A, for the period from April 1, 2016 through March 31, 2019, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

Increase	Approximate Date of Increase
0%	April 1, 2016
2%	April 1, 2017
2%	April 1, 2018

In addition to the percentage increase effective April 1, 2017, each eligible member of the bargaining agreement will receive a separate payment in the amount of \$500.00 payable within a reasonable time following ratification, which is not part of the member's wage base.

Section 2. That Section 47 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 1481-15, passed December 7, 2015, is amended to read as follows:

Section 47. Stage Employees Local 27 of the International Alliance of Theatrical Stage Employees. That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Stage Hand.....	\$32.32	\$33.63
2. Stage Hand Casual.....	31.01	32.26
3. Stage Hand - Show Rate (Per Show)	104.99	109.23

Section 3. That existing Section 47 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 1481-15, passed December 7, 2015, 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. 164-18.
By Council Members McCormack,
Keane, and Zone.**

An emergency ordinance to amend Sections 131.07 of the Codified Ordinances of Cleveland, Ohio 1976, as enacted by Ordinance No. 1516-11, passed December 5, 2011, and 675.02, as enacted by Ordinance No. 1657-11, passed November 28, 2011, to exempt special event permit holders and vendors associated with a permitted special event from an additional vendor's license and identification card; and to require record keeping by special event permit holders.

Whereas, currently Codified Ordinance Section 675.02 requires a street vendor's license and identification card in order to engage in vending anywhere in the City of

Cleveland, even if a vendor has already been issued a special event permit under Section 131.07 or is associated with a permitted special event; and

Whereas, in order to streamline the permit process for special event vendors and avoid double-permitting special events, Cleveland City Council amends the codified ordinances to exempt special event permit holders and vendors associated with a permitted special event from an additional vendor's license and identification card, while requiring record keeping by special event permit holders; 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 Sections 131.07 of the Codified Ordinances of Cleveland, Ohio 1976, as enacted by Ordinance No. 1516-11, passed December 5, 2011, and 675.02, as enacted by Ordinance No. 1657-11, passed November 28, 2011, are amended as follows:

Section 131.07 Special Event Permits

For purposes of this chapter, "special event" means a preplanned event or series of events of less than a week's duration, sponsored by a public or private person or entity, which is: (1) located wholly or partially on property which is owned or maintained by the City of Cleveland;

or (2) located on any other property and requires for its successful execution, the provision and coordination of municipal services to a degree significantly over and above that which the City of Cleveland routinely provides under ordinary everyday circumstances.

City buildings, parks and all other real estate under control of the Director which have been constructed or maintained for the benefit of the public shall be for the use of the public in general under the Charter and ordinances of the City of Cleveland. To that end, no person or entity shall be given any special or exclusive privilege to use any public property under the control of the Director without first obtaining a permit under this section. Additionally, the Director shall ensure that proper coordination occurs among necessary City departments to facilitate the use of City streets for special event activities including parades, marathons, foot races/bike-a-thons, and all other events requiring closure of a right-of-way.

All closures of City streets in conjunction with a special event shall be approved by the Police Traffic Commissioner, Commissioner of Streets, and Manager of Special Events and Marketing.

(a) The Director may establish rules and regulations for the use of public property under his or her control. Such rules and regulations shall become effective ten (10) days after publication in the *City Record* and shall be enforced as ordinances of the City. The Director of Public Works shall have the authority to make, amend, alter or rescind rules and regulations governing use of the facilities of the Public Auditorium Building and Cleveland Browns Stadium not in conflict with the ordinances or laws regulating such conduct. The Director may require in any rental agreement that the event be required to pay for or provide security personnel within and without the rental premises.

(b) The Director may place reasonable time restrictions on the issuance of special event permits, including without limitation a prior notice requirement, first-come, first-served scheduling, limitations on frequency of use, and limitation of permits to normal operating hours for City property. Use of the City Hall Rotunda for events other than City-sponsored events shall be limited to after normal business hours and weekends. The Director's prior notice requirement may not exceed five (5) days for special event permits not subject to the requirements of Section 131.08.

(c) The Director may place reasonable place restrictions on the issuance of special event permits, which restrictions may consider the historic use of the property, recreational use policies adopted in the Director's rules and regulations, the size of the property and the degree to which the special event would interfere with the historic use and adopted recreational use policies for the property.

(d) The Director may deny or revoke a special event permit whenever he or she finds:

(1) The applicant person or entity has previously violated the provisions of a special event permit or has submitted materially false or

incomplete information on any special event permit application; or

(2) The special event would unreasonably interfere with the movement of or service capability of police vehicles, firefighting equipment or ambulance service; or

(3) The special event would unreasonably interfere with the historic recreational use and the adopted recreational use policies for a neighborhood park; or

(4) The special event would unreasonably interfere with another special event for which a permit has been issued; or

(5) The special event would unreasonably interfere with the City activities that occur on or at the property.

(6) The applicant person or entity has failed to keep detailed records of all vendors, as defined in Section 675.01(a)(3) of the Codified Ordinances, associated with a special event in accordance with divisions (e) and (f) of this section.

The Director may charge a permit application fee, subject to approval of Board of Control, in an amount not to exceed the Director's cost in administering such application.

(e) Once a special event permit is issued to the applicant person or entity, the special event permit holder shall do the following:

(1) maintain records of all vendors associated with the event, including the name, address, phone number, and description of all items to be sold; and

(2) maintain records that demonstrate compliance with Section 675.09 (n) and (o) by vendors of prepackaged frozen desserts associated with the event.

(f) All special event permit holders and vendors associated with special events shall comply with applicable vendor regulations in Section 675.09 of the Codified Ordinances.

Section 675.02 Street Vendor's License Required; Application; Fee

(a) No person shall engage in vending anywhere in the City without a vendor's license issued under Section 675.03. The issuance of a vendor's license to a person shall not be deemed to authorize agents or employees of the person to vend without a license.

(b) The application for the license required by division (a) of this section shall be made to the Commissioner on forms prescribed by the Commissioner. The application shall include the following information:

(1) The name and address of the applicant;

(2) A detailed description of the goods, wares, commercially prepackaged food or beverages, or merchandise that the applicant intends to sell; and

(3) Such other information as the Commissioner deems necessary to ensure compliance with this chapter.

(c) In addition to the application required by division (a) of this section, each applicant for a vendor's license shall furnish two (2) photographs of the applicant taken within thirty (30) days before the date of application and of a size designated by the Commissioner.

(d) The annual license fee shall be sixty dollars (\$60.00) which shall cover the period beginning August 1 and ending July 31 of the following year.

(e) This section shall not apply to any special event permit holder under Section 131.07 of the Codified Ordinances, Special Event Permits, or to any vendor associated with a permitted special event.

Section 2. That existing Sections 131.07 of the Codified Ordinances of Cleveland, Ohio 1976, as enacted by Ordinance No. 1516-11, passed December 5, 2011, and 675.02, as enacted by Ordinance No. 1657-11, passed November 28, 2011, are 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.

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

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 155-18.

By Council Member Polensek.

An emergency ordinance authorizing the Director of the Department of Economic Development to enter into an agreement with the LaSalle AMC TCE, LLC for the interior and exterior renovation improvement of the LaSalle Theater through the use of Ward 8 Neighborhood Capital Funds and 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 Economic Development is hereby authorized to enter into an agreement with the LaSalle AMC TCE, LLC for the interior and exterior renovation improvement of the LaSalle Theater located between 819 and 829 East 185th Street, Cleveland, Ohio for the public purpose of stimulating commercial economic development on East 185th Street and in the Waterloo Arts District in the city of Cleveland through the use of Ward 8 Neighborhood Capital Funds and Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$120,000 and shall be paid from Fund No. 10 SF 177, and Fund No. 10 SF 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.

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 156-18.

By Council Members Johnson, Polensek, Conwell and Hairston.

An emergency ordinance amending Section 2 of Ordinance No. 1413-17 passed November 20, 2017 as amended by Ordinance No. 1464-17 passed December 4, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9 and 10 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 Section 2 of Ordinance No. 1413-17 passed November 20, 2017 as amended by Ordinance No. 1464-17 passed December 4, 2017 is hereby amended to read as follows:

Section 2. That the cost of said contract shall be in an amount not to exceed \$90,000 and shall be paid from Fund No. 10 SF 188.

Section 2. That Section 2 of Ordinance No. 1413-17 passed November 20, 2017 as amended by Ordinance No. 1464-17 passed December 4, 2017 is hereby repealed.

Section 3. 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.

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 162-18.

By Council Member Kazy.

An emergency resolution withdrawing objection to the transfer of ownership of a D2, D2X, D3, D3A and D6 Liquor 4625-29 West 130th Street and repealing Resolution No. 1427-17 objecting to said permit.

Whereas, this Council objected to a transfer of ownership of a D2, D2X, D3, D3A and D6 liquor permit to Meet and Greet Bar and Grill, LLC, 4625-29 West 130th Street, Cleveland, Ohio 44135, Permit Number 5870996 by Resolution No. 1427-17 adopted by the Council on November 27, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to the transfer of ownership of a D2, D2X, D3, D3A and D6 liquor permit to Meet and Greet Bar and Grill, LLC, 4625-29 West 130th Street, Cleveland, Ohio 44135, Permit Number 5870996, be and the same is hereby withdrawn and Resolution No. 1427-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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.

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 163-18.

By Council Member Bishop.

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 11113 Nelson Avenue and repealing Resolution No. 1416-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Hatties Deli, LLC, 11113 Nelson Avenue, Cleveland, Ohio 44105, Permanent Number 3664219 by Resolution No. 1416-17 adopted by the Council on November 20, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Hatties Deli, LLC, 11113 Nelson Avenue, Cleveland, Ohio 44105, Permanent Number 3664219, be and the same is hereby withdrawn and Resolution No. 1416-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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.

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

SECOND READING EMERGENCY ORDINANCES PASSED

Ord. No. 120-18.

By Council Member Kelley (by departmental request).

An emergency ordinance to supplement the Codified Ordinances of

Cleveland, Ohio, 1976, by enacting new Sections 192.57 to 192.72, relating to the collection and administration of net profit taxes.

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 121-18.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into one or more contracts with Court Community Service to arrangement placement and supervision of persons to community service assignments and to the Cleveland work Crew Program, both as referred by the Court, for the Cleveland Municipal Court, each for a period of one year.

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

SECOND READING EMERGENCY RESOLUTION ADOPTED

Res. No. 5-18.

By Council Members Conwell and Zone.

An emergency resolution supporting the Vision Zero initiative, a strategy to eliminate all traffic fatalities and severe injuries, while increasing safe, healthy, equitable mobility for all, and committing to work with the Jackson administration and community stakeholders to create a Vision Zero plan for the City.

Approved by Committee on Finance.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

MOTION

On the motion of Council Member Bishop, the absence of Council Member Phyllis E. Cleveland is hereby authorized. Seconded by Council Member Brady.

MOTION

The Council Meeting adjourned at 7:28 p.m. to meet on Monday, February 12, 2018, 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

BOARD OF CONTROL

January 30, 2018

The Special meeting of the Board of Control convened in the Mayor's office on Tuesday, January 30, 2018 at 1:07 p.m. with Director Langhenry presiding.

Present: Director Langhenry, Acting Director Hartley, Directors Davis, Cox, Gordon, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.

Absent: Mayor Jackson, Directors Kennedy, McGrath, and Interim Director L. Jackson.

Others: Tiffany White Johnson, Commissioner, Purchases & Supplies.

Matthew Spronz, Director, Mayor's Office of Capital Projects.

Melissa Burrows, Director, Office of Equal Opportunity.

Resolution No. 22-18.

By Director Spronz.

Be it resolved by Board of Control of the City of Cleveland, that Board of Control Resolution No. 645-17, adopted December 27, 2017, affirming and approving the bid of CATTS Construction, Inc. as lowest responsible for the public improvement of Madison Avenue Rehabilitation (West 117th Street to West Boulevard), all items, is rescinded.

Be it further resolved that all bids received on November 2, 2017 under the authority of Ordinance No. 1024-16, passed by the Cleveland City Council on November 14, 2016, for the public improvement of Madison Avenue Rehabilitation (West 117th Street to West Boulevard), for the Division of Engineering and Construction, Mayor's Office of Capital Projects, are rejected.

Yeas: Director Langhenry, Acting Director Hartley, Directors Davis, Cox, Gordon, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Kennedy, McGrath, and Interim Director L. Jackson.

JEFFREY B. MARKS,
Secretary

BOARD OF CONTROL

January 31, 2018

The meeting of the Board of Control convened in the Mayor's office on Wednesday, January 31, 2018 at 10:35 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Davis, Acting Director Szabo, Directors Cox, Gordon, Interim Director L. Jackson, Director West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Absent: Mayor Jackson, Directors Dumas, and McGrath.

Others: Tiffany White Johnson, Commissioner, Purchases & Supplies.

Michael Curry, Acting Director, Office of Equal Opportunity.

On motions, the resolutions attached were adopted, except as may be otherwise noted.

Resolution No. 23-18.

By Director Kennedy.

Whereas, under the authority of Ordinance No. 1980-90, passed by the Council of the City of Cleveland on September 24, 1990, the City of Cleveland, through its Director of Port Control, entered into two Amended and Restated Leases By Way of Concession ("Leases") with Hopkins Airport Hotel Partnership, City Contract Nos. 44250 ("Hotel Lease") and 44250-B ("Parking Lot Lease") (collectively, "Leases") for the use of certain land, hotel and parking facilities at Cleveland Hopkins International Airport; and

Whereas, under the authority of Ordinance No. 1980-90 and Board of Control Resolution No. 541-92, adopted June 16, 1992, the City consented to the assignment by Hopkins Airport Hotel Limited ("HAHL"), successor in interest to Hopkins Airport Hotel Partnership, to Water Isle Hotel and Beach Club Ltd. ("Water Isle") of an undivided 50% (fifty percent) interest in the Lease; and

Whereas, under the authority of Ordinance No. 1980-90 and Board of Control Resolution No. 521-95, adopted July 19, 1995, the City consented to the transfer of Water Isle's interest in the Lease to Cleveland Airport Hotel Limited Partnership ("CAHLP") and the transfer by CAHLP and HAHL of their interests in the Lease, and by HAHL of its interest in Parking Lot Lease, to Hopkins Partners; and

Whereas, under the authority of Ordinance No. 1980-90 and Board of Control Resolution No. 240-15, adopted June 17, 2017, the City consented to the assignment of all of Hopkins Partners' interest and obligations under City Contract No. 44250-A to LN Hospitality Cleveland, LLC and all of its interest and obligations under City Contract No. 44250-B to LN Parking Cleveland, LLC, effective August 5, 2015; and

Whereas, by email dated January 4, 2018, LN Hospitality Cleveland LLC notified the City that it intends to cause the satisfaction of the Mortgage of its leasehold interest held by Access Financial and to execute a new mortgage of its leasehold interest with Simmons Bank; now, therefore,

Be it resolved by Board of Control of the City of Cleveland that this Board consents to the new mortgage by Simmons Bank of LN Hospitality Cleveland LLC's leasehold interest, effective January 31, 2018.

Be it further resolved that the Director of Port Control is authorized to execute all documents and do all other things necessary to effect the consent to the mortgage granted above, provided that the mortgage does not conflict with the terms and conditions of City Contract Nos. 44250 ("Hotel Lease") and 44250-B ("Parking Lot Lease") (collectively, "Contracts"). A copy of the consent shall be filed with the original of the Leases in the custody of the Commissioner of Accounts.

Yeas: Directors Langhenry, Davis, Acting Director Szabo, Directors Cox, Gordon, Interim Director L. Jackson, Director West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.

Absent: Mayor Jackson, Directors Dumas, and McGrath.

Resolution No. 24-18.

By Interim Director Jackson.

Whereas, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel No. 111-22-110 located at 13623 Earlwood Road, Cleveland, Ohio, 44110; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Pearl Lee Drake-George has proposed to the City to purchase the parcel for side yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 8 has 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 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 the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland with Pearl Lee Drake-George for the sale of Permanent Parcel No. 111-22-110, 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 uses according to the Program.

Yeas: Directors Langhenry, Davis, Acting Director Szabo, Directors Cox, Gordon, Interim Director L. Jackson, Director West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.

Absent: Mayor Jackson, Directors Dumas, and McGrath.

Resolution No. 25-18.

By Interim Director Jackson.

Whereas, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 004-19-175, 004-19-176 and 004-19-177 located on Jefferson Avenue; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when

certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, JSAW3 LLC has proposed to the City to purchase and develop the parcels for new housing construction; and

Whereas, the following conditions exist:

1. The member of Council from Ward 3 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 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 the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland with JSAW3 LLC for the sale and development of Permanent Parcel Nos. 004-19-175, 004-19-176 and 004-19-177 located on Jefferson Avenue, 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 parcels shall be \$200.00 each, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Davis, Acting Director Szabo, Directors Cox, Gordon, Interim Director L. Jackson, Director West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and McGrath.

Resolution No. 26-18.

By Interim Director Jackson.

Whereas, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel No. 133-18-060 located at 7405 Harvard Avenue; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Judy Lynn Cheslock and Gerald S. Cheslock 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 12 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 purchasers of the parcel are 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 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 the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Judy Lynn Cheslock and Gerald S. Cheslock for the sale and development of Permanent Parcel No. 133-18-060 located at 7405 Harvard Avenue, 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 uses according to the Program.

Yeas: Directors Langhenry, Davis, Acting Director Szabo, Directors Cox, Gordon, Interim Director L. Jackson, Director West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and McGrath.

Resolution No. 27-18.

By Interim Director Jackson.

Whereas, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel No. 116-20-060 located at 16601 Burnside Avenue; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Jimmy L. Tyree and Ruby Tyree have proposed to the City to purchase the parcel for side yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 8 has 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 purchasers of the parcel are 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 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 the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland with Jimmy L. Tyree and Ruby Tyree for the sale of Permanent Parcel No. 116-20-060, 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 uses according to the Program.

Yeas: Directors Langhenry, Davis, Acting Director Szabo, Directors Cox, Gordon, Interim Director L. Jackson, Director West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and McGrath.

Resolution No. 28-18.

By Interim Director Jackson.

Whereas, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 008-11-020 and 008-11-021 located at 2116 Brainard Avenue and 2028 Brainard Avenue; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell or lease Land Reutilization Program parcels; and

Whereas, SOTRE GARDEN, LLC has proposed to the City to lease the parcels for a community garden; and

Whereas, the following conditions exist:

1. The member of Council from Ward 14 has approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;

2. The proposed lessee of the parcels 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 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, to execute a lease for a period of 3 years, for and on behalf of the City of Cleveland with SOTRE GARDEN, LLC for the purpose of maintaining a community garden on Permanent Parcel Nos. 008-11-020 and 008-11-021, 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 lease of the parcels shall be \$3.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Davis, Acting Director Szabo, Directors Cox, Gordon, Interim Director L. Jackson, Director West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and McGrath.

Resolution No. 29-18.

By Director Kennedy.

Whereas, under the authority of Ordinance No. 845-17, passed by the Council of the City of Cleveland on August 16, 2017, and Board of Control Resolution No. 531-17, adopted October 18, 2017, the City through its Director of Port Control, entered

into Contract No. PS2017-254 with Professional Drivers of Georgia, Inc. d/b/a ProDrivers ("Consultant"), to provide professional services necessary to supply temporary and seasonal snow removal personnel for a period of one year, with three one-year options to renew, for compensation of not to exceed \$150,000.00 per year, for the various divisions of the Department of Port Control; and

Whereas, the City has determined it requires additional professional services related to supplying temporary and seasonal snow removal personnel; and

Whereas, the Consultant has proposed by its letter dated January 29, 2018 to perform the additional services necessary for an amount not to exceed \$250,000.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Port Control is authorized to enter into a first modification to City Contract No. PS2017-254 between the City of Cleveland and Professional Drivers of Georgia, Inc. d/b/a ProDrivers for additional professional services necessary to supply temporary and seasonal snow removal personnel, thereby increasing the total compensation for all services under the contract from not to exceed \$150,000.00 per year to not to exceed \$400,000.00 per year.

Yeas: Directors Langhenry, Davis, Acting Director Szabo, Directors Cox, Gordon, Interim Director L. Jackson, Director West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and McGrath.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

Application blanks and information, regarding minimum entrance qualifications, scope of examination, and suggested reference materials may be obtained at the office of the Civil Service Commission, Room 119, City Hall, East 6th Street, and Lakeside Avenue.

Application blanks must be properly filled out on the official form prescribed by the Civil Service Commission and filed at the office of the commission not later than the final closing date slated in the examination announcement.

EXAMINATION RESULTS: Each applicant whether passing or failing will be notified of the results of the examination as soon as the commission has graded the papers. Thereafter, eligible lists will be established which will consist of the names of those candidates who have been successful in all parts of the examination.

PHYSICAL EXAMINATION: All candidates for original entrance positions who are successful in other parts of the examinations must submit to a physical examination.

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

TUESDAY, FEBRUARY 20, 2018

9:30 A.M.

Calendar No. 17-369: 3403 Denison Avenue (Ward 12)

Jean Saad, owner, proposes to change use to a community store in a C1 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.08 which states that in a Multi-Family District a community store is not permitted but is first permitted in Local Retail District.

2. Section 352.10 which states that a 6' wide landscape strip is required between Denison Avenue and West 34th Street where parking abuts the street and a 4' landscape strip proposed.

3. Section 352.10 which states that a 6' transition strip is required at the rear and side where the use abuts a Multi-Family Districts.

4. Section 359.01 which states that a substitution of nonconforming use requires BZA approval. (Filed December 15, 2017)

Calendar No. 18-15: 11813 Wade Park Avenue (Ward 9)

B.R. Knez, owner, proposes to construct a 1,766 square foot, single family residence and detached garage on a 5,400 square foot lot in a C1 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 357.09(b)(2)(C) which states that no interior side yard shall be less than one-fourth the height of the building or in this case 8 feet and the appellant is proposing a five (5) foot side yard.

2. Section 341.02 which states that City Planning Review and Approval is required. (Filed January 16, 2018)

Calendar No. 18-16: 12010 Wade Park Avenue (Ward 9)

B.R. Knez, owner, proposes to construct a 1,766 square foot, single family residence and detached garage on a 3,500 square foot lot 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 357.09(b)(2)(C) which states that no interior side yard shall be less than one-fourth the height of the building or in this case a 6.75 foot side yard is required and a five (5) foot side yard is proposed.

2. Section 341.02 which states that City Planning Review and Approval is required. (Filed January 16, 2018)

Calendar No. 18-17: 12012 Wade Park Avenue (Ward 9)

B.R. Knez, owner, proposes to construct a 1,792 square foot, single family residence and detached garage on a 4,000 square foot lot 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 357.09(b)(2)(C) which states that no interior side yard shall be less than one-fourth the height of the building or in this case a 7.375 foot side yard is required and a five (5) foot side yard is proposed.

2. Section 341.02 which states that City Planning Review and Approval is required. (Filed January 16, 2018)

Calendar No. 18-18: 12016 Wade Park Avenue (Ward 9)

B.R. Knez, owner, proposes to construct a 1,792 square foot, single family residence and detached garage on a 4,000 square foot lot 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 357.09(b)(2)(C) which states that no interior side yard shall be less than one-fourth the height of the building or in this case a 6.75 foot side yard is required and a five (5) foot side yard is proposed.

2. Section 341.02 which states that City Planning Review and Approval is required. (Filed January 16, 2018)

Calendar No. 18-19: 1520 East 120th Street (Ward 9)

B.R. Knez, owner, proposes to construct a 1,372 square foot, single family residence on a 3,000 square foot lot in a C1 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 357.09(b)(2)(C) which states that no interior side yard shall be less than one-fourth the height of the building or in this case an 8.75 foot side yard is required and a 5.5 foot side yard is proposed.

2. Section 355.04 which states that in a "C" area district the minimum lot width of 40 feet is required and a 30 foot lot width is proposed.

3. Section 341.02 which states that City Planning Review and Approval is required. (Filed January 16, 2018)

Calendar No. 18-20: 4899 Pearl Road (Ward 13)

Old Brooklyn Investments, owner, proposes to add motor vehicle sales facility to existing auto parts store and motor vehicle service garage in an A1 One Family District and a Local Retail Business District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Sections 337.03 and 343.01 which state that Motor Vehicle sales facility is not permitted in a One Family Residential District or a Local Retail Business Districts but is first permitted in a General Retail Business District per Section 343.11(b)(2)(I)(4).

2. Section 352.12 which states that a landscaping plan showing details of plantings is required. (Filed January 16, 2018)

Calendar No. 18-29: 11707 Cromwell Avenue (Ward 6)

Cleveland Landbank, owner, and Home General Development LLC., propose to erect a 1,664 square foot single family residence and

detached garage on a 4,640 square foot lot 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 357.09(b)(2)(B) which states that no interior side yard shall be less than one fourth the height of the building or in this case a minimum five foot side yard is required and a three foot side yard is proposed.

2. Section 357.13(b)(4) which states that the maximum permitted open porch encroachment is six feet and seven feet is proposed.

3. Section 341.02 which states that City planning review and approval is required. (Filed January 24, 2018)

Calendar No. 18-30: 11615 Cromwell Avenue (Ward 6)

Cleveland Landbank, owner, and Home General Development LLC., propose to erect a 1,664 square foot single family residence and detached garage on a 4,720 square foot lot 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 357.09(b)(2)(B) which states that no interior side yard shall be less than one fourth the height of the building or in this case a minimum five foot side yard is required and a three foot side yard is proposed.

2. Section 357.13(b)(4) which states that the maximum permitted open porch encroachment is six feet and seven feet is proposed.

3. Section 341.02 which states that City planning review and approval is required. (Filed January 24, 2018)

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, FEBRUARY 5, 2018

At the meeting of the Board of Zoning Appeals on Monday, February 5, 2018 the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 18-001: 15708 Lorain Avenue

HKM, owner, proposes to establish use of front portion of existing, non-conforming site as a retail yarn sales and dyeing establishment in a C2 Local Retail Business District and a Pedestrian Retail Overlay District.

Calendar No. 18-003: 5507 Harvard Avenue

Newburg Heights, owner, proposes to erect a 5' x 6.5' eight foot tall double faced non-illuminated ground sign in a C2 General Retail Business District.

Calendar No. 18-013: 11009 Woodland Avenue

Matthew Supler, owner, proposes to expand use of existing warehouse by erecting an addition in a C2 Local Retail Business District.

The following appeal was **DENIED:**

Violation Notice

Calendar No. 18-002: 3098 East 65th Street

Michelle M. Grida Trustee, owner, and Narbin Cross, tenant appeal 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 from Notice of Violation Number V17043121 issued on November 28, 2017.

The following appeals were **WITHDRAWN:**

None.

The following appeal was **DISMISSED:**

Calendar No. 17-360: Alpha Delivery LLC
2408 Holmden Avenue.

The following cases were **POSTPONED:**

Calendar No. 17-208: Sunnah Carlin McNary
12603 Buckeye Road. Postponed to April 30, 2018.

Calendar No. 18-005: Cleveland Bricks
506 Marquardt Avenue. Postponed to March 5, 2018.

Calendar No. 18-006: Cleveland Bricks
508 Marquardt Avenue. Postponed to March 5, 2018.

Calendar No. 18-007: Cleveland Bricks
510 Marquardt Avenue. Postponed to March 5, 2018.

Calendar No. 18-008: Cleveland Bricks
512 Marquardt Avenue. Postponed to March 5, 2018.

Calendar No. 18-009: Cleveland Bricks
514 Marquardt Avenue. Postponed to March 5, 2018.

The following cases were heard by the Board of Zoning Appeals on Monday, January 29, 2018 and the decisions were adopted and approved on Monday, February 5, 2018:

The following appeals were **APPROVED:**

Calendar No. 17-247: 8606 Denison Avenue

WHS Realty, owner, proposes to change use from gas station to car rental facility in a C1 Local Retail Business District.

Calendar No. 17-343: 3951 Rocky River Drive

Reach Counseling Services, owner, proposes to change use from a day-care to a group home in a B1 Two Family Residential District.

Calendar No. 17-377: 1977 East 126th Street

WXZ Development Incorp., owner, proposes to erect a 28' x 60' four

story frame single family residence with attached garage in a C1 Multi-Family Residential District.

Calendar No. 17-378: 1979 East 126th Street

WXZ Development Incorp., owner, proposes to erect a 28' x 34' four story frame single family residence with attached garage in a C1 Multi-Family Residential District.

Calendar No. 17-379: 1981 East 126th Street

WXZ Development Incorp., owner, proposes to erect a 28' x 34' four story frame single family residence with attached garage in a C1 Multi-Family Residential District.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

Notice of Public Hearing By the Council Committee On Development, Planning and Sustainability

Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Tuesday, February 13, 2018
9:30 a.m.

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Tuesday, February 13, 2018, at 9:30 a.m., to consider the following ordinances now pending in the Council:

Ord. No. 12-18.

By Council Member Brady.
An emergency ordinance rescinding the landmark designation on the building located at 10025 Detroit Avenue.

Ord. No. 118-18.

By Council Member Basheer Jones.

An emergency ordinance designating the Patterson-Sargent Company Canned Paint Warehouse as a Cleveland Landmark.

Ord. No. 119-18.

By Council Member Santana.
An emergency ordinance designating the Astrup Awning Company Complex as a Cleveland Landmark.

Anthony Brancatelli, Chair
Committee on Development,
Planning and Sustainability

February 7, 2018

CITY of CLEVELAND BIDS

For All Departments

Scaled bids will be received at the office of the Commissioner of Purchases and Supplies, Room 128, City Hall, in accordance with the appended schedule, and will be opened and read in 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 of Purchases and Supplies, but no bid will be considered unless delivered to the office of the said commissioner previous to 12:00 noon (Eastern Standard Time) on the date specified in the schedule.

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE Code, each prime bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Therefore, any prime contractor wishing to receive credit for using an MBE or FBE should ensure that applications for certification as to MBE or FBE status compliance with the Code, affirmative action in employment and, if applicable, joint venture status, are submitted to the office of Equal Opportunity ("OEO") prior to the date of bid opening or submission of proposals or as specified by the Director. Failure to comply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties."

WEDNESDAY, FEBRUARY 21, 2018

File No. 14-18 — Camp Forbes Recreation Center Multi-Purpose Room (Re-Bid), for the Division of Architecture and Site Development, Office of Capital Projects as authorized by Ordinance No. 1395-16, passed by the Council of the City of Cleveland, January 30, 2017.

THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR MONEY ORDER (NO COMPANY CHECKS, NO CASH, AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS. ALL PLANS AND SPECIFICATIONS MUST BE PURCHASED DIRECTLY FROM THE DIVISION OF PURCHASES AND SUPPLIES.)

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, WEDNESDAY, FEBRUARY 7, 2018 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, ROOM 517.

NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND,

OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

January 31, 2018 and February 7, 2018

WEDNESDAY, FEBRUARY 28, 2018

File No. 11-18 — 2018 A-Water Main Renewal, for the Division of Water, Department of Public Utilities as authorized by Ordinance No. 698-16, passed by the Council of the City of Cleveland, July 13, 2016.

THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR MONEY ORDER (NO COMPANY CHECKS, NO CASH, AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS. ALL PLANS AND SPECIFICATIONS MUST BE PURCHASED DIRECTLY FROM THE DIVISION OF PURCHASES AND SUPPLIES.)

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, THURSDAY, FEBRUARY 8, 2018 AT 10:30 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 4TH FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

January 31, 2018 and February 7, 2018

THURSDAY, MARCH 1, 2018

File No. 12-18 — 2018 B-Water Main Renewal, for the Division of Water, Department of Public Utilities as authorized by Ordinance No. 698-16, passed by the Council of the City of Cleveland, July 13, 2016.

THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR MONEY ORDER (NO COMPANY CHECKS, NO CASH, AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS. ALL PLANS AND SPECIFICATIONS MUST BE PURCHASED DIRECTLY FROM THE DIVISION OF PURCHASES AND SUPPLIES.)

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, THURSDAY, FEBRUARY 8, 2018 AT 10:30 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 4TH FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

January 31, 2018 and February 7, 2018

FRIDAY, MARCH 2, 2018

File No. 13-18 — Water Main Maintenance and Insulation Replacement on Bridge Crossings, for the Division of Water, Department of Public Utilities as authorized by Ordinance No. 698-16, passed by the Council of the City of Cleveland, July 13, 2016.

THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR MONEY ORDER (NO COMPANY CHECKS, NO CASH, AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS. ALL PLANS AND SPECIFICATIONS MUST BE PURCHASED DIRECTLY FROM THE DIVISION OF PURCHASES AND SUPPLIES.)

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, FRIDAY, FEBRUARY 9, 2018 AT 11:30 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 4TH FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

January 31, 2018 and February 7, 2018

WEDNESDAY, FEBRUARY 28, 2018

File No. 17-18 — Automotive and Truck Parts and Fleet Services, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, FRIDAY, FEBRUARY 16, 2018 AT 10:30 A.M. CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, CONFERENCE ROOM A.

NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

February 7, 2018 and February 14, 2018

FRIDAY, MARCH 2, 2018

File No. 15-18 — Restoration of Pavement for the Department of Public Utilities, for various Divisions, Department of Public Utilities, as authorized by Ordinance No. 703-16, passed by the Council of the City of Cleveland, July 13, 2016.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, THURSDAY, FEBRUARY 15, 2018 AT 10:00 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, 4TH FLOOR ATRIUM CONFERENCE ROOM.

NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

February 7, 2018 and February 14, 2018

WEDNESDAY, MARCH 7, 2018

File No. 16-18 — Labor and Materials for Maintenance and Replacement of Uninterruptible Power Supply Systems, Appurtenances and Specialized Batteries, for various Divisions, Department of Public Utilities, as authorized by Ordinance No. 704-16, passed by the Council of the City of Cleveland, July 13, 2016.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, THURSDAY, FEBRUARY 15, 2018 AT 11:00A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, 4TH FLOOR ATRIUM CONFERENCE ROOM.

NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

February 7, 2018 and February 14, 2018

ADOPTED RESOLUTIONS AND ORDINANCES

REPRINT

Res. No. 24-18.

By Council Members Zone and Kelley (by departmental request). An emergency resolution approving the adoption of the Countywide All Hazards Mitigation Plan for Cuyahoga County, 2017 Update.

Whereas, hazard mitigation is any sustainable action taken to reduce or eliminate damage from future disaster; and

Whereas, the Disaster Mitigation Act of 2000 requires all communities that desire to apply for federal mitigation programs to have an all-natural hazard mitigation plan; and

Whereas, the Disaster Mitigation Act of 2000 also requires communities to review and revise the plan at least every five (5) years to reflect changes in development, progress in local mitigation efforts, and changes in priorities, in order to continue eligibility to apply for federal mitigation programs; and

Whereas, the all-natural hazard mitigation plan must meet the criteria established by the Federal Emergency Management Agency ("FEMA"); and

Whereas, for disasters that are declared after November 1, 2004 that the local government must have an approved mitigation plan; and

Whereas, in collaboration with participating jurisdictions, the Cuyahoga County Government, through the Cuyahoga County Office of Emergency Management developed and maintains such a mitigation

plan which is entitled the "Countywide All Hazards Mitigation Plan for Cuyahoga County"; and

Whereas, each jurisdiction requesting approval of the plan must document that the plan has been formally adopted; and

Whereas, adoption of the "Countywide All Hazards Mitigation Plan" is a condition of eligibility to receive federal mitigation funds available through the Federal Emergency Management Agency; and

Whereas, 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 Council approves the adoption of the Countywide All Hazards Mitigation Plan for Cuyahoga County, 2017 Update.

Section 2. That the Clerk of Council is directed to transmit a copy of this resolution to the Cuyahoga County Office of Emergency Management, 9300 Quincy Avenue, 2nd Floor, Cleveland, Ohio 44106.

Section 3. That this resolution 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 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 January 22, 2018.

Effective January 25, 2018.

Res. No. 98-18.

By Council Member Kelley. An emergency resolution withdrawing objection to a New C1 Liquor Permit at 2152 Brookpark Road and repealing Resolution No. 1167-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #8343, 2152 Brookpark Road, Cleveland, Ohio 44134, Permit Number 26312750630 by Resolution No. 1167-17 adopted by the Council on September 25, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #8343, 2152 Brookpark Road, Cleveland, Ohio 44134, Permit Number 26312750630, be and the same is hereby withdrawn and Resolution No. 1167-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 22, 2018.

Effective January 25, 2018.

Res. No. 99-18.

By Council Member Brancatelli. An emergency resolution withdrawing objection to a New C1 Liquor Permit at 8003 Broadway Avenue and repealing Resolution No. 1166-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #10417, 8003 Broadway Avenue, Cleveland, Ohio 44105, Permit Number 26312750340 by Resolution No. 1166-17 adopted by the Council on September 25, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #10417, 8003 Broadway Avenue, Cleveland, Ohio 44105, Permit Number 26312750340, be and the same is hereby withdrawn and Resolution No. 1166-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 22, 2018.

Effective January 25, 2018.

Res. No. 100-18.

By Council Member Brancatelli. An emergency resolution withdrawing objection to a New C1 Liquor Permit at 3787 Pearl Road and repealing Resolution No. 1056-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., 3787 Pearl Road, Cleveland, Ohio 44109, Permit Number 26312750635 by Resolution No. 1056-17 adopted by the Council on September 18, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., 3787 Pearl Road,

Cleveland, Ohio 44109, Permit Number 26312750635, be and the same is hereby withdrawn and Resolution No. 1056-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 22, 2018.
Effective January 25, 2018.

Res. No. 101-18.

By Council Member Griffin.

An emergency resolution objecting to a New C1 Liquor Permit at 11491 Buckeye Road.

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Dolgen Midwest, LLC, DBA Dollar General Store #19255, 11491 Buckeye Road, Cleveland, Ohio 44104, Permit Number 22348152885; 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 applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; 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 Ohio 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 Council does hereby record its objection to a New C1 Liquor Permit at Dolgen Midwest, LLC, DBA Dollar General Store #19255, 11491 Buckeye Road, Cleveland, Ohio 44104, Permit Number 22348152885; 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, together 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.

Adopted January 22, 2018.
Effective January 25, 2018.

Ord. No. 1432-17.

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

An emergency ordinance approving the Tax Incentive Review Council's Year 2016 recommendations.

Whereas, under Section 5709.85 of the Revised Code, if a municipal corporation grants an exemption from taxation, they shall create a Tax Incentive Review Council ("TIRC"); and

Whereas, one of the functions of the TIRC is to annually review all agreements granting exemptions from property taxation and to make recommendations to either continue, modify, or cancel their agreements based on various factors, including fluctuations in the business cycle unique to the owner's business; and

Whereas, in compliance with Section 5709.85 of the Revised Code, the City of Cleveland has created a TIRC and the TIRC has made written recommendations on exemptions to be approved by the legislative authority; and

Whereas, under Section 5709.85 of the Revised Code, once a legislative authority receives written recommendations from a tax incentive review council, that legislative authority has sixty days after receiving the recommendations, to hold a meeting and vote to accept, reject, or modify, all or any portion of the recommendations; 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 TIRC's Year 2016 recommendations contained in File No. 1432-17-A are approved.

Section 2. That this resolution 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 January 22, 2018.
Effective January 25, 2018.

Ord. No. 6-18.

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Section 178.10 of the Codified Ordinances, of Cleveland, Ohio, 1976, as amended by Ordinance No. 2353-93, passed February 14, 1994, relating to security for repayment of deposits.

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 178.10 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2353-93, passed February 14, 1994, is amended to read as follows:

Section 178.10 Security for Repayment of Deposits

(a) The City Treasurer, before making the initial deposit in an eligible depository designated pursuant to Section 178.03 or before making an investment in a certificate of deposit pursuant to division (b)(8) of Section 178.12, shall require the eligible depository to pledge to and deposit with the City Treasurer, as security for the repayment of all public monies to be deposited in the eligible depository, eligible securities in the aggregate market value equal to one hundred and ten percent (110%) of the amount of public monies to be at the time so deposited. In the case of any deposit other than the initial deposit made during the period of designation, the amount of the aggregate market value of securities required to be pledged and deposited, shall be equal to one hundred and ten percent (110%) of the amount of public monies on deposit in such public depository plus one hundred and ten percent (110%) of the amount to be so deposited. The City Treasurer may require additional eligible securities to be deposited to provide for any depreciation which may occur in the market value of any of the securities so deposited. This paragraph shall not apply to a pooled security arrangement authorized under division (c) of this section.

(b) The following securities shall be eligible securities for the purposes of this section:

(1) Bonds, notes or other obligations of or guaranteed as to principal and interest by the United States or those for which the faith of the United States is pledged for the payment of principal and interest thereon, by language specifically appearing therein and not merely by interpretation or otherwise;

(2) Bonds, notes, debentures, or other obligations or securities issued by any U.S. government agency, or the export-import bank of Washington;

(3) Bonds and other obligations of the State of Ohio guaranteed as to principal and interest by the State of Ohio or those for which the full faith and credit of the State of Ohio is pledged for the payment of principal and interest thereon by language specifically appearing therein and not merely by interpretation or otherwise;

(4) Bonds and other obligations of any county, township, school district, municipal corporation, including the

City, or other legally constituted taxing subdivision of the State of Ohio, which is not, at the time of such deposit, in default in the payment of principal or interest on any of its bonds or other obligations, for which the full faith and credit of the issuing subdivision is pledged;

(5) Obligations guaranteed as to principal and interest by the Ohio student loan commission;

(6) A no-load money market mutual fund that is registered as an investment company under the "Investment Company Act of 1940," 54 Stat. 789, 15 U.S.C. 80a-1 to 80a-64, and that has the highest letter or numerical rating provided by at least one (1) nationally recognized standard rating service, consisting exclusively of obligations described in division (b)(1) or (2) of this section and repurchase agreements secured by such obligations.

(c) The City shall not accept as eligible securities for purposes of this section any securities which are part of a pool of securities authorized in RC 135.182, unless authorized in advance and in writing by the Director of Finance and the City Treasurer.

(d) If the eligible depository fails to pay over any part of the deposit made therein as provided by law, the City Treasurer shall sell at public sale any of the eligible securities deposited with the City Treasurer pursuant to this section. Thirty (30) days notice of such sale shall be given in a newspaper of general circulation within the City of Cleveland. Pursuant to division (C) of RC 135.18, when a sale of eligible securities has been so made and upon payment to the City Treasurer of the purchase money, the City Treasurer shall transfer such eligible securities, whereupon the absolute ownership of such eligible securities shall pass to the purchasers, and any surplus remaining after deducting the amount due the City of

Cleveland and the expenses of sale shall be paid to the eligible depository.

(e) An eligible depository may, by written notice to the City Treasurer, designate a qualified trustee and deposit the eligible securities required by this section with the trustee for safekeeping for the account of the City Treasurer and the eligible depository, as their respective rights to and interest in such securities under this section may appear and be asserted by written notice to or demand upon the trustee pursuant to division (D) of RC 135.18. In such case, the City Treasurer shall accept the written receipt of the trustee describing the securities which have been deposited with the trustee by the eligible depository, a copy of which shall also be delivered to the eligible depository. Thereupon all such securities so deposited with the trustee are, pursuant to division (D) of RC 135.18 deemed to be pledged with the City Treasurer and to be deposited with him or her, for all the purposes of this section. The qualified trustee designated to perform the duties pursuant to this division (e) must be approved by the Director of Finance prior to designation by the eligible depository.

(f) The City Treasurer may make provisions for the exchange and release of securities and the substitution of other eligible securities therefor.

(g) Pursuant to division (I) of RC 135.18, any federal reserve bank or branch thereof located in the State of Ohio, without compliance with RC sections 1109.03, 1109.04, 1109.17 and 1109.18 or any provision of this chapter and without becoming subject to RC 1109.15 or any other law of Ohio relative to the exercise by corporations of trust powers generally, is qualified to act as trustee for the safekeeping of securities under this section.

(h) Notwithstanding the fact that an eligible depository is required to pledge eligible securities in certain amounts to secure deposits of public monies, a trustee shall have no duty or obligation to determine the eligibility, market value, or face value of any securities deposited with the trustee by an eligible depository. This applies in all situations including, without limitation, a substitution or exchange of securities.

(i) Any charges or compensation of a designated trustee for acting as such under this section shall be paid by the eligible depository and in no event shall be chargeable to the City or to the City Treasurer or to any officer of the City. Pursuant to RC 135.18, such charges or compensation shall not be a lien or charge upon the securities deposited for safekeeping prior or superior to the rights to and interests in such securities of the City or of the City Treasurer. Pursuant to RC 135.18, the City Treasurer and the City Treasurer's bondsmen or surety shall be relieved from any liability to the City or to the eligible depository for the loss or destruction of any securities deposited with a qualified trustee pursuant to this section.

Section 2. That existing Section 178.10 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2353-93, passed February 14, 1994, 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 January 22, 2018.
Effective January 25, 2018.

Ord. No. 7-18.

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Section 39 of Ordinance No. 323-15, passed March 30, 2015, as amended by various ordinances, 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 39 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 638-15, passed June 8, 2015, Ordinance No. 1110-15, passed September 21, 2015, Ordinance No. 1260-16, passed October 31, 2016, and Ordinance No. 1076-17, passed October 9, 2017, is amended to read as follows:

Section 39. That the salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Administrative Manager.....	\$27,193.55	\$115,424.36
2. AMR Field Engineer.....	27,325.56	94,320.17
3. Assistant Commissioner of Water.....	27,325.56	134,991.09
4. Assistant Secretary of Sinking Fund Commission.....	27,325.56	108,011.58
5. Aviation Unit Manager.....	88,000.00	108,000.00
6. Chief of Health Planning and Evaluation.....	27,325.56	85,577.88
7. Chief-Systems Analysis.....	27,325.56	108,011.58
8. Consulting Engineer.....	36,000.00	104,888.34
9. Disease Intervention Specialist Supervisor.....	47,396.28	73,079.27
10. Emergency Management Planner.....	36,000.00	90,000.00
11. Emergency Operations Center Manager.....	27,325.56	96,463.81
12. FMIS Functional Manager.....	27,325.56	99,702.63
13. Harbor Manager.....	27,325.56	108,011.58

14.	Health Services Administrator.....	27,325.56	85,577.88
15.	Helicopter Pilot	60,000.00	72,800.00
16.	Labor Relations Officer.....	27,325.56	85,577.88
17.	Manager of Compensation and Classifications	27,325.56	128,618.41
18.	Manager of Education and Research	27,325.56	96,798.67
19.	Manager of Employee Relations	27,325.56	99,702.63
20.	Manager of Equal Employment Opportunity.....	27,325.56	99,702.63
21.	Manager of Public Safety Office of Quality Control...	27,325.56	96,463.81
22.	Minority Business Development Administrator.....	27,325.56	85,577.88
23.	Office of Professional Standards Senior Investigator..	28,000.00	85,000.00
24.	Police Inspector General.....	75,000.00	100,000.00
25.	Project Coordinator.....	27,325.56	99,702.63
26.	Risk Manager.....	27,325.56	108,011.58
27.	Senior Compensation Analyst/HRIS.....	27,325.56	104,856.16
28.	Superintendent of Electric Trouble Operations	27,325.56	85,577.88
29.	Testing, Training and Exercises Planner	27,325.56	91,104.71
30.	Water Business Plan Manager.....	27,325.56	99,702.63

Section 2. That existing Section 39 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 638-15, passed June 8, 2015, Ordinance No. 1110-15, passed September 21, 2015, Ordinance No. 1260-16, passed October 31, 2016, and Ordinance No. 1076-17, passed October 9, 2017, 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 January 22, 2018.
Effective January 25, 2018.

Ord. No. 9-18.

By Council Member Kelley (by departmental request).

An emergency ordinance approving the collective bargaining agreement with the Cleveland Utility Workers Union of America, Local 270; and to amend Section 12 of Ordinance No. 323-15, passed March 30, 2015, 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 Cleveland Utility Workers Union of America, Local 270, under the terms contained in File No. 9-18-A, for the period from April 1, 2016 through March 31, 2019, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

Increase	Approximate Date of Increase
0%	April 1, 2016
2%	April 1, 2017
2%	April 1, 2018

In addition to the percentage increase effective April 1, 2017, each eligible member of the bargaining agreement will receive a separate payment in the amount of \$500.00 payable within a reasonable time following ratification, which is not part of the member's wage base.

Section 2. That Section 12 of Ordinance No. 323-15, passed March 30, 2015, is amended to read as follows:

Section 12. Cleveland Utility Workers Union of America, Local 270. That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Building Stationary Engineer.....	\$20.05	\$20.45
2. Chief Building Stationary Engineer.....	21.43	21.86
3. Chief Stationary Engineer	22.76	23.22
4. Stationary Boiler Room Operator	20.80	21.22
5. Water Plant Operator I.....	20.09	28.09
6. Water Plant Operator II.....	20.09	28.09
7. Water Plant Operator.....	20.49	29.34

Section 3. That existing Section 12 of Ordinance No. 323-15, passed March 30, 2015, 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.

Passed January 22, 2018.
Effective January 25, 2018.

Ord. No. 10-18.

By Council Member Kelley (by departmental request).

An emergency ordinance approving the collective bargaining agreement with the Treasurers and Ticket Sellers Union, Local 756; and to amend Section 46 of Ordinance No. 323-15, passed March 30, 2015, 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 Treasurers and Ticket Sellers Union, Local 756, under the terms contained in File No. 10-18-A, for the period from April 1, 2016 through March 31, 2019, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

Increase	Approximate Date of Increase
0%	April 1, 2016
2%	April 1, 2017
2%	April 1, 2018

Section 2. That Section 46 of Ordinance No. 323-15, passed March 30, 2015, is amended to read as follows:

Section 46. Treasurers and Ticket Sellers Union, Local 756. That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Assistant Manager of Box Office.....	\$23,800.06	\$56,659.45
2. Box Office Cashier.....	10.33	18.68

Section 3. That existing Section 46 of Ordinance No. 323-15, passed March 30, 2015, 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.

Passed January 22, 2018.
Effective January 25, 2018.

Ord. No. 11-18.

By Council Member Kelley (by departmental request).

An emergency ordinance approving the collective bargaining agreement with the Longshoreman Association, Local 1317; and to amend Section 19 of Ordinance No. 323-15, passed March 30, 2015, 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 Longshoreman Association, Local 1317, under the terms contained in File No. 11-18-A, for the period from April 1, 2016 through March 31, 2019, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

Increase	Approximate Date of Increase
0%	April 1, 2016
2%	April 1, 2017
2%	April 1, 2018

In addition to the percentage increase effective April 1, 2017, each eligible member of the bargaining agreement will receive a separate payment in the amount of \$500.00 payable within a reasonable time following ratification, which is not part of the member's wage base.

Section 2. That Section 19 of Ordinance No. 323-15, passed March 30, 2015, is amended to read as follows:

Section 19. Longshoreman Association, Local 1317. That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Electric Bridge Operator.....	\$18.80	19.18
2. Electric Bridge Operator Leader.....	20.13	20.53

Section 3. That existing Section 19 of Ordinance No. 323-15, passed March 30, 2015, 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.

Passed January 22, 2018.
Effective January 25, 2018.

**Ord. No. 23-18.
By Council Member Kelley (by
departmental request)**

An emergency ordinance authorizing the Director of Finance to employ one or more software developers or vendors to develop and/or acquire software solutions necessary to provide Audit Management Software as a Service, or audit management software including implementation and configuration, end user and technical staff training, maintenance and other support-related services, for the Department of Finance, for a period of one year with two one year options to renew, exercisable by the Director 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 employ by contract or contracts one or more software developers or vendors or one or more firms of software developers or vendors for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to develop and/or acquire software solutions necessary to provide Audit Management Software as a Service (SaaS), or audit management software including implementation and configuration, end user and technical staff training, maintenance and other support-related services, for the Department of Finance, for a period of one year with two one year options to renew, exercisable by the Director of Finance. The SaaS contract or contracts will also include the City's obligation to pay ongoing subscription and service fees for the term of the Agreement.

The selection of the developers or vendors for the services shall be made by the Board of Control on the nomination of the Director of Finance from a list of qualified developers or vendors available for employment as may be determined after a full and complete canvass by the Director of Finance for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved and certified by the Director of Finance.

Section 2. That the Director of Finance is authorized to enter into any third-party software license agreements necessary to effect the purposes of this ordinance.

Section 3. 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 4. That the cost of this ordinance shall be paid from Fund No. 01-1506-6415 and the costs of ongoing subscription and service fees are subject to annual appropriation. RQS 1506, RL 2018-9

Section 5. 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 January 22, 2018.
Effective January 25, 2018.

**Ord. No. 86-18.
By Council Members McCormack
and Santana.**

An emergency ordinance amending Section 1 of Ordinance No. 457-17 passed April 24, 2017 as amended by 963-17 passed August 16, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Cleveland Public Theatre for the Station Hope Storytelling Project through the use of Wards 3 and 14 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 Section 1 Ordinance No. 457-17 passed April 24, 2017 as amended by Ordinance No. 963-17 passed August 16, 2017 is hereby amended to read as follows:

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into agreement effective May 1, 2016 with Cleveland Public Theatre for the Station Hope Storytelling Project for the public purpose of promoting arts education and the history of the underground railroad to youth residing in the city of Cleveland through the use of Wards 3 and 14 Casino Revenue funds.

Section 2. That Section 1 Ordinance No. 457-17 passed April 24, 2017 as amended by Ordinance No. 963-17 passed August 16, 2017 is hereby repealed.

Section 3. 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 January 22, 2018.
Effective January 25, 2018.

**ADOPTED RESOLUTIONS
AND ORDINANCES**

Res. No. 125-18.

By Council Member Kazy.

An emergency resolution objecting to the transfer of stock of a D1, D2, D3, D3A and D6 Liquor Permit to 14222 Lorain Avenue, 1st floor and basement.

Whereas, Council has been notified by the Division of Liquor Control of an application for a transfer of stock of a D1, D2, D3, D3A and D6 Liquor Permit at Dailey's Inc., 14222 Lorain Avenue, 1st floor and

basement, Cleveland, Ohio 44111, Permanent Number 1897646; 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 applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; 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 Ohio 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 Council does hereby record its objection to a transfer of stock of a D1, D2, D3, D3A and D6 Liquor Permit at Dailey's Inc., 14222 Lorain Avenue, 1st floor and basement, Cleveland, Ohio 44111, Permanent Number 1897646, 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, together 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.

Adopted January 29, 2018.
Effective January 30, 2018.

Res. No. 126-18.

By Council Member Santana.

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 2704 Clark Avenue and repealing Resolution No. 978-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #1781, 2704 Clark Avenue, Cleveland, Ohio 44109, Permanent Number 26312750200 by Resolution No. 978-17 adopted by the Council on August 16, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #1781, 2704 Clark Avenue, Cleveland, Ohio 44109, Permanent Number 26312750200, be and the same is hereby withdrawn and Resolution No. 978-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 29, 2018.
Effective January 30, 2018.

Res. No. 127-18.

By Council Member Kazy.

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 4576 West 130th Street and repealing Resolution No. 1062-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #10245, 4576 West 130th Street, Cleveland, Ohio 44135, Permanent Number 26312750350 by Resolution No. 1072-17 adopted by the Council on September 18, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #10245, 4576 West 130th Street, Cleveland, Ohio 44135, Permanent Number 26312750350, be and the same is hereby withdrawn and Resolution No. 1062-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 29, 2018.
Effective January 30, 2018.

Res. No. 128-18.

By Council Member McCormack.

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 6513 Clark Avenue and repealing Resolution No. 1387-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #11537, 6513 Clark Avenue, Cleveland, Ohio 44102, Permanent Number 26312750770 by Resolution No. 1387-17 adopted by the Council on November 13, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #11537, 6513 Clark Avenue, Cleveland, Ohio 44102, Permanent Number 26312750770, be and the same is hereby withdrawn and Resolution No. 1387-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 29, 2018.
Effective January 30, 2018.

Res. No. 129-18.

By Council Member Hairston.

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 7300 St. Clair Avenue and repealing Resolution No. 1285-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #7166, 7300 St. Clair Avenue, Cleveland, Ohio 44103, Permanent Number 26312750505 by Resolution No. 1285-17 adopted by the Council on October 23, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #7166, 7300 St. Clair Avenue, Cleveland, Ohio 44103, Permanent Number 26312750505, be and the same is hereby withdrawn and Resolution No. 1285-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 29, 2018.
Effective January 30, 2018.

Res. No. 130-18.

By Council Member Zone.

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 7301 Detroit Avenue and repealing Resolution No. 1061-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #5559, 7301 Detroit Avenue, Cleveland, Ohio 44102, Permanent Number 26312750330 by Resolution No. 1061-17 adopted by the Council on September 18, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #5559, 7301 Detroit Avenue, Cleveland, Ohio 44102, Permanent Number 26312750330, be and the same is hereby withdrawn and Resolution No. 1061-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 29, 2018.
Effective January 30, 2018.

Res. No. 131-18.**By Council Member Griffin.**

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 7965 Euclid Avenue and repealing Resolution No. 13-18, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #8465, 7965 Euclid Avenue, Cleveland, Ohio 44103, Permanent Number 26312750800 by Resolution No. 13-18 adopted by the Council on January 8, 2018; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #8465, 7965 Euclid Avenue, Cleveland, Ohio 44103, Permanent Number 26312750800, be and the same is hereby withdrawn and Resolution No. 13-18, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 29, 2018.
Effective January 30, 2018.

Res. No. 132-18.**By Council Member Bishop.**

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 9302 Miles Avenue and repealing Resolution No. 972-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #5778, 9302 Miles Avenue, Cleveland, Ohio 44105, Permanent Number 26312750205 by Resolution No. 972-17 adopted by the Council on August 16, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #5778, 9302 Miles Avenue, Cleveland, Ohio 44105, Permanent Number 26312750205, be and the same is hereby withdrawn and Resolution No. 972-17, containing such objection, be and the same is hereby repealed and that this Council

consents to the immediate permit thereof.

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 January 29, 2018.
Effective January 30, 2018.

Res. No. 133-18.**By Council Member Johnson.**

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 11511 Kinsman Road and repealing Resolution No. 1183-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #8938, 11511 Kinsman Road, Cleveland, Ohio 44104, Permanent Number 26312750685 by Resolution No. 1183-17 adopted by the Council on October 2, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #8938, 11511 Kinsman Road, Cleveland, Ohio 44104, Permanent Number 26312750685, be and the same is hereby withdrawn and Resolution No. 1183-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 29, 2018.
Effective January 30, 2018.

Res. No. 134-18.**By Council Member Kazy.**

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 14035 Puritas Avenue and repealing Resolution No. 51-18, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #2371, 14035 Puritas Avenue, Cleveland, Ohio 44135, Permanent Number 26312750795 by Resolution No. 51-18 adopted by the Council on January 8, 2018; and

Whereas, this Council wishes to withdraw its objection to the above

permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #2371, 14035 Puritas Avenue, Cleveland, Ohio 44135, Permanent Number 26312750795, be and the same is hereby withdrawn and Resolution No. 51-18, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 29, 2018.
Effective January 30, 2018.

Res. No. 135-18.**By Council Member Polensek.**

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 16122 Lake Shore Boulevard and repealing Resolution No. 1050-17, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #6254, 16122 Lake Shore Boulevard, Cleveland, Ohio 44110, Permanent Number 26312750345 by Resolution No. 1050-17 adopted by the Council on September 18, 2017; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

Whereas, 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 objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar, #6254, 16122 Lake Shore Boulevard, Cleveland, Ohio 44110, Permanent Number 26312750345, be and the same is hereby withdrawn and Resolution No. 1050-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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 January 29, 2018.
Effective January 30, 2018.

Ord. No. 1361-17.

By Council Member Kazy.

An ordinance changing the Use, Area and Height District of parcels along the southerly side of Lorain Ave between West 138th Street and West 139th Street, including two parcels west of West 139th Street as identified on the attached map (Map Change No. 2576).

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

Section 1. That the Use District of lands bounded and described as follows:

Situated in the City of Cleveland, County of Cuyahoga, and the State of Ohio and known as being part of The Great Western Subdivision of part of Original Rockport Township Section No. 11 as shown by the recorded plat in Volume 42 of Maps, Page 13 of Cuyahoga County Records;

Beginning at the intersection of the centerline of Lorain Avenue and the centerline of Fairwood Drive N.W.;

Thence, southeasterly along the centerline of Fairwood Drive N.W. to its intersection with the centerline of West 138th Street (formerly Lankershin Avenue);

Thence, southerly along the centerline of West 138th Street to its intersection with the northeasterly prolongation of the northerly line of a parcel of land (also known as Sublot No. 4 in said subdivision) conveyed to Maurice Gustafson and Elsie Gustafson by Deed dated May 24, 1943 and recorded in Volume 5608, Page 394 of Cuyahoga County Records;

Thence southwesterly along the northerly line of said parcel to its intersection with the northwesterly corner of said parcel so conveyed to Maurice & Elsie Gustafson;

Thence, southerly along the easterly line of Sublot No. 98 in said Subdivision and shown by recorded plat Volume 42 of Maps, Page 13 of Cuyahoga County Records to the southeasterly corner of said Sublot;

Thence, westerly along the southerly line of said Sublot No. 98 and its westerly prolongation of said southerly lot line to its intersection with the centerline of West 139th Street (formerly Wiltshire Avenue);

Thence, southerly along the centerline of West 139th Street to its intersection with the easterly prolongation of the southerly line of Sublot No. 102 in The Great Western Subdivision of part of Original Rockport Township No. 11 as shown by the record plat in Volume 42 of Maps, and Page 13 of Cuyahoga County Records;

Thence, westerly along the southerly line of said Sublot No. 102 and its westerly prolongation of said southerly line to its intersection with the southwesterly corner of Sublot No. 103 in said Subdivision;

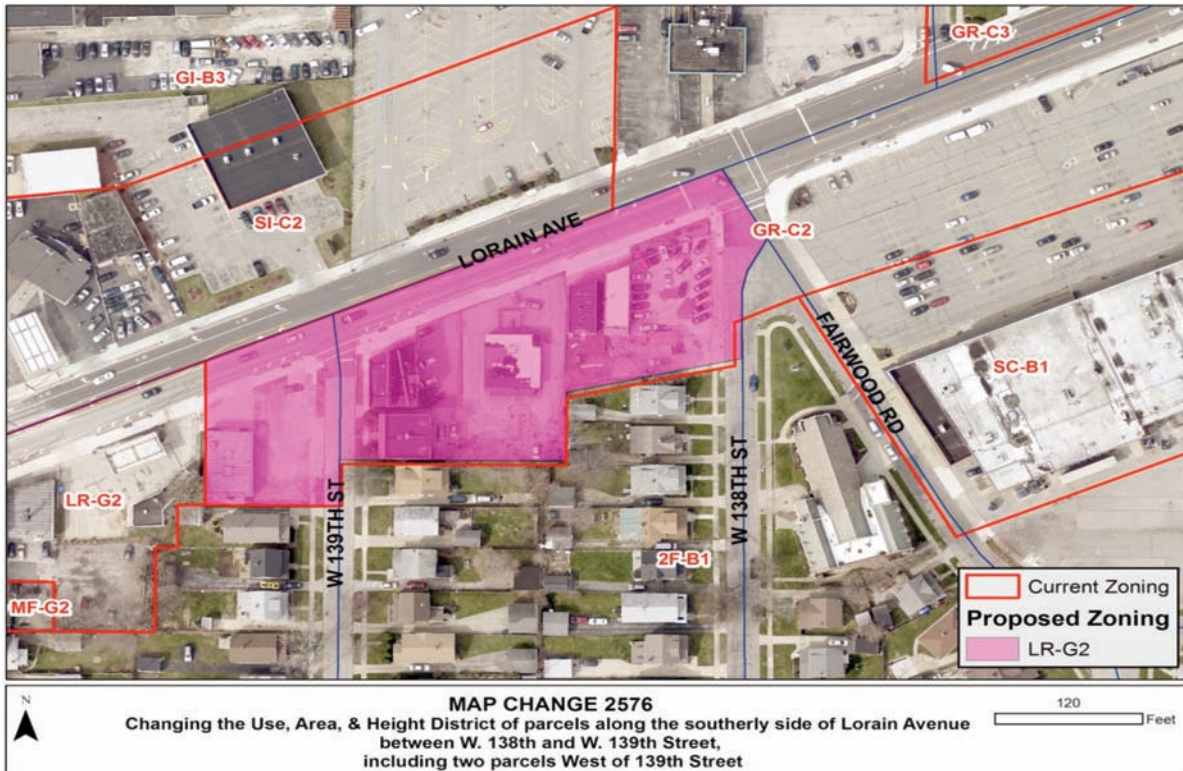
Thence, northerly along the westerly line of Sublot No. 103 to its intersection with the centerline of Loraine Avenue;

Thence, northeasterly along the centerline of Lorain Avenue to the place of beginning.

And as identified on the attached map shall be changed to a 'Limited Retail District, a 'G' Area District and a '2' Height District;

Section 2. That the change of zoning of lands described in Section 1 shall be identified as Map Change No. 2576, 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.



Passed January 29, 2018.
Effective February 28, 2018.

Ord. No. 1451-17.
By Council Member Conwell.
An emergency ordinance designating Apostolic Faith Tabernacle Church (Knesseth Israel Synagogue) as a Cleveland Landmark.

Whereas, under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, the Cleveland Landmarks Commission (the "Commission"), has proposed to designate Apostolic Faith Tabernacle Church (Knesseth Israel Synagogue) as a landmark; and

Whereas, a public hearing under division (b)(2) of Section 161.04 was held on December 12, 2013 to discuss the proposed designation of Apostolic Faith Tabernacle Church (Knesseth Israel Synagogue) as a landmark; and

Whereas, the Commission has recommended designation of Apostolic Faith Tabernacle Church (Knesseth Israel Synagogue) as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, and safety in that the immediate protection of the historic landmark is necessary to safeguard the special historical, community, or aesthetic interest or value in the landmark; now, therefore

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

Section 1. That Apostolic Faith Tabernacle Church (Knesseth Israel Synagogue) whose street address in the City of Cleveland is 934 East 105th Street, Cuyahoga County Auditor's Permanent Parcel Number is 109-04-020, and is also known as the following described property:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Sub Lot Nos 86 and 87 in the Curtiss Ambler Realty Company's subdivision of a part of Original One Hundred Acre Township Lot No. 369 as shown in Volume 29 of Maps, Page 4 of Cuyahoga County Records, and being Parcel "A" of the Map of Lot Split and Consolidation for Apostolic Faith Tabernacle Church as shown in Vol. 283, Page 46 of Cuyahoga County Records and being bounded and described as follows:

Beginning at a point being the intersection of the West line of East 105th Street (formerly Doan Street), 60 feet Wide, and the South line of Columbia Avenue N.E., 50 feet wide also being the N.E. corner of said Parcel "A";

Thence Southerly along said West line of East 105th Street, 85.04 feet to the point of intersection with the South line of said Sub Lot 87 also being the S.E. corner of said Parcel "A";

Thence Westerly along the South line of said Sub Lot 87, 100.74 feet to a point being 40 feet Easterly of the East line of East 104th Place, 12 feet wide and being the S.W. corner of said Parcel "A";

Thence Northerly, parallel with said East line of East 104th Place, 85.04 feet to a point of intersection with said South line of Columbia Avenue N.E. also being the N.W. corner of said Parcel "A";

Thence Easterly along said South line of Columbia Avenue N.E., 100.97 feet to the point of intersection with

said West line of East 105th Street, and the point of beginning, be the same more or less but subject to all legal highways.

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section

which in its entirety is a property having special character or special historical or aesthetic value as part of the development, heritage, or cultural characteristics of the City, State, or the United States, is designated a landmark under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976.

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 January 29, 2018.

Effective January 30, 2018.

Ord. No. 1456-17.
By Council Member Conwell.
An emergency ordinance designating Greater Abyssinia Baptist Church as a Cleveland Landmark.

Whereas, under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, the Cleveland Landmarks Commission (the "Commission"), has proposed to designate Greater Abyssinia Baptist Church as a landmark; and

Whereas, a public hearing under division (b)(2) of Section 161.04 was held on December 12, 2013 to discuss the proposed designation of Greater Abyssinia Baptist Church as a landmark; and

Whereas, the Commission has recommended designation of Greater Abyssinia Baptist Church as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, and safety in that the immediate protection of the historic landmark is necessary to safeguard the special historical, community, or aesthetic interest or value in the landmark; now, therefore

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

Section 1. That Greater Abyssinia Baptist Church whose street address in the City of Cleveland is 1161 East 105th Street, Cuyahoga County Auditor's Permanent Parcel Number is 109-16-106, and is also known as the following described property:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot Nos. 1, 2, 3, 4, 6, 7, and 8 in the Deming Realty Company's Allotment of part of Original One Hundred Acre Lot No. 378 as shown by the recorded plat of said allotment in Volume 35 of Maps, Page 24 of Cuyahoga County Records and more fully bounded and described as follows:

Beginning at the East line of East 105th Street (Formerly Doan Street, 60 feet wide) at the intersection of the North line of Tacoma Avenue N.E. (44 feet wide);

Thence Northerly 185.92 feet along said East line of East 105th Street, to a point of curvature;

Thence Northeasterly 47.20 feet along the arc of a curve deflecting to the right, to a point of tangency on the South line of Grantwood Avenue N.E. (50 feet wide);

Thence Easterly 39.92 feet along said South line of Grantwood Avenue N.E., to a point being the Northeast corner of said Sublot No. 4;

Thence Southerly 96.00 feet along the East line of said Sublot 4, to a point on the North line of said Sublot 3;

Thence Easterly 50.00 feet along said North line of Sublot 3, to a point being the Northeast corner of said Sublot 3;

Thence Southerly 18.00 feet along the East line of said Sublot 3, to a point being the Northwest corner of said Sublot No. 6;

Thence Easterly 120.00 feet along the North line said of Sublots 6, 7 and 8, to a point being the Northeast corner of said Sublot 8;

Thence Southerly 102.00 feet along the East line of said Sublot 8 to a point on the North line of Tacoma Avenue N.E.;

Thence Westerly 240.00 feet along said North line of Tacoma Ave N.E. to the place of beginning, be the same more or less, but subject to all legal highways.

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section

which in its entirety is a property having special character or special historical or aesthetic value as part of the development, heritage, or cultural characteristics of the City, State, or the United States, is designated a landmark under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976.

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 January 29, 2018.

Effective January 30, 2018.

Ord. No. 1458-17.
By Council Member Dow.
An emergency ordinance designating the Kausek Brothers Building as a Cleveland Landmark.

Whereas, under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, the Cleveland Landmarks Commission (the "Commission"), has proposed to designate the Kausek Brothers Building as a landmark; and

Whereas, a public hearing under division (b)(2) of Section 161.04 was held on November 14, 2013 to discuss the proposed designation of the Kausek Brothers Building as a landmark; and

Whereas, the Commission has recommended designation of the Kausek Brothers Building as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, and safety in that the immediate protection of the historic landmark is necessary to safeguard the special historical, community, or aesthetic interest or value in the landmark; now, therefore

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

Section 1. That the Kausek Brothers Building whose street address in the City of Cleveland is 6202-6212 St. Clair Avenue N.E., Cuyahoga County Auditor's Permanent Parcel Numbers are 105-21-142 and 105-21-143, and is also known as the following described property:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being all of Sublot Nos. 7 through 16 inclusive in J.F. Kilfoyl's subdivision of part of original One Hundred Acre Lot Nos 343, 344, 346 and 347 as shown by the plat recorded in Volume 16, Page 12 of Cuyahoga County Map Records and also known as being all of Parcel "A1" and "A2" of "the Lot Split and Consolidation Plat for Saint Martin de Porres High School Property, LLC" as recorded in Plat Volume 382, Page 35 of the Cuyahoga County Map Records and being bounded and described as follows:

Beginning at the point of intersection of the Southerly line of St. Clair Avenue N.E. (99 feet wide) and the Easterly line of Norwood Road N.E. (50 feet wide);

Thence Easterly along the Southerly line of St. Clair Avenue N.E. about 204.50 feet to a point being the Northeastly corner of said Sublot No. 7;

Thence Southerly along the Easterly line of said Sublot No. 7 about 150 feet to a point also being the Southeastly corner of said Sublot No. 7;

Thence Westerly along the Southerly line of said Sublot No. 7 about 29.24 feet to a point;

Thence Southerly parallel to the Easterly line of said Norwood Road N.E. about 168.71 feet to a point in the Northerly line of Lausche Avenue (50 feet wide);

Thence Westerly along said Northerly line of Lausche Avenue about 175.74 feet to its intersection with said Easterly line of Norwood Road N.E.;

Thence Northerly along said Easterly line of Norwood Road N.E. about 318.71 feet to the place of beginning be the same more or less, but subject to all legal highways.

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section

which in its entirety is a property having special character or special historical or aesthetic value as part of the development, heritage, or cultural characteristics of the City, State, or the United States, is designated a landmark under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976.

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 January 29, 2018.

Effective January 30, 2018.

Ord. No. 16-18.
By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into contract with the Cuyahoga County Public Defender Commission for legal services necessary to defend indigents charged with violation of ordinances of the City of Cleveland that may result in incarceration, for the Cleveland Municipal Court for a period of one year, with one option to renew for an additional year, exercisable by the Director of Finance.

Whereas, in Argersinger v. Hamlin and Scott v. Illinois, the United States Supreme Court held that no indigent criminal defendant may be sentenced to a term of imprisonment unless he or she has been afforded the right to assistance of counsel in their defense; and

Whereas, the Cleveland Municipal Court, through the City of Cleveland, is obligated to provide counsel for an indigent person charged with violation of City ordinances with the possibility of a sentence including incarceration; and

Whereas, under Section 120.14 of the Revised Code, a county public defender commission may contract with any municipal corporation within the County served by the county public defender to provide legal representation on behalf of the municipal corporation; and

Whereas, the Cleveland Municipal Court, the district of which encompasses Bratenahl and the City of Cleveland, recommends that the Cuyahoga County Public Defender Commission should provide indigent defense; 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 Finance, on behalf of the Cleveland Municipal Court, is authorized to enter into contract with the Cuyahoga County Public Defender Commission for legal services necessary to defend indigents charged with violation of ordinances of the City of Cleveland, provided the violation may result in incarceration, for a period of one year beginning January 1, 2018, at an estimated cost of \$2,172,185, with one option, exercisable by the Director of Finance, to renew for an additional one-year term.

Section 2. That two percent (2%) of any payment received by the City and/or Cleveland Municipal Court from the financing of defense counsel for indigent persons shall be utilized by participants in a court exchange program between Cleveland Municipal Court and the Cleveland Municipal School District.

Section 3. That the costs of the contract shall be paid from Fund No. 01-0115-6320, RQS 0115, RL 2018-11.

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 January 29, 2018.

Effective January 30, 2018.

Ord. No. 81-18.
By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Finance to exercise the first option to renew Contract No. CT 9998 PS 2016-296 with JIJ Communications LLC to provide professional services necessary for the development, support, and management of communication and media strategies, and related services.

Whereas, under the authority of Ordinance No. 1164-16, passed October 10, 2016, the Director of Finance entered into Contract No. CT 9998 PS 2016-296 with JIJ Communications LLC to provide professional services necessary for the development, support, and management of communication and media strategies, and related services; and

Whereas, Ordinance No. 1164-16 requires further legislation before exercising the first option to renew on 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 Finance is authorized to exercise the first option to renew Contract No. CT 9998 PS 2016-296 for an additional year with JIJ Communications LLC to provide professional services necessary for the development, support, and management of communication and media strategies, and related services. This ordinance constitutes the additional legislative authority required by Ordinance No. 1164-16 to exercise this option.

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 January 29, 2018.

Effective January 30, 2018.

Ord. No. 117-18.
By Council Member Cleveland.
An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with Burten, Bell,

Carr Development Inc. for the Holiday Food Gift Card Program through the use of Ward 5 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 Community Development is hereby authorized to enter into an agreement effective November 1, 2017 with Burten, Bell, Carr Development Inc., for the Holiday Food Gift Card Program for the public purpose of providing food gift cards to low/moderate income residents residing in the city of Cleveland through the use of Ward 5 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$7,000 and shall be paid from Fund No. 10 SF 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.

Passed January 29, 2018.
Effective January 30, 2018.

COUNCIL COMMITTEE MEETINGS

**Monday, February 5, 2018
2:00 p.m.**

Finance Committee: Present: Kelley, Chair; Zone, Vice Chair; Brady, Brancatelli, Cleveland, Conwell, Griffin, Keane, McCormack.

**Tuesday, February 6, 2018
9:00 a.m.**

Development, Planning and Sustainability Committee: COMMUNITY DEVELOPMENT BLOCK GRANT HEARINGS: Present: Brancatelli, Chair; Cleveland, Vice Chair; Bishop, Hairston, B. Jones, Keane, McCormack.

**Wednesday, February 7, 2018
9:00 a.m.**

Development, Planning and Sustainability Committee: COMMUNITY DEVELOPMENT BLOCK GRANT HEARINGS: Present: Brancatelli, Chair; Bishop, Hairston, B. Jones, Keane, McCormack. *Authorized Absence:* Cleveland, Vice Chair.

**Thursday, February 8, 2018
9:00 a.m.**

Development, Planning and Sustainability Committee: COMMUNITY DEVELOPMENT BLOCK GRANT HEARINGS: Cancelled.

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