

The City Record

Official Publication of the Council of the City of Cleveland



November 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	1769 West 31st Place	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

City Clerk, Clerk of Council – Patricia J. Britt, 216 City Hall, 664–2840

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
 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
 Tracy Martin-Thompson, Executive Assistant to the Mayor, Chief of Prevention, Intervention and Opportunity for Youth and Young Adults

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:
 Architecture and Site Development – Carter Edman, 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, Ronda G. Curtis, 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 – Kimberly 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 & Burke Lakefront Airport – Khalid Bahhur, 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 – Randell 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 – David Carroll, Interim Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive
 Fire – Angelo Calvillo, Chief, 1645 Superior Avenue
 Police – Calvin D. Williams, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF COMMUNITY DEVELOPMENT – Tania Menesse, 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, 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, Director, Room 210

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

COMMUNITY RELATIONS BOARD – Room 11, Grady Stevenson, 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, Ted Wammes.

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, Myrline 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; David H. Bowen, Lillian Kuri, Gloria Jean Pinkney, Council Member Kerry McCormack, Diane Downing, August Fluker, Charles Slife.

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 Lochr, 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; Michele Anderson, Stephen Harrison, Raymond Tarasuck, Jr.

AUDIT COMMITTEE – Yvette M. Ittu, 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.

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Vol. 105

WEDNESDAY, NOVEMBER 7, 2018

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CITY COUNCIL

MONDAY, NOVEMBER 5, 2018

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City Clerk, Clerk of Council
216 City Hall

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, Hairston, Santana, Zone.

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

MONDAY

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

TUESDAY

9:30 A.M. — **Development, Planning 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, McCormack, Polensek, Santana.

1:30 P.M. — **Workforce and Community Benefits Committee:** (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 Committee:** Cleveland (CHAIR), Keane (VICE-CHAIR), Bishop, Conwell, Johnson, J. Jones, Santana.

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.

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

October 31, 2018

The meeting of the Board of Control convened in the Mayor's office on Wednesday, October 31, 2018 at 10:45 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.

Absent: Mayor Jackson and Director West.

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

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

Melissa Burrows, Director, Office of Equal Opportunity.

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

Resolution No. 464-18.

By Director Davis.
Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 149-18, passed by the Council of the City of Cleveland on April 2, 2018, Pinkney Enterprise L.L.C., dba Take A BREAK Quick Catering ("Concessionaire") is selected from a list of firms determined after a full and complete canvass by the Director of

Public Utilities as the firm to be employed by contract to operate a first-class food and beverage service concession at the Carl B. Stokes Public Utilities Building - 1201 Lakeside Avenue, as well as staffing, managing the staff for food service operations, marketing, and providing all necessary kitchen equipment needed for the operation of the kitchen and product sales of the concession, for a period of two years, with two one-year options to renew. The Director of Public Utilities is authorized to enter into a concession agreement with the Concessionaire to provide those services at the Carl B. Stokes Public Utilities Building - 1201 Lakeside Avenue for the concession fee based on 7.5% of the monthly sales for the first two years of the contract.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director West.

Resolution No. 465-18.

By Director Davis.
Be it resolved by the Board of Control of the City of Cleveland that the bid of Terrace Construction Company, Inc. for the public improvement of State Road Water Main Renewal, all items, under the authority of Ordinance No. 692-18, passed June 4, 2018, upon a unit basis for the improvement in the aggregate amount of \$1,308,872.26, for the Division of Water, Department of Public Utilities, received on August 24, 2018, is affirmed and approved as the lowest responsible bid, and the Director of Public Utilities is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved that the employment of the following subcontractors by Terrace Construction Company, Inc. for the above-mentioned public improvement is approved.

SUBCONTRACTORS WORK PERCENTAGE

Rockport Construction & Materials, Inc (CSB)	\$153,256.00 11.71%
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The Vallejo Company (CSB)	\$239,406.00 18.29%
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Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director West.

Resolution No. 466-18.

By Director Davis.
 Be it resolved, by the Board of Control of the City of Cleveland that the bid of Terrace Construction Company, Inc. for the public improvement of West 3rd Street Incinerator Force Main Replacement Project (Base Bid All Items including the 10% contingency allowance) for the Division of Water Pollution Control, Department of Public Utilities, received on August 22, 2018, under the authority of Ordinance No. 422-18, passed by the Council of the City of Cleveland on May 14, 2018, upon a unit basis for the improvement, in the aggregate amount of \$871,087.25, is affirmed and approved as the lowest responsible bid, and the Director of Public Utilities is authorized to enter into contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Terrace Construction Company, Inc. for the above-mentioned public improvements is approved:

SUBCONTRACTOR CSB/MBE/FBE
WORK

Rockport Construction & Materials	CSB \$206,000.00(23.65%)
The Vallejo Company	CSB \$61,000.00(07.00%)
D. Crawford Trucking Non-certified	TBD

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.
 Nays: None.
 Absent: Mayor Jackson and Director West.

Resolution No. 467-18.

By Director Davis.
 Be it resolved by the Board of Control of the City of Cleveland that the bid of Terrace Construction Company, Inc. for the public improvement of Large Valve Renewal Project Phase II, all items, under the authority of Ordinance No. 1367-15, passed November 30, 2015, upon a unit basis for the improvement in the aggregate amount of \$4,691,105.10 for the Division of Water, Department of Public Utilities, received on August 31, 2018, is affirmed and approved as the lowest responsible bid, and the Director of Public Utilities is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved that the employment of the following subcontractors by Terrace Construction Company, Inc. for the above-mentioned public improvement is approved.

SUBCONTRACTORS WORK
PERCENTAGE

D. Crawford Trucking LLC (Non-Certified)	TBD 0.0%
Rockport Construction & Materials, Inc. (CSB)	\$ 161,000.00 3.4%

The Vallejo Company (CSB)	\$1,237,331.00 26.4%
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Trafftech, Inc. (CSB)	\$ 10,000.00 2.1%
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Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.
 Nays: None.
 Absent: Mayor Jackson and Director West.

Resolution No. 468-18.

By Director Kennedy.
 Whereas, under the authority of Ordinance No. 744-13, amended by Ordinance No. 585-15, passed by the Council of the City of Cleveland on July 10, 2013 and June 8, 2015 respectively, and Board of Control Resolution No. 504-14, adopted October 29, 2014, the City through its Director of Port Control, entered into Contract No. PS2015*014 with Glaus, Pyle, Schomer, Burns & DeHaven, Inc. dba GPD Group ("Consultant"), to provide professional services necessary to design the Primary Road Fire and Domestic Water Line Improvements project, at Cleveland Hopkins International Airport, for the various divisions of the Department of Port Control; and

Whereas, under the Board of Control Resolution No. 175-16, adopted April 20, 2016, the Director of Port Control was authorized to enter into a first modification to Contract No. PS2015*014 with Glaus, Pyle, Schomer, Burns & DeHaven, Inc. dba GPD Group, for additional design services and increasing the contract amount by \$93,580.00, to an amount not to exceed \$333,285.00; and

Whereas, the City has determined the need for additional design services related to the Primary Road Fire and Domestic Water Line Improvements project at Cleveland Hopkins International Airport; and

Whereas, the Consultant has proposed by its letter dated September 6, 2018 to perform the additional work necessary for an amount of \$90,730.00; 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 second modification to City Contract No. PS2015*014 between the City of Cleveland and Glaus, Pyle, Schomer, Burns & DeHaven, Inc. dba GPD Group for additional design services related to the Primary Road Fire and Domestic Water Line Improvements project at Cleveland Hopkins International Airport. The amount to be paid for all services shall be increased by \$90,730.00 from \$333,285.00 to a total amount not to exceed \$424,015.00.

Be it further resolved that the amount attributed to the following subconsultant approved in Board of Control Resolution No. 175-16, adopted April 20, 2016, is amended as follows:

<u>Subconsultant</u>	<u>Percentage</u> <u>Amount</u>
G & T Associates	9.475% CSB \$40,175.00

Be it further resolved that all other terms of Resolution No. 175-16

not expressly amended by this resolution shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.
 Nays: None.
 Absent: Mayor Jackson and Director West.

Resolution No. 469-18.

By Director Kennedy.
 Resolved, by the Board of Control of the City of Cleveland that all bids received October 19, 2018 for the labor and material necessary to provide snow and ice removal services for the various common-use gates at Cleveland Hopkins International Airport, all items, for the Department of Port Control, under the authority of Section 181.101, Codified Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.
 Nays: None.
 Absent: Mayor Jackson and Director West.

Resolution No. 470-18.

By Director Spronz.
 Whereas, on October 9, 2017, the City of Cleveland entered into Contract No. PIRC2017*003 with Perk Company for the 2017 City Wards of Cleveland Public Improvement by Requirements Construction Project, for the Office of Capital Projects, in the aggregate amount of \$1,477,630.00; and

Whereas, Perk Company desires to utilize certain subcontractors under Contract No. PIRC2017*003 for which it requires previous written consent of the Board of Control under Section 185.36 C.O.; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that the employment of the following subcontractors by Perk Company under City Contract No. PIRC2017*003, 2017 City Wards of Cleveland Public Improvement by Requirements Construction Project, is approved.

Cleveland Vicon Company	\$4,406.00(0.30%)
The Great Lakes Construction Company	\$100,000.00(6.77%)

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.
 Nays: None.
 Absent: Mayor Jackson and Director West.

Resolution No. 471-18.

By Director Spronz.
 Be it resolved by the Board of Control of the City of Cleveland that the bid of Prout Boiler, Heating and Welding Inc. for the public improvement of the Michael Zone Recreation Center Boiler Replacement, Base Bid Items A through C, and Optional Items 1 through 3, for the Office of Capital Projects, received on September 21, 2018 under the authority of Ordinance No. 732-14, passed on June 9, 2014, upon a gross price basis for the improvement in the aggregate amount of

\$186,725.00 is affirmed and approved as the lowest responsible bid, and the Director of the Office of Capital Projects is authorized to enter into contract with the bidder.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Prout Boiler, Heating and Welding Inc. is hereby approved:

<u>Subcontractor</u> <u>Amount</u>	<u>CSB/MBE/FBE</u> <u>Percentage</u>
D. E. Williams Electric, Inc. \$24,806.00	CSB 13.3%
Castle Heating & Air, Inc. \$5,700.00	CSB 3.1%
Precision Air Balance, Inc. \$1,300.00	CSB 0.7%
Industrial Energy Systems, Inc. \$9,904.00	CSB 5.3%
AADI Mechanical Insulation \$2,300.00	N/A 0.0%

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.

Nays: None.
Absent: Mayor Jackson and Director West.

Resolution No. 472-18.

By Director Spronz.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Terrace Construction Company, Inc. for the public improvement of the Fulton Road Rehabilitation (Clark Avenue to Lorain Avenue), all items, for the Division of Engineering and Construction, Mayor's Office of Capital Projects, received on September 20, 2018, under the authority of Ordinance No. 1024-16, passed by Cleveland City Council on November 14, 2016, and Ordinance No. 1162-17, passed by Council on December 4, 2017, upon a unit basis for the improvement, in the aggregate amount of \$3,999,207.77, is affirmed and approved as the lowest responsible bid, and the Director of Capital Projects is authorized to enter into contract for the improvement with the bidder.

Be it further resolved that the employment of the following subcontractors by Terrace Construction, Inc. for the above-mentioned public improvement is approved:

Rockport Construction & Materials, Inc. (CSB/FBE) — \$918,608.00(23.0%)
Vallejo Company, Inc. (CSB/FBE) — \$234,135.00(5.9%)
Trafftech, Inc. (CSB/FBE) — \$72,528.80(1.8%)
The C.J. Zak Co. Inc. (Non-Certified) — \$24,648.00(0.6%)
A&A Safety, Inc. (Non-Certified) — \$38,983.00(1.0%)
Great Northern Fence (Non-Certified) — \$2,850.00(0.1%)
Pro Tree and Landscape (Non-Certified) — \$14,950.00(0.4%)

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.

Nays: None.
Absent: Mayor Jackson and Director West.

Resolution No. 473-18.

By Director Cox.

Whereas, the City of Cleveland owns and operates certain real property commonly known as the Willard Park Garage under the supervision and direction of the Director of Public Works; and

Whereas, Hospitality Parking of America has proposed to offer valet parking services to for the Diana Deighton wedding to be held in the Cleveland City Hall Rotunda on November 10, 2018 by using the Willard Park Surface Lot; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under Section 183.04 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to enter into a concession agreement granting Hospitality Parking of America the privilege, permit and license to use the Willard Park Garage Surface Lot to operate a valet parking service for the above-mentioned event to be held in the Cleveland City Hall Rotunda on November 10, 2018 from 5:00 p.m. to 11:30 p.m. The fee charged for the concession shall be \$450.00.

Be it further resolved that the concession agreement shall be prepared by the Director of Law and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit public interest.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.

Nays: None.
Absent: Mayor Jackson and Director West.

Resolution No. 474-18.

By Director Menesse.

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. 127-18-091 located on Kingsbury 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, SHERECE BLADE has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 4 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 SHERECE BLADE for the sale and development of Permanent Parcel No. 127-18-091 located on Kingsbury 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, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.

Nays: None.
Absent: Mayor Jackson and Director West.

Resolution No. 475-18.

By Director Menesse.

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. 136-22-045 located at 4260 East 98th Street; 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, DORA A. JACKSON and ALVIN L. JACKSON have proposed to the City to purchase and develop the parcel for a yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 2 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 DORA A. JACKSON and ALVIN L. JACKSON for the sale and development of Permanent Parcel No. 136-22-045 located at 4260 East 98th Street, 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, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director West.

Resolution No. 476-18.

By Director Menesse.

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. 142-26-063 located at 4638 East 147th Street; 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, Melvin Santana has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 1 has 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 Melvin Santana for the sale and development of Permanent Parcel No. 142-26-063 located at 4638 East 147th Street, 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, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director West.

Resolution No. 477-18.

By Director Menesse.

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. 016-23-069 located at 3407 West 45th Street; 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, Irvin Torres has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 14 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 Irvin Torres for the sale and development of Permanent Parcel No. 016-23-069 located at 3407 West 45th Street, 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, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Menesse, Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director West.

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

MONDAY, NOVEMBER 19, 2018

9:30 A.M.

Calendar No. 18-236: 13400 Lorain Avenue (Ward 16)

St. Vincent De Paul Church, owner, proposes to install a monument sign in a D2 Multi-Family Residential District. The owner appeals for relief from the strict application of the following section of the Cleveland Codified Ordinances:

1. 350.13(a)&(g) Sign in Residential District: Per 350.13(g) Community Facility Uses. A variance shall be required and may be granted for Identification or Building Board signs using electronically changeable copy to display information pertinent to a Community Facility use on the premises of such Community Facility use only if the Board of Zoning Appeals determines that the sign will provide community information without adversely affecting the character of nearby residential properties, in accordance with the following provisions. (Filed October 17, 2018)

Calendar No. 18-238: 2021 West 48th Street (Ward 3)

Urban Community School, owner, proposes to construct an Early Childhood Development Center in a B1 Two Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.02(g)(3)(c) which states that the Board of Zoning Appeals approval is required for the use of a daycare center in a Two Family District.

2. Section 357.08(b)(1) which states that in a Residence District the depth of a rear yard shall be not less than fifteen percent (15%) of the depth of the lot but in no case less than twenty (20) feet; proposed rear yard is 11' - 3 1/2". (Filed October 19, 2018)

Calendar No. 18-239: 3647 East 49th Street (Ward 12)

Number Three Grace LLC., owner, proposes to establish use as a used truck sales lot on two parcels (to be consolidated) in a B3 Residence Industry District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 342.02 which states that the use of the property in Residence Industry zoning district for second

hand truck sales lot is not permitted but is first permitted in Semi-Industry zoning district per Section 345.03(c)(1).

2. Section 345.02(e) which states that adequate off street parking of trucks in is required to be screened from the streets or not nearer than fifty (50) feet to streets.

3. Section 345.02(f) which states that in a Residence Industry District, entrance and exit to any building or premises are from a street designated as a major thoroughfare on the general plan adopted by the City Planning Commission or, if the premises in question does not abut such street, than from any street approved by the Board of Zoning Appeals if it finds the probable volume and type of traffic to such premises will not change materially the existing character of such streets nor be detrimental to the adjoining or adjacent residential area. No such designation has been made by the City Planning Commission, BZA review and approval as noted is required.

4. Section 347.11(b) which states that all open areas of permanent use open sales lots that are intended either for display or for use as vehicular areas, shall be surfaced with asphalt, Portland cement, brick, paving block, or other dustless hard-surfaces, impervious all weather material approval by the Commissioner of Building and Housing. Gravel lot is proposed.

5. Section 347.11(c) which states that all permanent use open sales lots shall be graded for proper drainage. Storm water runoff shall be discharged into the City storm sewers or in another manner approved by the Director of Public Service. Water shall not be permitted to drain across public sidewalks or onto abutting lots. No grading or drainage plan submitted, no drains proposed on site plan.

6. Section 349.07(a) which states that accessory off street parking areas are required to be paved and drained and a gravel parking area proposed. No parking space striping shown on plan.

7. Section 349.08 which states that where five (5) or more accessory off-street parking spaces are provided, and are located on a lot that adjoins a building containing dwelling units, such parking spaces shall be screened from a building containing dwelling units, by an opaque wall, a uniformly painted fence of fire-resistant material or a strip of land at least four (4) feet wide and densely planted with shrubs that form a dense screen year round. No screening from adjoining lot containing dwelling unit(s) is proposed.

8. Section 349.05(a) which states that no parking space shall be located within ten (10) feet of any wall of a residential building or structure if such wall contains a ground floor opening designed to provide light or ventilation for such building or structure. (Filed October 19, 2018)

Calendar No. 18-242: 1965 West 52nd Street (Ward 15)

True North Living LTD., owner, proposes to erect a two story 20' x 42' single family residence with detached garage in a B1 Two-Family Residential District. The owner

appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.23(a) which states that a minimum of 18 inches from property line is required for accessory garage and the appellant is proposing 1'.

2. Section 349.07(a) which states that a driveway used to provide accessibility to accessory off street parking spaces shall be arranged to minimize traffic congestion.

3. Section 357.09(b)(2)(B) which states that the permitted building height is approximately 24' - 6" thus no interior side yard shall be less than 1/4 the height or 6.15' and the appellant is proposing 5' for the side building overhang and 3' for stair bay window.

4. Section 357.09(b)(2)(A) which states that no building shall be erected less than ten feet from a main building on an adjoining lot. Distance to main building on side lot is 5' - 0".

5. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed October 23, 2018)

Waste Collection Ticket

Calendar No. 18-244: 4656 East 173rd Street (Ward 1)

Byron Norvell, owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and disputes the decision of the hearing examiner in Parking Violations Bureau on October 16, 2018 concerning the City of Cleveland Waste Collection issuance of Civil Infraction Ticket Number WC40005761 issued July 30, 2018 regarding failure to comply with Section 551.111(B) in the Cleveland Codified Ordinances. (Filed October 23, 2018)

POSTPONED FROM OCTOBER 1, 2018

Calendar No. 18-176: 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 August 7, 2018 - No Testimony)

Second postponement made to allow for the appellant to meet with the neighboring councilmember. First postponement made at the request of the appellant due to a scheduling conflict.

POSTPONED FROM OCTOBER 29, 2018

Calendar No. 18-208: 691 East 165th Street (Ward 8)

Protterra, Inc., owner, proposes to use lot as "temporary storage material handling" in a B3 General Industry District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1.) Section 349.04(j) which states that open yard storage use requires parking in the amount of one space for each employee plus space equal to 15% of the gross lot area. Parking area in the amount of one space per employee plus 43,134 square foot parking area is required; approximately 2,500 square foot parking area that does not meet paving requirements of Section 349.07 is provided.

2.) Section 349.07(a) which states that parking, driveways, and vehicle maneuvering areas must be surfaced with concrete, asphaltic concrete, or asphalt or other surfacing materials approved by the Director of Building and Housing. Asphalt grindings surfacing and unpaved roadways are proposed.

3.) Section 345.04(a)(3) which states that the open yard storage of used building material (broken used concrete) is permitted only if the lot upon which the storage use occurs is located no closer than 500 feet to a residence district. Lot upon which proposed use will occur abuts a residence district to the west. Seven foot tall solid wall or fence must enclose use; screening mound is proposed around most of the proposed use except where it abuts newly proposed parcel to the northeast. (Filed September 18, 2018 - No Testimony)

Second postponement made due to an error in the write up. First postponement made at the request of the appellant due to a scheduling conflict.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, NOVEMBER 5, 2018

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

The following appeals were **APPROVED:**

Calendar No. 18-201: 2825 York Avenue

Lake City Dev. LLC., owner, proposes to erect a 1,600 square foot single family house with a detached garage on a 5,100 square foot lot in a B1 Two-Family Residential District.

Calendar No. 18-227: 2215 West 11th Street

Southside Holding Inc., owner, proposes to construct a parking lot with a modular storage container in a B1 Local Retail Business District.

The following appeal was **DENIED:**

Calendar No. 18-195: 16404 Highview Drive

Gary Robinson, owner, proposes to change use from one family dwelling to Type 'A' day care in a One-Family Residential District.

The following appeals were **WITHDRAWN:**

Calendar No. 18-178: Pango Real Estate
4219 Orchard Avenue.

Calendar No. 18-226: Gordon Baugh
12514 Bellaire Road.

The following appeal was **DISMISSED:**

Calendar No. 18-225: Marvin Butler
13528 Miles Avenue.

The following case was **POSTPONED:**

Calendar No. 18-183: Fred Mason
4445 State Road. Postponed to December 10, 2018.

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

The following appeals were **APPROVED:**

Waste Collection

Calendar No. 18-220: 12706 Signet Avenue

Poster Stringer, owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances.

Calendar No. 18-222: 4757 Lorain Avenue

PM Foundation Inc., owner, proposes to construct a new health clinic in a C2 Local Retail Business District and a Pedestrian Retail Overlay District (PRO).

Waste Collection

Calendar No. 18-224: 4211 East 146th Street

AC Brown's Family Inc., owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of October 31, 2018

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

Docket A-102-14.

RE: Appeal of LaPine Truck Sales, Owner of the Property, located on the premises known as 1400 Brookpark Road from an ADJUDICATION ORDER, dated April 30, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the ownership has changed since 2014 and that the docket is no longer active, the appeal is DENIED; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

Docket A-197-18.

RE: Appeal of Larry Palazzo, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 3575 West 97th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated August 8, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until May 1, 2019 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Maschke.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

Docket A-198-18.

RE: Appeal of Noor Marrar, Owner of the Residential Property, located on the premises known as 2907 Colburn Avenue from a VIOLATION NOTICE, dated July 12, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until October 31, 2018 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

Docket A-199-18.

RE: Appeal of Wanda Dubaniewicz, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property, located on the premises known as 901 Fruit Avenue from a NOTICE OF

VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated August 3, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-199-18 has been POSTPONED; to be rescheduled for November 14, 2018.

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Docket A-200-18.

RE: Appeal of Rukia Muya, Owner of the One Dwelling Unit Single-Family Residence One & One-half Story Frame Property, located on the premises known as 7010 Clark Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated January 22, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until November 20, 2018 to obtain all required permits and until May 1, 2019 to complete abatement of the violations, giving priority to the shed violation; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

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Docket A-202-18.

RE: Appeal of Brenda Milliner, Owner of the Three Dwelling Units Three-Family Residence Two Story Frame Property, located on the premises known as 6725 Hosmer Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated August 9, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued, and to grant the Appellant until January 1, 2019 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

Docket A-203-18.

RE: Appeal of Peter Arian, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 3122 West 16th Street from a NOTICE OF VIOLATION — NO PERMIT, dated August 9, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until December 1, 2018 to submit plans to the Building Department to obtain all required permits, noting that until permits are obtained, no work is to be done on items that require permits; and to require that the outside of the property remain clean during that period of time; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

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Docket A-204-18.

RE: Appeal of MJO Property LLC, Owner of the MXD Mixed Uses — Multiple Use In One Building Three Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 5501 Fleet Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated August 8, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued based upon photographic evidence and testimony by knowledgeable people; the Appellant's appeal request is DENIED; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

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Docket A-205-18.

RE: Appeal of Vanessa Allen, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 10017 Somerset Avenue (10017-19 Somerset Avenue) from a CONDEMNATION ORDER — MAIN STRUCTURE, dated August 9, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued based on photographic evidence and the fact that the mechanical systems are not operable, the Appellant's appeal request for more time is DENIED; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

Docket A-206-18.

RE: Appeal of Daryl Grimes, Owner of the One Dwelling Unit Single-Family Residence One Story

Frame Property, located on the premises known as 15003 Naples Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated December 13, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-206-18 has been POSTPONED; to be rescheduled for November 28, 2018.

* * *

Docket A-208-18.

RE: Appeal of David Sulik MFA, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 2156 West 29th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated August 1, 2018, and One Story Garage — Detached; Wood Frame Property from a CONDEMNATION ORDER — GARAGE, dated July 31, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until December 15, 2018 to submit plans to the Building Department to obtain all required permits for the garage, noting that failure meet that date will Remand the property immediately, and to grant the Appellant until January 1, 2019 to complete abatement of the exterior maintenance violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

Docket A-209-18.

RE: Appeal of James R. Hajdin, Owner of the Three Dwelling Units Three-Family Residence Two Story Frame Property, located on the premises known as 7227 Colgate Avenue (Aka 2123 West 73rd Street) from a VACATE ORDER, dated July 30, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-209-18 has been POSTPONED; to be rescheduled for November 28, 2018.

* * *

Docket A-210-18.

RE: Appeal of Mike Bugarcic, Owner of the Three Dwelling Units Three-Family Residence Two Story Frame Property, located on the premises known as 5757 Portage Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated July 30, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to REMAND the property, both structures, to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

Docket A-247-18.

RE: Appeal of Thomas J. Yamamoto, Owner of the Residential Property, located on the premises known as 3544 West 100th Street from an ADJUDICATION ORDER (Swimming Pools), dated September 28, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to Items 1 through 4 of the Adjudication Order, granting the variance to the seven (7) foot clearance; and to require the owner to provide all additional information on the drawings submitted to the Building Department. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

Docket A-259-18.

RE: Appeal of Greg Takacs, Owner of the Residential Property, located on the premises known as 16905 East Park Drive from an ADJUDICATION ORDER, dated October 16, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to DENY any variance requested and required per the Adjudication Order, and to require compliance as expeditiously as possible. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

APPROVAL OF RESOLUTIONS:

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

- A-168-18 — George F. Dixon
- A-183-18 — Mohammad Sohrabi
- A-189-18 — Dimitrios Ginis
- A-190-18 — Derrick Batson
- A-193-18 — Maria A. Ortiz
- A-194-18 — Vino Veritas Little Italy, LLC

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

APPROVAL OF MINUTES:

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

October 17, 2018

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

JOSEPH F. DENK
Chairman

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, November 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, November 13, 2018, at 9:30 a.m., to consider the following ordinances and resolutions now pending in the Council:

Ord. No. 813-17.

By Council Member Zone.
An ordinance changing the Use, Area and Height Districts of parcels along Madison Avenue, Franklin Boulevard and West 65th Street between West 65th Street and West 91st Street as identified on the attached map (Map Change No. 2567).

Ord. No. 885-18.

By Council Member McCormack.
An ordinance changing the Use, Area and Height of lands in the Barber-Vega neighborhood, South of Bailey Avenue and Train Avenue east to I-90 between Fulton Road and I-71 (Map Change 2585).

Ord. No. 1247-18.

By Council Member Kelley.
An ordinance changing the Use, Area, and Height Districts of parcels of land south of Pearl Road to Montclair Avenue and East to Broadview Avenue and adding an Urban Form Overlay along the principal corridors of Pearl Road, State Road, and Broadview Avenue (MC 2588).

Anthony Brancatelli, Chair
Committee on Development,
Planning and Sustainability

October 31, 2018 and November 7, 2018

CITY of CLEVELAND BIDS

For All Departments

Sealed bids will be received at the office of the Commissioner of Purchases and Supplies, Room 128, City Hall, 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, NOVEMBER 28, 2018

File No. 124-18 — 2018 Improvement for Play Equipment and Safety Surface, for the Division of Architecture and Site Development, Office of Capital Projects, as authorized by Ordinance No. 648-18, passed by the Council of the City of Cleveland, June 4, 2018.

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. BIDDERS MUST BE ON THE PLAN-HOLDERS LIST TO SUBMIT A BID OR RECEIVE ANY ADDENDA.) OUT-OF-AREA BIDDERS MAY SEND THEIR **NON-REFUNDABLE FEE** FOR PLANS VIA FED EX DELIVERY TO: CITY OF CLEVELAND, DIVISION OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE ROOM 128, CLEVELAND OHIO 44114. INCLUDE IN YOUR

REQUEST YOUR COMPANY'S FED EX ACCOUNT NUMBER, FULL COMPANY NAME AND ADDRESS COMPANY CONTACT /REPRESENTATIVE FULL NAME, CONTACT TELEPHONE NUMBER, FACSIMILE TELEPHONE NUMBER AND EMAIL ADDRESS. THE FED EX DELIVERY CHARGES FOR THE PLANS AND SPECIFICATIONS WILL BE BILLED TO THE BIDDER'S COMPANY FED EX ACCOUNT NUMBER PROVIDED. THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, NOVEMBER 15, 2018 AT 11:00 A.M. CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 517A, CLEVELAND, OHIO 44114.

QUESTIONS REGARDING THE PURCHASE OF PLANS AND SPECIFICATIONS CAN BE DIRECTED TO ROYCE GRIFFIN AT (216) 664-2628.

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).

October 31, 2018 and November 7, 2018

FRIDAY, NOVEMBER 30, 2018

File No. 126-18 — Labor and Materials to Repair, Replace and Maintain Existing Carpeting Tile (Re-Bid), for the Division of Airports, Department of Port Control, as authorized by Ordinance No. 942-17, passed by the Council of the City of Cleveland, October 9, 2017.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, WEDNESDAY, NOVEMBER 14, 2018 AT 10:00 A.M. CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE ROAD, CLEVELAND, OHIO 44135. BAGGAGE CLAIM LEVEL, CLEVELAND PLUS 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).

October 31, 2018 and November 7, 2018

WEDNESDAY, DECEMBER 5, 2018

File No. 127-18 — Labor and Materials Necessary to Provide Snow and Ice Removal Services for Cleveland Hopkins International Airport (Re-Bid), for the Division of Airports, Department of Port Control, as authorized by Ordinance No. 497-08, passed by the Council of the City of Cleveland, June 2, 2008.

THERE WILL BE A **MANDATORY** PRE-BID MEETING, THURSDAY, NOVEMBER 15, 2018 AT 10:00 A.M. CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135, CENTRAL RECEIVING.

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).

October 31, 2018 and November 7, 2018

THURSDAY, DECEMBER 6, 2018

File No. 125-18 — 7 Police Motorcycles, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance Nos. 1075-17, and 813-18, passed by the Council of the City of Cleveland, October 9, 2017, and October 11, 2017 respectively.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, TUESDAY, NOVEMBER 13, 2018 AT 10:00 A.M. DIVISION OF MOTOR VEHICLE MAINTENANCE BUILDING, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

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).

October 31, 2018 and November 7, 2018

THURSDAY, DECEMBER 6, 2018

File No. 128-18 — 2018 Variety Village Parking Development, for the Division of Architecture and Site Development, Office of Capital Projects, as authorized by Ordinance No. 647-18, passed by the Council of the City of Cleveland, June 4, 2018.

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. BIDDERS MUST BE ON THE PLAN-HOLDERS LIST TO SUBMIT A BID OR RECEIVE ANY ADDENDA.) OUT-OF-AREA BIDDERS MAY SEND THEIR NON-REFUNDABLE FEE FOR PLANS VIA FED EX DELIVERY TO: CITY OF CLEVELAND, DIVISION OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE ROOM 128, CLEVELAND OHIO 44114. INCLUDE IN YOUR REQUEST YOUR COMPANY'S FED EX ACCOUNT NUMBER, FULL COMPANY NAME AND ADDRESS COMPANY CONTACT /REPRESENTATIVE FULL NAME, CONTACT TELEPHONE NUMBER, FACSIMILE TELEPHONE NUMBER AND EMAIL ADDRESS. THE FED EX DELIVERY CHARGES FOR THE PLANS AND SPECIFICATIONS

WILL BE BILLED TO THE BIDDER'S COMPANY FED EX ACCOUNT NUMBER PROVIDED. THERE WILL BE A NON-MANDATORY PRE-BID MEETING, THURSDAY, NOVEMBER 15, 2018 AT 10:00 A.M. CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM. 517A, CLEVELAND, OHIO 44114.

QUESTIONS REGARDING THE PURCHASE OF PLANS AND SPECIFICATIONS CAN BE DIRECTED TO ROYCE GRIFFIN AT (216) 664-2628.

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).

November 7, 2018 and November 14, 2018

THURSDAY, DECEMBER 13, 2018

File No. 129-18 — Transfer and Disposal of Tires, for the Division of Waste Collection, Department of Public Works, as authorized by Ordinance No. 731-18, passed by the Council of the City of Cleveland, July 18, 2018.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, TUESDAY, NOVEMBER 27, 2018 AT 10:00 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

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).

November 7, 2018 and November 14, 2018

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 1297-18. By Council Members Zone, Brancatelli, and McCormack.

An emergency resolution supporting the establishment of the Cuyahoga River Water Trail as a designated water trail by the Ohio Department of Natural Resources.

Whereas, the Cuyahoga River Water Trail Partners have proposed the establishment of the Cuyahoga River Water Trail as a means to encourage tourism, educational, historical, cultural, recreational, and eco-friendly activities on the Cuyahoga River; and

Whereas, said Water Trail designation must meet the criteria and guidelines for approval by the Ohio Department of Natural Resources; and

Whereas, the designation of the Cuyahoga River as a State Designated Water Trail is a notable step in the transformation recovery from "Burning River" to exciting "Recreational and Economic Asset"; and

Whereas, this Council recognizes that increased access to our rivers and to Lake Erie, for the recreation and enjoyment of our residents and

those who visit, makes our community and region more vibrant and attracts new residents and businesses; and

Whereas, this Cuyahoga River Water Trail is another means of connecting people in Cleveland and northeast Ohio to our natural resources and ever improving green-spaces, systems of natural corridors, regional, state and national trail systems, scenic views and critical natural areas; and

Whereas, this Council supports the designation of the Cuyahoga River Water Trail as a strategy to enhance the quality of life for residents of our community and for water quality and ecological improvement of this river and its entire watershed; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

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

Section 1. That this Council supports the establishment of the Cuyahoga River Water Trail as a designated water trail by the Ohio Department of Natural Resources.

Section 2. That the Clerk of Council is directed to transmit a copy of this resolution to Cuyahoga River Water Trail Partners, c/o Ms. Andrea Irland, National Park Service.

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 October 29, 2018. Effective October 31, 2018.

Ord. No. 571-18. By Council Members Cleveland and Kelley (by departmental request).

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 571.91, relating to operation of commercial ground transportation vehicles at Cleveland Hopkins International Airport and Burke Lakefront Airport; and to amend Section 571.99 relating to penalties.

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 571.91 to read as follows:

Section 571.91 Commercial Ground Transportation Vehicles Operating at Cleveland Hopkins International Airport and Burke Lakefront Airport; Fee

(a) For purposes of this section "commercial ground transportation vehicles" include:

(1) Taxis; except those operating as part of the Airport's Taxi Concession program

- (2) Limousines;
- (3) Shared-ride vans;
- (4) Courtesy vehicles including those operated by hotels and motels, off-airport parking, and institutional shuttles, such as college shuttles, and corporate shuttles.

(b) No person or entity shall provide any commercial ground transportation services using commercial ground transportation vehicles, unless it has been approved by the Airport Management and subject to such terms and conditions as may be prescribed under the rules and regulations promulgated by the Director.

(c) The Director is authorized to charge and collect a per trip fee to be imposed a maximum of 100,000 trips in a calendar year beginning January 1st of each year, for any one company using its own vehicles for commercial ground transportation vehicle services to, from, or on the property of the airport. The fee shall be in an amount set by the Board of Control not to exceed \$4.00 unless approved by City Council.

(d) The Director is authorized to promulgate rules and regulations applicable to commercial ground transportation vehicle services. Such rules and regulations shall become effective ten (10) days after their publication in the City Record.

Section 2. That Section 571.99 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 957-72, passed June 26, 1972, is amended to read as follows:

Section 571.99 Penalty

(a) Whoever violates any provision of this chapter, for which no other penalty is provided, is guilty of a 4th degree misdemeanor.

(b) Whoever violates Section 571.06 is guilty of a 1st degree misdemeanor.

(c) Whoever violates Section 571.91 is guilty of a minor misdemeanor.

Section 3. That existing Section 571.99 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 957-72, passed June 26, 1972, is repealed.

Section 4. That Section 571.91 of the Codified Ordinances of Cleveland, Ohio, 1976, shall take effect and be in force on January 1, 2019.

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 October 29, 2018.
Effective October 31, 2018.

**Ord. No. 1163-18.
By Council Members Zone and Kelley (by departmental request).**

An emergency ordinance to amend Section 2 of Ordinance No. 906-18, passed August 15, 2018, relating to registration of police alarm system users.

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. 906-18, passed August 15, 2018, is amended to read as follows:

Section 2. That existing Sections 670A.01 and 670A.03 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1585-90, passed January 7, 1991, and Ordinance No. 220-11, passed March 28, 2011, are repealed.

Section 2. That existing Section 2 of Ordinance No. 906-18, passed August 15, 2018, 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 October 29, 2018.
Effective October 31, 2018.

**Or. No. 1177-18.
By Council Members Keane and Kelley (by departmental request).**

An emergency ordinance authorizing the purchase by one or more requirement contracts of tree trimming services, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years.

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 Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period of two years of the necessary items of tree trimming services, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Cleveland Public Power, Department of Public Utilities. 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 2. 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 the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RQN 2004, RL 2018-34)

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 Public Utilities 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 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 October 29, 2018.
Effective October 31, 2018.

**Ord. No. 1178-18.
By Council Members Keane and Kelley (by departmental request).**

An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials necessary to test, inspect, maintain, and repair bucket and derrick trucks, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years.

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 Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of labor and materials necessary to test, inspect, maintain, and repair bucket and derrick trucks, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Cleveland Public Power, Department of Public Utilities. 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 2. 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. (RQN 2004, RL 2018-32)

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 Public Utilities 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 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 October 29, 2018.

Effective October 31, 2018.

Ord. No. 1179-18.

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of various types of fencing, gate operators, gates, barriers, walls, and guardrails, including associated appurtenances, and labor and materials necessary to repair or maintain existing equipment and appurtenances, including installation if necessary at various facilities, for the various divisions of the Department of Public Utilities, for a period up to two years.

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 Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period up to two years of various types of fencing, gate operators, gates, vertical pivot lift gates, barriers, walls, and guardrails, including associated appurtenances, and labor and materials necessary to repair or maintain existing equipment and appurtenances, including installation if necessary at various facilities, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the various divisions of the Department of Public Utilities. 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 2. 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. (RQN 2002, RL 2018-29)

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 Public Utilities 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 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 October 29, 2018.

Effective October 31, 2018.

Ord. No. 1180-18.

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials needed to clean and maintain insulators, bushings, and lighting arrestors, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years.

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 Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a two year period of the necessary items of labor and materials needed to clean and maintain insulators, bushings, and lighting arrestors, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Cleveland Public Power, Department of Public Utilities. 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 2. 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. (RQN 2004, RL 2018-33)

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 Public Utilities 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 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 October 29, 2018.

Effective October 31, 2018.

Ord. No. 1186-18.

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

An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to assess, recommend, and procure fire and extended real and personal property insurance including loss control services, risk management program development, and other related services for the Division of Cleveland Public Power's major facilities, including but not limited to, 1300 Lakeside Avenue, for a period of up to two years with two one-year options to renew, the first of which shall require additional legislative authority.

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

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

Section 1. That the Director of Public Utilities 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 assess, recommend, and procure fire and extended real and personal property insurance including loss control services, risk management program development, and other related services for the Division of Cleveland Public Power's major facilities, including but not limited to, 1300 Lakeside Avenue, for a period of up to 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 exercisable at the option of the Director of Public Utilities, without the necessity of obtaining additional authority of this Council.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Utilities from a list of qualified consultants available for employment as

may be determined after a full and complete canvass by the Director of Public Utilities for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control and may include the cost of the insurance premium, loss control services and other costs incurred by the consultant on the City's behalf. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Utilities, and certified by the Director of Finance.

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund No. 58 SF 001, Request No. RQS 2004, RLA 2018-49.

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 October 29, 2018.
Effective October 31, 2018.

Ord. No. 1221-18.

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

An emergency ordinance authorizing the Director of Public Utilities to consent to the assignment of Contract No. MA 1505 RCD 2016-1 from Tyco Fire and Security (US) Management Inc. dba Simplex Grinnell to Johnson Controls Fire Protection, LLC.

Whereas, under Ordinance No. 1486-15, passed February 8, 2016, the Director of Public Utilities entered into Contract No. MA 1505 RCD 2016-1 with Tyco Fire and Security (US) Management Inc. dba Simplex Grinnell LP ("Simplex Grinnell") for labor and materials necessary to inspect, test, repair and service proprietary fire protection and life safety systems, for the various divisions of the Department of Public Utilities; and

Whereas, Ord. No. 1486-15 required additional legislation if the City and Simplex Grinnell desired to exercise a one-year option to renew; and

Whereas, the option to renew was authorized under Ordinance No. 258-18, passed April 2, 2018; and

Whereas, Simplex Grinnell has changed its name to Johnson Controls Fire Protection LP; 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 this Council acknowledges the name change of Simplex Grinnell and consents to assignment of Contract No. MA 1505 RCD 2016-1 from Simplex Grinnell to Johnson Controls Fire Protection LP. The Director of Public Utilities is authorized to execute all documents necessary to acknowledge the name change and consent to the assignment.

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 October 29, 2018.
Effective October 31, 2018.

Ord. No. 1241-18.

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

An emergency ordinance authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2019 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non-profit organizations for the implementation of the Program.

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

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

Section 1. That the Director of Public Works is authorized to apply for and accept a grant in the approximate amount of \$400,000.00, from the Ohio Department of Education, to conduct the 2019 Summer Food Service Program for the purposes described in the summary; 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 described in the summary for the grant contained in the file described below.

Section 2. That the summary for the grant, File No. 1241-18-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Works 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 unitized breakfasts and lunches for the breakfast and lunch program to be served at City recreation centers and at various non-profit agencies and other agencies or recreation facilities as determined by the Director, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Recreation, Department of Public Works. 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 shall determine.

Section 4. That provided the agencies meet the eligibility requirements of the Ohio Department of Education, the Director of Public Works is authorized to make one or more written contracts with the various non-profit organizations to implement this ordinance.

Section 5. That the Director of Public Works is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the grant period for the necessary items of various natural foods, food products, beverages, condiments and paper products, to be served as part of the meal program at Camp George L. Forbes, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Recreation, Department of Public Works. 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 shall determine.

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 under a delivery order against the contract or contracts certified by the Director of Finance.

Section 7. 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 Public Works may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 8. That, notwithstanding the provisions of Section 181.24 of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, bidders for the contract or contracts authorized by this ordinance shall be required to submit a bid bond in the amount of five percent of the amount of the bid, as required by United States Treasury Circular 570.

Section 9. That the costs of the contract or contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance.

Section 10. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force 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 October 29, 2018.
Effective October 31, 2018.

Ord. No. 1261-18.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Human Resources to employ one or more consultants or one or more firms of consultants to provide professional services for pre-employment background and criminal checks for the Department of Human Resources for a one year period, with a one-year option to renew, exercisable by the Director of Human Resources.

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 pre-employment background and criminal records checks; and including but not limited to automated national wanted felon checks; automated motor vehicle license and points checks; automated workers' compensation checks; automated social security traces and automated credit checks for the Department of Human Resources, for a one year period, with a one-year option to renew, exercisable by the Director of Human Resources.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Human Resources from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Human Resources 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 costs of the contract or contracts authorized shall be paid from Fund No. 01-6320-0402, RQS 0402, RLA 2018-51.

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 October 29, 2018.
Effective October 31, 2018.

Ord. No. 1264-18.
By Council Members Johnson and Kelley (by departmental request).
An emergency ordinance to amend the title and Section 9 of Ordinance No. 1690-12, passed December 3, 2012; and to supplement the ordinance by adding new Sections 8a, 8b, and 8c, relating to the North Coast Harbor Pedestrian Bridge.

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

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

Section 1. That the title and Section 9 of Ordinance No. 1690-12, passed December 3, 2012, are amended to read as follows:

An emergency ordinance giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for constructing a

North Coast Harbor pedestrian bridge; authorizing the Director of Capital Projects to enter into any relative agreements; cause payment of the City's share to the State for the cost of the improvement; and to apply for and accept funding.

Section 9. That this Council authorizes payment to the State of the City's share of the Improvement from Fund Nos. 20 SF 380, 20 SF 383, 20 SF 394, 20 SF 500, 20 SF 506, 20 SF 510, 20 SF 520, 20 SF 528, 20 SF 534, 20 SF 540, 20 SF 546, 20 SF 554, 20 SF 563, 20 SF 568, 20 SF 574, 20 SF 579, 20 SF 586, from the fund or funds which are credited any future bonds if issued for this purpose or grants received, and the fund or funds to which are credited SIB loan funds, Request No. RQS 0103, RL 2012-185 and RQS 0103, RL 2018-106.

Section 2. That the existing title and Section 9 of Ordinance No. 1690-12, passed December 3, 2012, are repealed.

Section 3. That Ordinance No. 1690-12, passed December 3, 2012 is supplemented by adding new Sections 8a, 8b, and 8c to read as follows:

Section 8a. That the Director of Capital Projects is authorized to apply for and accept any grant from any public or private entity for the purposes of this ordinance; that the Director of Capital Projects is authorized to file all papers and execute all documents necessary to receive the funds under the grant or grants, and that the funds are appropriated for the purposes of this ordinance.

Section 8b. That the Director of Capital Projects is authorized to apply for and accept a State Infrastructure Bank ("SIB") loan in an amount up to \$6,000,000. The Director of Capital Projects and/or Director of Finance is authorized to file all papers and execute all documents necessary to receive the funds under the loan, and that the funds are appropriated for the purposes of this ordinance.

Section 8c. That upon execution of the SIB loan agreement, the Director of Finance is authorized to repay the loan under the terms and conditions of the SIB loan agreement.

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 October 29, 2018.
Effective October 31, 2018.

Ord. No. 1266-18.
By Council Members Zone and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 17 Ohio Drug Law Enforcement grant for the operation of the Northern Ohio Law Enforcement Task Force (NOLETF); and authorizing the Director to enter into agreements with the Cuyahoga Metropolitan Housing Authority Police Department and other entities to implement the grant.

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

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

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of \$249,999.75, and any other funds that may become available during the grant term from the Ohio Office of Criminal Justice Services to conduct the FY 17 Ohio Drug Law Enforcement grant for the operation of the Northern Ohio Law Enforcement Task Force (NOLETF); 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 described in the application for the grant contained in the file described below.

Section 2. That the application for the grant, presented to the Finance Committee of this Council at a public hearing on this legislation and set forth in File No. 1266-18-A, is made a part of this ordinance as if fully rewritten, including the obligation of the City of Cleveland to provide cash matching funds in the sum of \$83,333.25 from Fund No. 10 SF 026, are approved in all respects, and shall not be changed without additional legislative authority. (RQS 6001, RL 2018-108)

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

Section 4. That the Director of Public Safety is authorized to enter into any agreements with the Cuyahoga Metropolitan Housing Authority Police Department and other entities to implement the grant as described in the file.

Section 5. That, unless expressly prohibited by the grant agreement, under Section 108(B) of the Charter, purchases made under the grant agreement may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents and 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. The contracts will be paid from the fund or funds to which are credited any grant funds accepted under this ordinance.

Section 6. 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 October 29, 2018.
Effective October 31, 2018.

COUNCIL COMMITTEE MEETINGS

NO MEETINGS

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Agreements

To amend the title and Section 9 of Ordinance No. 1690-12, passed December 3, 2012; and to supplement the ordinance by adding new Sections 8a, 8b, and 8c, relating to the North Coast Harbor Pedestrian Bridge. (O 1264-18)**1881**

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To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 571.91, relating to operation of commercial ground transportation vehicles at Cleveland Hopkins International Airport and Burke Lakefront Airport; and to amend Section 571.99 relating to penalties. (O 571-18)**1877**

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Authorizing the Director of Public Utilities to employ one or more professional consultants to assess, recommend, and procure fire and extended real and personal property insurance including loss control services, risk management program development, and other related services for the Division of Cleveland Public Power's major facilities, including but not limited to, 1300 Lakeside Avenue, for a period of up to two years with two one-year options to renew, the first of which shall require additional legislative authority. (O 1186-18)1879

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To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 571.91, relating to operation of commercial ground transportation vehicles at Cleveland Hopkins International Airport and Burke Lakefront Airport; and to amend Section 571.99 relating to penalties. (O 571-18)1877

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- To amend Section 2 of Ordinance No. 906-18, passed August 15, 2018, relating to registration of police alarm system users. (O 1163-18)1878

Grants

- Authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 17 Ohio Drug Law Enforcement grant for the operation of the Northern Ohio Law Enforcement Task Force (NOLETF); and authorizing the Director to enter into agreements with the Cuyahoga Metropolitan Housing Authority Police Department and other entities to implement the grant. (O 1266-18)1881
- Authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2019 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non-profit organizations for the implementation of the Program. (O 1241-18)1880

Human Resources Department (HR Department)

- Authorizing the Director of Human Resources to employ one or more consultants or one or more firms of consultants to provide professional services for pre-employment background and criminal checks for the Department of Human Resources for a one year period, with a one-year option to renew, exercisable by the Director of Human Resources. (O 1261-18)1880

Insurance

- Authorizing the Director of Public Utilities to employ one or more professional consultants to assess, recommend, and procure fire and extended real and personal property insurance including loss control services, risk management program development, and other related services for the Division of Cleveland Public Power's major facilities, including but not limited to, 1300 Lakeside Avenue, for a period of up to two years with two one-year options to renew, the first of which shall require additional legislative authority. (O 1186-18)1879

North Coast Harbor

- To amend the title and Section 9 of Ordinance No. 1690-12, passed December 3, 2012; and to supplement the ordinance by adding new Sections 8a, 8b, and 8c, relating to the North Coast Harbor Pedestrian Bridge. (O 1264-18)1881

Office of Criminal Justice Services

- Authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 17 Ohio Drug Law Enforcement grant for the operation of the Northern Ohio Law Enforcement Task Force (NOLETF); and authorizing the Director to enter into agreements with the Cuyahoga Metropolitan Housing Authority Police Department and other entities to implement the grant. (O 1266-18)1881

Ohio Department of Education

Authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2019 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non-profit organizations for the implementation of the Program. (O 1241-18)1880

Ohio Department of Natural Resources

Supporting the establishment of the Cuyahoga River Water Trail as a designated water trail by the Ohio Department of Natural Resources. (R 1297-18)1877

Port Control Department

To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 571.91, relating to operation of commercial ground transportation vehicles at Cleveland Hopkins International Airport and Burke Lakefront Airport; and to amend Section 571.99 relating to penalties. (O 571-18)1877

Professional Services Contracts

Authorizing the Director of Human Resources to employ one or more consultants or one or more firms of consultants to provide professional services for pre-employment background and criminal checks for the Department of Human Resources for a one year period, with a one-year option to renew, exercisable by the Director of Human Resources. (O 1261-18)1880

Authorizing the Director of Public Utilities to employ one or more professional consultants to assess, recommend, and procure fire and extended real and personal property insurance including loss control services, risk management program development, and other related services for the Division of Cleveland Public Power's major facilities, including but not limited to, 1300 Lakeside Avenue, for a period of up to two years with two one-year options to renew, the first of which shall require additional legislative authority. (O 1186-18)1879

Public Hearings (Notices)

Changing the Use, Area and Height Districts of parcels along Madison Avenue, Franklin Boulevard and West 65th Street between West 65th Street and West 91st Street as identified on the attached map (Map Change No. 2567). (O 813-17)1876

Changing the Use, Area and Height of lands in the Barber Vega neighborhood, South of Bailey Avenue and Train Avenue east to I-90 between Fulton Road and I-71 (Map Change 2585). (O 885-18)1876

Changing the Use, Area, and Height Districts of parcels of land south of Pearl Road to Montclair Avenue and East to Broadview Avenue and adding an Urban Form Overlay along the principal corridors of Pearl Road, State Road, and Broadview Avenue (MC 2588). (O 1247-18)1876

Public Works

Authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2019 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non-profit organizations for the implementation of the Program. (O 1241-18)1880

Resolution of Support

Supporting the establishment of the Cuyahoga River Water Trail as a designated water trail by the Ohio Department of Natural Resources. (R 1297-18)1877

Safety Department

Authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 17 Ohio Drug Law Enforcement grant for the operation of the Northern Ohio Law Enforcement Task Force (NOLETF); and authorizing the Director to enter into agreements with the Cuyahoga Metropolitan Housing Authority Police Department and other entities to implement the grant. (O 1266-18)1881

To amend Section 2 of Ordinance No. 906-18, passed August 15, 2018, relating to registration of police alarm system users. (O 1163-18)1878

State of Ohio

To amend the title and Section 9 of Ordinance No. 1690-12, passed December 3, 2012; and to supplement the ordinance by adding new Sections 8a, 8b, and 8c, relating to the North Coast Harbor Pedestrian Bridge. (O 1264-18)1881

Summer Food Program

Authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2019 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non-profit organizations for the implementation of the Program. (O 1241-18)1880

Urban Forestry Division

Authorizing the purchase by one or more requirement contracts of tree trimming services, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years. (O 1177-18)1878

Utilities Department

Authorizing the Director of Public Utilities to consent to the assignment of Contract No. MA 1505 RCD 2016-1 from Tyco Fire and Security (US) Management Inc. dba Simplex Grinnell to Johnson Controls Fire Protection, LLC. (O 1221-18)1880

Authorizing the Director of Public Utilities to employ one or more professional consultants to assess, recommend, and procure fire and extended real and personal property insurance including loss control services, risk management program development, and other related services for the Division of Cleveland Public Power's major facilities, including but not limited to, 1300 Lakeside Avenue, for a period of up to two years with two one-year options to renew, the first of which shall require additional legislative authority. (O 1186-18)1879

Authorizing the purchase by one or more requirement contracts of labor and materials necessary to test, inspect, maintain, and repair bucket and derrick trucks, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years. (O 1178-18)1878

Authorizing the purchase by one or more requirement contracts of tree trimming services, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years. (O 1177-18)1878

Authorizing the purchase by one or more requirement contracts of various types of fencing, gate operators, gates, barriers, walls, and guardrails, including associated appurtenances, and labor and materials necessary to repair or maintain existing equipment and appurtenances, including installation if necessary at various facilities, for the various divisions of the Department of Public Utilities, for a period up to two years. (O 1179-18)1879

Ward 03

Changing the Use, Area and Height of lands in the Barber Vega neighborhood, South of Bailey Avenue and Train Avenue east to I-90 between Fulton Road and I-71 (Map Change 2585). (O 885-18)1876

Ward 13

Changing the Use, Area, and Height Districts of parcels of land south of Pearl Road to Montclair Avenue and East to Broadview Avenue and adding an Urban Form Overlay along the principal corridors of Pearl Road, State Road, and Broadview Avenue (MC 2588). (O 1247-18)1876

Ward 15

Changing the Use, Area and Height Districts of parcels along Madison Avenue, Franklin Boulevard and West 65th Street between West 65th Street and West 91st Street as identified on the attached map (Map Change No. 2567). (O 813-17)1876

Zoning

Changing the Use, Area and Height Districts of parcels along Madison Avenue, Franklin Boulevard and West 65th Street between West 65th Street and West 91st Street as identified on the attached map (Map Change No. 2567). (O 813-17)1876

Changing the Use, Area and Height of lands in the Barber Vega neighborhood, South of Bailey Avenue and Train Avenue east to I-90 between Fulton Road and I-71 (Map Change 2585). (O 885-18)1876

Changing the Use, Area, and Height Districts of parcels of land south of Pearl Road to Montclair Avenue and East to Broadview Avenue and adding an Urban Form Overlay along the principal corridors of Pearl Road, State Road, and Broadview Avenue (MC 2588). (O 1247-18)1876