

The City Record

Official Publication of the Council of the City of Cleveland



September the Twenty-Sixth, 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

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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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WEDNESDAY, SEPTEMBER 26, 2018

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CITY COUNCIL

MONDAY, SEPTEMBER 24, 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

Cleveland, Ohio
September 24, 2018

The meeting of the Council was called to order at 7:01 p.m. with the President of Council, Kevin J. Kelley, in the Chair.

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

Also present were: Interim Chief of Staff/Director Sharon Dumas, Chief of Regional Development Edward W. Rybka, Chief of Education Monyka S. Price, Media Relations Director Dan Williams, Chief of Sustainability Matt Gray, Chief of Public Affairs Natoya Walker-Minor, Chief of Prevention, Intervention and Opportunity for Youth and Young Adults Tracy Martin-Thompson, and Directors Langhenry, Davis, Kennedy, Spronz, Gordon, McGrath, Menesse, Blue Donald, Ebersole, Stevenson, Collier, McNamara, Withers, Burrows and Pierce Scott.

MOTION

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

MOTION

On the motion of Council Member Griffin, the reading of the minutes of the last meeting was dispensed with and the journal approved. Seconded by Council Member Brancatelli.

OATH OF OFFICE

File No. 1170-18.
Ashley Mostella, Police Review Board Member, City of Cleveland. Received.

FROM OHIO DIVISION OF LIQUOR CONTROL

File No. 1171-18.
RE: #9565230. Economic Development Transfer Application, D5 D6. Whistle & Keg II LLC, 812 Huron Rd. (Ward 3). Received.

File No. 1172-18.
RE: #8396464. Economic Development Transfer Application, D5. Soul Café, Inc., 3400 St. Clair Ave. (Ward 7). Received.

File No. 1173-18.
RE: #24457950005. Transfer of License Application, C2. Edwins Butcher Shop, 13024 Buckeye Rd. (Ward 4). Received.

File No. 1174-18.
RE: #7140205. Transfer of Ownership Application, C1. Quick Lee LLC, 3895 Lee Rd. (Ward 1). Received.

File No. 1175-18.
RE: #8696650. Transfer of Ownership Application, D5J D6. Sunny K LLC, 11311 Euclid Ave. (Ward 9). Received.

CONDOLENCE RESOLUTIONS

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

Res. No. 1190-18 — Linda Coleman.
Res. No. 1193-18 — Laverne McGhee.

Res. No. 1194-18 — Katie Lee Tufts.

Res. No. 1195-18 — Attila Farkas.

CONGRATULATIONS RESOLUTIONS

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

Res. No. 1196-18 — Matthew Zone.
Res. No. 1197-18 — Robyn Minter Smyers, Esq.

Res. No. 1198-18 — Craig D. Garris.

Res. No. 1199-18 — David C. Radulescu.

Res. No. 1200-18 — Donna (Beck) Fiala.

Res. No. 1201-18 — Mattie (Little) Maran.

Res. No. 1202-18 — Mary Collins Pappadakes.

Res. No. 1203-18 — Timothy W. Sorge.

Res. No. 1204-18 — Steven Pusztay.

Res. No. 1205-18 — Tom Cirincione.

Res. No. 1206-18 — George Leg-giero.

Res. No. 1207-18 — Robert A. Lip-pucci.

Res. No. 1208-18 — Frank T. Sini-to.

Res. No. 1209-18 — Michael Spena.

APPRECIATION RESOLUTION

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

Res. No. 1210-18 — Dorothy L. Sears.

COMMEMORATION RESOLUTION

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

Res. No. 1211-18 — John S. Nagy.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 1176-18.

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

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located at 7654 Broadway Avenue to 7710 Broadway Avenue Propco LLC, or its designee, for purposes of redevelopment.

Whereas, the Director of Public Works has requested the sale of the City-owned property to 7710 Broadway Avenue Propco LLC, or its designee, (the "Redeveloper") no longer needed for the City's public use and located at 7654 Broadway Avenue for purposes of redevelopment; and

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

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

Section 1. That notwithstanding and as an exception to the provisions of Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is found and determined that the following described property is no longer needed for the City's public use:

Legal Description of PPN 133-20-036

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as Sublot No. 13 in the Subdivision allotment by S.M. Cody of parts of original lot Nos. 315 and 455 is 15,246 Sq. Ft. as shown by the recorded plat in volume 3 of maps, Page 29 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Section 2. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to the Redeveloper at a price not less than the appraised value of \$38,000, which is determined to be fair market value.

Section 3. That the conveyance shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain necessary provisions, including restrictive reversionary

interests as may be specified by the Board of Control or Director of Law, which shall protect the City's interests and shall specifically contain a provision against the erection of any advertising signs or billboards except permitted identification signs.

Section 4. That the Director of Public Works is authorized to execute any documents as may be necessary to effectuate the purposes of this ordinance.

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.

Referred to Directors of Public Works, City Planning Commission, Finance, Law; Committees on Municipal Services and Properties, Development Planning and Sustainability, Finance.

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.

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

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.

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

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.

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

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.

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

Ord. No. 1181-18.

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

An emergency ordinance authorizing the Director of Public Utilities to exercise the option to renew Contract No. CT 2004 PS 2017-4 with Brillieny, Inc. to provide an online consumer engagement program for the Division of Cleveland Public Power, Department of Public Utilities.

Whereas, under the authority of Ordinance No. 702-16, passed July 13, 2016, the Director of Public Utilities entered into Contract No. CT 2004 PS 2017-4 with Brillieny, Inc. to provide an online consumer engagement program for the Division of Cleveland Public Power, Department of Public Utilities; and

Whereas, Ordinance No. 702-16 requires further legislation before exercising the option to renew on this contract; and

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

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

Section 1. That the Director of Public Utilities is authorized to exercise the option to renew Contract No. CT 2004 PS 2017-4 for an additional two years with Brillieny, Inc. at a cost not to exceed \$80,000, payable from Fund No 58 SF 001. This ordinance constitutes the additional legislative authority required by Ordinance No. 702-16 to exercise this option. (RQS 2004, RL 2018-65)

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

Ord. No. 1182-18.

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

An emergency ordinance authorizing the Director of Port Control to enter into one or more leases by way of concession with one or more entities for the operation of a valet

parking service at Cleveland Hopkins International Airport, for the Department of Port Control, for a period of two years, with three 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 notwithstanding and as an exception to any section of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Port Control is authorized to enter into one or more leases by way of concession with one or more entities, on the basis of competitive proposals, for the operation of a valet parking service at Cleveland Hopkins International Airport for a period of two years, with three one-year options to renew. The first of the one-year options to renew may be exercised by the Director of Port Control only if additional legislative authority is obtained. If such additional legislative authority is granted, the second and third one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council.

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

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

Ord. No. 1183-18.
By Council Member Kelley (by departmental request).

An emergency ordinance to amend Section 181.102 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 667-18, passed May 21, 2018, relating to authorization to purchase software licenses, updates, upgrades, enhancements, training, technical support, maintenance and repairs.

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 181.102 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 667-18, passed May 21, 2018, is amended to read as follows:

Section 181.102 Authorization to Purchase Software or Other Licenses, Modules, Updates, Upgrades, Enhancements, Training, Technical Support, Maintenance, and Repairs

(a) When a director has been authorized by ordinance to acquire software, the director of the department for which the software was acquired or the Director of Finance is authorized to enter into one (1) or more standard purchase or requirement contracts duly let to the lowest and best bidder as provided in Section 181.10, for software or other licenses, modules, updates, upgrades, enhancements, training, technical support, maintenance, and repair necessary to expand, enhance, implement or maintain the authorized software, and for additional licenses for use of, or additional copies of, the originally authorized software and licenses for use of, or copies of, software associated with and having the same function, purpose and performance capabilities as the originally acquired software and within the express authority and purpose of the ordinance authorizing the initial acquisition.

(b) When a director has been authorized by ordinance to acquire software, the director of the department for which the software was acquired or the Director of Finance is authorized to acquire by contract or contracts with one (1) or more software developers or vendors or one (1) or more firms of software developers or vendors, software or other licenses, modules, updates, upgrades, enhancements, training, technical support, maintenance, and repair necessary to expand, enhance, implement or maintain the authorized software, and licenses for use of, or copies of, software associated with and having the same function, purpose and performance capabilities as the originally acquired software and within the express authority and purpose of the ordinance authorizing the initial acquisition. The selection of the software developers or vendors shall be made by the Board of Control on the nomination of the director of the department for which the software was acquired or the Director of Finance from lists of qualified software developers or vendors available for employment as may be determined after a full and complete canvass by the director of the department for which the software was acquired or the Director of Finance for the purpose of compiling the lists.

(c) When a director has been authorized by ordinance to acquire a software system, the director of the department for which the system was acquired or the Director of Finance is authorized to execute one (1) or more license agreements directly with the firm or firms licensing the software for software or other licenses needed to expand, enhance, implement or maintain the system, and for additional licenses for use of, or additional copies of, the originally authorized software system, and licenses for use of, or copies of, software associated with and having the same function, purpose and performance capabilities as the originally acquired software system and within the express

authority and purpose of the ordinance authorizing the initial acquisition.

(d) When a director has been authorized to contract with a software developer or vendor, whether specified in an authorizing ordinance or by Board of Control resolution, to acquire software, the director of the department for which the software is acquired or the Director of Finance is authorized to enter into one (1) or more contracts with the software developer or vendor for professional services necessary to perform as-needed services to expand, enhance, implement or maintain the software, and to acquire additional licenses for use of, or additional copies of, the originally authorized software and licenses for use of, or copies of, software associated with and having the same function, purpose and performance capabilities as the originally acquired software and within the express authority and purpose of the ordinance authorizing the initial acquisition, including but not limited to, integration, implementation, migration, installation, design, interfacing, maintenance, repair, upgrades, enhancements, training, training registration, testing, and technical support.

(e) The Board of Control shall fix the compensation to be paid for the software or other licenses, software systems and or services authorized under this ordinance which shall be paid from the annual appropriation made for such purpose. The contract or contracts shall be prepared by the Director of Law, approved by the director of the department for which the purchase is made or the Director of Finance, and certified by the Director of Finance.

(f) Nothing in this section shall be construed to authorize the acquisition of new software or any professional services that, in the judgment of the Director of Finance, would significantly expand or modify the performance characteristics of the originally authorized software beyond the function or purpose capabilities identified in the ordinance authorizing the initial acquisition.

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

Section 2. That existing Section 181.102 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 667-18, passed May 21, 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.

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

Ord. No. 1184-18.

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

An emergency ordinance authorizing the Director of Economic Development to enter into a grant agreement with Downtown Cleveland Alliance, or its designee, to provide economic development assistance to partially finance the costs associated with bringing the Tall Ships Festival to Cleveland in 2019.

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

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

Section 1. That the Director of Economic Development is authorized to enter into a grant agreement with Downtown Cleveland Alliance, or its designee, to provide economic development assistance to partially finance the costs associated with bringing the Tall Ships Festival to Cleveland in 2019.

Section 2. That the agreement and other appropriate documents needed to complete the transaction authorized by this legislation shall be prepared by the Director of Law.

Section 3. That the contract authorized in this legislation will require the recipient of financial assistance to work with, and/or cause their Tenants to work with, The Workforce Investment Board for Workforce Area No. 3 to identify and solicit qualified candidates for job opportunities related to the City's contracts, and place special emphasis on the hard to employ, including but not limited to the disabled and persons who have been convicted of or have pled guilty to a criminal offense, unless the criminal conviction or circumstances relate to the duties for the particular job sought.

Section 4. That the costs of the grant shall not exceed an amount of \$20,000 and shall be paid from Fund No. 17 SF 652, Request No. RQS 9501, RL 2018-100.

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.

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

Ord. No. 1185-18.

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

An emergency ordinance to amend Section 2b of Ordinance No. 565-17, passed June 5, 2017, as amended by Ordinance No. 658-18, passed May 21, 2018, relating to construction gap funding to encourage the construction and rehabilitation of single-family homes.

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 2b of Ordinance No. 565-17, passed June 5, 2017, as amended by Ordinance No. 658-18, passed May 21, 2018, is amended to read as follows:

Section 2b. That the Director of Community Development is authorized to provide such loans or grants in an amount up to \$40,000 per ~~development~~ **development unit.**

Section 2. That existing Section 2b of Ordinance No. 565-17, passed June 5, 2017, as amended by Ordinance No. 658-18, passed May 21, 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.

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

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.

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

Ord. No. 1187-18.

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

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located on Brookpark Road near NASA Glenn Research Center to 21000 Brookpark Landlord, LLC, for purposes of providing parking for a redevelopment to be located in Fairview Park; and to enter into a purchase and sale agreement.

Whereas, the Director of Port Control has requested the sale of the City-owned property to 21000 Brookpark Landlord, LLC, (the "Redeveloper") no longer needed for the City's public use and located on Brookpark Road near NASA Glenn Research Center for purposes of providing parking for a redevelopment to be located in Fairview Park; and

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

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

Section 1. That notwithstanding and as an exception to the provisions of Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is found and determined that the following described property is no longer needed for the City's public use:

LEGAL DESCRIPTION OF

PARCEL "D" PART OF P.P.N. 029-38-008 AND P.P.N. 029-38-010

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Parcel "A" and Parcel "C" in the Lot Split Plat of P.P.N. 029-38-002 of part of the Original Rockport Township Section No. 4 as shown by the plat

recorded in Volume 339, Page 72 of Cuyahoga County Map Records and further bounded and described as follows:

Beginning at a 1" iron pin in a monument box found on the centerline of Brookpark Road (State Route 17) (100 feet wide) as shown by the Dedication Plats recorded in Volume 130, Pages 68-69 and Volume 130, Pages 152-154 of Cuyahoga County Map Records and being on a westerly corporation line of land conveyed to the City of Cleveland (P.P.N. 029-38-008) by the deed dated January 2, 1926 and recorded in Volume 3433, Page 340 of Cuyahoga County Deed Records;

Thence North 00°38'24" West along said westerly corporation line of City of Cleveland, 50.00 feet to a 5/8" iron pin set on the northerly right of way of Brookpark Road at the southeasterly corner of land conveyed to 21000 Brookpark Landlord LLC (P.P.N. 331-35-002) by the deed dated September 28, 2016 and recorded in the Auditors File Number 201609280731 of Cuyahoga County Deed Records and being the Principal Place of Beginning of the premises herein described;

Thence North 00°38'24" West along an easterly line of land so conveyed to 21000 Brookpark Landlord LL and the westerly corporation line of City of Cleveland, 430.75 feet to a 5/8" iron pin set at a point of curvature;

Thence along a curve deflecting to the right, an arc of 226.74 feet with a delta of 64°57'19", said curve having a radius of 200.00 feet and a chord that bears North 56°17'38" East, 214.79 feet to a 5/8" iron pin set at a point of tangency;

Thence North 88°46'18" East, 410.00 feet to a 5/8" iron pin set;

Thence South 01°13'42" East, 188.00 feet to a 5/8" iron pin set;

Thence North 88°46'18" East, 240.36 feet to a 5/8" iron pin set on the curved westerly right of way of Old Grayton Road S.W. (60 feet wide) as relocated in the plat recorded in Volume 340, Page 31 of Cuyahoga County Map Records;

Thence along the curved westerly right of way of Old Grayton Road S.W., deflecting to the left, an arc of 173.16 feet with a delta of 24°11'55", said curve having a radius of 410.00 feet and a chord that bears South 00°05'29" West, 171.88 feet to a 5/8" iron pin set;

Thence South 89°43'19" West, 20.00 feet to a 5/8" iron pin set;

Thence South 00°16'41" East, 40.00 feet to a 5/8" iron pin set;

Thence South 39°13'44" West, 145.16 feet to a 5/8" iron pin set;

Thence South 89°43'19" West, 45.00 feet to a 5/8" iron pin set on the easterly line of the Parcel "B" (P.P.N. 029-38-009) in said Lot Split Plat of P.P.N. 029-38-002 as shown by the plat recorded in Volume 339, Page 72 of Cuyahoga County Map Records;

Thence North 00°16'41" West along the easterly line of Parcel "B", 152.00 feet to a 5/8" bent iron pin found (0.10 feet south and 0.06 feet east);

Thence South 89°43'19" West along the northerly line of Parcel "B", 200.00 feet to a 5/8" iron pin set;

Thence South 00°16'41" East along the westerly line of Parcel "B", 200.00 feet to a 5/8" iron pin found (0.13 feet south and 0.00 feet

east) on the northerly right of way of Brookpark Road;

Thence South 89°43'19" West along the northerly right of way of Brookpark Road, 471.47 feet to the Principal Place of Beginning, containing 8.0686 acres (351,469 square feet) of land as surveyed and described by Edward B. Dudley, P.S. No. 6747, of the Riverstone Company in May 2018 and subject to all legal highways, restrictions, reservations and easements.

Note: All 5/8"x30" iron pins set and capped "Riverstone Company-Dudley PS6747-PS8646"

Basis of Bearings: The centerline of Brookpark Road as North 89°43'19" East as shown in the Lot Split Plat of P.P.N. 029-38-002 as shown by the plat recorded in Volume 339, Page 72 of Cuyahoga County Map Records.

Deed of Reference: Land conveyed to City of Cleveland by the deed dated January 2, 1926 and recorded in Volume 3433, Page 340 of Cuyahoga County Deed Records

Section 2. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to the Redeveloper at a price not less than the appraised value of \$1,100,000, which is determined to be fair market value.

Section 3. That the conveyance shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain necessary provisions, including restrictive covenants deemed necessary for aviation purposes, as specified by the Directors of Port Control and Law, including restrictive reversionary interests as may be specified by the Board of Control or Director of Law, which shall protect the City's interests and shall specifically contain a provision against the erection of any advertising signs or billboards except permitted identification signs.

Section 4. That the City acknowledges, states and affirms, under Article IX of the Trust Indenture, dated November 1, 1976, as amended, that the City desires and requests that certain portion of its land heretofore subject to the Indenture be released and removed from all obligations under the Indenture. Further the City acknowledges, states and affirms that it is not in default under the Indenture and that release of the land is necessary in order to serve the public purpose.

Section 5. That the Director of Port Control is authorized to apply to The Bank of New York Mellon Trust Company, National Association, as successor trustee, for a land release under the Indenture.

Section 6. That the Director of Port Control is authorized to enter into a Purchase and Sale Agreement with Brookpark Landlord LLC and any other agreements necessary, and to execute any documents needed to effectuate the purposes of this ordinance.

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and

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

Referred to Directors of Port Control, City Planning Commission, Finance, Law; Committees on Transportation, Development Planning and Sustainability, Finance.

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 1189-18.
By Council Member Polensek.

An emergency ordinance amending the Title and Section 1 of Ordinance No. 784-18, passed June 4, 2018 as it pertains to authorizing the Director of the Department of Public Health to enter into an agreement with the Neighborhood Leadership Institute for the Boys to Men Health & Empowerment Program through the use of Ward 8 Casino Revenue Funds.

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

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

Section 1. That the Title and Section 1 of Ordinance No. 784-18, passed June 4, 2018 are hereby amended to read as follows:

An emergency ordinance authorizing the Director of the Department of Public Health to enter into an agreement with the Neighborhood Leadership Institute for the Boys to Men Health & Empowerment Program through the use of Ward 8 Casino Revenue Funds.

Section 1. That the Director of the Department of Public Health is hereby authorized to enter into agreement effective May 5, 2018 with the Neighborhood Leadership Institute for the Boys to Men Health & Empowerment Program for the public purpose of providing health education programming to youth residing in the city of Cleveland through the use of Ward 8 Casino Revenue Funds.

Section 2. That the Title and Section 1 of Ordinance No. 784-18, passed June 4, 2018 are hereby repealed.

Section 3. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

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

Ord. No. 1191-18.
By Council Members McCormack, Brancatelli and Santana.

An emergency ordinance authorizing the Director of the Department of Public Works to enter into an agreement with Merrick House for the Tremont Arts & Cultural Expo through the use of Wards 3, 12 and 14 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Public Works is hereby authorized to enter into an agreement with Merrick House for the Tremont Arts & Cultural Expo for the public purpose of providing educational activities on cultural diversity and ethnic customs to residents residing in the City of Cleveland through the use of Wards 3, 12 and 14 Casino Revenue Funds.

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

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

Section 4. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

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

Ord. No. 1192-18.

By Council Member Griffin.

An emergency ordinance authorizing the Director of the Department of Public Health to enter into agreement with Burten, Bell, Carr Development Inc. for the Buckeye Summer Soul Series Project through the use of Ward 6 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Public Health is hereby authorized to enter into agreement with Burten, Bell, Carr Development Inc. for the Buckeye Summer Soul Series Project for the public purpose of providing health and wellness education to residents residing in the City of Cleveland through the use of Ward 6 Casino Revenue Funds.

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

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

Section 4. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council,

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

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

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

FIRST READING EMERGENCY RESOLUTION READ IN FULL AND ADOPTED

Res. No. 1188-18.

By Council Member Brancatelli.

An emergency resolution supporting Western Reserve Land Conservancy's Clean Ohio Fund Green-space Conservation Program application to fund trail and park infrastructure installation at the former Henninger Landfill as part of the Lower Big Creek Project in the City of Cleveland.

Whereas, the trail and park infrastructure installation at the former Henninger Landfill site is an important component of a trail connection between the Cleveland Metroparks Zoo and the Towpath Trail through the Old Brooklyn neighborhood as outlined in the Lower Big Creek Greenway Redevelopment and Restoration Plan; and

Whereas, the State of Ohio, through the Ohio Public Works Commission, administers financial assistance for the preservation of open spaces, sensitive ecological areas and stream corridors, through the Clean Ohio Fund Green Space Conservation Program; and

Whereas, the City of Cleveland recognizes the wishes to preserve open space, and create opportunities for passive recreation within the City of Cleveland; and

Whereas, Western Reserve Land Conservancy has previously successfully raised funds to acquire and remediate the approximately 25 acres of land located in the City of Cleveland, known as the Lower Big Creek Project (the "Project"); and

Whereas, this Project will contribute to a network of protected green space and public recreational trails in the City of Cleveland; and

Whereas, the Western Reserve Land Conservancy's application to the Ohio Public Works Commission, or this Council's support thereof, does not commit the City of Cleveland to provide monetary support or any other monetary or non-monetary obligation in furtherance of the Project; 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 Western Reserve Land Conservancy's Clean Ohio Fund Green-space Conservation Program application to fund trail and park infrastructure installation at the former Henninger Landfill as part of the Lower Big Creek Project in the City of Cleveland.

Section 2. That the Clerk of Council is hereby directed to transmit a certified copy of this resolution to

the Western Reserve Land Conservancy and the Ohio Public Works Commission.

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.

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

SECOND READING EMERGENCY ORDINANCES PASSED

Ord. No. 744-18.

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

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to replace the remaining obsolete fire alarm, fire suppression, sprinkler, and Deluge electronic components and infrastructure at Cleveland Hopkins International Airport.

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

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

Ord. No. 745-18.

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

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to maintain, install, and upgrade the existing access control system, for the Department of Port Control, for a period of one year with three one-year options to renew, the second of which requires additional legislative authority.

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

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

Ord. No. 746-18.

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

An emergency ordinance determining the method of making the public improvement of constructing the new terminal storm sewer pumps at Cleveland Hopkins International Airport; authorizing the Director of Port control to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to employ one or more professional consultants necessary to design the improvement.

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

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

Ord. No. 747-18.

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

An emergency ordinance determining the method of making the public improvement of rehabilitating existing landside roadway pavements at Cleveland Hopkins International Airport; authorizing the Director of Port Control to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to employ one or more professional consultants necessary to design the Improvement.

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

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

Ord. No. 749-18.

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

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to develop a new Master Plan for Cleveland Hopkins International Airport.

Approved by Directors of Port Control, City Planning Commission, Finance, Law; Passage recommended by Committees on Transportation, Finance.

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

Ord. No. 914-18.

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

An emergency ordinance to amend Section 1 of Ordinance No. 941-17, passed October 9, 2017, relating to exercising options to renew contracts for services and materials necessary to maintain and repair vehicles, trucks, and various types of equipment.

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

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

Ord. No. 916-18.

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

An emergency ordinance authorizing the Director of Port Control to exercise the first options to renew various contracts for the requirements of heavy-duty equipment, snow removal equipment, large capacity trucks, and other equipment with operators, for the Department of Port Control.

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

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

Ord. No. 1110-18.

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of self-contained breathing apparatus, for the Division of Fire, Department of Public Safety, for a term of one year, with one option to renew for an additional one-year period, exercisable by the Director of Public Safety.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Safety, Finance.

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

SECOND READING EMERGENCY RESOLUTIONS ADOPTED

Res. No. 751-18.

By Council Member McCormack. An emergency resolution designating old Detroit Avenue between West 24th Street and Center Street as a residential permit parking area for Stonebridge Tower residents.

Approved by Directors of Public Safety, City Planning Commission, Finance, Law; Adoption recommended by Committees on Safety, Development Planning and Sustainability.

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 1162-18.

By Council Members Brancatelli, Zone and Keane.

An emergency resolution declaring October 5, 2018 Energy Efficiency Day and urging residents to support this City's clean energy goals and move toward more energy efficiency now and in the future.

Approved by Committee on Finance. The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

MOTION

On the motion of Council Member Griffin, the absence of Council Member Matt Zone is hereby authorized. Seconded by Council Member Brancatelli.

MOTION

The Council Meeting adjourned at 7:47 p.m. to meet on Monday, October 1, 2018, at 7:00 p.m. in the Council Chamber.

Patricia J. Britt
City Clerk, Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

September 19, 2018

The meeting of the Board of Control convened in the Mayor's office on Wednesday, September 19, 2018 at 10:44 a.m. with Director Langhenry presiding.

Present: Director Langhenry, Acting Directors Wood, Szabo, Director Cox, Acting Director Kimball, Directors McGrath, Menesse, Acting Director Benson, Directors Ebersole, McNamara, and Donald.

Absent: Mayor Jackson and Director Dumas.

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

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

Melissa Burrows, Director, Office of Equal Opportunity.

Resolution No. 366-18.

By Director Davis.

Whereas, under the authority of Ordinance No. 1436-17, passed by the Council of the City of Cleveland on December 4, 2017, and Board of Control Resolution No. 158-18, adopted April 25, 2018, the City, through its Director of Public Utilities, entered into City Contract No. PS2018-101 with NewGen Strategies and Solutions, LLC for professional services to perform a rate study, for the Division of Cleveland Public Power, Department of Public Utilities, in an amount not exceeding \$745,800.00; and

Whereas, under Board of Control Resolution No. 267-18, adopted July 11, 2018 that the Director of Public Utilities was authorized to enter into a first amendment to Contract No. PS2018-101 with NewGen Strategies and Solutions, LLC, for additional services and increasing the contract amount by \$300,000.00 to an amount not to exceed \$1,045,800.00; and

Whereas, the City requires additional professional services for the rate study; and

Whereas, NewGen Strategies and Solutions, LLC has proposed by its letter dated July 11, 2018 to perform the additional services for compensation of \$150,000.00; now therefore

Be it resolved that the Director of Public Utilities is authorized to enter into a second amendment to Contract No. PS2018-101 with NewGen Strategies and Solutions, LLC based upon its proposal dated, July 11, 2018, for the additional services and increasing the contract amount by \$150,000.00 to an amount not to exceed \$1,195,800.00.

Yeas: Director Langhenry, Acting Directors Wood, Szabo, Director Cox, Acting Director Kimball, Directors McGrath, Menesse, Acting Director Benson, Directors Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 367-18.

By Director Davis.

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 326-18 adopted August 29, 2018, pursuant to the authority of Ordinance No. 500-08, passed by the Cleveland City Council on June 2, 2008, and Ordinance No. 988-14, passed on November 17, 2014, approving premiums (aka "charges") and administrative surcharges established by the Director of Public Utilities for the Water and Sewer Service Line Residential Service Contract and Water Heater Repair and Replacement Plan program, is hereby amended by deleting the monthly charge and the monthly surcharge for the Water Line Replacement Preferred Restoration of \$6.70 and \$0.35, and inserting \$1.95 for the monthly charge and \$.10 for the surcharge, and with respect to the Sewer Line Repair Preferred Restoration, deleting the monthly fee of \$8.45 and the surcharge of \$0.35, and inserting \$1.95 for the monthly charge and \$10 for the surcharge, and with respect to the Sewer Line Repair, deleting the surcharge of \$.35 and inserting \$.25 for the surcharge.

Be it further resolved that all other provisions of Resolution No. 326-18 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Director Langhenry, Acting Directors Wood, Szabo, Director Cox, Acting Director Kimball, Directors McGrath, Menesse, Acting Director Benson, Directors Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 368-18.

By Director Davis.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by E Technologies under City Contract No. RC2018-075 for an estimated quantity of labor and materials for maintenance of uninterruptible power supply systems, appurtenances, and specialized batteries, for the Department of Public Utilities, is approved:

<u>Subcontractors</u>	<u>Work Percentage</u>
Harrington Electric Co. (non-certified)	\$20,000.00 0.00%
Herbst Electric (non-certified)	\$20,000.00 0.00%
DNS Technologies (non-certified)	\$20,000.00 0.00%
Comfort Systems USA (non-certified)	\$20,000.00 0.00%

Yeas: Director Langhenry, Acting Directors Wood, Szabo, Director Cox, Acting Director Kimball, Directors McGrath, Menesse, Acting Director Benson, Directors Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 369-18.

By Director Spronz.

Whereas, under the authority of Ordinance No. 822-18 passed by the Cleveland City Council on July 18, 2018, this Board of Control, by its Resolution No. 335-18, adopted August 29, 2018, approved PCS Companies to provide Professional Owner's Advisor Services for the New Police Headquarters, for the Mayor's Office of Capital Projects at a total cost not to exceed \$500,000.00

Whereas, PCS Companies wishes to use the services of two firms as subconsultants for the project, now, therefore

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subconsultants by PCS Companies for the above mentioned professional services is approved:

THP Limited, Inc.
N/A — \$11,400.00 — 0.0%

DS Architecture, LLC
N/A — \$50,000.00 — 0.0%

Yeas: Director Langhenry, Acting Directors Wood, Szabo, Director Cox, Acting Director Kimball, Directors McGrath, Menesse, Acting Director Benson, Directors Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 370-18.

By Director McGrath.

Whereas, under the authority of Ordinance No. 1128-14, passed by the Cleveland City Council on October 13, 2014, the City of Cleveland, through the Director of Public Safety, entered into an agreement with Taser International, Inc., City contract No. CT 6002 PS 2015-001 to provide equipment, video management, storage and security solutions, software and training needed to implement a body-worn camera system for the Division of Police, including managed storage, warranty, upgrades, replacement equipment, maintenance and other related services for a period of up to five years; and

Whereas, by its April 5, 2017 letter, Taser International, Inc. notified the City that it changed its corporate name to Axon Enterprise, Inc. and that all contracts will be honored in their existing form; and

Whereas, under the authority of division (a) of Section 181.102 C.O. the City intends to enter into an agreement with Axon Enterprise, Inc. for software licenses for body worn camera storage, software user licenses and electronic transfer management maintenance services necessary to maintain Evidence.com for a period of 12 months; now, therefore,

Be it resolved, by the Board of Control of the City of Cleveland that as effectively requested by Axon Enterprise, Inc. by its April 5, 2017 letter under City Contract No. CT 6002 PS 2015-001, this Board acknowledges the name change of Taser International, Inc. to Axon Enterprise, Inc.

Be it further resolved by the Board of Control of the City of Cleveland that under division (e) of Section 181.102 C.O., the compensation to be paid for software licenses and maintenance to be performed

under the above-mentioned prospective agreement with Axon Enterprise, Inc. is fixed at an amount not exceed \$228,866.00.

Yeas: Director Langhenry, Acting Directors Wood, Szabo, Director Cox, Acting Director Kimball, Directors McGrath, Menesse, Acting Director Benson, Directors Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 371-18.

By Director McGrath.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of NDS Radiology, Inc. for the purchase of Wellness Physical Exams, all items, for the Division of Fire, Department of Public Safety, for the period of one year beginning with the date of the execution of a contract, with a one year option to renew, received on September 12, 2018, under the authority of Ordinance No. 1023-16, passed by the Cleveland City Council October 10, 2016, which on the basis, of estimated quantity would amount to \$249,750.00, is affirmed and approved as the lowest and best bid, and the Director of Public Safety is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

The requirement contract shall further provide that the Contractor shall furnish the remainder of the City's requirements for the goods and/or services, whether more or less than the estimated quantity; as may be ordered under the delivery orders separately certified to the contract.

Yeas: Director Langhenry, Acting Directors Wood, Szabo, Director Cox, Acting Director Kimball, Directors McGrath, Menesse, Acting Director Benson, Directors Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

KEITH D. SCHEURMAN, Jr.
Acting 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, OCTOBER 8, 2018

9:30 A.M.

Calendar No. 18-200: 3229 East 118th Street (Ward 4)

Brian McAfee, owner, proposes to change use of a 2 dwelling unit house to a 3 dwelling unit in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following section of the Cleveland Codified Ordinances:

1.) Section 337.03(c) which states that the Board of Zoning Appeals, after public notice and public hearing, and upon prescribing proper safeguards to preserve the character of the neighborhood, may grant special permits for the remodeling of existing dwelling houses or the erection of row houses to provide for more than two dwelling units but not more than six dwelling units in each building, provide that: (1) The square feet of lot area to be allotted to each dwelling unit is in accordance with the area regulations included in Chapter 355; (2) The dwelling units to be created will be not smaller than two rooms and a bathroom; (3) There will be no exterior evidence that a remodeled dwelling house is occupied by more than two families, except such as may be permitted by the Board. The square footage of lot area to be allotted to each dwelling unit is not in accordance with the area regulations of Chapter 355. Per Section 355.04, in a "B" area district, the minimum lot area per dwelling unit is 2,400 square feet therefore a 7,200 square foot lot is required and 4,865 square feet are proposed. (Filed September 11, 2018)

Calendar No. 18-201: 2825 York Avenue (Ward 3)

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

1.) Section 357.09(b)(2)(B) which states that in a Two-Family district no interior side yard shall be less than five (5) feet in width for a corner lot, nor less than three (3) feet in width for an interior lot, nor shall the aggregate width of side yards on the same premises be less than ten (10) feet. However, the width of any such interior side yard shall in no case be less one fourth (1/4) the height of the main building on the premises. The required side yard is 7' - 0" and a 2' - 0" side yard is proposed.

2.) Section 357.13(b)(4) which states that an open porch is permitted provided it does not project more than six (6) feet, does not extend within ten (10) feet of the street line and does not aggregate a vertical area in any story more than twenty percent (20%) of the area of the facade in the story. The proposed 16' x 5' - 6" porch is within 3' - 6" of the street line.

3.) Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed September 12, 2018)

Calendar No. 18-202: 2030 West 19th Street (Ward 3)

D.I. Rental LLC., owner, proposes to expand use to include a residential unit in a C3 Semi-Industry District. The owner appeals for relief from the strict application of the following section of the Cleveland Codified Ordinances:

1.) Section 357.08(b)(3) which states that a 20' minimum rear yard is required and a 1.25' rear yard is shown.

2.) Section 357.09(b)(2)(C) which states that an 8' interior side street yard is required and a 0' interior side street yard shown.

3.) Section 355.04 which states that in a "C" Area District the maximum gross floor area of the building cannot exceed 1/2 the lot area or in this case 7,022 square feet are permitted and 8,687 square feet are proposed. (Filed September 12, 2018)

Calendar No. 18-203: 2062 West 17th Street (Ward 3)

Berges, owner, proposes to erect a 3 story 4,728 square foot single family residence with attached garage on a 6,135 square foot irregular shaped lot in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following section of the Cleveland Codified Ordinances:

1.) 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.

2.) Section 355.04 which states that the maximum gross floor area shall not be greater than 50 percent of lot size or in this case 3,068 square foot and the appellant is proposing 4,728 square feet.

3.) 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. The proposed distance to main building on side lot is 7' - 0".

4.) Section 357.13(b)(4) which states that a balcony is permitted provided that it shall not project more than 3 feet, does not extend within ten (10) feet of the street line and does not aggregate a vertical area in any story more than twenty percent (20%) of the area of the facade in the story. The balcony would extend within 2' - 7" of the street line.

5.) Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed September 12, 2018)

Calendar No. 18-204: 1856 West 50th Street (Ward 15)

Stacey Smiley, owner, proposes to erect a 20' x 22' two story frame

detached gable with a 4' x 6' open wooden staircase in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following section of the Cleveland Codified Ordinances:

1.) Section 337.23(a) which states that an accessory use in Residence District shall be not less than 10 feet from neighbor house on adjacent lot and the appellant is proposing 2'.

2.) Section 337.23(A) which states that an accessory garage shall not exceed 650 square feet and the appellant is proposing 904 square feet.

3.) Section 353.05 which states that in a Residence District an accessory building shall not exceed 15 feet in height and the appellant is proposing 17.96'. (Filed September 13, 2018)

**POSTPONED FROM
SEPTEMBER 10, 2018**

Calendar No. 18-178: 4219 Orchard Avenue (Ward 3)

Pango Real Estate, owner, proposes to erect two attached single family residences with attached garages on an existing lot of record 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 355.04(a) which states that the minimum lot area for a single family dwelling in a "B" Area District is 6,000 square feet and the lot area is 5,340 square feet. This section also requires a minimum lot width of 50 feet and 30 feet are proposed. The maximum gross floor area shall not be greater than 50 percent of lot size or in this case 2,670 square feet and the appellant is proposing 4,303 square feet.

2. Section 357.09(b)(2)(B) which states that no interior side yard shall be less than 1/4 the height or in this case 8.3 feet as the height of the building is approximately 34' - 7" and 5' - 0" are proposed.

3. Section 357.08 which states that the depth of required rear yard shall be not less than the height of the main building and a 30 foot rear yard is proposed.

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 and a zero foot side yard is proposed.

5. Section 349.07(c) which states that driveway used to provide accessibility to accessory off street parking spaces shall be arranged to minimize traffic congestion. Requires Traffic Engineering approval.

6. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed August 14, 2018 - No Testimony)

First postponement made at the request of the Development Corporation to allow for time for community review.

**POSTPONED FROM
SEPTEMBER 10, 2018**

Calendar No. 18-180: 2338 West 6th Street (Ward 3)

Dave Kozyk, owner, proposes to erect a 1 story frame 22' x 26'

detached garage on vacant lot located in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of Section 337.03 of the Cleveland Codified Ordinances which states that a garage structure on vacant lot is not permitted in Residential District as Primary Use. (Filed August 20, 2018 - No Testimony)

First postponement made at the request of the Development Corporation to allow more time for community review.

**POSTPONED FROM
SEPTEMBER 17, 2018**

Calendar No. 18-91: 13701 Kinsman Road (Ward 4)

Maranatha Bible College, owner, proposes to install an illuminated ID wall sign in a B1 Residence Office District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 350.13 which states that a maximum of one 40 square foot sign per vehicle entrance is permitted and one 320 square foot sign is proposed.

2. Section 350.13(g) which states that electronic display sign for community facility in a Residence District requires BZA approval. (Filed April 19, 2018 - Testimony taken)

Fourth postponement due to the appellant's service in Jury duty. Third postponement made at the request of the Board to allow for time for the appellant to meet with City Planning. Second postponement was made at the request of the city to allow for time for design review. This case was also dismissed on June 4, 2018 for want of prosecution; it was reinstated to July 9, due to a miscommunication between the appellant and the community Development Corporation. First postponement made at the request of city planning to allow for time for design review.

**POSTPONED FROM
SEPTEMBER 24, 2018**

Calendar No. 18-192: 1322 West 65th Street (Ward 15)

Peter & Heather McLaughlin, owners, propose to erect a 20' x 49' two story single family residence with a 20' x 20' detached frame 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 357.09(b)(2)(B) which states that the building height is approximately 25' - 9" thus no Interior Side yard shall be less than 1/4 the height of the building or in this case 6.47' and the owner is proposing 5'.

2. 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 and the proposed distance to one main building is 9' - 9" and 4.17' from the to the other.

3. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed August 30, 2018 - No Testimony)

First postponement made as a result of a change in the plan and the notice of nonconformance.

Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

MONDAY, SEPTEMBER 24, 2018

At the meeting of the Board of Zoning Appeals on Monday, September 24, 2018 the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 18-166: 1963 West 47th Street

Spiegelrl Ohio, LLC., owner, proposes to erect a 2,113 square foot single family house with a detached garage on a 4,224 square foot lot in a B1 Two Family Residential District.

Calendar No. 18-175: 6050 Truscon Avenue

Madprop, LLC., owner, proposes to install a 10 foot tall, battery powered, low voltage (12V,DC), perimeter security system (electric fence) to be located inside of existing chain link fence around a 327,061 square foot lot in a B3 General Industry District.

The following appeals were **DENIED:**

None.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

None.

The following cases were **POSTPONED:**

Calendar No. 18-153 Cleveland Bricks 4610 Clinton Avenue. Postponed to November 12, 2018.

Calendar No. 18-154 Cleveland Bricks 4608 Clinton Avenue. Postponed to November 12, 2018.

Calendar No. 18-192: Peter & Heather McLaughlin 1322 West 65th Street. Postponed to October 8, 2018.

Calendar No. 18-194: Kristina Reisz 6708 Wakefield Avenue. Postponed to October 15, 2018.

The following case was heard by the Board of Zoning Appeals on Monday, September 17, 2018 and the decision was adopted and approved on Monday, September 24, 2018:

The following appeal was **APPROVED:**

Calendar No. 18-190: 1904 West 58th Street

TJ Soto, owner, proposes to erect a new 1 story, 14' x 20' gable garage in a B1 Two Family Residential District.

Secretary

**REPORT OF THE BOARD
OF BUILDING STANDARDS
AND BUILDING APPEALS**

Re: Report of the Meeting of
September 19, 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-154-18.

RE: Appeal of Karen Meske, Owner of the One Dwelling Unit Single-Family Residence One & One-half Story Frame Property, located on the premises known as 4529 West 30th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated May 29, 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 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. Bradley.

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

* * *

Docket A-155-18.

RE: Appeal of Allen Settles, Owner of the R-2 Residential — Non-transient; Apartments (Shared Egress) Two Story Masonry Property, located on the premises known as 3416 East 139th Street from a LEAD VIOLATION, dated June 15, 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 February 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. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-156-18.

RE: Appeal of Janice Z. Streeter, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 2909 East 126th Street from a LEAD VIOLATION, dated June 11, 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 February 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. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-157-18.

RE: Appeal of RSN Holdings I, LLC, Owner of the One Dwelling Unit Single-Family Residence One & One-half Story Frame Property, located on the premises known as 14807 Benwood Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated June 11, 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 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, Bradley, Maschke. Nays: None. Absent: Mr. Saab.

* * *

Docket A-158-18.

RE: Appeal of Persid Perez, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Masonry Property, located on the premises known as 4117 Sackett Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated May 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 grant the Appellant until October 15, 2018 to complete abatement of the violations for the vehicles, and until April 1, 2019 to complete abatement of all violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

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

* * *

Docket A-159-18.

RE: Appeal of Timothy Walker, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 3621 East 118th

Street from a CONDEMNATION ORDER, dated March 18, 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 15, 2018 to obtain all required permits and apply for the rehabilitation program in the Building Department; 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, Bradley, Maschke. Nays: None. Absent: Mr. Saab.

* * *

Docket A-160-18.

RE: Appeal of Akram Jaafar, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 3644 West 47th Place from a NOTICE OF VIOLATION — FIRE DAMAGE, dated July 6, 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-160-18 has been WITHDRAWN, at the request of the Appellant.

* * *

Docket A-161-18.

RE: Appeal of Ann Y. Goens, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Wood Frame/Siding/Masonry Veneer and One Story Garage — Detached; Masonry Property, located on the premises known as 1077 East 97th Street from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated June 18, 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 April 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. Gallagher.

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

* * *

Docket A-162-18.

RE: Appeal of Donna M. Sindyla, Owner of the Two Dwelling Units Two-Family Residence One Story Frame Garage — Detached; Wood Frame Property, located on the premises known as 13421 West Avenue from a CONDEMNATION ORDER-GARAGE, dated June 19, 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-162-18 has been POSTPONED; to be rescheduled for October 3, 2018.

* * *

Docket A-163-18.

RE: Appeal of Clinton Marbury, Owner of the Three Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 3724 East 146th Street from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated June 29, 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 the Appellant's appeal request for additional time, noting that some of the violations are hazardous and the Appellant was not present for this hearing; 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, Bradley, Maschke. Nays: None. Absent: Mr. Saab.

* * *

Docket A-164-18.

RE: Appeal of Mario Lamar Woodruff, Owner of the One Dwelling Unit Single-Family Residence One Story Frame Property, located on the premises known as 10108 Harvard Avenue from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated July 5, 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 the Appellant's appeal request for additional time, noting that some of the violations are hazardous and not being abated, and that the Appellant was not present for this hearing; 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, Bradley, Maschke. Nays: None. Absent: Mr. Saab.

* * *

Docket A-165-18.

RE: Appeal of Darnell Davis/Transformation Property Management, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 11917 Forest Avenue from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated July 17, 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 the Appellant's appeal request for additional time; the property is REMANDED at this time to 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, Bradley, Maschke. Nays: None. Absent: Mr. Saab.

* * *

Docket A-166-18.

RE: Appeal of Nameer Al-Hashimi, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 2113 West 103rd Street from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated July 17, 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-166-18 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-167-18.

RE: Appeal of The Church In Cleveland, Owner of the One Dwelling Unit Single-Family Residence Two & One/half Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 3180 Warren Road (Aka 3186 Warren Road) from a LEAD VIOLATION, dated June 26, 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 February 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. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-168-18.

RE: Appeal of George F. Dixon, Owner of the MXD Mixed Uses — Multiple Uses In One Building Two Story Frame Property, located on the premises known as 9308 Hough Avenue from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated March 19, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-168-18 has been POSTPONED; to be rescheduled for October 17, 2018.

* * *

Docket A-169-18.

RE: Appeal of Barbara Taylor, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 3048 East 128th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated June 25, 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 January 1, 2019 to complete abatement of the violations, first priority being the automobile; 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, Bradley, Maschke. Nays: None. Absent: Mr. Saab.

* * *

Docket A-170-18.

RE: Appeal of Cleveland-OH R-0009 C/O Der-Jenn Liu, Owner of the One Dwelling Unit Single-Family Residence One Story Frame Property, located on the premises known as 4808 East 173rd Street from a NOTICE OF VIOLATION — INTERIOR MAINTENANCE, dated July 24, 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 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. Bradley and seconded by Mr. Gallagher.

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

* * *

AMENDED RESOLUTION:

Docket A-148-18.

Samuel Pangihutan — 3707 East 61st Street:

FROM: ..to DENY the Appellant's appeal request for additional time and to REMAND the property me to the Department of Building and Housing for supervision and any required further action...

TO: ..to grant the Appellant until January 1, 2019 to complete abatement of the violations, with the understanding that the property remain clean and vacant 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...

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

* * *

Docket A-151-18.

Deanne Wheatle — 11505 Hopkins Avenue (Aka 11507 Hopkins Avenue):

FROM: ..to grant the Appellant until October 1, 2018 to obtain all required permits for the rehabilitation plan in the Building Department; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action...

TO: ..grant the Appellant until November 1, 2018 to complete abatement of the violations; the property is REMANDED at this time to Department of Building and Housing for supervision and any required further action...

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

* * *

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-98-18 — Green Road Investments LLC
- A-135-18 — Christine Ignasiak
- A-142-18 — Barry J. Martinis
- A-146-18 — Jimmy J. Christian Jr.
- A-147-18 — Larry Wallace
- A-148-18 — Samuel Pangihutan (Amended)
- A-149-18 — Audrey R. Gibson
- A-150-18 — Christopher Stiedlecki
- A-151-18 — Deanne Wheatle (Amended)
- A-152-18 — David J. Paoletta
- A-153-18 — Eric Stiner
- A-172-18 — Lachelle Bender

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

* * *

APPROVAL OF MINUTES:

Separate motions were entered by Mr. Bradley and seconded by Mr. Gallagher 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):

September 5, 2018

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

* * *

JOSEPH F. DENK
Chairman

PUBLIC NOTICE

NOTICE OF PUBLIC MEETING OF THE CITY RECORDS COMMISSION OF THE CITY OF CLEVELAND

Notice is hereby given, in accordance with Ohio Revised Code Section 121.22(F) and Cleveland Codified Ordinances Section 167.01(a), that the City Records Commission of the City of Cleveland will hold a public meeting on Tuesday, October 9, 2018, at 9:30 a.m., in the City's Law Department located at Room 106 of Cleveland City Hall, 601 Lakeside Avenue, Cleveland, Ohio, for the purpose of reviewing proposed records retention schedules and any other business with respect to records retention and disposal requests and questions.

September 26, 2018 and October 3, 2018

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

Ord. No. 1026-18.

By Council Member McCormack. An ordinance changing the Use, Area, and Height Districts of lands in the Duck Island Neighborhood, northwest of the Flats Industrial Railroad Line east of West 25th Street and south of Lorain Avenue (Map Change 2586).

Anthony Brancatelli, Chair
Committee on Development,
Planning and Sustainability

September 26, 2018 and October 3, 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."

THURSDAY, OCTOBER 11, 2018

File No. 115-18 — Labor and Materials for the Removal, Transport and Disposal of Transformers, for various Divisions, Department of Public Utilities, as authorized by Ordinance No. 1084-17, passed by the Council of the City of Cleveland, December 4, 2017.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, FRIDAY, SEPTEMBER 28, 2018 AT 10:30 A.M. CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, CENTENNIAL 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).

September 19, 2018 and September 26, 2018

FRIDAY, OCTOBER 12, 2018

File No. 114-18 — Materials Handling Equipment, Lifts and Mobile Cranes - Inspection, Maintenance, Repair, and Refurbish, for various Divisions, Department of Public Utilities, as authorized by Ordinance No. 328-15, passed by the Council of the City of Cleveland, April 20, 2015.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, THURSDAY, SEPTEMBER 27, 2018 AT 10:00 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, 5TH FLOOR SITUATION 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).

September 19, 2018 and September 26, 2018

FRIDAY, OCTOBER 19, 2018

File No. 116-18 — Labor and Materials Necessary to Provide Snow and Ice Removal Services for Various Common Gates at Cleveland Hopkin's International Airport, for the Division of Airports, Department of Port Control, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, THURSDAY, OCTOBER 4, 2018 AT 10:00 A.M. CLEVELAND HOPKIN'S INTERNATIONAL, CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135.

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).

September 26, 2018 and October 3, 2018

WEDNESDAY, OCTOBER 31, 2018

File No. 117-18 — Purchase of Heil Packer Body Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, TUESDAY, OCTOBER 16, 2018 AT 10:00 A.M. DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH, NEWBURGH HEIGHTS, 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).

File No. 118-18 — Purchase of John Deere Mower Parts and Labor (Re-Bid), for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, TUESDAY, OCTOBER 16, 2018 AT 10:30 A.M. DIVISION OF MOTOR VEHICLE MAINTENANCE BUILDING 1, 4150 EAST 49TH STREET, NEWBURGH HEIGHTS, 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).

September 26, 2018 and October 3, 2018

**ADOPTED RESOLUTIONS
AND ORDINANCES**

Res. No. 1100-18.

By Council Member Kelley (by departmental request).

An emergency resolution accepting the amounts and rates as determined by the Cuyahoga County Budget Commission and authorizing the necessary tax levies and certifying them to the County Fiscal Officer.

Whereas, this Council, under the provisions of law, has adopted a Tax Budget for the fiscal year commencing January 1, 2019; and

Whereas, the Budget Commission of Cuyahoga County, Ohio, has certified its action on the Tax Budget to this Council together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council and what part is within and what part is outside the 10-mill tax limitation; and

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

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

Section 1. That the amounts and rates as determined by the Budget Commission in its certification are accepted.

Section 2. That there is levied on the tax duplicate of the City of Cleveland the rate of each tax necessary to be levied within and without the 10-mill tax limitation, as follows:

**SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY
TAX APPROVED BY BUDGET COMMISSION
AND COUNTY AUDITOR'S ESTIMATE TAX RATES**

Fund	Amount to be Derived From Levies	Amount Approved By Budget Commission	County Fiscal Officer's Estimate of Tax Rate To Be Levied	
	Outside 10-Mill Limitation	Inside 10-Mill Limitation	Inside 10-Mill Limitation	Outside 10-Mill Limitation
	Column II	Column IV	Column V	Column VI
GENERAL FUND			----	7.75
GENERAL BOND				
RETIREMENT FUND			4.35	----
POLICE PENSION FUND			----	0.30
FIRE PENSION FUND			0.05	0.25
TOTAL			4.40	8.30

Section 3. That the Clerk of Council is directed to certify a copy of this resolution to the County Fiscal Officer of Cuyahoga County.

Section 4. That this resolution is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Adopted September 17, 2018.

Effective September, 18, 2018.

Res. No. 1101-18.

By Council Member Kelley (by departmental request).

An emergency resolution requesting the County Fiscal Officer to make advances during the year 2019, pursuant to Section 321.34, Ohio Revised Code.

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

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

Section 1. That under Section 321.34 of the Revised Code, the County Fiscal Officer is hereby requested to draw, and the County Treasurer to pay on draft or drafts made payable to the Treasury of the City of Cleveland, any money that may be in the County Treasury from time to time during the year 2019 and

credited to the account of the City of Cleveland and lawfully applicable to the purpose of the 2019 fiscal year, during which year such request will be made. The payments are to be made from time to time in accordance with the schedule set by Cuyahoga County.

Section 2. That the Clerk of Council is directed to transmit a certified copy of this resolution to the County Fiscal Officer.

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 September 17, 2018.

Effective September 18, 2018.

Res. No. 1160-18.

By Council Member Bishop.

An emergency resolution objecting to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit to 4005-07 East 131st Street and patio.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit from Kitt, LLC, 4005-07 East 131st Street and patio, Cleveland, Ohio 44105, Permit Number 4685380 to Five of Them, Inc., DBA Drink Bar, 4005-07 East 131st Street and patio, Cleveland, Ohio 44105, Permit Number 2759855; and

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

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

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

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

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

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit from Kitt, LLC, 4005-07 East 131st Street and patio, Cleveland, Ohio 44105, Permit Number 4685380 to Five of Them, Inc., DBA Drink Bar, 4005-07 East 131st Street and patio, Cleveland, Ohio 44105, Permit Number 2759855; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted September 17, 2018.
Effective September 18, 2018.

Res. No. 1161-18.
By Council Member J. Jones.
An emergency resolution withdrawing objection to the renewal of a D2, D2X, D3, D3A and D6 Liquor Permit at 4170 Lee Road and repealing Resolution No. 815-16 objecting to said renewal.

Whereas, this Council objected to the renewal of a D2, D2X, D3, D3A and D6 Liquor Permit, Permit No.

2830807 owned by 4170 Lee Road Tavern, LLC, DBA New Sir Rah House, 4170 Lee Road and patio, Cleveland, Ohio 44128, by Resolution No. 815-16 adopted by the Council on July 13, 2016; and

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

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

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

Section 1. That objection to the renewal of a D2, D2X, D3, D3A and D6 Liquor Permit, Permit No. 2830807 owned by 4170 Lee Road Tavern, LLC, DBA New Sir Rah House, 4170 Lee Road and patio, Cleveland, Ohio 44128, be and the same is hereby withdrawn and Resolution No. 815-16, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

Section 2. That this resolution is hereby declared to be an emergency measure and provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted September 17, 2018.
Effective September 18, 2018.

Ord. No. 687-18.
By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to enter into one or more requirement contracts without competitive bidding with TPG Pressure, Inc. dba Thompson Pipe Group - Pressure for the purchase of concrete pipe adapters, repair saddles and accessories, for the Division of Water, Department of Public Utilities, for a period not to exceed 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 this Council determines that the within commodities are non-competitive and cannot be secured from any source other than TPG Pressure, Inc. dba Thompson Pipe Group - Pressure. Therefore, the Director of Public Utilities is authorized to make one or more written requirement contracts with TPG Pressure, Inc. dba Thompson Pipe Group - Pressure, at a cost not to exceed \$380,000, for the requirements for a period not to exceed two years of the necessary items of concrete pipe adapters, repair saddles and accessories, to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Division of Water, Department of Public Utilities.

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 2018-13)

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed September 17, 2018.
Effective September 18, 2018.

Ord. No. 689-18.
By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to exercise the first options to renew various contracts for general training to supplement the department's employee training and development program, for the Department of Public Utilities.

Whereas, under the authority of Ordinance No. 1108-15, passed November 9, 2015, the Director of Public Utilities entered into Contract Nos. CT 2002 PS 2016-258 with Kent State University and CT 2002 PS 2016-291 with Operator Training Committee of Ohio, Inc. (OTCO); and

Whereas, Ordinance No. 1108-15 requires further legislation before exercising the first option to renew on these contracts; and

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

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

Section 1. That the Director of Public Utilities is authorized to exercise the first option to renew on Contract No. CT 2002 PS 2016-258 with Kent State University for general training to supplement the department's employee training and development program, for the Department of Public Utilities.

Section 2. That the Director of Public Utilities is authorized to exercise the first option to renew on Contract No. CT 2002 PS 2016-291 with OTCO in the total approximate amount of \$40,000, for general training to supplement the department's employee training and development program, for the Department of Public Utilities.

Section 3. That the cost of the option to renew Contract No. CT 2002 PS 2016-291 with OTCO shall be paid from Fund Nos. 52 SF 001 and 54 SF 001, Request No. RQS 2002, RL 2018-42.

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 September 17, 2018.
Effective September 18, 2018.

Ord. No. 694-18.

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 necessary to maintain control systems; authorizing the purchase by one or more requirement contracts of labor and materials necessary to maintain control systems, including replacement parts, equipment, computer software, software upgrades, support software, software implementation, system changes, configurations, programming, training, upgrades, services and support and maintenance, and software related components necessary for the operation of the systems; and authorizing the Director to enter into one or more requirement contracts with various companies to provide critical proprietary components for the systems, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, 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 employ by contract or contracts one or more consultants, computer software developers, or vendors or one or more firms of consultants, computer software developers, or vendors for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland necessary to design software or acquisition of software licenses, updates, applications, and peripheral ancillary devices, and other related professional services, including but not limited to, maintenance and installation, needed to maintain control systems for a period up to two years.

Section 2. The selection of the consultants, computer software developers, or vendors for the services described above, shall be made by the Board of Control on the nomination of the Director of Public Utilities from a list of qualified consultants, computer software developers, or vendors 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. 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 3. 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 the necessary items of the following requirements which are not obtained under a professional services contract authorized in this ordinance: labor and materials necessary to maintain control systems, including replacement parts, equip-

ment, computer software, software upgrades, support software, software implementation, system changes, configurations, programming, training, upgrade, services and support and maintenance, and software related components necessary for the operation of the systems, 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 Divisions of Water, Water Pollution Control, and 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 4. That this Council determines that the within commodities are non-competitive and cannot be secured from any source other than HSQ Technology, Hach Company, Advanced Control Systems, Inc., fka EFACEC ASC, Inc., and Rexel Inc. Therefore, the Director of Public Utilities is authorized to make one or more written requirement contracts with HSQ Technology, Hach Company, Advanced Control Systems, Inc., fka EFACEC ASC, Inc., and Rexel Inc., for the requirements for a period not to exceed a period up to two years, of the necessary items of materials, equipment, supplies, services, software, software integration, labor, and training necessary, as appropriate, to repair, replace, or maintain critical proprietary components of the systems, to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities.

Section 5. 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 2002, RL 2018-12)

Section 6. That the Director of Public Utilities is authorized to sign any third party software license agreements necessary to effect the purposes of this ordinance.

Section 7. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative agreements 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 8. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all

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

Passed September 17, 2018.
Effective September 18, 2018.

Ord. No. 696-18.

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of pumps, electric motors, controls, transformers, circuit breakers, switchgear and appurtenances, and for materials, equipment, supplies, parts, and services necessary to test, maintain, replace, and repair water pumps, electric motors, controls, transformers, circuit breakers, switchgear and appurtenances, including but not limited to inspection, supplies, repairing, testing, labor, and installation, if necessary, for the Division of Water, 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 the necessary items of pumps, electric motors, controls, transformers, circuit breakers, switchgear and appurtenances, and for materials, equipment, supplies, parts, and services necessary to test, maintain, replace, and repair water pumps, electric motors, controls, transformers, circuit breakers, switchgear and appurtenances, including but not limited to inspection, supplies, repairing, testing, labor, and installation, if necessary, 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 Water, 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 2018-14).

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 September 17, 2018.

Effective September 18, 2018.

Ord. No. 921-18.
By Council Members Keane and Kelley (by departmental request).
An emergency ordinance authorizing the Director of Public Utilities to enter into one or more contracts without competitive bidding with OPEX Corporation for the purchase of on-call maintenance services for mail extractors, scanners, and ID assist towers and annual license fees on covered equipment, for Utilities Fiscal Control, 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 this Council determines that the within commodities are non-competitive and cannot be secured from any source other than OPEX Corporation. Therefore the Director of Public Utilities is authorized to make one or more written contracts with OPEX Corporation the basis of its proposal dated May 25, 2018 and revised on June 8, 2018, for the purchase of on-call maintenance services for up to six (6) mail extractors, up to six (6) scanners, and up to six (6) ID assist towers, to be purchased by the Commissioner of Purchases and Supplies, for Utilities Fiscal Control, Department of Public Utilities, for a period of two years. The agreement will also include the city's obligation to pay any annual license fees for covered equipment. The contract or contracts authorized shall not exceed \$123,510.00 and shall be paid from Fund No. 50 SF 003, RQS 2005, RL 2018-67.

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 September 17, 2018.

Effective September 18, 2018.

Ord. No. 922-18.
By Council Members Keane and Kelley (by departmental request).
An emergency ordinance determining the method of making the public improvement of renewing, repairing, and replacing various water mains for work commencing in 2019 and 2020; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement.

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

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

Section 1. That, under Section 167 of the Charter of the City of Cleveland, it is determined to make the public improvement of renewing, repairing, and replacing various water mains for work commencing in 2019 and 2020, including but not limited to, cleaning, lining, and structural lining, for the Division of Water, Department of Public Utilities, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding upon a unit basis for the improvement.

Section 2. That the Director of Public Utilities is authorized to enter into one or more contracts for the making of the public improvement with the lowest responsible bidder or bidders after competitive bidding upon a unit basis for the improvement, provided, however, that each separate trade and each distinct component part of the improvement may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract upon a unit basis.

Section 3. That the Director of Public Utilities is authorized to apply and pay for permits, licenses, or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this ordinance.

Section 4. That the cost of the improvement and other expenditures authorized shall be paid from Fund No. 52 SF 001 and from the fund or funds to which are credited the sale from the proceeds of future bonds, if issued for this purpose, RQS 2002, RL 2018-41.

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 September 17, 2018.

Effective September 18, 2018.

Ord. No. 1036-18.
By Council Members Zone and Kelley (by departmental request).
An emergency ordinance authorizing the Director of Public Safety to enter into one or more contracts with Motorola Solutions, Inc. for professional services necessary to

maintain the existing video surveillance system, for a period of one year, with one option to renew for an additional one-year period exercisable by the Director of Public Safety.

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 enter into one or more contracts with Motorola Solutions, Inc. for professional services necessary to maintain the existing video surveillance system, for a period of one year, with one option to renew for an additional one-year period, exercisable by the Director of Public Safety. The contract or contracts shall be paid from Fund No. 01-6001-6615. (RQS 6001, RL 2018-94)

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 September 17, 2018.

Effective September 18, 2018.

Ord. No. 1042-18.
By Council Members Keane and Kelley (by departmental request).
An emergency ordinance authorizing the Director of Public Utilities to enter into an agreement with the Village of Cuyahoga Heights for the reconstruction/relocation of an existing sewer connection that serves a business in Cuyahoga Heights in connection with the Towpath Trail Stage 1 Project.

Whereas, the Towpath Trail Stage 1 Project is underway and is part of the larger Towpath Trail Project; and

Whereas, in order to complete a pedestrian bridge structure that will serve Trail users crossing the Cuyahoga River, it is necessary to re-engineer waste disposal for a business in the Village of Cuyahoga Heights; and

Whereas, the most appropriate engineering solution to complete the trail is to replace an existing package plant with a lift station, and to divert the flow to a Cleveland Water Pollution Control ("WPC") pipe; and

Whereas, the proposed new sewer connection and equipment will be constructed as part of the Trail Project, with no costs to WPC other than acceptance of sewage flow, the cost of which will be paid by the Village of Cuyahoga Heights; and

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

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

Section 1. That the Director of Public Utilities is authorized to enter into an agreement with the Village of Cuyahoga Heights for the reconstruction/relocation of an existing sewer connection that

serves a business in Cuyahoga Heights, which involves the replacement of a package plant with a lift station, and the diversion of the flow of sewage into the first Cleveland Water Pollution Control pipe on the west side of the Cuyahoga River ("Sanitary Sewer Connection"). The agreement shall provide for WPC to bill Cuyahoga Heights for the disposal of sewage from this business and any future users in the area at the then-existing rates charged to City of Cleveland customers pursuant to Codified Ordinance Chapters 541 and 543, and any future amendments thereof, including connection fees and service rates. The Director is further authorized to enter into any and all inter-agency agreements, leases, permits and/or cooperative agreements needed for the Sanitary Sewer Connection.

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 September 17, 2018.
Effective September 18, 2018.

Ord. No. 1043-18.

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

An emergency ordinance cause payment to Cuyahoga County for reimbursement of the cost difference of City-specified pipe material used in the Towpath Trail Stage 1 Project.

Whereas, the Towpath Trail Stage 1 Project is underway and is part of the larger Towpath Trail Project; and

Whereas, the Towpath Trail Stage 1 Project required Cuyahoga County (the "County") to bid out pipe material; and

Whereas, the Ohio Department of Transportation ("ODOT") requires pipe specifications to be open sourced; and

Whereas, the specific pipe material requested by the Division of Water Pollution Control was bid by the County as an add-alternate and per ODOT's open source policy, local communities are required to fund the difference in cost between open-bid items and alternate-bid items that are required to meet local agency standards; 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 authorizes payment to Cuyahoga County of the City's share of the difference in cost of specified pipe materials required by the Division of Water Pollution Control used in the Towpath Trail Project Stage 1, in an amount not to exceed \$10,000, payable from Fund No. 54 SF 001, Request No. 2003, RL 2018-86.

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 September 17, 2018.
Effective September 18, 2018.

Ord. No. 1102-18.
By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to apply for and accept a grant from the Substance Abuse and Mental Health Services Administration for the Recovery Project III to expand evidence-based treatment for Specialized Dockets defendants; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals 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 Finance, on behalf of the Cleveland Municipal Court, is authorized to apply for and accept a grant in the amount of \$2,000,000, and any other funds that become available during the grant term, for the Recovery Project III program to expand evidence-based treatment for Specialized Dockets defendants from the Substance Abuse and Mental Health Services Administration (SAMHSA); 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 legislative summary for the grant contained in the file described below.

Section 2. That the legislative summary for the grant, File No. 1102-18-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. 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 Finance, on behalf of the Cleveland Municipal Court, may sign all documents and do all things that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 4. That the Director of Finance, on behalf of the Cleveland Municipal Court, is authorized to enter into one or more contracts with or make payments to Moore Counseling and Mediation Services, Inc., Community Assessment and Treatment Services, Case Western Reserve University, John Carroll University, and other agencies, entities, or individuals, needed to implement the grant as described in the file.

Section 5. That the costs of the contract or contracts or any payments authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds 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 September 17, 2018.
Effective September 18, 2018.

Ord. No. 1109-18.

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

An emergency ordinance authorizing the Directors of Public Works and Finance to enter into one or more contracts with the Cleveland Metropolitan School District to conduct recreational, cultural, and extracurricular programs for the benefit of school children during the 2017-18 school year.

Whereas, under Ordinance No. 1025-A-95, passed June 28, 1995, tax revenues from levying the parking facility tax and increases in the motor vehicle lessor tax and the admission tax can be used to fund recreational, cultural, and extracurricular programs within the Cleveland School system; and

Whereas, the Joint Board established by Ordinance No. 1025-A-95 has recommended that a portion of the tax proceeds be used to fund a number of recreational, cultural, and extracurricular programs for City school children during the 2017-18 school year, including dance, drama, instrumental, vocal, cheerleading, aquatic, sports, and academic enrichment programs; and

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

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

Section 1. That the Directors of Public Works and Finance are authorized to enter into one or more contracts with the Cleveland Metropolitan School District to conduct various recreational, cultural and extracurricular programs for the benefit of City school children during the 2017-18 school year, under the 2016-17 program description contained in File No. 1109-18-A. The cost of the contract or contracts shall not exceed \$950,000 and shall be paid from Fund No. 11 SF 035, Request No. RQS 7001, RL 2018-25.

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 September 17, 2018.
Effective September 18, 2018.

Ord. No. 1158-18.
By Council Member Griffin.
An emergency ordinance authorizing the Director of the Department of Public Works to enter into an agreement with Cleveland Neighborhood Progress for the Britt Oval Project through the use of Ward 6 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Public Works is hereby authorized to enter into an agreement with Cleveland Neighborhood Progress for the Britt Oval Project for the public purpose of developing an outdoor amenity known as the Britt Oval to provide a shared recreational and social activity space for Cleveland residents through the use of Ward 6 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$40,000 and shall be paid from Fund No. 10 SF 188.

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

Section 4. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed September 17, 2018.
 Effective September 18, 2018.

Ord. No. 1164-18.
By Council Member B. Jones.
An emergency ordinance authorizing the issuance of a Mobile Permit to Delma Holder to engage in mobile vending in Ward 7.

Whereas, pursuant to Section 675.07 of the Codified Ordinances of Cleveland, Ohio, 1976, (the "Codified Ordinances") the consent of Council expressed by ordinance is a prerequisite to peddling upon public rights of way outside of the Central Business District; and

Whereas, This Council has considered the request of Delma Holder to engage in mobile vending outside of the Central Business district, and has determined that it is in the public interest to allow Delma Holder to engage in mobile vending in Ward 7; 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 consents, as required by, Section 675.08 of the Codified Ordinances to allow to Delma Holder to engage in mobile vending in the public rights of way in Ward 7.

Section 2. That all of the requirements of Chapter 675 of the Codified Ordinances shall apply to the persons named in Section 1 of this ordinance.

Section 3. That the privilege granted may be revoked at any time by this Council.

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 September 17, 2018.
 Effective September 18, 2018.

COUNCIL COMMITTEE MEETINGS

**Monday, September 24, 2018
 9:30 a.m.**

Health and Human Services Committee: Present: Griffin, Chair; McCormack, Vice Chair; Conwell, B. Jones, Hairston, Santana. *Authorized Absence:* Zone.

2:00 p.m.

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

**Tuesday, September 25, 2018
 9:30 a.m.**

Development, Planning and Sustainability (Zoning) Committee: Present: Brancatelli, Chair; Bishop, Hairston, B. Jones, Keane, McCormack. *Authorized Absence:* Cleveland, Vice Chair.

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

1:30 p.m.

Utilities Committee: Present: Keane, Chair; Kazy, Vice Chair; Bishop, Hairston, McCormack, Polensek. *Authorized Absence:* Santana.

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O—Ordinance; R—Resolution; F—File
 Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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City Planning Commission

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 Designating old Detroit Avenue between West 24th Street and Center Street as a residential
 permit parking area for Stonebridge Tower residents. (R 751-18)1614

Clean Ohio Fund Greenspace Conservation Program

Supporting Western Reserve Land Conservancy’s Clean Ohio Fund Greenspace Conservation
 Program application to fund trail and park infrastructure installation at the former
 Henninger Landfill as part of the Lower Big Creek Project in the City of Cleveland.
 (R 1188-18)1613

Cleveland Hopkins International Airport (CHIA)

Authorizing the Director of Port Control to employ one or more professional consultants to
 replace the remaining obsolete fire alarm, fire suppression, sprinkler, and Deluge
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 (O 744-18)1613
 Authorizing the Director of Port Control to enter into one or more leases by way of concession
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 legislative authority. (O 1182-18)1609

Determining the method of making the public improvement of constructing the new terminal storm sewer pumps at Cleveland Hopkins International Airport; authorizing the Director of Port control to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to employ one or more professional consultants necessary to design the improvement. (O 746-18)	1613
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Construction Gap Funding

To amend Section 2b of Ordinance No. 565-17, passed June 5, 2017, as amended by Ordinance No. 658-18, passed May 21, 2018, relating to construction gap funding to encourage the construction and rehabilitation of single family homes. (O 1185-18)1611

Contracts

Authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to apply for and accept a grant from the Substance Abuse and Mental Health Services Administration for the Recovery Project III to expand evidence based treatment for Specialized Dockets defendants; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant. (O 1102-18)1625
 Authorizing the Director of Port Control to exercise the first options to renew various contracts for the requirements of heavy duty equipment, snow removal equipment, large capacity trucks, and other equipment with operators, for the Department of Port Control. (O 916-18)1614
 Authorizing the Director of Public Utilities to enter into one or more contracts without competitive bidding with OPEX Corporation for the purchase of on call maintenance services for mail extractors, scanners, and ID assist towers and annual license fees on covered equipment, for Utilities Fiscal Control, Department of Public Utilities, for a period of two years. (O 921-18)1624
 Authorizing the Director of Public Utilities to enter into one or more requirement contracts without competitive bidding with TPG Pressure, Inc. dba Thompson Pipe Group Pressure for the purchase of concrete pipe adapters, repair saddles and accessories, for the Division of Water, Department of Public Utilities, for a period not to exceed two years. (O 687-18)1622
 Authorizing the Director of Public Utilities to exercise the option to renew Contract No. CT 2004 PS 2017-4 with Brillieny, Inc. to provide an online consumer engagement program for the Division of Cleveland Public Power, Department of Public Utilities. (O 1181-18)1609
 Authorizing the Directors of Public Works and Finance to enter into one or more contracts with the Cleveland Metropolitan School District to conduct recreational, cultural, and extracurricular programs for the benefit of school children during the 2017-18 school year. (O 1109-18)1625
 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)1608
 Authorizing the purchase by one or more requirement contracts of pumps, electric motors, controls, transformers, circuit breakers, switchgear and appurtenances, and for materials, equipment, supplies, parts, and services necessary to test, maintain, replace, and repair water pumps, electric motors, controls, transformers, circuit breakers, switchgear and appurtenances, including but not limited to inspection, supplies, repairing, testing, labor, and installation, if necessary, for the Division of Water, Department of Public Utilities, for a period up to two years. (O 696-18)1623
 Authorizing the purchase by one or more requirement contracts of self-contained breathing apparatus, for the Division of Fire, Department of Public Safety, for a term of one year, with one option to renew for an additional one-year period, exercisable by the Director of Public Safety. (O 1110-18)1614
 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)1608
 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)1609
 To amend Section 1 of Ordinance No. 941-17, passed October 9, 2017, relating to exercising options to renew contracts for services and materials necessary to maintain and repair vehicles, trucks, and various types of equipment. (O 914-18)1614

Cuyahoga County

Cause payment to Cuyahoga County for reimbursement of the cost difference of City specified pipe material used in the Towpath Trail Stage 1 Project. (O 1043-18)1625

Cuyahoga County Fiscal Officer

- Accepting the amounts and rates as determined by the Cuyahoga County Budget Commission and authorizing the necessary tax levies and certifying them to the County Fiscal Officer. (R 1100-18)1621
- Requesting the County Fiscal Officer to make advances during the year 2019, pursuant to Section 321.34, Ohio Revised Code. (R 1101-18)1621

Economic Development Department

- Authorizing the Director of Economic Development to enter into a grant agreement with Downtown Cleveland Alliance, or its designee, to provide economic development assistance to partially finance the costs associated with bringing the Tall Ships Festival to Cleveland in 2019. (O 1184-18)1611

Energy Efficiency Day

- Declaring October 5, 2018 Energy Efficiency Day and urging residents to support this City’s clean energy goals and move toward more energy efficiency now and in the future. (R 1162-18)1614

Finance Department

- Accepting the amounts and rates as determined by the Cuyahoga County Budget Commission and authorizing the necessary tax levies and certifying them to the County Fiscal Officer. (R 1100-18)1621
- Authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to apply for and accept a grant from the Substance Abuse and Mental Health Services Administration for the Recovery Project III to expand evidence based treatment for Specialized Dockets defendants; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant. (O 1102-18)1625
- Authorizing the Directors of Public Works and Finance to enter into one or more contracts with the Cleveland Metropolitan School District to conduct recreational, cultural, and extracurricular programs for the benefit of school children during the 2017-18 school year. (O 1109-18)1625
- Requesting the County Fiscal Officer to make advances during the year 2019, pursuant to Section 321.34, Ohio Revised Code. (R 1101-18)1621
- To amend Section 2b of Ordinance No. 565-17, passed June 5, 2017, as amended by Ordinance No. 658-18, passed May 21, 2018, relating to construction gap funding to encourage the construction and rehabilitation of single family homes. (O 1185-18)1611
- To amend Section 181.102 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 667-18, passed May 21, 2018, relating to authorization to purchase software licenses, updates, upgrades, enhancements, training, technical support, maintenance and repairs. (O 1183-18)1610

Fire Division

- Authorizing the purchase by one or more requirement contracts of self -contained breathing apparatus, for the Division of Fire, Department of Public Safety, for a term of one year, with one option to renew for an additional one-year period, exercisable by the Director of Public Safety. (O 1110-18)1614

Grant Agreement

- Authorizing the Director of Economic Development to enter into a grant agreement with Downtown Cleveland Alliance, or its designee, to provide economic development assistance to partially finance the costs associated with bringing the Tall Ships Festival to Cleveland in 2019. (O 1184-18)1611

Grants

- Authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to apply for and accept a grant from the Substance Abuse and Mental Health Services Administration for the Recovery Project III to expand evidence based treatment for Specialized Dockets defendants; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant. (O 1102-18)1625

Health Department

- Amending the Title and Section 1 of Ordinance No. 784-18, passed June 4, 2018 as it pertains to authorizing the Director of the Department of Public Health to enter into an agreement with the Neighborhood Leadership Institute for the Boys to Men Health & Empowerment Program through the use of Ward 8 Casino Revenue Funds. (O 1189-18)1612
- Authorizing the Director of the Department of Public Health to enter into agreement with Burten, Bell, Carr Development Inc. for the Buckeye Summer Soul Series Project through the use of Ward 6 Casino Revenue Funds. (O 1192-18)1613

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)1611

Lease By Way of Concession

Authorizing the Director of Port Control to enter into one or more leases by way of concession with one or more entities for the operation of a valet parking service at Cleveland Hopkins International Airport, for the Department of Port Control, for a period of two years, with three one-year options to renew, the first of which shall require additional legislative authority. (O 1182-18)1609

Liquor Permits

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 #7140205. Transfer of Ownership Application, C1. Quick Lee LLC, 3895 Lee Rd. (Ward 1). (F 1174-18)1607
 #8396464. Economic Development Transfer Application, D5. Soul Café, Inc., 3400 St. Clair Ave. (Ward 7). (F 1172-18)1607
 #8696650. Transfer of Ownership Application, D5J D6. Sunny K LLC, 11311 Euclid Ave. (Ward 9). (F 1175-18)1607
 #9565230. Economic Development Transfer Application, D5 D6. Whistle & Keg II LLC, 812 Huron Rd. (Ward 3). (F 1171-18)1607
 Objecting to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit to 4005-07 East 131st Street and patio. (R 1160-18)1621
 Withdrawing objection to the renewal of a D2, D2X, D3, D3A and D6 Liquor Permit at 4170 Lee Road and repealing Resolution No. 815-16 objecting to said renewal. (R 1161-18)1622

Merrick House

Authorizing the Director of the Department of Public Works to enter into an agreement with Merrick House for the Tremont Arts & Cultural Expo through the use of Wards 3, 12 and 14 Casino Revenue Funds. (O 1191-18)1612

Oath of Office

Oath of Office for Ashley Mostella, Police Review Board Member, City of Cleveland. (F 1170-18)1607

Ohio Public Works Commission

Supporting Western Reserve Land Conservancy's Clean Ohio Fund Greenspace Conservation Program application to fund trail and park infrastructure installation at the former Henninger Landfill as part of the Lower Big Creek Project in the City of Cleveland. (R 1188-18)1613

Ohio Revised Code

Requesting the County Fiscal Officer to make advances during the year 2019, pursuant to Section 321.34, Ohio Revised Code. (R 1101-18)1621

Parking

Authorizing the Director of Port Control to enter into one or more leases by way of concession with one or more entities for the operation of a valet parking service at Cleveland Hopkins International Airport, for the Department of Port Control, for a period of two years, with three one-year options to renew, the first of which shall require additional legislative authority. (O 1182-18)1609
 Designating old Detroit Avenue between West 24th Street and Center Street as a residential permit parking area for Stonebridge Tower residents. (R 751-18)1614

Peddlers

Authorizing the issuance of a Mobile Permit to Delma Holder to engage in mobile vending in Ward 7. (O 1164-18)1626

Permits

Authorizing the issuance of a Mobile Permit to Delma Holder to engage in mobile vending in Ward 7. (O 1164-18)1626

Police Review Board

Oath of Office for Ashley Mostella, Police Review Board Member, City of Cleveland. (F 1170-18)1607

Port Control Department

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located on Brookpark Road near NASA Glenn Research Center to 21000 Brookpark Landlord, LLC, for purposes of providing parking for a redevelopment to be located in Fairview Park; and to enter into a purchase and sale agreement. (O 1187-18)1611

Authorizing the Director of Port Control to employ one or more professional consultants to replace the remaining obsolete fire alarm, fire suppression, sprinkler, and Deluge electronic components and infrastructure at Cleveland Hopkins International Airport. (O 744-18)1613

Authorizing the Director of Port Control to enter into one or more leases by way of concession with one or more entities for the operation of a valet parking service at Cleveland Hopkins International Airport, for the Department of Port Control, for a period of two years, with three one-year options to renew, the first of which shall require additional legislative authority. (O 1182-18)1609

Authorizing the Director of Port Control to exercise the first options to renew various contracts for the requirements of heavy duty equipment, snow removal equipment, large capacity trucks, and other equipment with operators, for the Department of Port Control. (O 916-18)1614

Determining the method of making the public improvement of constructing the new terminal storm sewer pumps at Cleveland Hopkins International Airport; authorizing the Director of Port control to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to employ one or more professional consultants necessary to design the improvement. (O 746-18)1613

Determining the method of making the public improvement of rehabilitating existing landside roadway pavements at Cleveland Hopkins International Airport; authorizing the Director of Port Control to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to employ one or more professional consultants necessary to design the Improvement. (O 747-18)1614

To amend Section 1 of Ordinance No. 941-17, passed October 9, 2017, relating to exercising options to renew contracts for services and materials necessary to maintain and repair vehicles, trucks, and various types of equipment. (O 914-18)1614

Professional Services Contracts

Authorizing the Director of Port Control to employ one or more professional consultants to replace the remaining obsolete fire alarm, fire suppression, sprinkler, and Deluge electronic components and infrastructure at Cleveland Hopkins International Airport. (O 744-18)1613

Authorizing the Director of Public Safety to enter into one or more contracts with Motorola Solutions, Inc. for professional services necessary to maintain the existing video surveillance system, for a period of one year, with one option to renew for an additional one-year period exercisable by the Director of Public Safety. (O 1036-18)1624

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)1611

Authorizing the Director of Public Utilities to exercise the first options to renew various contracts for general training to supplement the department's employee training and development program, for the Department of Public Utilities. (O 689-18)1622

Determining the method of making the public improvement of constructing the new terminal storm sewer pumps at Cleveland Hopkins International Airport; authorizing the Director of Port control to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to employ one or more professional consultants necessary to design the improvement. (O 746-18)1613

Determining the method of making the public improvement of rehabilitating existing landside roadway pavements at Cleveland Hopkins International Airport; authorizing the Director of Port Control to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to employ one or more professional consultants necessary to design the Improvement. (O 747-18)1614

Public Hearings (Notices)

Changing the Use, Area, and Height Districts of lands in the Duck Island Neighborhood, northwest of the Flats Industrial Railroad Line east of West 25th Street and south of Lorain Avenue (Map Change 2586). (O 1026-18)1620

Public Improvement Contracts

Determining the method of making the public improvement of constructing the new terminal storm sewer pumps at Cleveland Hopkins International Airport; authorizing the Director of Port control to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to employ one or more professional consultants necessary to design the improvement. (O 746-18)1613

Determining the method of making the public improvement of rehabilitating existing landside roadway pavements at Cleveland Hopkins International Airport; authorizing the Director of Port Control to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to employ one or more professional consultants necessary to design the Improvement. (O 747-18)1614

Determining the method of making the public improvement of renewing, repairing, and replacing various water mains for work commencing in 2019 and 2020; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement. (O 922-18)1624

Public Works

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located at 7654 Broadway Avenue to 7710 Broadway Avenue Propco LLC, or its designee, for purposes of redevelopment. (O 1176-18)1608

Authorizing the Director of the Department of Public Works to enter into an agreement with Cleveland Neighborhood Progress for the Britt Oval Project through the use of Ward 6 Casino Revenue Funds. (O 1158-18)1626

Authorizing the Directors of Public Works and Finance to enter into one or more contracts with the Cleveland Metropolitan School District to conduct recreational, cultural, and extracurricular programs for the benefit of school children during the 2017-18 school year. (O 1109-18)1625

Purchase Agreement

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located on Brookpark Road near NASA Glenn Research Center to 21000 Brookpark Landlord, LLC, for purposes of providing parking for a redevelopment to be located in Fairview Park; and to enter into a purchase and sale agreement. (O 1187-18)1611

Purchases and Supplies Division

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located at 7654 Broadway Avenue to 7710 Broadway Avenue Propco LLC, or its designee, for purposes of redevelopment. (O 1176-18)1608

Resolution of Support

Declaring October 5, 2018 Energy Efficiency Day and urging residents to support this City’s clean energy goals and move toward more energy efficiency now and in the future. (R 1162-18)1614

Supporting Western Reserve Land Conservancy’s Clean Ohio Fund Greenspace Conservation Program application to fund trail and park infrastructure installation at the former Henninger Landfill as part of the Lower Big Creek Project in the City of Cleveland. (R 1188-18)1613

Safety Department

Authorizing the Director of Public Safety to enter into one or more contracts with Motorola Solutions, Inc. for professional services necessary to maintain the existing video surveillance system, for a period of one year, with one option to renew for an additional one-year period exercisable by the Director of Public Safety. (O 1036-18)1624

Authorizing the purchase by one or more requirement contracts of self-contained breathing apparatus, for the Division of Fire, Department of Public Safety, for a term of one year, with one option to renew for an additional one-year period, exercisable by the Director of Public Safety. (O 1110-18)1614

Designating old Detroit Avenue between West 24th Street and Center Street as a residential permit parking area for Stonebridge Tower residents. (R 751-18)1614

Oath of Office for Ashley Mostella, Police Review Board Member, City of Cleveland. (F 1170-18)1607

Sewers

Authorizing the Director of Public Utilities to enter into an agreement with the Village of Cuyahoga Heights for the reconstruction/relocation of an existing sewer connection that serves a business in Cuyahoga Heights in connection with the Towpath Trail Stage 1 Project. (O 1042-18)1624

Trees

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)1608

Utilities Department

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)1611

Authorizing the Director of Public Utilities to enter into an agreement with the Village of Cuyahoga Heights for the reconstruction/relocation of an existing sewer connection that serves a business in Cuyahoga Heights in connection with the Towpath Trail Stage 1 Project. (O 1042-18)1624

Authorizing the Director of Public Utilities to enter into one or more contracts without competitive bidding with OPEX Corporation for the purchase of on call maintenance services for mail extractors, scanners, and ID assist towers and annual license fees on covered equipment, for Utilities Fiscal Control, Department of Public Utilities, for a period of two years. (O 921-18)1624

Authorizing the Director of Public Utilities to enter into one or more requirement contracts without competitive bidding with TPG Pressure, Inc. dba Thompson Pipe Group Pressure for the purchase of concrete pipe adapters, repair saddles and accessories, for the Division of Water, Department of Public Utilities, for a period not to exceed two years. (O 687-18)1622

Authorizing the Director of Public Utilities to exercise the first options to renew various contracts for general training to supplement the department's employee training and development program, for the Department of Public Utilities. (O 689-18)1622

Authorizing the Director of Public Utilities to exercise the option to renew Contract No. CT 2004 PS 2017-4 with Brillieny, Inc. to provide an online consumer engagement program for the Division of Cleveland Public Power, Department of Public Utilities. (O 1181-18)1609

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)1608

Authorizing the purchase by one or more requirement contracts of pumps, electric motors, controls, transformers, circuit breakers, switchgear and appurtenances, and for materials, equipment, supplies, parts, and services necessary to test, maintain, replace, and repair water pumps, electric motors, controls, transformers, circuit breakers, switchgear and appurtenances, including but not limited to inspection, supplies, repairing, testing, labor, and installation, if necessary, for the Division of Water, Department of Public Utilities, for a period up to two years. (O 696-18)1623

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)1608

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 of the Department of Public Utilities, for a period up to two years. (O 1179-18)1609

Cause payment to Cuyahoga County for reimbursement of the cost difference of City specified pipe material used in the Towpath Trail Stage 1 Project. (O 1043-18)1625

Determining the method of making the public improvement of renewing, repairing, and replacing various water mains for work commencing in 2019 and 2020; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement. (O 922-18)1624

Ward 01

#7140205. Transfer of Ownership Application, C1. Quick Lee LLC, 3895 Lee Rd. (Ward 1). (F 1174-18)1607

Withdrawing objection to the renewal of a D2, D2X, D3, D3A and D6 Liquor Permit at 4170 Lee Road and repealing Resolution No. 815-16 objecting to said renewal. (R 1161-18)1622

Ward 02

Objecting to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit to 4005-07 East 131st Street and patio. (R 1160-18)1621

Ward 03

#9565230. Economic Development Transfer Application, D5 D6. Whistle & Keg II LLC, 812 Huron Rd. (Ward 3). (F 1171-18)1607

Authorizing the Director of the Department of Public Works to enter into an agreement with Merrick House for the Tremont Arts & Cultural Expo through the use of Wards 3, 12 and 14 Casino Revenue Funds. (O 1191-18)1612

Changing the Use, Area, and Height Districts of lands in the Duck Island Neighborhood, northwest of the Flats Industrial Railroad Line east of West 25th Street and south of Lorain Avenue (Map Change 2586). (O 1026-18)	1620
Condolence Resolution for Attila Farkas. (R 1195-18)	1607
Designating old Detroit Avenue between West 24th Street and Center Street as a residential permit parking area for Stonebridge Tower residents. (R 751-18)	1614

Ward 04

#24457950005. Transfer of License Application, C2. Edwins Butcher Shop, 13024 Buckeye Rd. (Ward 4). (F 1173-18)	1607
Condolence Resolution for Katie Lee Tufts. (R 1194-18)	1607

Ward 06

Appreciation Resolution for Dorothy L. Sears. (R 1210-18)	1608
Authorizing the Director of the Department of Public Health to enter into agreement with Burten, Bell, Carr Development Inc. for the Buckeye Summer Soul Series Project through the use of Ward 6 Casino Revenue Funds. (O 1192-18)	1613
Authorizing the Director of the Department of Public Works to enter into an agreement with Cleveland Neighborhood Progress for the Britt Oval Project through the use of Ward 6 Casino Revenue Funds. (O 1158-18)	1626
Condolence Resolution for Laverne McGhee. (R 1193-18)	1607

Ward 07

#8396464. Economic Development Transfer Application, D5. Soul Café, Inc., 3400 St. Clair Ave. (Ward 7). (F 1172-18)	1607
Authorizing the issuance of a Mobile Permit to Delma Holder to engage in mobile vending in Ward 7. (O 1164-18)	1626

Ward 08

Amending the Title and Section 1 of Ordinance No. 784-18, passed June 4, 2018 as it pertains to authorizing the Director of the Department of Public Health to enter into an agreement with the Neighborhood Leadership Institute for the Boys to Men Health & Empowerment Program through the use of Ward 8 Casino Revenue Funds. (O 1189-18)	1612
Condolence Resolution for Linda Coleman. (R 1190-18)	1607

Ward 09

#8696650. Transfer of Ownership Application, D5J D6. Sunny K LLC, 11311 Euclid Ave. (Ward 9). (F 1175-18)	1607
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Ward 10

Condolence Resolution for Linda Coleman. (R 1190-18)	1607
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Ward 12

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located at 7654 Broadway Avenue to 7710 Broadway Avenue Propco LLC, or its designee, for purposes of redevelopment. (O 1176-18)	1608
Authorizing the Director of the Department of Public Works to enter into an agreement with Merrick House for the Tremont Arts & Cultural Expo through the use of Wards 3, 12 and 14 Casino Revenue Funds. (O 1191-18)	1612

Ward 13

Congratulations Resolution for Matthew Zone. (R 1196-18)	1607
Congratulations Resolution for Robyn Minter Smyers, Esq. (R 1197-18)	1607

Ward 14

Authorizing the Director of the Department of Public Works to enter into an agreement with Merrick House for the Tremont Arts & Cultural Expo through the use of Wards 3, 12 and 14 Casino Revenue Funds. (O 1191-18)	1612
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Ward 15

Commemoration Resolution for John S. Nagy. (R 1211-18)	1608
Congratulations Resolution for Craig D. Gorris. (R 1198-18)	1607
Congratulations Resolution for David C. Radulescu. (R 1199-18)	1607
Congratulations Resolution for Donna (Beck) Fiala. (R 1200-18)	1607
Congratulations Resolution for Frank T. Sinito. (R 1208-18)	1608

Congratulations Resolution for Geroge Leggiero. (R 1206-18)	1608
Congratulations Resolution for Mary Collins Pappadakes. (R 1202-18)	1607
Congratulations Resolution for Mattie (Little) Maran. (R 1201-18)	1607
Congratulations Resolution for Michael Spena. (R 1209-18)	1608
Congratulations Resolution for Robert A. Lippucci. (R 1207-18)	1608
Congratulations Resolution for Steven Pusztay. (R 1204-18)	1607
Congratulations Resolution for Timothy W. Sorge. (R 1203-18)	1607
Congratulations Resolution for Tom Cirincione. (R 1205-18)	1607

Water Division

Authorizing the Director of Public Utilities to employ one or more professional consultants necessary to maintain control systems; authorizing the purchase by one or more requirement contracts of labor and materials necessary to maintain control systems, including replacement parts, equipment, computer software, software upgrades, support software, software implementation, system changes, configurations, programming, training, upgrades, services and support and maintenance, and software related components necessary for the operation of the systems; and authorizing the Director to enter into one or more requirement contracts with various companies to provide critical proprietary components for the systems, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities for a period up to two years. (O 694-18)	1623
Authorizing the Director of Public Utilities to enter into one or more requirement contracts without competitive bidding with TPG Pressure, Inc. dba Thompson Pipe Group Pressure for the purchase of concrete pipe adapters, repair saddles and accessories, for the Division of Water, Department of Public Utilities, for a period not to exceed two years. (O 687-18)	1622
Authorizing the purchase by one or more requirement contracts of pumps, electric motors, c ontrols, transformers, circuit breakers, switchgear and appurtenances, and for materials, equipment, supplies, parts, and services necessary to test, maintain, replace, and repair water pumps, electric motors, controls, transformers, circuit breakers, switchgear and appurtenances, including but not limited to inspection, supplies, repairing, testing, labor, and installation, if necessary, for the Division of Water, Department of Public Utilities, for a period up to two years. (O 696-18)	1623

Water Mains

Determining the method of making the public improvement of renewing, repairing, and replacing various water mains for work commencing in 2019 and 2020; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement. (O 922-18)	1624
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Water Pollution Control Division (WPC)

Authorizing the Director of Public Utilities to employ one or more professional consultants necessary to maintain control systems; authorizing the purchase by one or more requirement contracts of labor and materials necessary to maintain control systems, including replacement parts, equipment, computer software, software upgrades, support software, software implementation, system changes, configurations, programming, training, upgrades, services and support and maintenance, and software related components necessary for the operation of the systems; and authorizing the Director to enter into one or more requirement contracts with various companies to provide critical proprietary components for the systems, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities for a period up to two years. (O 694-18)	1623
Cause payment to Cuyahoga County for reimbursement of the cost difference of City specified pipe material used in the Towpath Trail Stage 1 Project. (O 1043-18)	1625

Zoning

Changing the Use, Area, and Height Districts of lands in the Duck Island Neighborhood, northwest of the Flats Industrial Railroad Line east of West 25th Street and south of Lorain Avenue (Map Change 2586). (O 1026-18)	1620
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