

The City Record

Official Publication of the Council of the City of Cleveland



February the Twentieth, Two Thousand and Nineteen

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 Communications Government & International 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; John Skrtic, 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 – Randall T. Scott, Interim Commissioner

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

DIVISIONS:

Air Quality – David Heame, Interim Commissioner

Environment – Brian Kimball, Commissioner, 75 Erieview Plaza

Health – Persis Sosiak, Commissioner, 75 Erieview Plaza

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

DIVISIONS:

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

Corrections – 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 Blie 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; Michael Spreng, 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 Loehr, Mark McDermott, Marcia Nolan, David Perkowski, Joan Shaver Washington, Keith Sutton.

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

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

CLEVELAND LANDMARKS COMMISSION – Room 519 – Julie Trott, Chair; Giancarlo Calicchia, Vice Chair; Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Robert Strickland, Donald Petit, Secretary, Council Member Basheer S. Jones, Matthew L. Spronz; 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, FEBRUARY 20, 2019

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CITY COUNCIL

MONDAY, FEBRUARY 18, 2019

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2018-2021

MONDAY — Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

The following Committees meet at the Call of the Chair:

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

February 13, 2019

The meeting of the Board of Control convened in the Mayor's office on Wednesday, February 13, 2019 at 10:36 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

Absent: Mayor Jackson and Director Dumas.

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

Melissa Burrows, Director, Office of Equal Opportunity.

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

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

Resolution No. 42-19.

By Director Davis.
Be it resolved by the Board of Control of the City of Cleveland that the bid of The C.D. Whitfield Company, LLC for the public improvement of 1201 Lakeside Avenue Chiller Replacement, all items, under the authority of Ordinance No. 1276-16, passed November 28, 2016,

upon a unit basis for the improvement in the aggregate amount of \$471,710.80, for the Division of Water, Department of Public Utilities, received on January 11, 2019, is affirmed and approved as the lowest responsible bid, and the Director of Public Utilities is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved that the employment of the following subcontractors by The C.D. Whitfield Company, LLC for the above-mentioned public improvement is approved.

<u>SUBCONTRACTORS</u>	<u>WORK PERCENTAGE</u>
D.E. Williams Electric, Inc. (MBE)	\$33,500.00 7.10%
Wadsworth Solutions (Non Certified)	\$35,000.00 0.00%

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 43-19.

By Director Davis.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Ferguson Waterworks, Inc. dba Ferguson Waterworks for an estimated quantity of service fittings, items 1-11, 13-18 and 26-30, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on January 4, 2019 under the authority of Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$122,533.69 (0%, Net 10 approximately), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities 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 all the City's requirements for such goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified to the contract.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 44-19.

By Director Davis.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Winsupply Cleveland OH Co. for an estimated quantity of service fittings, items 12, 19-25 and 31-38, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on January 4, 2019 under the authority of Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$106,324.20 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities 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 all the City's requirements for such goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified to the contract.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 45-19.

By Director Davis.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on January 4, 2019 for an estimated quantity of service fittings item 39 for the Division of Water, Department of Public Utilities, under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, are rejected.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 46-19.

By Director Davis.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of AAA Flexible Pipe Cleaning Corporation dba AAA Advanced Plumbing and Drain for an estimated quantity of sewer test tee inspection, installation, and snaking (all items), for the Division of Water Pollution Control, Department of Public Utilities, for a period of one (1) year starting upon the later of execution of a contract or the day

following expiration of the currently effective contract for the goods and/or services, received on December 20, 2018, under the authority of Section 541.13 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$272,533.80 (0%), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the specified goods and/or services.

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

Be it resolved by the Board of Control that the employment of the following subcontractor by AAA Flexible Pipe Cleaning Corporation dba AAA Advanced Plumbing and Drain for the above-mentioned requirement contract is approved:

SUBCONTRACTOR CSB/MBE/FBE
AMOUNT/PERCENTAGE

Urban Recycling and Demolition, Inc. dba	
Urban Recycling 216, LLC	CSB
	\$54,506.76(20.00%)

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 47-19.

By Director Kennedy.

Resolved, by the Board of Control of the City of Cleveland that the bid of Fire Force, Inc. for an estimated quantity of bunker gear suits including proximity pants, proximity coats, hoods, helmets, suspenders, boots, all items, for the various divisions of the Department of Port Control, for a period of two years beginning with the date of execution of a contract, with two one-year options to renew, received on October 5, 2018, under the authority of Section 181.101(a)(25) of the Codified Ordinances of Cleveland, Ohio 1976, which on the basis of the estimated quantity would amount to \$86,012.50, is affirmed and approved as the lowest and best bid, and the Director of Port Control is requested to enter into a requirement contract for the goods and/or services specified.

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

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 48-19.

By Director Spronz.

Whereas, under the authority of Ordinance No. 1100-13, passed by the Cleveland City Council September 30, 2013, and Resolution No. 292-14, adopted by the Board of Control on July 2, 2014, the City, through its Director of Capital Projects, entered into Contract No. CT 0103 PS 2014-126 with Euthenics, Inc. ("Engineer") for professional engineering consulting services necessary to rehabilitate the Tower City Bridge Complex (the "Project"); and

Whereas, the City requires additional engineering services to administer the construction phase of the Project; and

Whereas, Engineer has proposed by its June 14, 2018 letter to perform the above-mentioned additional services for an additional amount not to exceed \$105,918.00 and to increase the previously approved participation amount of sub-consultant, Osborn Engineering Company, by \$10,000.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Capital Projects is authorized to enter into a first modification to Contract No. CT 0103 PS 2014-126 with Euthenics, Inc., based on its proposal dated June 14, 2018, for the additional engineering services necessary to complete rehabilitation of the Tower City Bridge Complex, for an additional amount not exceeding \$105,918.00, thereby increasing the total compensation under the contract to \$912,780.00.

Be it further resolved that Board of Control Resolution No. 292-14 is amended by substituting the participation amount stated below for the following previously approved sub-consultant:

Osborn Engineering Company
(CSB) — \$278,338.00(30.493%)

Be it further resolved that all other provisions of Resolution No. 292-14 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 49-19.

By Director Cox.

Whereas, by Resolution No. 250-12, adopted on June 6, 2012, under the authority of Section 131.15(f) of the Codified Ordinances of Cleveland, Ohio 1976, this Board of Control established the rental rates for the Cleveland Public Auditorium, its various rooms, halls, and portions thereof; and

Whereas, the Junior Achievement of Greater Cleveland, Inc., wishes to use the Public Hall, the Grand Reception Hall and meeting rooms of the Cleveland Public Auditorium on April 25, 2019 for a Junior Achievement student symposium; and

Whereas, the City is willing to allow the Junior Achievement of Greater Cleveland to use the Music Hall in the Cleveland Public Auditorium on April 25, 2019 without charge for rental; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that notwithstanding and as an exception to the Public Auditorium rental rates established by Board of Control Resolution No. 250-12, adopted on June 6, 2012, Junior Achievement of Greater Cleveland, Inc., may use the Public Hall, the Grand Reception Hall and meeting rooms of the Cleveland Public Auditorium on April 25, 2019, without a rental charge, for a Junior Achievement student symposium.

Be it further resolved, that the City shall charge Junior Achievement of Greater Cleveland the actual costs, at the prevailing rates, of any labor, materials and equipment supplied for the event.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

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

Resolution No. 50-19.

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

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 128-02-075, 128-02-078, 128-02-083, 128-02-084, 128-02-106, 128-02-109, and 128-02-117 located on Grandview Ave.; and

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

Whereas, Greater Cleveland Habitat for Humanity, Inc. has proposed to the City to purchase and develop the parcels for new housing construction; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland with Greater Cleveland Habitat for Humanity, Inc. for the sale and development of Permanent Parcel Nos. 128-02-075, 128-02-078, 128-02-083, 128-02-084, 128-02-106, 128-02-109, and 128-02-117, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcels shall be \$200.00 each, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

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

Resolution No. 51-19.

By Director Menesse.
Whereas, under the authority of Ordinance No. 65-19, passed February 4, 2019 by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies ("Commissioner") is authorized, by and at the direction of the Board of Control, to sell certain City-owned property no longer needed for the City's public use located at 1465 Addison Road Cleveland, OH 44103, Permanent Parcel No. 106-18-005, (the "Property") to the Board of Education of the Cleveland Metropolitan School District; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 65-19 passed February 4, 2019 by Cleveland City Council, the Commissioner of Purchases and Supplies is directed to convey the Property to the Board of Education of the Cleveland Metropolitan School District, at no cost in "as is" condition.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

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

Resolution No. 52-19.

By Director Ebersole.
Whereas, that under the authority of Section 183.021(b)(11) of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies, when directed by the Director of Economic Development is authorized to acquire property from third parties at a purchase price determined to be fair market value by the Board of Control, to hold in the Industrial Commercial Land Bank; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Economic Development, to purchase Permanent Parcel No. 121-20-101, located on Frank Avenue, to hold in the Industrial-Commercial Land Bank, at a price of \$6,000.00, which amount is determined to be fair market value.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

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

Resolution No. 53-19.

By Director Kennedy.
Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 745-18, passed by the Council of the City of Cleveland on September 24, 2018, the firm of Wadsworth Solutions ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to develop, construct, install, operate and maintain an integrated access control security system, for a period of one year, with three one-year options to renew, for the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with Wadsworth Solutions for the above-mentioned services, based upon its proposal dated February 1, 2019, which contract shall be prepared by the Director of Law, shall provide that the compensation to Wadsworth Solutions for the services authorized shall not exceed \$2,349,000.00, and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following sub-consultants by Wadsworth Solutions is approved:

<u>Sub-consultant</u>	<u>Percentage Amount</u>
US Communications and Electric	CSB \$456,977.00
Digital Building Service	Non-certified \$479,000.00
Herbst Electric Company	Non-certified TBD

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, Acting Director Gehlmann, Directors Menesse, West, Acting Director R. Brown, Directors McNamara, and Donald.

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

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

Application blanks must be properly filled out on the official form prescribed by the Civil Service Commission and filed at the office of the

commission not later than the final closing date stated 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, MARCH 4, 2019

9:30 A.M.

Waste Collection Ticket

Calendar No. 19-016: 3550 East 104th Street (Ward 6)

Sheniece Fountaine, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and disputes the decision of the hearing examiner in Parking Violations Bureau on January 16, 2019 concerning the City of Cleveland Waste Collection issuance of Civil Infraction Ticket Number WC40063620 issued November 8, 2018 regarding failure to comply with Section 551.111(B) in the Cleveland Codified Ordinances. (Filed January 24, 2019)

Calendar No. 19-017: 2305 West 40th Street (Ward 3)

Near West Reinvestment LLC., owner, proposes to erect a 1 story front loaded garage with a second floor deck attached to an existing single family residence in a B1 Two-Family Residential. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

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

2. Section 355.04 (a) which states that the minimum lot area for a single family dwelling in a "B" area district is 4,800 square feet; the lot area is 1,292 square feet. This section also states that the minimum lot width required is 40 feet and the appellant is proposing 38'. This section also states that the maximum gross floor area shall not exceed 50 percent of lot size or in this case 646 square feet and 1,008 square feet are proposed.

3. Section 357.04(a) which states that the permitted minimum front yard setback is 5.1' and the appellant is proposing 3.4'.

4. Section 357.09(b)(2)(B) which states that the Required Interior Side Yard is 6.2' and the appellant is proposing 1.7' and 2'; both side

yards combined shall not be less than 10' and 3.7' are proposed.

5. Section 357.08 which states that the depth of Required Rear Yard shall be not less than the height of the main building or in this case 24 feet and 8.5 inches; the appellant is proposing 4.7'.

6. 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 appellant is proposing 5' and 4' on Interior Side Yard of main building & garage addition.

7. Section 357.13(5)(c) which states that the Air conditioner condenser and garbage cans are not a permitted Required Rear Yard encroachments.

8. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed February 1, 2019)

Calendar No. 19-018: 3436 Broadview Road (Ward 13)

Aqua Santi Builders, owner, proposes to erect a 2 story rear bedroom addition attached to an existing single family residence 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 Required Interior Side Yard is 5.85 feet and the appellant is proposing 1 foot.

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. Distance to main building on the side lot is 4 feet 8 inches. (Filed February 4, 2019)

POSTPONED FROM JANUARY 22, 2019

Calendar No. 18-237: 2121 West 6th Street (Ward 3)

Cleveland Lofts LLC., owner, proposes to erect a 4 story single family residence with an attached garage on a 4,515 square foot lot in a B1 Multi-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 maximum gross floor area in a "B" area district shall not exceed 1/2 the lot area, or in this case 2,257 square feet and the appellant is proposing 3,606 square feet. The minimum lot area for a single family dwelling in a "B" area district is 4,800 square feet and the proposed lot area is approximately 4,515 square feet.

2. Section 353.01(b) which states that the maximum permitted building height is 35' - 0" and the proposed building height is 39' - 6".

3. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed October 18, 2018 - No Testimony)

Second postponement made at the request of the Development Corporation; Block Club meeting was canceled due to weather. First postponement made at the request of the appellant to allow for time for Block Club review.

POSTPONED FROM JANUARY 22, 2019

Calendar No. 18-262: 2077 East 4th Street (Ward 3)

Daniel F. Linder Co., LPA, owner, proposes to display 9 video billboard window signs, each 65.5 square feet in an E6 General Retail Business District and a Cleveland Landmarks Overlay District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 350.16 which states that for signs in Landmark Districts, the Landmarks commissioner may authorize the Commissioner of Building and Housing to issue a permit which requires adherence to standards which are either less strict or more strict than the standards otherwise required by the standard zoning sign regulations. The Landmark Commission has formally denied the proposed signage.

2. Section 350.10(a) which states that Billboards, defined in Section 350.033(e)(1) as "a sign directing attention to a specific business, product, service, entertainment activity or other commercial activity sold, offered, or conducted elsewhere than upon the lot on which the sign is located" are not permitted in Cleveland Landmarks Districts.

3. Section 351.10(b) which states that Billboards are not permitted as window signs.

4. Section 350.10(e) which states that along roads, billboards that are less than 100 square feet in area must be spaced at least 750 square feet apart.

5. Section 350.10(g) which states that Billboards shall be set back at least 200 feet from General Retail Business District Lines and the proposed billboards are located in a General Retail Business District.

6. Section 350.10(j) which states that Billboards shall not include automatic changeable copy signs.

7. Section 350.20(a) which states that window signs for non-ground floor uses are limited to 20 square feet in total area. (Filed November 20, 2018 - No Testimony)

First postponement made at the request of the appellant to allow for time to work with the City on some details.

POSTPONED FROM FEBRUARY 11, 2019

Calendar No. 19-008: 2512 Church Avenue (Ward 3)

Schmaltz Church Street Holdings, owner, proposes to establish use as a restaurant in a D3 Local Retail Business District. The owner appeals for relief from the strict application of Section 349.04(f) which states that 16 parking spaces are required based on the number of employees and the area dedicated to patron use, but no parking is proposed. (Filed January 9, 2019 - No Testimony)

Second postponement made at the request of the appellant to allow for time for Block Club review. First postponement made due to an error in the case description

POSTPONED FROM FEBRUARY 11, 2019

Calendar No. 19-013: 2815-2825 East 130th Street (Ward 6)

Oak Bend Holdings, (aka Shaker Square Towers), owner, proposes to

make alterations to a 110 unit apartment complex which will result in the elimination of 30 accessory off-street parking spaces in a D2 Multi-Family Residential District. The owner appeals for relief from the strict application of Section 349.02 of the Cleveland Codified Ordinances which states that in all use districts, existing off-street parking facilities shall not voluntarily be reduced below the requirements of the Zoning Code. One space per unit is required per Section 349.04. With the proposed elimination of 30 accessory off-street parking spaces the 110 unit apartment complex will have 41 parking spaces remaining. (Filed January 14, 2019 - No Testimony)

First postponement made at the request of the Landmarks Commission to allow for time for design review to take place.

REPORT OF THE BOARD OF ZONING APPEALS

TUESDAY, FEBRUARY 19, 2019

NO MEETING

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

PUBLIC HEARING

The City of Cleveland Department of Public Safety will hold a public hearing regarding the Proposed Newton Avenue Residential Permit Parking Area.

The hearing is on Thursday, February 28, 2019, at 6:00 p.m., in the Innova Apartments Community Room, at 10001 Chester Avenue, 6th Floor.

The hearing will help determine boundaries for the proposed residential permit parking area and time limitation on non-resident parking.

February 13, 2019 and February 20, 2019

NOTICE OF PUBLIC HEARING

NONE

CITY of CLEVELAND BIDS

For All Departments

Scaled bids will be received at the office of the Commissioner of Purchases and Supplies, Room 128, City Hall, in accordance with the appended schedule, and will be opened and read in Room 128, City Hall, immediately thereafter.

Each bid must be made in accordance with the specifications and must be submitted on the blanks supplied for the purpose, all of which may be obtained at the office of the said Commissioner of Purchases and Supplies, but no bid will be considered unless delivered to the office of the said commissioner previous to 12:00 noon (Eastern Standard Time) on the date specified in the schedule.

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

THURSDAY, MARCH 7, 2019

File No. 18-19 — 2019 Fire Uniform Clothing Contract, for the Division of Fire, Department of Public Safety, as authorized by Section 135.06 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, FEBRUARY 21, 2019 AT 10:00 A.M. CLEVELAND FIRE DEPARTMENT, 1645 SUPERIOR AVENUE, CLEVELAND, OHIO 44114.

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

February 13, 2019 and February 20, 2019

FRIDAY, MARCH 8, 2019

File No. 17-19 — East 37th Street Pump Station and Force Main Replacement, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1294-18, passed by the Council of the City of Cleveland, November 26, 2018.

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

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

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, FRIDAY, FEBRUARY 22, 2019 AT 10:00 A.M. DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

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

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

February 13, 2019 and February 20, 2019

WEDNESDAY, MARCH 13, 2019

File No. 16-19 — Labor and Materials to Repair and/or Replace Floors and Floor Coverings for the Department of Port Control, for the Division of Airports, Department of Port Control, as authorized by Ordinance No. 942-17, passed by the Council of the City of Cleveland, October 9, 2017.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, MONDAY, FEBRUARY 25, 2019 AT 10:00 A.M. CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135, CENTRAL RECEIVING.

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

File No. 19-19 — 2019 Purchase of Promotional Items, for the various Divisions, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, FEBRUARY 21, 2019 AT 11:00 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, 2ND FLOOR ATRIUM CONFERENCE ROOM.

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

February 13, 2019 and February 20, 2019

THURSDAY, MARCH 14, 2019

File No. 21-19 — Purchase of Various Cummins Engines 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, THURSDAY, FEBRUARY 28, 2019 AT 10:00 A.M. DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

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

February 20, 2019 and February 27, 2019

FRIDAY, MARCH 22, 2019

File No. 20-19 — Secondary Sites Improvements Cycle I, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1276-16, passed by the Council of the City of Cleveland, November 28, 2016.

THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY-FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR MONEY ORDER (NO COMPANY CHECKS, NO CASH, AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS. ALL PLANS AND SPECIFICATIONS MUST BE PURCHASED DIRECTLY FROM THE DIVISION OF PURCHASES AND SUPPLIES. BIDDERS MUST BE ON THE PLAN-HOLDERS LIST TO SUBMIT A BID OR RECEIVE ANY ADDENDA.) OUT-OF-AREA BIDDERS MAY SEND THEIR **NON-REFUNDABLE FEE** FOR PLANS VIA FED EX DELIVERY TO: CITY OF CLEVELAND, DIVISION OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE ROOM 128, CLEVELAND, OHIO 44114. INCLUDE IN YOUR REQUEST YOUR COMPANY'S FED EX ACCOUNT NUMBER, FULL COMPANY NAME AND ADDRESS,

COMPANY CONTACT/REPRESENTATIVE FULL NAME, CONTACT TELEPHONE NUMBER, FACSIMILE TELEPHONE NUMBER AND EMAIL ADDRESS. THE FED EX DELIVERY CHARGES FOR THE PLANS AND SPECIFICATIONS WILL BE BILLED TO THE BIDDER'S COMPANY FED EX ACCOUNT NUMBER PROVIDED.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, FEBRUARY 28, 2019 AT 10:00 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, 2ND FLOOR ATRIUM CONFERENCE ROOM.

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

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

February 20, 2019 and February 27, 2019

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 210-2019.

By Council Member J. Jones.

An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 15315 Bartlett Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a C2 and C2X Liquor Permit from Bartlett Avenue, LLC, DBA Johnsons Deli, 15315 Bartlett Avenue, Cleveland, Ohio 44120, Permit No. 0491265 to Ali Elder Enterprises, Inc., DBA Johnsons Deli, 15315 Bartlett Avenue, Cleveland, Ohio 44120, Permit No. 0121104; 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 C2 and C2X Liquor Permit from Bartlett Avenue, LLC, DBA Johnsons Deli, 15315 Bartlett Avenue, Cleveland, Ohio 44120, Permit No. 0491265 to Ali Elder Enterprises, Inc., DBA Johnsons Deli, 15315 Bartlett Avenue, Cleveland, Ohio 44120, Permit No. 0121104; 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 February 11, 2019.

Effective February 13, 2019.

Res. No. 211-2019.

By Council Member J. Jones.

An emergency resolution objecting to a New C1 Liquor Permit at 14302 Harvard Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Goodman & Levy LLC, 14302 Harvard Avenue, Cleveland, Ohio 44128, Permit No. 3278388; and

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

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

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

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of

Liquor Control are prevented reasonable access to the establishment; and

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

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

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

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

Section 1. That Council does hereby record its objection to a New C1 Liquor Permit at Goodman & Levy LLC, 14302 Harvard Avenue, Cleveland, Ohio 44128, Permit No. 3278388; 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 February 11, 2019.

Effective February 13, 2019.

Res. No. 212-2019.

By Council Member J. Jones.

An emergency resolution objecting to a New D5 Liquor Permit at 13411 Miles Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for a New D5 Liquor Permit at All Levels, LLC, DBA Levels Lounge, 13411 Miles Avenue, Cleveland, Ohio 44128, Permit No. 0121535; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New D5 Liquor Permit at All Levels, LLC, DBA Levels Lounge, 13411 Miles Avenue, Cleveland, Ohio 44128, Permit No. 0121535; 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 February 11, 2019.

Effective February 13, 2019.

Res. No. 217-2019.

By Council Member Cleveland.

An emergency resolution objecting to the transfer of ownership of a C2 Liquor Permit to 2288 East 55th Street, 1st floor unit.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a C2 Liquor Permit from Fifty Five Deli, Inc., DBA Fifty Five Deli Express, 2288 East 55th Street, 1st floor unit, Cleveland, Ohio 44103, Permit No. 2714519 to Pit Stop E55 Corp, 2288 East 55th Street, 1st floor unit, Cleveland, Ohio 44103, Permit No. 6934097; 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 C2 Liquor Permit from Fifty Five Deli, Inc., DBA Fifty Five Deli Express, 2288 East 55th Street, 1st floor unit, Cleveland, Ohio 44103, Permit No. 2714519 to Pit Stop E55 Corp, 2288 East 55th Street, 1st floor unit, Cleveland, Ohio 44103, Permit No. 6934097; 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 February 11, 2019.

Effective February 13, 2019.

Res. No. 218-2019.

By Council Member Brancatelli.

An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 4901 Fleet Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of

ownership of a C2 and C2X Liquor Permit from Michael Miyako Boyer, LLC, DBA 7 Eleven Store, 3674A, 4901 Fleet Avenue, Cleveland, Ohio 44105, Permit No. 5903433 to Fleet Oil & Gas, Inc., DBA Fleet Gas, 4901 Fleet Avenue, Cleveland, Ohio 44105, Permit No. 2772865; 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 C2 and C2X Liquor Permit from Michael Miyako Boyer, LLC, DBA 7 Eleven Store, 3674A, 4901 Fleet Avenue, Cleveland, Ohio 44105, Permit No. 5903433 to Fleet Oil & Gas, Inc., DBA Fleet Gas, 4901 Fleet Avenue, Cleveland, Ohio 44105, Permit No. 2772865; 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 February 11, 2019.

Effective February 13, 2019.

Ord. No. 142-2019.

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

An emergency ordinance authorizing the Director of Community Development to apply for and accept grants from the United States Department of Housing and Urban Development for the PY2019 under the Title I of the Housing and Community Development Act of 1974, for the 2019 Federal HOME Investment Partnerships Act Program, Emergency Solutions Grant Program, and the Housing Opportunities for Persons with AIDS Program; and authorizing contracts and other expenditures.

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 Community Development is authorized to apply for and accept grants from the U. S. Department of Housing and Urban Development (HUD) in the following estimated amounts: \$20,116,532 to conduct the PY2019 Community Development Block Grant (CDBG) Program; \$3,458,438 to conduct the Federal HOME Investment Partnerships Act (HOME) Program; \$1,739,682 to conduct the Emergency Solutions Grant (ESG) Program; and \$1,096,050 for the Housing Opportunities for Persons with AIDS (HOPWA) Program, for the purposes and uses set forth in the budgets and in compliance with the requirements of Title I of the Housing and Community Development Act of 1974 and applicable rules and regulations. That the Director of Community Development is authorized to file all papers and execute all documents necessary to receive the funds under the grants, and that the funds are appropriated for the purposes set forth in this ordinance.

Section 2. Project Clean Program.

(a) That Community Development Block Grant funds in the estimated amount of \$1,210,999 are appropriated from Fund No. 14 SF 045 for costs of the Department of Public Works incurred from Fund 19 following the appropriate federal regulations and associated with conducting the Project Clean Program in conjunction with the Community Development Block Grant Program.

(b) That the Director of Public Works is authorized to enter into one or more contracts with various non-profit and for-profit agencies to provide services necessary to implement the Project Clean Program payable from Fund No. 14 SF 045 and prior years balances. (RQS 8006, RLA 2019-0004)

(c) That prior to expending funds under this ordinance, the Director of Public Works and the Director of Community Development shall enter into a memorandum of understanding for this program.

Section 3. AIDS Prevention - CDBG funded.

(a) That, as a Subrecipient Grantee of CDBG funds for the Department of Community Development, the Director of Public Health is authorized to enter into one or more contracts with various agencies or entities to provide HIV/AIDS

prevention and education activities and in addition, the estimated amount of \$56,393 is appropriated to the Department of Public Health for administrative costs of implementing the contracts authorized by this ordinance.

(b) That the Director of Public Health is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide evaluation services.

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

(c) That the Director of Public Health is authorized to enter into one or more contracts with agencies, entities, or individuals to implement this ordinance.

(d) That any agency or entity that receives funds under this ordinance shall be required to comply with the evaluation services provided by the consultant.

(e) That prior to expending funds under this ordinance, the Directors of Public Health and Community Development must enter into a memorandum of understanding for this program in accordance with the terms authorized by this legislation.

(f) That the estimated cost of the contracts of \$213,780 and the estimated administrative cost of \$56,393 for a total estimated amount of \$270,173 are appropriated for costs of the Department of Public Health incurred from Fund 19 following the appropriate federal regulations, payable from Fund No. 14 SF 045, and any other prior years balances. (RQS 8006, RLA 2019-0010)

Section 4. AIDS Related Services - HOPWA funded.

(a) That, as a Subrecipient Grantee of HOPWA funds for the Department of Community Development, the Director of Public Health is authorized to enter into one or more contracts with various agencies or entities to provide AIDS-related services in conjunction with the Housing Opportunities for People With AIDS (HOPWA) Grant Program. The estimated amount of \$37,248 is appropriated to the Department of Public Health for administrative costs of implementing the HOPWA program.

(b) That the Director of Public Health is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide evaluation services.

The selection of the consultants for the services shall be made by

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

(c) That any agency or entity that receives funds under this ordinance shall be required to comply with the evaluation services provided by the consultant.

(d) That prior to expending funds under this ordinance, the Director of Public Health and the Director of Community Development must enter into a memorandum of understanding for this program under the terms authorized by this legislation.

(e) That the estimated cost of the contracts of \$1,058,802 and the estimated amount of administrative cost of \$37,248 for a total estimated amount of \$1,096,050, are appropriated for costs of the Department of Public Health incurred from Fund 19 following the appropriate federal regulations payable from Fund No. 19 SF 667, and any other prior years balances. (RQS 8006, RLA 2019-0011)

Section 5 Anti-Predatory Lending Program.

(a) That Community Development Block Grant funds in the estimated amount of \$85,950 are appropriated from Fund No. 14 SF 045 for anti-predatory lending and foreclosure prevention assistance, financial literacy programs, fair housing, and administrative costs to implement the programs.

(b) That the Director of Community Development is authorized to enter into one or more contracts with various organizations to provide counseling, training, marketing, program evaluation and other services required for anti-predatory lending and foreclosure prevention assistance, financial literacy, fair housing activities and to expend funds for administrative costs to implement the programs.

(c) That the estimated cost of the contracts and administrative costs is \$85,950, payable from Fund No. 14 SF 045, and any other prior years balances and program income. (RQS 8006, RLA 2019-0005)

Section 6. Demolition and Board-Up Program.

(a) That Community Development Block Grant funds in the estimated amount of \$446,276 are appropriated from Fund No. 14 SF 045 for costs of the Department of Building and Housing associated with conducting the Demolition and Board-up Programs incurred in Fund 19 following the appropriate federal regulations in conjunction with the Community Development Block Grant Program.

(b) That the Director of Building and Housing is authorized to enter into one or more contracts with various non-profit and for-profit agencies and entities for services necessary to implement the Demolition Program and emergency contracts under the Board-up Program.

(c) That the Director of Building and Housing 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 one or two year period for the items of labor and materials necessary to implement the Board-up Program, 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 Department of Building and Housing. 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. The Director of Building and Housing is authorized to enter into one or more contracts with a term of two years instead of one year when there is a financial advantage to the City. For purposes of this ordinance, a financial advantage shall be determined by the Director of Building and Housing by comparing the bids received for both terms.

(d) That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies under a delivery order against the contract or contracts certified by the Director of Finance. (RQS 8006, RLA 2019-0003)

(e) That prior to expending funds under this ordinance, the Director of Building and Housing and the Director of Community Development shall enter into a memorandum of understanding for this program.

(f) That the Director of Building and Housing is authorized to accept monies in repayment under the program and to utilize CDBG program income and any other prior years balances for making additional expenditures under this program, and the funds are appropriated for that purpose.

(g) That the Director of Building and Housing is authorized to collect from persons or entities from whom the City is collecting demolition costs an amount equal to any amount spent for services related to collection of demolition cost, such as title searches, credit bureau reports, and document filing fees. Any funds collected shall be deposited into Fund No. 14.

Section 7. Social Service Activities.

(a) That the Director of Community Development is authorized to enter into or amend contracts with various agencies to provide social service programs, including the senior transportation program.

(b) That the Director of Community Development is authorized to use other program income to finance additional social service activities and the program income, and any prior years balances are appropriated for those purposes.

(c) That the estimated cost of the contracts is \$1,405,467 payable from Fund No. 14 SF 045 and program income and any other prior years balances. (RQS 8006, RLA 2019-0014)

Section 8. CDC/Citywide Support.

(a) That the Director of Community Development is authorized to enter into or amend contracts with various agencies to provide housing, commercial, industrial and real estate development activities.

(b) That the estimated cost of the contracts is \$1,369,945 payable from Fund No. 14 SF 045 and any other prior years balances. (RQS 8006, RLA 2019-0013)

(c) That the Director of Community Development is authorized to accept program income and use this and other program income to finance additional housing, commercial, industrial, real estate development and other CDBG eligible activities, and the program income is appropriated for those purposes.

(d) That the Director of Community Development is authorized to enter into or amend contracts with the agencies administering the housing, commercial, industrial and real estate activities that generated program income in an amount not to exceed that generated program income and to be paid from the revolving fund in Fund 14.

(e) That the Director of Community Development is authorized to enter into or amend contracts with for-profit or non-profit organizations serving as the fiscal agent for the various agencies to provide housing, commercial, industrial, and real estate development activities.

Section 9. Storefront Renovation Program.

(a) That the Director of Community Development is authorized to enter into rebate, grant, and/or loan agreements with Storefront Renovation Program applicants, and contracts for eligible administrative costs, and expenses to community development corporations for implementation of the Commercial Revitalization and Storefront Renovation Programs. The Director is also authorized to provide compensating balance deposits to designated lenders via approved non-profit corporations in return for below market interest rate commercial loans to be used in the Storefront Renovation Program.

(b) That the Director of Community Development 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 implement the Storefront Renovation Program.

The selection of the consultant or consultants for the services shall be made by the Board of Control on the nomination of the Director of Community Development from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Community Development 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 Community Development, and certified by the Director of Finance.

(c) That the Director of Community Development is authorized to

enter into contracts with Commercial Revitalization Program applicants.

(d) That the Director of Community Development is authorized to accept program income monies in repayment from community development corporations under the Storefront Renovation Program and to utilize this program income, other Community Development Block Grant program income, and kiosk program income in a revolving fund, for Commercial Revitalization and Storefront Renovation program expenditures.

(e) That the City is authorized to accept promissory notes, naming the City of Cleveland as payee, and mortgages, naming the City of Cleveland as mortgagee, and any other security instrument executed to evidence and secure repayment of loans, costs, and fees under the City's Storefront Renovation Program and Commercial Revitalization Program.

(f) That the Director of Community Development is authorized to enter into forbearance agreements with any recipient of a validly existing loan, administered by the City for Commercial Revitalization or Storefront Renovation.

(g) That the Director of Community Development is authorized to collect from persons or entities with whom the City is entering into loan agreements or forbearance agreements an amount equal to any amount spent for services related to such agreements, such as title searches, credit bureau reports and document filing fees. Such fees shall be deposited into Fund No. 14.

(h) That the estimated total of the contracts, grant agreements, loan agreements, and rebate agreements authorized is \$100,000 payable from Fund Nos. 14 SF 045, 13 SF 872, program income, amounts deposited in the revolving fund established in this ordinance, and any other prior years balances. (RQS 8006, RLA 2019-0012)

Section 10. SHAP and CHORE Program.

(a) That Community Development Block Grant funds in the estimated amount of \$280,000 are appropriated from Fund No. 14 SF 045, and any prior year balances and program income, for costs of the Department of Aging incurred in Fund 19 associated with conducting the Senior Homeowners Assistance Program ("SHAP"), and CHORE in conjunction with the Community Development Block Grant Program.

(b) That Emergency Solutions Grant funds in the estimated amount of \$60,000 are appropriated from Fund No. 19 SF 668 for costs of the Department of Aging incurred in Fund 19 associated with conducting the Homeless Services Program. (RQS 8006, RLA 2019-0007)

(c) That prior to expending funds under this ordinance, the Director of Aging and the Director of Community Development shall enter into a memorandum of understanding for this program.

Section 11. Emergency Solutions Program.

(a) That the Director of Community Development is authorized to enter into one or more contracts with Cuyahoga County and various non-profit agencies for the implementation of homeless assistance activities.

(b) The estimated cost of the contracts is \$2,271,963 payable from Fund Nos. 14 SF 045, 19 SF 668, and any other prior years balances. (RQS 8006, RLA 2019-0015)

Section 12. Housing Trust Fund Program.

(a) That the Director of Community Development is authorized to enter into one or more contracts with various housing development entities, or their designees, for the purpose of implementing the Housing Trust Fund Program.

(b) That eligible activities under the Housing Trust Fund Program include new construction, rehabilitation, site preparation, site acquisition, predevelopment activities and financial assistance to home buyers.

(c) That the estimated cost of the contracts is \$2,688,014 payable from Fund Nos. 14 SF 045, 19 SF 688, and any other prior years balances. (RQS 8006, RLA 2019-0016)

(d) That the Director of Community Development is authorized to accept monies in repayment of loans authorized in this ordinance and to deposit those monies in Fund Nos. 14 and 19, as appropriate, and utilize said repayments and other program income in a revolving fund for making additional expenditures under this program, and such funds are hereby appropriated for that purpose.

(e) That the City is authorized to accept promissory notes, naming the City of Cleveland as payee, and mortgages, naming the City of Cleveland as mortgagee, and any other security instrument executed to evidence and secure repayment of loans made under this program.

(f) That the Director of Community Development is authorized to enter into forbearance agreements with any recipient of a validly existing loan administered by the City, and to charge and accept fees to cover costs incurred in the preparation of loan documents, closing, and servicing costs. Such fees shall be deposited into Fund No. 14 or 19, as appropriate. The revenues generated as a result of charging fees are appropriated for additional program and operating expenses for Housing Trust Fund activities.

Section 13. Home Repair Program.

(a) That the Director of Community Development is authorized to expend funds from CDBG Fund No. 14 SF 045 in the estimated amount of \$1,629,500, and Federal HOME Program Fund No. 19 SF 667 in the estimated amount of \$284,303, and any other prior years balances for the operation of Low Interest Loan and Grant Home Repair Programs, including all related services. Programs include: Senior Home Owners Assistance Program (SHAP), Afford-A-Home (AAH), Repair-A-Home (RAH), Furnace Repair and Replacement, Home Maintenance Assistance Program (HMAP), Lead Hazard Abatement, Tree Removals, and Gutter Cleaning Program. (RQS 8006, RLA 2019-0008)

(b) That the Director of Community Development is authorized to enter into one or more contracts with various non-profit agencies, rehabilitation service providers, tenants, homeowners, and entities providing services necessary to process loans and grants to implement the Low Interest Loan and Grant Programs in the City of Cleveland.

(c) That the Director of Community Development is authorized to accept monies in repayment under the programs and to utilize the repayments, and other program income in a revolving fund for additional expenditures under these programs and administrative expenses, which repayments and program income are appropriated for those purposes.

(d) That the City is authorized to accept promissory notes, naming the City of Cleveland as payee, and mortgages, naming the City of Cleveland as mortgagee, and any other security instrument executed to evidence and secure repayment of loans made under this program.

(e) That the Director of Community Development is authorized to enter into forbearance agreements with any recipient of a validly existing loan administered by the City, and to charge and accept fees to cover costs incurred in the preparation of loan documents, closing, and servicing costs. Such fees shall be deposited into Fund No. 14 or 19, as appropriate, and are appropriated for the purposes of the Low Interest Loan and Grant Program.

Section 14. General Administration.

(a) That Community Development Block Grant funds in the estimated amount of \$5,275,941 are appropriated from Fund No. 14 SF 045 and Federal HOME grant funds estimated at \$486,121 are appropriated from Fund No. 19 SF 667, and any other prior year balances that may become available, for the administrative expenses of the Department of Community Development under the following schedule:

Personnel:	\$5,257,606
Other:	\$504,456

(b) That the Director of Community Development is authorized to expend funds and enter into contracts for reimbursements of non-profit, government and for-profit agencies and sub-recipients for the costs of audit and other professional services.

(c) That the costs of the contracts are payable from Fund Nos. 14 SF 045 and 19 SF 667.

Section 15. Neighborhood Development Activities.

(a) That the Director of Community Development, after receiving the approval stated below, is authorized to enter into or amend contracts with various social service agencies, community development or local development corporations, non-profit corporations, private for-profit entities, State of Ohio, Cuyahoga County, Cuyahoga Metropolitan Housing Authority, Cleveland Municipal School District, Regional Transit Authority, Northeast Ohio Regional Sewer District, Cleveland Metroparks, and such other governmental entities as defined under the Ohio Revised Code to implement activities and programs that are eligible under the Community Development Block Grant CDBG Program and are consistent with the City's Community Development objectives and policies.

(b) That the Director of Community Development, after receiving the approval stated below, is authorized to

enter into or amend memorandums of understanding with various City departments to implement activities and programs that are eligible under the CDBG Program and are consistent with the City's Community Development objectives and policies.

(c) That the Director of Community Development, after receiving the approval stated below, is authorized to expend NDA funds for any CDBG eligible Programs administered by the Department of Community Development including entering into contract with rehabilitation service providers, tenants, homeowners, and entities providing services necessary to process loans and grants to implement the Low Interest Loan and Grant Programs, Paint Program and other programs administered by the Department of Community Development.

(d) That prior to entering into or amending those contracts or memorandums of understanding, or expending any funds, the Director of Community Development shall receive written approval from the Council member whose ward line item is to fund the activity or program, provided that the amount for such activity or program does not

exceed the amount allocated for the Council member's ward pursuant to the relevant Community Development Block Grant plan.

(e) That the cost of the contracts, memorandums of understanding and expenditures for the programs administered by the Department of Community Development is estimated at \$7,430,000.00 payable from Fund No. 14 SF 045 and any other prior years NDA balances.

(f) That the Director of the Department of Community Development is authorized to enter into or amend contracts with the entities administering the NDA program that generated program income in an amount not to exceed that generated program income and to expend funds for the programs administered by the Department of Community Development that generated program income in an amount not to exceed that generated program income all to be paid from the revolving fund in Fund 14.

(g) That the City is authorized to accept promissory notes naming the City of Cleveland as payee, and mortgages, naming the City of Cleveland as mortgagee, and any other security instrument executed

to evidence and secure repayment of loans made under this program.

(h) That the Director of Community Development is authorized to enter into forbearance agreements with any recipient of a validly existing loan administered by the City, and to charge and accept fees and to expend such fees to cover costs incurred in the preparation of loan documents, closing, and servicing costs. Such fees shall be deposited to and expended from Fund No. 14.

Section 16. That the estimated budget allocations for the grants is placed in File No. 142-2019-A. Additional legislation will be introduced identifying the final budget allocations once they are received by the City.

Section 17. 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 February 11, 2019.
Effective February 13, 2019.

Ord. No. 170-2019.

By Council Member Kelley (by departmental request).

An emergency ordinance approving the collective bargaining agreement with the Ohio Patrolmen's Benevolent Association (Chief Dispatcher); and to amend Section 15 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

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

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

Section 1. That under division (B) of Section 4117.10 of the Revised Code and subject to an arbitration award/fact finding, this Council approves the collective bargaining agreement with the Ohio Patrolmen's Benevolent Association (Chief Dispatcher), under the terms contained in File No. 170-2019-A, for the period from April 1, 2016 through March 31, 2019, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

<u>Increase</u>	<u>Approximate Date of Increase</u>
0%	April 1, 2016
2%	April 1, 2017
2%	April 1, 2018

Section 2. That Section 15 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 4, 2015, is amended to read as follows:

Section 15. Ohio Patrolmen's Benevolent Association (Chief Dispatcher). That the salaries and the compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Chief Radio Dispatcher	\$51,411.95	\$55,788.98

Section 3. That existing Section 15 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 4, 2015, is repealed.

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

Passed February 11, 2019.
Effective February 13, 2019.

Ord. No. 171-2019.

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Section 50 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

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

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

Section 1. That Section 50 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 151-16, passed February 29, 2016, Ordinance No. 1343-16, passed November 21, 2016, and Ordinance No. 951-17, passed September 18, 2017 is amended to read as follows:

Section 50. Hourly Rate - MCEO

Effective May 1, 2018 compensation for all persons employed by the hour in any of the following classifications shall be fixed by the appointing authority within the limits established in the following schedule for each classification:

	Minimum	Maximum
1. Construction Equipment - Group A	\$43.83	\$54.79
2. Construction Equipment - Group B	43.71	54.64
3. Master Mechanic.....	44.63	55.79

Section 2. That existing Section 50 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 151-16, passed February 29, 2016, and Ordinance No. 1343-16, passed November 21, 2016, and Ordinance No. 951-17, passed September 18, 2017 is repealed.

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

Passed February 11, 2019.
Effective February 13, 2019.

Ord. No. 172-2019.

By Council Member Kelley (by departmental request).

An emergency ordinance approving the collective bargaining agreement with the Cleveland Police Patrolmen's Association (CPPA) civilian personnel; and to amend Section 10 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

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

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

Section 1. That under division (B) of Section 4117.10 of the Revised Code, this Council approves the collective bargaining agreement with the Cleveland Police Patrolmen's Association (C.P.P.A) civilian personnel, under the terms contained in File No. 172-2019-A, for the period from April 1, 2016 through March 31, 2019, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

<u>Increase</u>	<u>Approximate Date of Increase</u>
0%	April 1, 2016
2%	April 1, 2017
2%	April 1, 2018

Section 2. That Section 10 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 1480-15, passed December 7, 2015, is amended to read as follows:

Section 10. Cleveland Police Patrolmen's Association (C.P.P.A.) civilian personnel. That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Bilingual Communication Specialist.....	\$40,828.63	\$44,478.11
2. Police Radio Dispatcher.....	44,706.04	48,512.16
3. Police Safety Aide.....	31,826.74	33,112.54
4. Safety Telephone Operator.....	35,180.95	38,602.26

Section 3. That existing Section 10 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 1480-15, passed December 7, 2015, is repealed.

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

Passed February 11, 2019.
Effective February 13, 2019.

Ord. No. 173-2019.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into one or more contracts with Court Community Service for professional services necessary to place criminal defendants in

community service, and for placement in the Cleveland Work Crew Program, both as referred by the Court, for the Cleveland Municipal Court, each for a period of one year, with a one-year option to renew, exercisable by the Director of Finance.

Whereas, this ordinance constitutes an emergency measure providing for

the usual daily operation of a municipal department; now, therefore,

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

Section 1. That the Director of Finance, on behalf of the Cleveland Municipal Court, is authorized to enter into one or more contracts with Court Community Service for professional services necessary to

arrange community service for persons the Court refers for a period of one year, commencing January 1, 2019, with one (1) option to renew for one year, exercisable by the Director of Finance. The cost of the contract shall not exceed \$270,000, and if the option is exercised, the cost for the optional year shall not exceed \$270,000.

Section 2. That the Director of Finance, on behalf of the Cleveland Municipal Court, is authorized to enter into one or more contracts with Court Community Service for professional services necessary to arrange community service for persons the Court refers in the Cleveland Work Crew Program for a period of one year, commencing January 1, 2019, with one (1) option to renew for one year, exercisable by the Director of Finance. The cost of the contract shall not exceed \$99,600, and if the option is exercised, the cost for the optional year shall not exceed \$99,600.

Section 3. The cost of the contracts shall be paid from Fund No 01-0115-6320. (RQS 0115, RL 2019-17 and RQS 0115, RL 2019-18)

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 February 11, 2019.

Effective February 13, 2019.

Ord. No. 208-2019.
By Council Members Hairston and Polensek.

An emergency ordinance consenting and approving the issuance of a permit for the Cleveland Kurentovanje 5K Dash on March 2, 2019, managed by Hermes Sports & Events.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Cleveland Kurentovanje 5K Dash on March 2, 2019, START, E 64th St. near Slovenian Museum and Archives; Turn right on St. Clair Ave; Turn right on E 62nd St; Turn left on Grdina Ave; Turn left on E 61st St; Turn right on Carry Ave; Turn left on E 55th St; Turn right on Hamilton Ave; TURNAROUND on Hamilton Ave before E 38th St; Turn left on E 55th St; Turn right on Carry Ave; Turn right on E 61st St; Turn left on St. Clair Ave; FINISH, E 64th St. near Slovenian Museum and Archives; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976.

Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed February 11, 2019.

Effective February 13, 2019.

Ord. No. 209-2019.
By Council Member McCormack.
An emergency ordinance consenting and approving the issuance of a permit for the St. Patrick's Day Run on March 17, 2019, managed by Hermes Sports & Events.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the St. Patrick's Day Run on March 17, 2019, start: West 6th Street, near St. Clair Avenue; head south on West 6th Street; turn left on St. Clair Avenue; turn left on West 3rd Street; turn right on Alfred Lerner Way; continue onto North Marginal Road; turnaround on North Marginal Road; continue onto Alfred Lerner Way; turn left on West 3rd Street; turn right on St. Clair Avenue; turn right on West 6th Street; finish on West 6th Street; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed February 11, 2019.

Effective February 13, 2019.

Ord. No. 213-2019.

By Council Member Brady.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with Westown Community Development Corporation for the Westown CDC Code Enforcement Program through the use of Ward 11 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into agreement effective July 1, 2018 with Westown Community Development Corporation for the Westown CDC Code Enforcement Program for the public purpose of eliminating slum and blight in City of Cleveland neighborhoods through the use of Ward 11 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$65,722.00 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 February 11, 2019.

Effective February 13, 2019.

COUNCIL COMMITTEE MEETINGS

Tuesday, February 19, 2019
9:00 A.M.

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

Wednesday, February 20, 2019
9:00 a.m.

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

Thursday, February 21, 2019
9:00 a.m.

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

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