

The City Record

Official Publication of the Council of the City of Cleveland



May the First, 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 Gissentener, 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.

The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 106

WEDNESDAY, MAY 1, 2019

No. 5499

CITY COUNCIL

MONDAY, APRIL 29, 2019

The City Record
Published weekly by the City Clerk,
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PATRICIA J. BRITT
City Clerk, Clerk of Council
216 City Hall

The following Committees meet at the Call of the Chair:

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

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

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

FROM OHIO DIVISION OF LIQUOR CONTROL

File No. 532-2019.
RE: #28671820005. New License
Application, D3A. Francesco &
Spremlli, Inc., 4911 Detroit Ave.
(Ward 3). Received.

File No. 533-2019.
RE: #2445788. New License Appli-
cation, D5. Edwins Leadership &
Restaurant Institute, 13101 Shaker
Sq. (Ward 4). Received.

File No. 534-2019.
RE: #59034330005. Transfer of
Ownership Application, C1 C2.
Michael Miyako Boyer LLC, 1035
East 185th St. (Ward 8). Received.

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2018-2021

MONDAY — Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio
April 29, 2019

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

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

Also present were: Mayor Frank
G. Jackson, Interim Chief of
Staff/Director Sharon Dumas, Chief
Operating Officer Darnell Brown,
Chief of Communications, Govern-
ment & International Affairs Valar-
ie J. McCall, Chief of Regional
Development Edward W. Rybka,
Chief of Education Monyka S. Price,
Media Relations Director Dan
Williams, Chief of Sustainability
Matt Gray, Chief of Prevention,
Intervention and Opportunity for
Youth and Young Adults Tracy Mar-
tin-Thompson, and Directors Davis,
Kennedy, Spronz, Gordon, McGrath,
Cox, Menesse, Blue Donald, Eber-
sole, Stevenson, Collier, McNamara,
Spreng, Burrows and Pierce Scott.

MOTION

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

MOTION

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

CONDOLENCE RESOLUTIONS

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

Res. No. 570-2019 — James Wiley
Hobbs, Jr.

Res. No. 571-2019 — Eric Fields.

Res. No. 572-2019 — Hattie Mae
Stearns Fields.

Res. No. 573-2019 — Michael
Kocur.

Res. No. 587-2019 — Don Moore.

Res. No. 588-2019 — Marie R.
DeMarco.

CONGRATULATIONS RESOLUTIONS

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

Res. No. 574-2019 — Rev. Dr.
Jawanza Kariem Colvin.

Res. No. 575-2019 — VASJ High
School Academic Decathlon Team
State Champions.

RECOGNITION RESOLUTIONS

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

Res. No. 576-2019 — National Arab
American Heritage Month.

Res. No. 577-2019 — Nizar Zein,
M.D.

Res. No. 578-2019 — C.A.M.E.O. —
49th Anniversary.

Res. No. 579-2019 — Mediterranean
Market.

Res. No. 580-2019 — Husein Rabah.

Res. No. 581-2019 — 95th Anniver-
sary of Open Door Missionary Bap-
tist Church.

APPRECIATION RESOLUTIONS

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

Res. No. 582-2019 — Greater Cleve-
land Alumnae Chapter of Delta
Sigma Theta Sorority, Inc.

Res. No. 583-2019 — Delta Alpha Lambda Chapter of Alpha Phi Alpha Fraternity, Inc. — Cleveland Chapter.

Res. No. 584-2019 — Darlene D. Smith-Jones.

Res. No. 585-2019 — Joseph D. Clark.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 535-2019.

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

An emergency ordinance authorizing the Director of Public Health to enter into one or more contracts with The Center on Urban Poverty and Community Development at Case Western Reserve University to provide evaluation services for the MomsFirst Program, for a period of one year.

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

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

Section 1. That the Director of Public Health is authorized to enter into one or more contracts with The Center on Urban Poverty and Community Development at Case Western Reserve University to provide evaluation services for the MomsFirst Program, for a period of one year. The services shall include but not be limited to, attend regular project meetings, provide interim presentations and annual reporting, provide input on MomsFirst's quality improvement plan, provide assistance with the Local Evaluation Report, provide an in-depth analysis of individual client-level social determinants of health factors and their association with program receipt and birth outcomes, and other services.

Section 2. That the aggregate costs of these contracts shall not exceed \$89,000 and shall be paid from Fund No. 01-5005-6320, RQS 5005, RL 2019-43.

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

Referred to Directors of Public Health Finance, Law; Committees on Health and Human Services, Finance.

Ord. No. 536-2019.

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of disposal of debris at landfills, for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities, for a period of two years.

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

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

Section 1. That the Director of Public Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period of two years of the necessary items of disposal of debris at landfills, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Utilities may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 3. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 2002, RL 2019-12)

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

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

Ord. No. 537-2019.

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

An emergency ordinance authorizing the Director of Economic Development to enter into a grant agreement with Arts Cleveland, or its designee, to provide economic development assistance to partially finance eligible costs associated with bringing the DANCE/USA Conference to the City of Cleveland.

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

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

Section 1. That the Director of Economic Development is authorized to enter into a grant agreement with Arts Cleveland, or its

designee, to provide economic development assistance to partially finance eligible costs associated with bringing the DANCE/USA Conference to the City of Cleveland.

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

Section 3. That the costs of the grant shall not exceed an amount of \$15,000 and shall be paid from Fund No. 17 SF 652, RQS 9501, RL 2019-31.

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

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

Ord. No. 538-2019.

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

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. PI 2017-034 with West Roofing Systems, Inc. for repairing or replacing roofs or roof systems at Cleveland Hopkins International Airport and Burke Lakefront Airport.

Whereas, under the authority of Ordinance No. 1196-16, passed November 21, 2016, the Director of Port Control entered into Contract No. PI 2017-034 with West Roofing Systems, Inc. for repairing or replacing roofs or roof systems at Cleveland Hopkins International Airport and Burke Lakefront Airport; and

Whereas, Ordinance No. 1196-16 requires further legislation before exercising the first option to renew on this contract; and

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

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

Section 1. That the Director of Port Control is authorized to exercise the first option to renew Contract No. PI 2017-034 with West Roofing Systems, Inc. for repairing or replacing roofs or roof systems at Cleveland Hopkins International Airport and Burke Lakefront Airport. This ordinance constitutes the additional legislative authority required by Ordinance No. 1196-16 to exercise this option.

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

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

Ord. No. 539-2019.

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of FAA-approved deicing chemicals, for the various divisions of the Department of Port Control, for a period of two years, with two one-year options to renew, the first of which shall require additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period of two years, with two one-year options to renew, of the necessary items of FAA-approved deicing chemicals, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the various divisions of the Department of Port Control. The first of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the first of the one-year options to renew is exercised, then the second of the one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 3001, RL 2019-14)

Section 3. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Port Control may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

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

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

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

Ord. No. 540-2019.

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

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with Swissport USA, Inc. for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling and other airline support service operations for multiple airlines, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to enter into a Lease Agreement ("Lease") with Swissport USA, Inc. ("Lessee") for use and occupancy of approximately 944 square feet of space located on the ramp level beneath Concourse A of the passenger terminal building at Cleveland Hopkins International Airport ("Leased Premises") to support its ground handling and other airline support service operations for multiple airlines. The term of the Lease shall be for a two-year period, with three one-year options to renew, the first of which requires additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control only if additional legislative authority is obtained. If such additional legislative authority is granted, the second and third one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. For use of the Leased Premises, Lessee shall pay the City a rate of \$95.18 per square foot, equaling \$89,849.92 annually, payable in twelve equal monthly installments, which rate is based on the 2019 airport's annual rates and charges calculation, subject to annual changes based on said budget.

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

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

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

Ord. No. 541-2019.

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

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with United Airlines Inc. for the lease of certain office and warehouse space located in the South Cargo Facility Building at Cleveland Hopkins International Airport, Department of Port Control, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to enter into a Lease Agreement ("Lease") with United Airlines Inc. ("Lessee") for use and occupancy of approximately 5,461 square feet of space of office and warehouse space located in the South Cargo Facility Building at 6090 Cargo Road at Cleveland Hopkins International Airport ("Leased Premises") to support its cabin cleaning operation and other support services operations. The term of the Lease shall be for a period two-year period, with three one-year options to renew, the first of which requires additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control only if additional legislative authority is obtained. If such additional legislative authority is granted, the second and third one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. For use of the Leased Premises, Lessee shall pay the City a rate of \$7.00 per square foot, equaling \$38,227 annually, payable in twelve equal monthly installments, which rate is determined by an independent third party appraisal. The rental amount will be adjusted annually on the effective date by CPI calculation, but never less than the initial rate.

Section 2. The Lease authorized by this ordinance shall be prepared by the Director of Law.

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

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

Ord. No. 542-2019.

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

An emergency ordinance authorizing the Director of Port Control to enter into a Lease with KeyCorp National Association to maintain and operate an aviation hangar facility for the storage and maintenance for aircraft owned by KeyCorp at Cleveland Hopkins

International Airport, for a period of ten years, with two five-year options to renew, the first of which requires additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to enter into a Lease Agreement ("Lease") with KeyCorp National Association ("Lessee") for use and occupancy of an approximately 23,546-square foot hangar and approximately 2.6-acre parcel of land on Cargo Road at Cleveland Hopkins International Airport ("Leased Premises") to maintain and operate a corporate aircraft hangar facility for aircraft owned by Lessee at Cleveland Hopkins International Airport. The term of the Lease shall be for a ten-year period, with two five-year options to renew, the first of which requires additional legislative authority. The first of the five-year options to renew may be exercised by the Director of Port Control only if additional legislative authority is obtained. If such additional legislative authority is granted, the second five-year option to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. For use of the Leased Premises, Lessee shall pay the City an annual rate determined by an independent third party appraisal. The rental amount will be adjusted annually on the effective date by CPI calculation, but never less than the initial rate. The rent is payable in twelve (12) equal monthly installments.

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

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

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

**Ord. No. 543-2019.
By Council Members Cleveland and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Port Control to enter into a Lease with the United States Postal Service to maintain and operate a warehouse, sorting facility, and post office retail store at Cleveland Hopkins International Airport, for a period of five years, with one five-year option to renew, which requires additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to enter

into a Lease Agreement ("Lease") with the United States Postal Service ("Lessee") for use and occupancy of an approximately 115,660-square foot facility and approximately 7.9-acre parcel of land on Postal Road at Cleveland Hopkins International Airport ("Leased Premises") to maintain and operate a warehouse, sorting facility, and post office retail store at Cleveland Hopkins International Airport. The term of the Lease shall be for a five-year period, with one five-year option to renew, which requires additional legislative authority. For use of the Leased Premises, Lessee shall pay the City an annual rate determined by an independent third party appraisal. The rental amount will be adjusted annually on the effective date by CPI calculation, but never less than the initial rate. The rent is payable in twelve (12) equal monthly installments.

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

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

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

**Ord. No. 544-2019.
By Council Members Cleveland and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with PrimeFlight Aviation Services, Inc. for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling, skycap, and other airline support service operations for JetBlue Airways and other airlines, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to enter into a Lease Agreement ("Lease") with PrimeFlight Aviation Services, Inc. ("Lessee") for use and occupancy of approximately 237 square feet of space located on the ramp level beneath Gate C-6 on Concourse C of the passenger terminal building at Cleveland Hopkins International Airport ("Leased Premises") to support its ground handling, skycap, and other airline support service operations for JetBlue Airways and other airlines. The term of the Lease shall be for a two-year period, with three one-year options to renew, the first of which requires additional legislative authority. The first of the one-year options to

renew may be exercised by the Director of Port Control only if additional legislative authority is obtained. If such additional legislative authority is granted, the second and third one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. For use of the Leased Premises, Lessee shall pay the City a rate of \$95.18 per square foot, equaling \$22,557.66 annually, payable in twelve equal monthly installments, which rate is based on the 2019 airport's annual rates and charges calculation, subject to annual changes based on said budget.

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

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

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

**Ord. No. 545-2019.
By Council Members Zone, Cleveland, Brancatelli and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Port Control to execute a deed of easement granting to Cargill, Incorporated and its successors and assigns, certain easement rights located above a city-owned portion of 5300 Whiskey Island Drive, and declaring that the easement rights granted are not needed for the City's public use.

Whereas, Cargill, Incorporated and its successors and assigns ("Cargill") has requested the Director of Port Control to convey certain aerial easement rights above a city-owned portion of 5300 Whiskey Island Drive, known as Permanent Parcel No. 003-02-008, to install a telecommunication line; and

Whereas, the easement rights to be granted are not needed for the City's public use; and

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

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

Section 1. That, notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is found and determined that an aerial utility easement interest located above the following described property is not needed for the City's public use:

Legal Description of Easement over PPN 003-02-008

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original Brooklyn Township Lot No. 50.

Starting at the southeast corner of Whiskey Island Drive Extension, 35.00 feet wide, as shown by the Dedication Plat recorded in Volume

268, Pages 11-12 of Cuyahoga County Map Records, said point also being in the easterly line of the First Parcel of land conveyed to the City of Cleveland in deed dated February 16, 1897 and recorded in Volume 659, Page 145 of Cuyahoga County Deed Records; thence South 35° 16' 58" East along the easterly line of said land so conveyed, 139.80 feet to the Principal Place of Beginning of the easement herein intended to be described;

Thence continuing South 35° 16' 58" East along the easterly line of said land so conveyed, 10.04 feet;

Thence South 59° 45' 48" West, 100.40 feet to a point in the westerly line of said land so conveyed;

Thence North 35° 16' 58" West along the westerly line of said land so conveyed, 10.04 feet;

Thence North 59° 45' 48" East 100.40 feet to the Principal Place of Beginning and containing 1003.95 square feet (0.0230 acres) of land as described on January 17, 2019 by R.M. Kole & Assoc., Corp., Professional Land Surveyors.

Section 2. That, by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to convey the above-described easement interest to Cargill subject to any conditions stated in this ordinance. The consideration to be paid for this property shall not exceed the appraised value of \$2,000, which is determined to be fair market value.

Section 3. That the aerial utility easement shall be non-exclusive and the purpose of the easement shall be to install a telecommunication line above a city-owned portion of 5300 Whiskey Island Drive, known as Permanent Parcel No. 003-02-008.

Section 4. That the duration of the easement shall be perpetual but shall revert to the City if abandoned; that the easement shall not be assignable without the consent of the Director of Port Control; that the easement shall require that Cargill provide reasonable insurance, maintain any Cargill improvements located within the easement; pay any applicable taxes and assessments; and shall contain such other terms and conditions that the Director of Law determines to be necessary to protect and benefit the City.

Section 5. That the conveyance referenced above shall be made by official deed of easement prepared by the Director of Law and executed by the Director of Port Control on behalf of the City of Cleveland. The Directors of Port Control and Law are authorized to execute any other documents, including without limitation, contracts for right of entry, as may be necessary to effect this ordinance.

Section 6. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

Ord. No. 546-2019.
By Council Members Griffin, Johnson, Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Works to execute a deed of easement granting to The East Ohio Gas Company dba Dominion Energy Ohio certain easement rights in property located along Woodhill Road at the Ozell A. Dobbins, Sr. Maintenance Center, and declaring that the easement rights granted are not needed for the City's public use.

Whereas, The East Ohio Gas Company dba Dominion Energy Ohio ("Dominion") has requested the Director of Public Works to convey certain easement rights in property along Woodhill Road at the Ozell A. Dobbins, Sr. Maintenance Center located at 3000 Woodhill Road and known as Permanent Parcel Number 126-38-016; and

Whereas, Dominion requires an easement to replace the natural gas pipeline along the area; and

Whereas, the easement rights to be granted are not needed for the City's public use; and

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

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

Section 1. That, notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is found and determined that an easement interest in the following described property located at the Ozell A. Dobbins, Sr. Maintenance Center located at 3000 Woodhill Road and known as Permanent Parcel Number 126-38-016 is not needed for the City's public use:

5 Foot Permanent Dominion Energy Easement

February 8, 2019

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original 100 acre lots 425 and 433 and is further bounded and described as follows:

Beginning at drill hole found in a stone located on the centerline of Sophia Ave. 40' wide & at prolongation of the Westerly Right of Way of Woodhill Road (East 93rd) 80' wide;

Thence South 21°05'53" West along the prolongation of the Easterly Right-of-Way line of said Woodhill Road a distance of 21.52 feet and the principal point of beginning;

Course 1:

Thence South 21°05'53" West, along the Right of Way of said Woodhill Road, a distance of 98.31 feet;

Course 2:

Thence South 21°02'12" West, continuing along said Woodhill Road Right of Way to a point on the southerly line of the property conveyed to The City of Cleveland by AFN# 201211280370, a distance of 772.20 feet;

Course 3:

Thence South 89°44'42" West, along said northerly property line, a distance of 5.37 feet;

Course 4:

Thence North 21°02'12" East, a distance of 774.15 feet;

Course 5:

Thence North 21°05'53" East, a distance of 96.33 feet to a point on the southerly Right of Way of said Sophia Ave.;

Course 6:

Thence North 89°25'32" East along the Right of Way of said Sophia Ave, a distance of 5.38 feet to the principle place of beginning and containing 0.0999 acre (4,352.47 square feet) of land, according to a surveyed by Steven J. Metcalf, Registered Surveyor No. 8622-Ohio of Neff & Associates, dated February 22, 2019.

Be the same more or less, but subject to all legal highways and easements of record.

Section 2. That, by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to convey the above-described easement interest to Dominion subject to any conditions stated in this ordinance. The consideration to be paid for this property shall not exceed the appraised value of \$2,400, which is determined to be fair market value.

Section 3. That the easement shall be exclusive and the purpose of the easement shall be to replace the natural gas pipeline along the area.

Section 4. That the duration of the easement shall be perpetual; that the easement shall not be assignable without the consent of the Director of Public Works; that the easement shall require that Dominion provide reasonable insurance, maintain any Dominion improvements located within the easement; pay any applicable taxes and assessments; and shall contain such other terms and conditions that the Director of Law determines to be necessary to protect and benefit the City.

Section 5. That the conveyance referenced above shall be made by official deed of easement prepared by the Director of Law and executed by the Director of Public Works on behalf of the City of Cleveland. The Directors of Public Works and Law are authorized to execute any other documents, including without limitation, contracts for right of entry, as may be necessary to effect this ordinance.

Section 6. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

Ord. No. 547-2019.
By Council Members B. Jones, Zone, Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell a portion of

City-owned property no longer needed for public use located at 4601 Chester Avenue to Richard and Kathy Lehmann, for the purpose of access to their business.

Whereas, Richard and Kathy Lehmann have requested that the Director of Public Safety sell a portion of City's Third District Police Station located at 4601 Chester Avenue, known as Permanent Parcel No. 104-31-017, no longer needed for the City's public use, for the purpose of access to their business; and

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

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

Section 1. That notwithstanding and as an exception to the provisions of Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is found and determined that the following described property, which is a portion of City's Third District Police Station located at 4601 Chester Avenue and known as Permanent Parcel No. 104-31-017, is no longer needed for the City's public use:

TRANSFER PARCEL

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Lot "2" of the Plat of Lot Split for the City of Cleveland, of part of Original 10 Acre Lots Nos. 96, 97 and 98, as shown by the recorded plat in volume 360 of maps, page 55, of Cuyahoga County Records, and further described as follows:

Beginning at a point on the southerly line of Perkins Avenue (70 feet wide), at its intersection with the easterly line of Original 10 Acre Lot No. 96, said point being the Place of Beginning;

Thence S 81°55'00" W, along said southerly line of Perkins Avenue, a distance of 82.50 feet, to a point at the most northeasterly corner of a parcel of land belonging to Brent Young & Mark Sudduth by Deed Dated February 01, 1988, in Volume 88-0434, Page 04 of Cuyahoga County Deed Records said point witnessed by a 5/8" I.P. found 0.09' S. 0.50' W.;

Thence S 08°09'36" E, along the easterly line of said parcel of land belonging to Brent Young & Mark Sudduth, a distance of 163.60 feet, to a point on the northerly line of Lot "2" of the Plat of Lot Split for the City of Cleveland, as shown by the recorded plat in volume 360 of maps, page 55, of Cuyahoga County Records and 5/8" I.P. w/cap set;

Thence N81°55'00" E, along said northerly line of Lot "2", a distance of 11.00 feet, to a point;

Thence N 08°09'36" W, along a line parallel to the aforesaid easterly line of a parcel of land belonging to Brent Young & Mark Sudduth, a distance of 163.60 feet, to a point on the southerly line of Perkins Avenue (70 feet wide);

Thence S 81°55'00" W, along said southerly line of Perkins Avenue, a distance of 11.00 feet, to the Place of Beginning; containing within said bounds 0.0413 acre of land, (1799.60 Sq. Ft.), be the same more or less, but subject to all legal highway's.

Section 2. That by and at the direction of the Board of Control,

the Commissioner of Purchases and Supplies is authorized to sell the above-described property to Richard and Kathy Lehmann at a price not less than the Broker's Opinion of Value of \$500.00, which is determined to be fair market value.

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

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

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Safety, City Planning Commission, Finance, Law; Committees on Safety, Development Planning and Sustainability, Finance.

Ord. No. 551-2019.

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

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to The Centers for Families and Children to encroach into the public right-of-way of Euclid Avenue by installing, using, and maintaining an ADA-compliant entrance ramp and railing.

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

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

Section 1. That the Director of Capital Projects is authorized to issue a permit, revocable at the will of Council, to The Centers for Families and Children, 4500 Euclid Avenue, Cleveland, Ohio 44103 ("Permittee"), to encroach into the public right-of-way of Euclid Avenue by installing, using, and maintaining an ADA-compliant entrance ramp and railing at the following location:

Centered in front of the entrance to 4500 Euclid Avenue, encroaching into the right-of way of Euclid Avenue 3.5 feet and being 16.0 feet long.

Section 2. That the Director of Law shall prepare the permit authorized by this ordinance and shall incorporate such additional provisions as the Director of Law determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, the prospective Permittee has properly indemnified the City against

any loss that may result from the encroachments permitted.

Section 3. That Permittee may assign the permit only with the prior written consent of the Director of Capital Projects. That the encroaching structures permitted by this ordinance shall conform to plans and specifications first approved by the Manager of the City's Division of Engineering and Construction. That Permittee shall obtain all other required permits, including but not limited to Building Permits, before installing the encroachments.

Section 4. That the permit shall reserve to the City reasonable right of entry to the encroachment location.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

Ord. No. 552-2019.

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

An emergency ordinance giving consent of the City of Cleveland to the County of Cuyahoga for the resurfacing of Ridge Road from Memphis Avenue to Denison Avenue; authorizing the Director of Capital Projects to enter into agreements; to apply for and accept an allocation of County Motor Vehicle License Tax Funds; and to cause payment to the County for the City's share of the improvement.

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

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

Section 1. Consent. That it is declared to be in the public interest that the consent of the City of Cleveland is given to the County of Cuyahoga (the "County") to construct the following improvement under plans, specifications, and estimates approved by the County: resurfacing of Ridge Road from Memphis Avenue to Denison Avenue in the Cities of Cleveland and Brooklyn, County ID No. 1205 (the "Improvement").

Section 2. Cooperation

(a) That the City will cooperate with the County in the Improvement.

(b) That the County will arrange for the preparation of construction plans and specifications, including necessary engineering reports for the Improvement, under Current Cuyahoga County standards for construction of County roads and bridges.

(c) That the County will arrange for the supervision and administration of the construction project.

(d) That the City agrees to assume and contribute 100% of the cost of any items included in the

construction contract at the request of the City, which are determined by the County to be not eligible or made necessary by the Improvement.

Section 3. Funding

(a) That the City agrees to cooperate with the County in the cost of the Improvement by an allocation from the County Motor Vehicle License Tax Fund to pay the County portion of the project.

(b) That if the Improvement is financed with State or Federal-aid funds, eligible costs of the Improvement shall be financed from the aforesaid funds.

(c) That if funds administered by the Ohio Public Works Commission are used for this project, the amount of such funds will be deducted from designated project costs prior to the application of the participatory percentages specified in this ordinance.

(d) Within the corporate limits of the City, the City will be responsible for 50% of the Non-Federal Share of the cost of construction, and construction supervision for the Improvement.

(e) Within the corporate limits of the City, the City will be responsible for 20% and the County will be responsible for 80% of the cost of preparation of construction plans and specifications, including necessary engineering reports for the Improvement.

(f) That the City agrees to deposit with the Treasurer of Cuyahoga County the City's share of the estimated cost of the project or agrees to enter into an escrow agreement with the County prior to an award of a contract for the Improvement.

Section 4. Maintenance. That upon completion of the Improvement, the City will keep the highway open to traffic at all times; and

(a) Maintain the Improvement in accordance with the provisions of the statutes relating thereto and make ample financial provisions for the maintenance;

(b) Maintain the right-of-way and keep it free of obstructions in a manner satisfactory to the County and hold the right-of-way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands or other private installations within the right-of-way limits;

(c) That the County shall continue to maintain the structural elements of any bridge (defined as a structure with a span of twenty feet or greater) located within the limits of the Improvement under the applicable sections of the Revised Code; and

(d) After construction of the Improvement is complete, the City agrees to follow and maintain post-construction Best Management Practices as outlined in the Municipal Storm Water Permit that is filed with the Ohio Environmental Protection Agency.

Section 5. Traffic. That on completion of the Improvement, the City will keep the highway open to traffic at all times; and

(a) Place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the Improvement in compliance with the provisions of Section 4511.11 of the Revised Code and other related sections of the Revised Code;

(b) That the street or highway within the limits of the Improvement is designated a through highway as provided in division (A)(6) of Section 4511.07 of the Revised Code;

(c) That stop signs affecting the movement of traffic on the street or highway within the Improvement shall be removed, and no stop signs shall be erected on same except at its intersection with another through highway where traffic does not warrant the installation of a traffic control signal but where the warrants for a "Four-Way Stop" as provided in the above-mentioned Manual are met;

(d) That no rule or regulation shall be enacted restricting the use of the Improvement by any class of vehicle or vehicle load permitted by the Revised Code to use a public highway. Any existing rule or regulation so restricting road usage is rescinded; and

(e) The City shall regulate parking in the following manner: Prohibit parking under Section 4511.66 of the Revised Code unless otherwise controlled by local ordinance or resolution.

Section 6. Right-of-Way

(a) That all existing street and public right-of-way within the City which is necessary for the Improvement shall be made available.

(b) That in the event any additional right-of-way is required, the City will arrange for the acquisition.

Section 7. Utilities

(a) That the City will make arrangements with and obtain arrangements from all privately-owned public utility companies whose lines or structures will be affected by the Improvement, and the companies have agreed to make any and all necessary arrangements in such a manner as to be clear of any construction called for by the plans for the Improvement, and the companies have agreed to make necessary rearrangements immediately after notification by the City.

(b) That the County will pay the costs of alterations of governmentally-owned utility facilities which come within the provisions of Section 8204 (Utility Reimbursement Eligibility) of the Ohio Department of Transportation's **Real Estate Policies and Procedures Manual** to the same extent that it participates in the other costs of the Improvement, provided, however, that such participation will not extend to any additions or betterments of existing facilities.

(c) That it is agreed that the City shall cooperate with the County to make all arrangements of governmentally-owned utilities and/or appurtenances that do not comply with the provisions of Section 8204 (Utility Reimbursement Eligibility) of the Ohio Department of Transportation's **Real Estate Policies and Procedures Manual**, whether whether inside or outside the corporate limits, as may be necessary to conform to the Improvement.

(d) That the construction, reconstruction, and/or arrangement of all utilities shall be done in a manner as not to interfere unduly with the operation of the contractor constructing the Improvement, and all backfilling of trenches made necessary by utility rearrangements shall

be performed under the provisions of the ODOT Construction and Material Specifications.

Section 8. Miscellaneous

(a) That if the County is formally requested by ordinance of this Council to include the construction of sanitary sewers, water lines, area sewers (drainage of area surrounding the Improvement), sidewalks, alternate bid items, or other items in the Improvement that are in addition to those now existing and not provided for elsewhere in this ordinance, the County will do so, provided that the construction meets with the approval of the County and the City; and that the City agrees to pay, or make arrangements for the payment of the cost of the construction, cost of preliminary and design engineering, and construction supervision.

(b) For purposes of this ordinance, the agent for the County and liaison officer shall be the County Engineer of Cuyahoga County, Ohio, and/or such members of his staff as he may designate.

(c) That the City agrees to conduct this transaction by electronic means and agrees that all documents requiring County signatures may be executed by electronic means, and that the electronic signatures affixed by the County to the documents shall have the same legal effect as if that signature was manually affixed to a paper version of the document. The City also agrees on behalf of the aforementioned entities and persons to be bound by the provisions of Chapters 304 and 1306 of the Revised Code as they pertain to electronic transactions, and to comply with the electronic signature policy of the County.

Section 9. That the Director of Capital Projects is authorized to enter into agreements necessary to complete the Improvement.

Section 10. That the Director of Capital Projects is authorized to apply to the County for approval to use County Motor Vehicle License Tax funds to pay for the Improvement, to accept the funds and to file all papers and execute all documents necessary to receive the funds; and that the funds are appropriated for the purposes set forth above.

Section 11. That the Director of Capital Projects is authorized to apply for and accept any gifts or grants for this purpose from any public or private entity; and that the Director is authorized to file all papers and execute all documents necessary to receive the funds under this ordinance; and that the funds are appropriated for the purposes described in this ordinance.

Section 12. That the Director of Capital Projects is authorized to accept a cash contribution from public or private entities, for infrastructure restoration costs associated with relocating, rehabilitating or reconstructing utility infrastructure for the Improvement. The Director of Capital Projects is authorized to enter into agreement6s with the entities for this purpose.

Section 13. That this Council requests the County to proceed with the Improvement.

Section 14. That this Council authorizes payment to the County for

the City's share of the Improvement, payable from Fund Nos. 20 SF 520, 20 SF 528, 20 SF 534, 20 SF 540, 20 SF 546, 20 SF 554, 20 SF 563, 20 SF 568, 20 SF 574, 20 SF 579, 20 SF 586, from the fund or funds to which are credited grant proceeds or cash gifts and the proceeds from the sale future bonds, if issued for this purpose, and from any funds approved by the Director of Finance. (RQS 0103, RL 2019-36)

Section 15. That the Clerk of Council is directed to transmit to the County three (3) certified copies of this ordinance immediately on its taking effect.

Section 16. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force

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

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

Ord. No. 553-2019.

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

An emergency ordinance authorizing the Director of Capital Projects to make alterations and modifications in Contract No. PI 2018-29 with Vandra Brothers Construction, Inc. for the rehabilitation of Industrial Parkway/West 160th Street and Enterprise/Briar/West 139th Street.

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

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

Section 1. That the Director of Capital Projects is authorized to make the following alterations and modifications in Contract No. PI 2018-29 with Vandra Brothers Construction, Inc. for the rehabilitation of Industrial Parkway/West 160th Street and Enterprise/Briar/West 139th Street:

Subsidiary Additions – New Items

Additional pavement repairs of pavement base		\$250,000
Total Additions – New Items	\$ 250,000.00	
TOTAL SUBSIDIARY ADDITIONS	\$ 250,000.00	
Original Contract Amount	\$2,742,877.20	
Total Subsidiary Additions	<u>250,000.00</u>	
New Contract Amount	\$2,992,877.20	

which alteration has been recommended in writing by the Director of Capital Projects, countersigned by the Mayor, and consented to by the surety on the contract. The price to be paid for the alterations and modifications to the contract has been agreed upon in writing and signed by the Director of Capital Projects and the contractor. This alteration will cause an increase in the amount of the original contract in the sum of \$250,000 to be paid from Fund Nos. 20 SF 520, 20 SF 528, 20 SF 534, 20 SF 540, 20 SF 546, 20 SF 554, 20 SF 563, 20 SF 568, and any and all funds approved by the Director of Finance. (RQS 0103, RL 2019-24)

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

Referred to Directors of Capital Projects, Finance, Law; Committees on Municipal Services and Properties, Finance.

Ord. No. 554-2019.

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

An emergency ordinance authorizing the Director of Public Works to enter into an amendment to the June 30, 2016 Property Operations and Programming Agreement with the Group Plan Commission for Public Square to provide a restricted contribution to support the Commission's maintenance obligations on Public Square.

Whereas, under Ordinance No. 1061-14, passed September 15, 2014, this Council, among other things, authorized the Director of Public Works to enter into a Property Operations and Programming Agreement with the Group Plan Commission relating to operating, preserving, maintaining, and providing ongoing programming and supplemental maintenance at Public Square; and

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

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

Section 1. That the Director of Public Works is authorized to enter into an amendment to the June 30,

2016 Property Operations and Programming Agreement with the Group Plan Commission for Public Square, authorized by Ordinance No. 1061-14, passed September 15, 2014, to provide a restricted contribution to support the Commission's maintenance obligations on Public Square. All other terms and conditions contained in the agreement shall remain the same.

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

Section 3. That the costs of the contract amendment shall not exceed \$400,000 and shall be paid from Fund No. 01-9998-6320, Request No. RQS 7001, RL 2019-28.

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

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

Ord. No. 555-2019.

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

An emergency ordinance to amend the title and Section 1 of Ordinance No. 645-17, passed June 5, 2017, relating to professional services to provide general planning, engineering, and design services, for the Department of Port Control.

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

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

Section 1. That the title and Section 1 of Ordinance No. 645-17, passed June 5, 2017, are amended to read as follows:

An Emergency Ordinance authorizing the Director of Port Control to employ one or more professional consultants to provide general planning, engineering, and design services, for a period of one year, ~~executed by December 31, 2018,~~ with three one-year options to renew, the second of which requires additional legislative authority.

Section 1. That the Director of Port Control 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 general planning, engineering, and design services on an as-needed basis, for a period of one year, ~~executed by December 31, 2018,~~ with three one-year options to renew, for the various divisions of the Department of Port Control. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year options to renew is exercised, then the third of the one-year options to renew may be exercisable at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council.

Section 2. That the existing title and Section 1 of Ordinance No. 645-17, passed June 5, 2017, are repealed.

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

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

Ord. No. 556-2019.
By Council Members Cleveland and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to design and implement an Asset Management Program, for a period of one year, with three one-year options to renew, the second of which shall require additional legislative authority.

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

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

Section 1. That the Director of Port Control 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 design and implement an Asset Management Program for the purpose of establishing standards and standard operating procedures for the referenced program, for a period of one year, with three one-year options to renew. The first of the one-year options to renew may be exercised by the Director of Port Control, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year options to renew is exercised, then the third of the one-year options to renew may be exercised at the option of the Director of Port Control, without the

necessity of obtaining additional authority of this Council.

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

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 106, 60 SF 112, 60 SF 114, 60 SF 115, 60 SF 116, 60 SF 117, 60 SF 119, 60 SF 121, 60 SF 122, 60 SF 125, 60 SF 126, 60 SF 128, 60 SF 130, 60 SF 141, 60 SF 160, and from the fund or funds to which are credited any grant proceeds received for this purpose, or federal PFCs, if authorized, Request No. RQS 3001, RL 2019-25.

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

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

Ord. No. 558-2019.

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

An emergency ordinance notifying Council of the final budget allocations received from HUD for the 2019 Community Development Block Grant, Home Investment Partnerships Act Grant, Emergency Solutions Grant, and the Housing Opportunities for Persons with Aids Grant; and to amend Sections 2 through 15 of Ordinance No. 142-2019, passed February 11, 2019 relating to the grants.

Whereas, under Ordinance No. 142-2019, passed February 11, 2019, this Council authorized the Director of Community Development to apply for and accept the 2019 Community Development Block Grant, Home Investment Partnerships Act Grant, Emergency Solutions Grant, and the Housing Opportunities for Persons with Aids Grants; and

Whereas, Ordinance No. 142-2019 contained estimated amounts of the grant funds to be received and estimated amounts allocated to recipient programs; and

Whereas, Ordinance No. 142-2019 required that once the City receives the final budget allocations that additional legislation would be submitted to Council with the final numbers received for the grants and recipient programs; and

Whereas, the City has received the final budget allocations; and

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

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

Section 1. That, as required by Ordinance No. 142-2019, the estimated and final budget allocations for the following grants are as follows:

	2019 Estimated Amounts	2019 Final HUD Allocations
Community Development Block Grant ("CDBG")	\$20,116,532	\$21,154,188
Home Investment Partnerships ("HOME")	\$3,458,438	\$4,512,419
Emergency Solutions Grant ("ESG")	\$1,739,682	\$1,796,770
Housing Opportunities For Persons With Aids ("HOPWA")	\$1,096,050	\$1,402,636

Section 2. That Sections 2 through 15 of Ordinance No. 142-2019, passed February 11, 2019, are amended to read as follows:

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 ~~\$212,730~~ **\$228,000** and the ~~estimated~~ administrative cost of \$56,393 for a total ~~estimated~~ amount of ~~\$270,173~~ **\$284,393** 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~~ **\$1,365,388** and the ~~estimated~~ amount of administrative cost of \$37,248 for a total ~~estimated~~ amount of ~~\$1,096,050~~ **\$1,402,636**, 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~~ **\$535,889** 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~~ **\$1,713,016** 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 ~~\$1,260,045~~ **\$1,383,487** 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~~ **\$192,000** 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 ~~\$2,271,063~~ **\$2,360,224** 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~~ **\$3,241,995** 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~~ **\$1,875,000**, and Federal HOME Program Fund No. 19 SF 667 in the ~~estimated~~ amount of ~~\$284,303~~ **\$784,303**, 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 amount of ~~\$5,275,041~~ **\$5,570,000** are appropriated from Fund No. 14 SF 045 and Federal HOME grant funds in the amount of \$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	\$5,541,121
Other:	\$501,456	\$ 515,000

(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 ~~\$7,420,000.00~~ **\$7,400,000** 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 3. That existing Sections 2 through 15 of Ordinance No. 142-2019, passed February 11, 2019, are repealed.

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

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

Ord. No. 559-2019.
By Council Members Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into contract with Kiva Microfunds, or its designee, to implement a loan service portal city-wide for early stage businesses, for a period not to exceed three years.

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

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

Section 1. That the Director of Economic Development is authorized to enter into contract with Kiva Microfunds, or its designee, to implement a loan service portal city-wide for early stage businesses, for a period not to exceed three years.

Section 2. That the costs of the contract shall not exceed \$200,000, and shall be paid from Fund No. 17 SF 652, Request No. RQS 9501, RL 2019-38.

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

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

Ord. No. 560-2019.

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

An emergency ordinance to amend Sections 1, 2, and 6 of Ordinance No. 1570-14, passed December 8, 2014, relating to a Tax Increment Financing Agreement with Gateway Huron, LLC, or its designee to provide funding for the NuCLEus redevelopment project.

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

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

Section 1. That Sections 1, 2, and 6 of Ordinance No. 1570-14, passed December 8, 2014, are amended to read as follows:

~~Section 1. That the improvements to be constructed by Gateway Huron, LLC, or its designee, ("Redeveloper"), as more fully described in File No. 1570-14 A ("Improvements") on the Real Property, are declared to be a public~~

purpose for purposes of Section 5709.41 of the Revised Code (the "Improvements). The Real Property is more fully described as follows:

(PPN: 101-28-012)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Two Acre Lot No. 102 and bounded and described as follows:

Beginning in the Southerly line of Prospect Street at a stone planted upon the westerly side of an alley 12 feet in width running from Prospect Street to Huron Street;

Thence Westerly along said Southerly line of Prospect Street 54 feet;

Thence Southerly at right angles to Prospect Street 148 feet;

Thence Southerly at right angles to Huron Street and High Alley or Street, so-called, about 8 feet to the Northerly line of said High Alley;

Thence Easterly along said Northerly line of said High Alley to the Westerly line of said first mentioned alley;

Thence Northerly along said Westerly line of said first mentioned alley, 134 feet 11 inches, more or less to the place of beginning, and being further known as all of Sublot No. 7 in the Subdivision of the Samuel Cowles Estate, comprised of part of Original Two Acre Lots Nos. 101, 102, 103, and 104, as recorded in Volume 30, Page 540 of Cuyahoga County Deed Records; excepting, however, from the above described premises so much from of the Southerly side thereof as has been appropriated by the City of Cleveland for widening High Street by proceedings in the Court of Insolvency of Cuyahoga County, Ohio recorded in Volume 1, Page 324 of the Records of said Court Together with the Northerly half of High Street adjacent to the above described premises as vacated by Ordinance No. 1423-95 passed by the Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

(PPN: 101-28-029)

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio, and known as being part of Original Two Acre Lot No. 102 and part of Sublot No. 20 in the Subdivision of the Samuel Cowles' Estates, comprised of part of Original Two Acre Lots Nos. 101, 102, 103 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and together forming a parcel of land bounded and described as follows:

Beginning on the Northerly line of Huron Road, S.E., as established by City Ordinance No. 41329, passed April 27, 1903, at its point of intersection with the Westerly line of East 6th Street, (formerly Prospect Alley);

Thence Northerly along said Westerly line of East 6 Street, 125-50/100 feet to the Southerly line of High Avenue, S.E., as established by the Appropriation proceedings recorded in Volume 1, Page; 324 of the Appropriation Records of the Insolvency Court of Cuyahoga County;

Thence Westerly along said Southerly line of High Avenue, S.E., 54 feet to the Westerly line of said Sub lot No. 20;

Thence Southerly along said Westerly line of Sublot No. 20, 125-50/100 feet to said Northerly line of Huron Road, S.E.;

Thence Easterly along said Northerly line of Huron Road, S.E., 54 feet to the place of beginning, as appears by said plat.

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

(PPN: 101-28-030)

Situated in the County of Cuyahoga in the State of Ohio and in the City of Cleveland and bounded and described as follows:

Known as being part of Sub Lots Nos. 21 and 22 in the Subdivision of the Samuel Cowles' Estate, comprised of part of Original Two Acre Lots Nos. 101, 102, 103 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 540 of Cuyahoga County Records, and also part of Huron Street vacated by City Ordinance No. 41,329, and together forming a parcel of land bounded and described as follows:

Beginning on the Northerly line of Huron Road, S.E. (formerly Huron Street) , as established by City Ordinance No. 41329, passed April 27, 1903, at the Southwest corner of land conveyed to Newton S. Calhoun by Deed dated December 3, 1921, and recorded in Volume 2407, Page 550 of Cuyahoga County Records;

Thence Northerly along the Westerly line of land so conveyed to Newton S. Calhoun and along the Westerly line of land conveyed to Newton S. Calhoun by Deed dated August 26, 1915, and recorded in Volume 1712, Page 5 of Cuyahoga County Records, about 125 50/100 feet to the Southerly line of High Avenue, S.E., (formerly High Street), as established by Appropriation proceedings recorded in Volume 1, Page 324 of the Appropriation Records of the Court of Insolvency of Cuyahoga County;

Thence Westerly along said Southerly line of High Avenue, S. E., (formerly High Street), about 90 feet to the Northwest corner of land conveyed to Edward Hessemueller by Deed dated April 15, 1858, and recorded in Volume 97, Page 31 of Cuyahoga County Records;

Thence Southerly along said Westerly line of land so conveyed to Edward Hessemueller and along the Southerly prolongation thereof, about 125 50/100 feet to the Northerly line of Huron Road, S.E., as established by said City Ordinance No. 41,329;

Thence Easterly along said Northerly line of Huron Road, S.E., about 90 feet to the place of beginning;

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

(PPN: 101-28-011)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 8 of a Subdivision of the Cowles' Estate of part of Original Two Acre Lot Nos. 101 to 104 inclusive, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and bounded and described as follows:

Beginning on the Southerly line of Prospect Avenue S.E., at the Northeasterly corner of said Sublot No. 8, which beginning point is 54 feet Westerly from the Westerly line of an alley known as East Sixth Street (formerly Prospect Alley);

Thence Southerly at right angles with Prospect Avenue S.E., 106 feet;
 Thence Westerly parallel with Prospect Avenue S.E., and along ' the Northerly line of land heretofore owned by Joseph Bell, 46 feet;
 Thence Northerly parallel with the Easterly line, 13 10/12 feet to the continuation of the Southerly line of an alley;
 Thence Westerly parallel with Prospect Avenue S.E., 4 feet to the Westerly line of said Lot 8;
 Thence Northerly on the Westerly line of Lot 8, 92 2/12 feet to the Southerly line of Prospect Avenue S.E.;;
 Thence Easterly along the Southerly line of Prospect Avenue S.E., 50 feet to the place of beginning, as appears by said plat.

(PPN: 101-28-014)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Sublot Nos. 24 and 25 in The Samuel Cowles' Estate Subdivision of part of Original Two Acre Lot Nos. 101, 102, 103 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and together forming a parcel of land bounded and described as follows:

Beginning on the Southerly line of an alley (now known as Coleman Court S.E.), between Prospect Avenue S.E. and High Avenue S.E. at the Northwesterly corner of said Sublot No. 25, said point of beginning being also distant Easterly 100 feet from the most Northerly corner of land conveyed by James F. Clarke to John C. Kennedy by Deed dated August 18, 1834, and recorded in Volume 0, Page 425 of Cuyahoga County Records;

Thence Easterly along the Southerly line of said Coleman Court S.E., 28 feet 6 inches to the Northeasterly corner of said Sublot No. 24, which point is also in the Westerly line of land conveyed by Leonard Case and Wife, to George C. Dodge by Deed dated July 10, 1840, and recorded in Volume 28, Page 416 of Cuyahoga County Records;

Thence Southerly along the Easterly line of said Sublot No. 24 and along the said Westerly line of land so conveyed to George C. Dodge to the most Northerly corner of land conveyed to Thomas N. Davis and Wife, to David P. Hawley and John Langton by Deed dated September 10, 1873, and recorded in Volume 222, Page 17 of Cuyahoga County Records;

Thence Southerly along the Westerly line of land so conveyed to David P. Hawley and John Langton to the Northerly line of High Avenue S.E., as established by appropriation proceedings in Cuyahoga County Insolvency Court Case No. 239;

Thence Westerly along the Northerly line of High Avenue S.E., as aforesaid by said proceedings, 7 feet 7 4/5 inches to the Northerly line of High Avenue S.E., as originally established;

Thence Westerly along the Northerly line of High Avenue S.E., as originally established, 21 feet 4 92/100 inches to the Southwesterly corner of Sublot No. 25;

Thence Northerly along the Westerly line of said Sublot No. 25, 82 feet 2 inches to the place of beginning.

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

(PPN: 101-28-008)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot Nos. 11, 12 and 13 in The Samuel Cowles' Estate Subdivision of part of Original Two Acre Lots Nos. 101, 102, 103 and 104 as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and part of Original Two Acre Lot Nos. 100 and 101, not yet subdivided and together forming a parcel of land bounded and described as follows:

Beginning at the point, of intersection of the Southerly line of Prospect Avenue, S.E., 82 1/2 feet wide, with the Easterly line of East Fourth Street (formerly Sheriff Street, 60 feet wide);

Thence Easterly along the Southerly line of Prospect Avenue, S.E., 92 feet 9 inches to the Northeasterly corner of said Sublot No. 11;

Thence Southerly along the Easterly line of said Sublot No. 11, 82 feet 2 inches to the Northerly line of Coleman Court, S.E.;

Thence Westerly along said Northerly line of Coleman Court S.E., 92 feet 9 inches to the Easterly line of East Fourth Street;

Thence Northerly along said Easterly line of East Fourth Street, 82 feet 2 inches to the place of beginning, as appears by said plat.

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

(PPN: 101-28-015)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 26 in the Samuel Cowles' Estate Subdivision of part of Original Two Acre Lot. Nos. 101 to 104 inclusive, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and being 50 feet front on the Northerly side of High Avenue, S.E., and extending back of equal width 82 feet 2 inches to the Southerly line of Coleman Court, S.E., as appears by said plat.

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

(PPN: 101-28-013)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot Nos. 8 and 24 in the Samuel Cowles, Estate Subdivision of part of original Two Acre Lots Nos. 101, 102, 103 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and together forming a parcel of land, bounded and described as follows:

Beginning at a point in the Southerly line of an alley now known as Coleman Court, S.E., between Prospect Avenue S.E. and High Avenue S.E., said beginning point being the Southeasterly termination of said alley and

also the Northeasterly corner of land conveyed to Joseph Bell by deed recorded in Volume 30, Page 542 of Cuyahoga County Records;

Thence Southerly on a line at right angles with the Southerly line of Prospect Avenue S.E., to the Northerly line of High Avenue S.E., as established by Appropriation Proceedings in Cuyahoga County Insolvency Court Case 236;

Thence Easterly along the Northerly line of High Avenue S.E., 55 64/100 feet to the Southeasterly corner of said Sublot No. 8;

Thence Northerly on a line at right angles with said Northerly line of High Avenue S.E., 3 1/2 feet;

Thence Northerly on a line at right angles with the Southerly line of Prospect Avenue S.E., to a point 106 feet Southerly from said Southerly line of Prospect Avenue S.E.;

Thence Westerly parallel with said Southerly line of Prospect Avenue S.E., 46 feet to a point 4 feet Easterly from the Westerly line of said Sublot No. 8;

Thence Northerly parallel with said Westerly line of Sublot No. 8 to a point in a line drawn Easterly parallel with the Southerly line of Prospect Avenue S.E., from the place of beginning;

Thence Westerly 4 feet to the place of beginning, as appears by said plat.

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

(PPN's: 101-28-009 and 010)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Lots 9 and 10 of The Samuel Cowles Estate Subdivision as recorded in Volume 30 of Deeds, Page 541, of the Cuyahoga County Records and more fully described as follows:

Beginning at the intersection of the Southerly right-of-way of Prospect Avenue (82.50'), and the Easterly right-of-way of East 4th Street (60.00'),

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

Thence continuing along said Prospect Avenue 64.97 feet to a point;

Thence S. 21 degrees 59' 58" W. at right angles to said Prospect Avenue, 82.64 feet to a point on the Northerly line of a dedicated alley (10');

Thence N. 68 degrees 00' 02" W., along the Northerly line of said alley, 64.87 feet to a point;

Thence N. 21 degrees 59' 58" E., 82.64 feet to the place of beginning and containing 0.123 acres of land, more or less, as surveyed by Ralph C. Tyler, Registered Surveyor No. 4236, in December, 1994. But subject to all legal roads, highways, and easements of record. The basis of bearing is an assumed meridian and used to denote Angles only.

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

(PPN: 101-28-031)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original 2 Acre Lot No. 101 and bounded and described as follows:

Beginning on the Northerly line of Huron Road, S.E. (94 feet wide), at a point which is distant 28.50 feet Easterly, measured along said Northerly line, from its intersection with the Westerly line of said Original Lot No. 101, said place of beginning being also the intersection of the Northerly line of Huron Road, S.E., with the Southerly prolongation of the Westerly line of land conveyed to Buckley Stedman and Diana Stedman, by deed dated November 30, 1868 and recorded in Volume 160, Page 270 of Cuyahoga County Records;

Thence Easterly along the Northerly line of Huron Road, S.E., 33.67 feet to its intersection with the Southerly prolongation of the Westerly line of land conveyed to Edward Hessenmueller, by deed dated April 15, 1858 and recorded in Volume 97, Page 31 of Cuyahoga County Records;

Thence Northerly along said Southerly prolongation and along the Westerly line of land so conveyed to Edward Hessenmueller, to the Southerly line of High Avenue, S.E.;

Thence Westerly along the Southerly line of High Avenue, S.E., 33.55 feet to the Westerly line of land conveyed to Buckley and Diana Stedman, as aforesaid;

thence Southerly along the Westerly line of land so conveyed to Buckley and Diana Stedman and the Southerly extension thereof, to the place of beginning, be the same more or less, but subject to all legal highways.

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

(PPN: 101-28-016)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Two Acre Lot Nos. 100 and 101, and also a part of Sublot No. 27 in the Subdivision of the Cowles Estate of a part of Original Two Acre Lots Nos. 101 to 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and together forming a parcel of land bounded and described as follows:

Beginning at the Southeasterly corner of said Sublot No. 27 on the Northerly side of High Avenue S.E. (formerly High Street);

Thence Northerly along the Easterly line of said Sublot, 82 2/12 feet to an alley;

Thence westerly along said alley, 30 feet;

Thence Southerly parallel with the Easterly line of said Sublot, 82 2/12 feet to the Northerly line of High Avenue, S.E.;

Thence Easterly along the Northerly line of High Avenue, S.E., to the place of beginning, be the same more or less, but subject to all legal highways.

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

(PPN: 101-28-034)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of original Two Acre Lot Nos. 100 and 101, and also part of Sublot No. 27 of the Cowles Estate Subdivision of part of Original Two Acre Lots Nos. 101 to 104, as shown by the recorded Plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and bounded and described as follows:

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

Thence Easterly along the Northerly line of High Avenue S.E., 47 feet;

Thence Northerly along the Easterly line of this Tract, and parallel with, said East 4th Street, 30 feet;

Thence Westerly parallel to the Southerly line, 47 feet to East 4th Street;

Thence Southerly along the Easterly line of East 4th Street to the place of beginning, and being the same land conveyed to Theodore Schmitt and Frank M. Osborne by Deed recorded in Volume 397, Page 40 of Cuyahoga County Records, made by Richard and Sarah Stewart, Grantees herein, be the same more or less, but subject to all legal highways.

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

13: (PPN: 101-28-035)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original 2 Acre Lot Number 100 and part of Sublot Number 27 in the Samuel Cowles Estate Subdivision of part of original 2 Acre Lot Numbers 101, 102, 103 and 104 as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records and bounded and described as follows:

Beginning at a point in the Easterly line of East 4th Street (60 feet wide) about 30 feet Northerly of the Northerly line of High Avenue S.E. (width varies);

Thence Northerly along said Easterly line of East 4th Street about 53 feet to the Southerly line of Coleman Court S.E. (10 feet wide);

Thence Easterly along said Southerly line of Coleman Court S.E. about 47 feet;

Thence Southerly parallel with the Easterly line of East 4th Street as aforesaid about 53 feet;

Thence Westerly about 47 feet to the place of beginning, be the same more or less, but subject to all legal highways.

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

(PPN: 101-28-033)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of the parcel of land in the Original Two Acre Lots Nos. 100 and 101, which was conveyed by The Champion Realty Company to The Cleveland Trust Company by deed recorded in Volume 3273, Page 606 of Cuyahoga County Records and bounded and described as follows:

Beginning on the Easterly line of East 4th Street, 60 feet wide, distant North 00 deg. 00' 30" West, along said Easterly line, 61.45 feet from its intersection with the Northerly line of Huron Road S.E. said Northerly line being parallel with and distant Northerly, 44.50 feet from the center line of Huron Road S.E.;

Thence North 00 deg. 00' 30" West, along said Easterly line of East 4th Street, 85.50 feet to its intersection with the Southerly line of High Avenue S.E. (46.36 feet wide);

Thence South 68 deg. 00' 00" East, along said Southerly line of High Avenue S.E., 68.42 feet to an angle in said Southerly line;

Thence South 89 deg. 59' 10" East, continuing along said Southerly line of High Avenue S.E., 4.84 feet to its intersection with the Easterly line of land conveyed to The Cleveland Trust Company as aforesaid;

Thence South 00 deg. 14' 50" West, along the Easterly line of said The Cleveland Trust Company's land, 59.86 feet to the center of a party wall now existing and situated partially upon the premises hereby conveyed and partly upon the lands still owned by The Champion Realty Company and lying to the South of the premises hereby conveyed;

Thence West along the center of said wall, parallel with said Northerly line of Huron Road S.E., 68.01 feet to the place of beginning, according to the survey prepared for The Cleveland Trust Company by Edward C. O'Rourke dated July, 1949 and revised March, 1953.

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of High Avenue S.E. as vacated by Ordinance No. 1423-95 passed by the Council of the City of Cleveland on September 25, 1995, and as shown by the Vacation Plat recorded in Volume 281 of Maps, Page 19 of Cuyahoga County Records.

(PPN: 101-28-032)

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

Beginning at the intersection of the centerlines of East 4th street (60 feet wide) and Huron Road S.E. (94 feet wide);

Thence North 55° 56' 30" East along the centerline of Huron Road S.E., 30.00 feet to a point;

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

Course 1. Thence North 34° 01' 10" West along said Easterly line of East 4th Street, 61.45 feet to a drill hole set at the Southwesterly corner of land conveyed to System Property Development Company, Inc. (PPN. 101-28-033) by deed dated January 29, 1999 and recorded in Auditor's File No. 199901291207 Cuyahoga County Records.

Course 2. Thence North 55° 56' 30" East along the Southerly line of land so conveyed, 67.57 feet to a drillhole set on a Westerly line of land conveyed to System Property Development Company, Inc. (PPN 101-28-031) by deed dated January 29, 1999 and recorded in Auditor's File No. 199901291207 of Cuyahoga County Records.

Course 3. Thence South 34° 08' 06" East along the Westerly line of land so conveyed, 61.45 feet to a drill hole set on the northerly right-of-way of Huron Road, S.E.;

Course 4. Thence South 55° 56' 30" West along said Northerly right-of-way of Huron Road, S.E. 67.69 feet to the principal place of beginning, and containing 0.0954 acres of land as surveyed and described by Edward B. Dudley III, P.S. No. 6747 of the Riverstone Company in April of 2007, be the same more or less, but subject to all legal highways, restrictions and documents of record.

County Engineer's T/M No. 07-018-S-002

(PPN: 101-28-007)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original Two Acre Lot No. 100 and bounded and described as follows:

Beginning on the Southerly line of Prospect Street, now known as Prospect Avenue, S.E., at the point of intersection thereof with the Westerly line of Sheriff Street, now known as East 4th Street, as opened and established by Ordinance of the City Council of the City of Cleveland and by proceedings in the Probate Court of Cuyahoga County in November, 1872;

thence Southerly along the Westerly line of Sheriff Street, as established as aforesaid, eighty-two feet, more or less, to the Northerly line of the ten-foot alley called Coleman Alley, now known as Coleman Court Southeast;

thence Westerly along the Northerly line of Coleman Alley and parallel with Prospect Street, fifty-four feet and eight inches, more or less, to the Westerly line of a parcel of land conveyed by James N. Jones and wife to Anthony Carlin, by Deed dated November 24, 1899, and recorded in Volume 733, Page 497 of Cuyahoga County Records;

thence Northerly along the Westerly line of the premises so conveyed by Jones to Carlin, eighty-two feet, more or less, to the Southerly line of Prospect Street;

thence Easterly along the Southerly line of Prospect Street, fifty-four feet, eight inches, more or less, to the place of beginning, be the same more or less, but subject to all legal highways.

(PPN: 101-29-002)

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio, and known as being Sublot No. 5 and the Westerly part of Sublot 4 in The Samuel Cowles' Estate Subdivision of part of Original Two Acre Lot Nos. 101, 102, 103 and 104 as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, together forming a parcel of land, bounded and described as follows:

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

Thence Easterly along the Southerly side of Prospect Avenue S.E., 68.50 feet to the Northwesterly corner of a parcel of land conveyed to The Gaywell Company by deed dated September 25, 1951 and recorded in Volume 7403, Page 735 of Cuyahoga County Records;

Thence Southerly along the Westerly line of said parcel conveyed 112.535 feet to the Southerly line of Sublot 4;

Thence Westerly along the said Southerly line and along the Southerly line of Sublot 5, 70.26 feet to the Southwesterly corner of Sublot 5;

Thence Northerly along the Westerly line of Sublot 5, 125 feet 5 inches to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Non-exclusive easement for pedestrian and vehicular ingress and egress contained in the Warranty Deed from Dahlen, Inc., to The Gaywell Company, filed for record on September 28, 1951 and recorded in Volume 7403, Page 735 of Cuyahoga County Records over a portion of the following described property:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being all of Sublot No. 3 and the Easterly part of Sublot No 4 in Cowles Estate Allotment of part of Original Two Acre Lots Nos. 101, 102, 103 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and bounded and described as follows:

Beginning in the Southerly line of Prospect Avenue, S.E., 82.50 feet in width, at the Northeasterly corner of said Sublot No. 3;

Course 1: thence South 12 deg, 00' 00" East along the Easterly line of said Sublot No. 3, and at right angles to said Southerly line of Prospect Avenue, S.E., a distance of 106.36 feet to the Southeasterly corner thereof;

Course 2: thence South 67 deg. 01' 00" West along the Southerly line of said Sublot No. 3 and along the Southerly line of said Sublot No. 4, a distance of 32.42 feet to the intersection with the Southerly prolongation of the Easterly face of a new Easterly wall (constructed August, 1941) of a two-story brick building lying next Westerly of the following course to be described;

Course 3: thence North 11 deg. 50' 05" West along the aforesaid Southerly prolongation and along the Easterly face of said wall, a distance of 112.535 feet to the Southerly line of Prospect Avenue, S.E.;

Course 4: thence North 78 deg. 00' 00" East along the Southerly line of Prospect Avenue, S.E., a distance of 31.50 feet to the place of beginning, according to the survey of George M. Garrett and Associates, Registered Professional Surveyors.

(PPN: 101-29-001)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 6 in Cowles Estate Allotment, of part of Original Two Acre Lots Nos. 101, 102, 103 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and bounded and described as follows:

Beginning on the Southerly line of Prospect Avenue, S.E., at its intersection with the Easterly line of East 6th Street;

thence Northeasterly along the Southerly line of Prospect Avenue, S.E., 50 feet to the Northeasterly corner of said Sublot No. 6;

thence Southeasterly along the easterly line of said Sublot, 125 feet 5 inches to the Southeasterly corner thereof;

thence Westerly along the Southerly line of said Sublot to the Easterly line of East 6th Street;

thence Northwesterly along the easterly line of East 6th Street, 135 feet 2 inches to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

(PPN: 101-29-045)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being all of Sublot No. 3 and the Easterly part of Sublot No. 4 in Cowles Estate Allotment of part of Original Two Acre Lots Nos, 101,

102, 103 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and bounded and described as follows:

Beginning in the Southerly line of Prospect Avenue, S.E., 82.50 feet in width, at the Northeasterly corner of said Sublot No. 3;

Course 1: thence South 12 deg. 00' 00" East along the Easterly line of said Sublot No. 3, and at right angles to said Southerly line of Prospect Avenue, S.E., a distance of 106.36 feet to the Southeasterly corner thereof;

Course 2: thence South 67 deg. 01' 00" West along the Southerly line of said Sublot No. 3 and along the Southerly line of said Sublot No. 4, a distance of 32.42 feet to the intersection with the Southerly prolongation of the Easterly face of a new Easterly wall (constructed August, 1941) of a two-story brick building lying next Westerly of the following course to be described;

Course 3: thence North 11 deg. 50' 05" West along the aforesaid Southerly prolongation and along the Easterly face of said wall, a distance of 112.535 feet to the Southerly line of Prospect Avenue, S.E.;

Course 4: thence North 78 deg. 00' 00" East along the Southerly line of Prospect Avenue, S.E., a distance of 31.50 feet to the place of beginning, according to the survey of George M. Garrett and Associates, Registered Professional Surveyors.

(PPN: 101-29-010)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 17 in the Subdivision of the Cowles Estates of part of Original Two Acre Lots Nos. 101, 102, 103 and 104, as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and bounded and described as follows:

Beginning on the Northerly line of Huron Road, S.E., 86 feet 7 inches Westerly from the Southwesterly corner of a parcel of land conveyed to David Long and wife to Samuel G. Storre by deed recorded in Volume D of Deeds, Page 291 of Cuyahoga County Records;

thence Westerly along said Northerly line of Huron Road, S.E., 50 feet;

thence Northerly at right angles to Huron Road, S.E., 115 feet 9 inches;

thence Easterly on a line midway between Huron Road, S.E. and Prospect Avenue, S.E. 50 feet 11 -1/4 inches;

thence Southerly 106 feet to the place of beginning, as appears by said plat.

TOGETHER WITH that part of Huron Road now vacated by Ordinance No. 41329.

(PPN: 101-29-046)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being a part of Original Two Acre Lot 103 and known as part of Lot 16 in the subdivision of the Cowles Estates of part of Original Two Acre Lots 101, 102, 103 and 104, as shown by the plat of said Subdivision and recorded in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and described as follows:

Being that part of said Sublot 16 which lies Westerly of the Westerly face of faces of the Westerly exterior building wall of the five story building now situated substantially entirely upon said Sublot 16, including that portion of said Sublot 16 which lies Westerly of a line, parallel to the Westerly line of said Sublot No. 16, drawn from the Northwesterly corner of said building, at grade level, Northerly to the rear of Northerly line of said Sublot 16, the piece of parcel hereby conveyed being further described as being a strip of land approximately 6 inches in width by rectangular measurement off the Westerly side of said Sublot 16, extending from the Northerly line of Huron Road, Northerly to the rear of Northerly of said Sublot 16.

TOGETHER WITH that part of Huron Road now vacated by Ordinance No. 41329,

(PPN: 101-29-011 and 012)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublots Nos. 18 and 19 and part of Huron Street, now vacated by Ordinance No. 41329 in Cowles Estate Subdivision of part of Original 2 Acre Lots Nos. 101, 102, 103 and 104 as shown by the recorded plat in Volume 30 of Deeds, Page 541 of Cuyahoga County Records, and together forming a parcel of land bounded and described as follows:

Beginning at the intersection of the Northwesterly line of Huron Road S.E., 94 feet wide and the Northeasterly line of East 6th Street, 12 feet wide;

thence Northeasterly along the Northwesterly line of Huron Road, S.E., 100 feet to the Southeasterly prolongation of the Northeasterly line of said Sublot No. 18;

thence Northwesterly along said Southeasterly prolongation and the Northeasterly line of Sublot No. 18, 120 feet 9 inches to the Northeasterly corner thereof;

thence Southwesterly along the Northwesterly lines of Sublots Nos. 18 and 19 to the Northwesterly corner of Sublot No. 19 and the Northeasterly line of said East 6th Street;

thence Southeasterly along the Northeasterly line of East 6th Street, 140 feet 2 inches to the place of beginning, be the same more or less, but subject to all legal highways.

TOGETHER WITH that part of Huron Road now vacated by Ordinance No. 41329

Section 2. That one hundred percent (100%) of the Improvements are declared exempt from real property taxation for a period of 30 years; and that in no event shall the exemption period extend beyond ~~2045~~ 2052. The terms of the agreement are as follows:

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

Developer:	Gateway Huron, LLC
Project Location:	Prospect & Huron Avenues; at E. 4th St.
Project Manager:	David Ebersole
Ward/Councilperson:	Ward 3/ Councilman Kerry McCormack
City Assistance:	Non-School TIF

Project Site:**Project Description:**

The Gateway lots, located at the corner of E. 4th and Prospect, have long been an underutilized area for downtown Cleveland. As surface lots, these parcels created a gap in the urban fabric and broke up the vitality of the connection between the strong and growing assets at E. 4th Street & Euclid Avenue and the huge draws of Progressive Field & Quicken Loans Arena.

Gateway Huron, LLC, an affiliate of Stark Enterprises, has acquired these lots to launch Project NuCLEus, a truly transformative development that will change the face of the Gateway District and leverage this key location. Their proposed mixed-use development will be an attraction for shoppers, workers, and residents in itself and a strong compliment to the existing assets in downtown. In addition to the large surface lots at E. 4th and Prospect, the development site also encompasses neighboring outdated parking garages to the east and a small building on Prospect Avenue adjacent to the site. The project includes a large amount of Class A office space which is critically needed in downtown Cleveland.

The initial development proposes to construct 277 residential rental units, approximately 400,000 sf of gross commercial office, 77,820 square feet of national credit tenant retail, approximately and 1,350 parking spaces, and pedestrian oriented infrastructure improvements. The project proposes to construct two towers on top of retail and parking, topping out at 24 stories, on the surface parking lot on the corner of E. 4th Street and Prospect that will straddle the East 6th walkway, creating two structures at ground level, that are connected above via the garage. Additionally, the development proposes substantial improvements to the E. 6th Street walkway, creating a "Laneway" modeled on successful retail developments in Melbourne, Australia. It is anticipated that as many as 1,000 individuals could be employed at the project site.

Estimated Project Sources & Uses

SOURCES		USES	
Private Debt (Inc. TIF*)	\$ 213,125,000	Construction	\$ 234,730,000
Equity	\$ 100,400,000	Soft Costs	\$ 92,425,000
City of Cleveland	\$ 12,000,000	Land Costs	\$ 26,730,000
City of Cleveland VPI	\$ 360,000		
Cuyahoga County	\$ 6,000,000		
State of Ohio	\$ 6,000,000		
Subordinate Loans	\$ 16,000,000		
TOTAL	\$ 353,885,000	TOTAL	\$ 353,885,000

* The City estimates the TIF value to be approximately \$19,000,000

City Requirements

- Subject to the Fair Employment Wage Law due to project having more than 20 jobs.
- The project is subject to the Fannie M. Lewis Cleveland Resident Employment Law.
- The project is subject to MBE/FBE/CSB.
- The project is subject to Workforce Development Agreement for all new jobs.

The Developer has also agreed to the following additional items:

- Provide summer internships for CMSD students in architectural, design, and project development
- Provide shadowing opportunities for students with construction and management
- Provide apprenticeship opportunities

Section 6. That under Section 5709.43 of the Revised Code, there is established an Urban Redevelopment Tax increment Equivalent Fund into which shall be deposited Service Payments in Lieu of Taxes (“PILOTS” or “Service Payments”) ~~which shall be used for the purpose of funding project debt or for other economic development purposes as determined by the Director of Economic Development, that shall be used for financing the public purpose improvements including project debt service, bond payments, and reimbursement of project construction costs, or for other economic development purposes as determined by the Director of Economic Development.~~

Section 2. That existing Sections 1, 2, and 6 of Ordinance No. 1570-14, passed December 8, 2014, are repealed.

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

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

Ord. No. 561-2019.

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

An emergency ordinance authorizing the Director of Economic Development to enter into one or more forgivable loan agreements with Gateway Huron, LLC, or its designee, to provide economic development assistance to partially finance the implementation of the NuCLEus Project and other associated costs located in the vicinity of the Gateway lots at the corner of East 4th and Prospect Avenue.

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

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

Section 1. That the Director of Economic Development is authorized to enter into one or more forgivable loan agreements with Gateway Huron, LLC, or its designee, to provide economic development assistance to partially finance the implementation of the NuCLEus Project and other associated costs located in the vicinity of the Gateway lots at the corner of East 4th and Prospect Avenue.

Section 2. That the terms of the loan or loans shall be according to the terms set forth in the Summary contained in File No. 561-2019-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council

at the public hearing on this legislation, and are approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Economic Development is authorized to charge and accept fees in an amount not to exceed the maximum allowable fees under federal regulations and the fees are appropriated to cover costs incurred in the preparation of the loan applications, closing and servicing of the loans. The fees shall be deposited to and expended from Fund No. 17 SF 305, Loan Fees Fund.

Section 4. That the contract and other appropriate documents needed to complete the transactions authorized by this legislation shall be prepared by the Director of Law.

Section 5. The contract authorized in this legislation will require the recipients of financial assistance to work with, and/or cause their tenants to work with, The Workforce Investment Board for Workforce Area No. 3 to identify and solicit qualified candidates for job opportunities related to the City’s contracts, and place special emphasis on the hard to employ, including but not limited to the disabled and persons who have been convicted of or have pled guilty to a criminal offense, unless the criminal conviction or related circumstances relate to the duties for the particular job sought.

Section 6. That the costs of the contract or contracts shall not

exceed Twelve Million Dollars (\$12,000,000), and shall be paid from any other funds, including future bond funds issued for this purpose, approved by the Director of Finance for this purpose. (RQS 9501, RLA 2019-26)

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

Ord. No. 562-2019.

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

An emergency ordinance authorizing the Directors of Finance and Economic Development to transfer \$3,000,000 from the General Fund to Fund Nos. 17 SF 008 and 17 SF 652 for the purpose of making loan and grant agreements for economic development financial assistance and forgivable and non-forgivable loan agreements under the Vacant Property Initiative, both in amounts not to exceed \$250,000, authorized under Ordinance No. 90-10, passed February 8, 2010.

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

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

Section 1. That the Directors of Finance and Economic Development are authorized to transfer \$2,100,000 from the General Fund to Fund No. 17 SF 008 for the purpose of making forgivable and non-forgivable loan agreements under the Vacant Property Initiative and to transfer \$900,000 from the General Fund to Fund No. 17 SF 652 for the purpose of making loan and grant agreements for economic development financial assistance, both in amounts not to exceed \$250,000, authorized under Ordinance No. 90-10, passed February 8, 2010. (RQS 9501, RL 2019-41)

Section 2. That repayments of loans made under this ordinance shall be deposited in Fund No. 17 SF 006.

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

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

Ord. No. 586-2019.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court, to enter into one or more contracts with NashWest, LLC for professional services necessary to provide project management services for the new case management system, for a period up to one year, with a one-year option to renew exercisable by the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court.

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 Clerk of the Cleveland Municipal Court, is authorized to enter into one or more contracts with NashWest, LLC for professional services necessary to provide project management services for the new case management system, for a period up to one year, with a one year option to renew, exercisable by the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court, on the basis of its proposal dated April 23, 2019, for the Clerk of the Cleveland Municipal Court. The contract or contracts shall be paid from Fund Nos. 01-0116-1620 and 10 SF 089, Request No. RQS 0116, RL 2019-44.

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it

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

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

FIRST READING EMERGENCY RESOLUTION REFERRED

Res. No. 569-2019.

By Council Members Cleveland, Zone and McCormack.

An emergency resolution opposing Senate Bill 23 which prohibits abortion when a fetal heartbeat is detected.

Whereas, on April 11, 2019, Governor DeWine signed Senate Bill 23 into law, which prohibits an abortion after a fetal heartbeat is detected; and

and Whereas, this prohibition negatively impacts a woman's right to reproductive health care services in Cleveland and the State of Ohio by effectively eliminating access to all legal abortion services without exceptions for cases of rape and incest and without adequate protections for the life and health of the woman; and

Whereas, this law is one of the most restrictive bans on abortions in the United States; similar laws passed in other states have been universally ruled unconstitutional; and

Whereas, under Senate Bill 23 doctors and others who perform abortions would face felony charges if they perform an abortion after detecting a heartbeat or if they fail to perform an abdominal or transvaginal ultrasound to check for a heartbeat; and

Whereas, threatening doctors with prison time and fines for performing this medical procedure will negatively impact the ability of this city to attract and retain qualified medical professionals; and

Whereas, rather than implementing regressive and extreme policies like Senate Bill 23, Ohio legislators should instead focus on implementing and providing supportive services not only to reduce unintended pregnancies but also to assist pregnant women, and to promote the success of families by investing in comprehensive sex education, access to contraceptives, parenting classes and quality affordable childcare; and

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

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

Section 1. That this Council opposes Senate Bill 23 that prohibits abortion when a fetal heartbeat is detected.

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

Referred to Committee on Finance.

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 548-2019.

By Council Member McCormack.

An emergency ordinance consenting and approving the issuance of a permit for the Diversity Center of Northeast Ohio event on May 4, 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 Diversity Center of Northeast Ohio event on May 4, 2019, start: in front of the Rock & Roll Hall of Fame; Head west on Al Lerner Way; Turn Left on West 3rd Street; Turn Left on Lakeside Avenue; Turn Right on East 13th Street; Turn Right on W. St. Clair Avenue; Turn Right on West 9th Street; Turn Right on Lakeside Avenue; Turn Left on West 3rd Street; turn Right on Al Lerner Way; Finish in front of the Rock & Roll Hall of Fame; 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.

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

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

Ord. No. 549-2019.

By Council Members Kelley, Bishop, J. Jones, McCormack, Johnson, Cleveland, Griffin, B. Jones, Polensek, Conwell, Hairston, Brady, Brancatelli, Santana, Zone, Kazy, Keane and Mayor Jackson.

An emergency ordinance to add the name "Michael Stanley Way" as a secondary and honorary name to Huron Road between Euclid Avenue and East 9th Street.

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

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

Section 1. That, notwithstanding and as an exception to the Codified

Ordinances of Cleveland, Ohio, 1976, the name "Michael Stanley Way" shall be added as a secondary and honorary name to Huron Road between Euclid Avenue and East 9th Street.

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

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

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

Ord. No. 550-2019.

By Council Members McCormack and Zone.

An emergency ordinance consenting and approving the issuance of a permit for the Rite Aid 2019 Cleveland Marathon, Half Marathon, and 10K Course, on May 19, 2019.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Rite Aid 2019 Cleveland Marathon, Marathon Course start: start on Ontario Street just south of Huron Road; turn right (east) on South Roadway becomes Euclid Avenue; turn left (north) on East 17th Street; turn left (west) on St. Clair Avenue; turn right (north) on East 9th Street; turn left (west) on Al Lerner Way; turn left (south) on West 3rd Street; turn right (west) on Lakeside Avenue becomes Main Avenue; turn left (south) on Old River Road; turn right (south) on Robert Lockwood Drive; turn right (southwest) on Columbus Road; turn left (south) on Columbus Road; turn left (east) on Carter Road; turn right (east) on Canal Road; turn left (south) on West 3rd Street; turn right (west) on Jefferson Avenue; turn right (north) on West 5th Street; turn left (west) on Literary Road; turn left (south) on West 7th Street; turn right (west) on Jefferson Avenue; turn right (west) on Starkweather Avenue; turn right (north) on West 14th Street; turn right (east) on Kenilworth Avenue; turn diagonal (east) on Literary Road; turn left (north) on West 10th Street; turn left (west) on University Road; turn left (south) on West 11th Street turn right (west) on Abbey Avenue; turn right (north) on Gehring Street; turn left (west) on Lorain Avenue; turn right (north) on West 25th Street; left (west) on Franklin Boulevard; turn right (north) on West 74th Street; turn left (west) on Detroit Avenue; turn right (north) on West Boulevard; turn left (west) on Clifton Boulevard; turn right (north) on West 115th Street; turn left (west) on Lake Avenue; turn right (north) on Webb; turn left

(west) on Lake Road; turn right (west) on Clifton Boulevard; make 180 degree turn just east of Kensington; turn left (north) on Lake Avenue; turn right (south) on Webb; turn left (east) on Lake Avenue; turn left (north) on West 117th Street; turn right (east) on Edgewater Drive; turn left (north) on Cliff Drive (continue straight on West Boulevard); turn left (east) on Shoreway entrance ramp; turn right (south) on West 73rd Street; turn left (east) on Detroit Avenue; finish on Detroit/Superior before West 3rd Street; Half Marathon Course start: turn right (north) on West 65th Street; turn left (west) on West Clinton Avenue; make a 180 degree turn on West Clinton; turn left (north) on West 65th Street; turn right (east) on Detroit Avenue (back on Marathon Course; 10K Course start: start on Ontario Street just south of Huron Road; turn right (east) on South Roadway becomes Euclid Avenue; turn left (north) on East 17th Street; turn left (west) on St. Clair Avenue; turn right (north) on East 9th Street; turn left (west) on Al Lerner Way; turn left (south) on West 3rd Street; turn right (west) on Lakeside Avenue becomes Main Street; turn left (south) on Old River Road; turn right (south) on Robert Lockwood Drive; turn right (southwest) on Columbus Road; turn left (south) on Columbus Road; turn right (west) on Abbey Avenue; turn right (north) on Gehring Street; turn left (southwest) on Lorain/Carnegie Avenue; turn right (north) on West 25th Street; turn left (west) on Franklin Boulevard; turn right (north) on West 29th Street; turn right (east) on Detroit Avenue; finish on Detroit/Superior before West 3rd 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.

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

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

Ord. No. 557-2019.

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

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to provide technical support and maintenance of core information technology activities and other related services and to acquire

software; and authorizing the purchase by one or more requirement contracts of the purchase, lease, or license of core networking hardware, software, server infrastructure, and wireless networking hardware to replace end of life devices, for the Department of Port Control, for a period of one year, with three one-year options to renew, the second of which requires additional legislative authority.

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 Port Control 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 technical support and maintenance of core information technology activities and other related services, for a period of one year, with three one-year options to renew, the second of which requires additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year options to renew is exercised, then the third of the one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council.

That 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 Port Control from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Port Control for the purpose of compiling a list. The 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 Port Control, and certified by the Director of Finance.

Section 2. That the Director of Port Control is authorized to employ by contract or contracts one or more computer software developers or vendors or one or more firms of computer software developers or vendors for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to acquire one or more licenses for software applications, including implementation, training, and technical support related to the software, for a period of one year, with three one-year options to renew, the second of which requires additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control,

without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year options to renew is exercised, then the third of the one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council.

That 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 Port Control from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Port Control for the purpose of compiling a list. The 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 Port Control, and certified by the Director of Finance.

Section 3. That the Director of Port Control is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period of one year, with three one-year options to renew, the second of which requires additional legislative authority, of the necessary items of the purchase, lease, or license of core networking hardware and/or software not acquired under a professional service contract authorized in this ordinance, server infrastructure, and wireless networking hardware to replace end of life devices, in the approximate amount as purchased or procured during the preceding term, to be purchased or procured by the Commissioner of Purchases and Supplies on a unit basis for the Department of Port Control. The first of the one-year options to renew may be exercised by the Director of Port Control, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year options to renew is exercised, then the third of the one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 4. That under Section 108(b) of the Charter, the purchases or procurements authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Port Control may sign all documents that are necessary to

make the purchases or procurements, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 5. That the Director of Port Control is authorized to enter into any third-party software licenses agreements necessary to effectuate the purposes of this ordinance.

Section 6. That the costs of the requirement contract or contracts shall be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 115, 60 SF 116, 60 SF 126, 60 SF 128, 60 SF 130, 60 SF 141, 60 SF 160, 60 SF 167, 60 SF 168, and shall also be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase or procurement under the contract, each of which purchases or procurements shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 3001, RL 2019-8)

Section 7. That the cost of the professional service contract or contracts and other expenditures shall be paid from Fund No. 60 SF 001. (RQS 3001, RL 2019-39)

Section 8. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

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

Ord. No. 563-2019.

By Council Members Bishop, Johnson and Griffin.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with the Beauty and Barber Empowerment Center for the Beauty and Empowerment Program through the use of Wards 2, 4, and 6 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into agreement effective February 1, 2019 with the Beauty and Barber Empowerment Center for the Beauty and Empowerment Program for the public purpose of providing a cosmetology training program for city of Cleveland residents through the use of Wards 2, 4, and 6 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$45,000 and shall be paid from Fund No. 10 SF 188.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions

as he deems necessary to protect the City's interest.

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

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

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

Ord. No. 564-2019.

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, 2019 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 \$70,260 and shall be paid from Fund No. 10 SF 188.

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

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

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

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

Ord. No. 565-2019.

By Council Member Brady.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with the Westown Community Development Corporation for the Holiday Food Gift Card 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 an agreement effective November 1, 2019 with the Westown Community Development Corporation for the Holiday Food Gift Card Program for the public purpose of providing food cards for low to moderate income residents residing in the city of Cleveland 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 \$2,500 and shall be paid from Fund No. 10 SF 188.

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

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

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

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

Ord. No. 568-2019.

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

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to make one or more purchase orders with Black Box Network Services and IntelliNet Corporation for professional services necessary to restore flight and baggage information displays at Cleveland Hopkins International Airport, restore e-mail services, install new threat protection software, and perform related services necessary to assess, restore, and secure the network.

Whereas, on April 21, 2019, the Department of Port Control encountered a malware infection causing disruption to its applications, including the flight and baggage information displays, and to its departmental e-mails; and

Whereas, due to the urgency of the situation and to ensure the safety, health, and welfare of the citizens of the City of Cleveland and the traveling public, it is necessary for the City to respond quickly; and

Whereas, it is necessary to provide emergency assessment, inspection, and testing of the IT network for the Department of Port Control to determine if other purchases are necessary for the network to resume normal and secure operation; and

Whereas, based on considerations of cost, quality, safety, security and delivery date, the City should issue purchase orders to Black Box Network Services ("Black Box") and IntelliNet Corporation ("IntelliNet") to immediately restore flight and

baggage information displays, restore e-mails, install new threat protection services, and other related services necessary to restore and secure the network; and

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

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

Section 1. That this Council determines the urgency of the malware infection at the Department of Port Control requires immediate action. Therefore, the Commissioner of Purchases and Supplies is authorized to make one or more purchase orders with Black Box, based on its proposal dated April 24, 2019, in the estimated amount of \$669,876.85, for professional services necessary to restore flight and baggage information displays at Cleveland Hopkins International Airport, restore e-mail services through the Department of Port Control, install new threat protection services, and perform related services necessary to assess, restore, and secure the Department of Port Control's IT network, including Black Box providing any related hardware or software need to restore and secure the network.

Section 2. That this Council determines the urgency of the malware infection at the Department of Port Control requires immediate action. Therefore, the Commissioner of Purchases and Supplies is authorized to make one or more purchase orders with IntelliNet, based on its estimate dated April 24, 2019, in the estimated amount of \$79,960.00, for professional services necessary to restore flight and baggage information displays at Cleveland Hopkins International Airport, restore e-mail services through the Department of Port Control, install new threat protection services, and perform related services necessary to assess, restore, and secure the Department of Port Control's IT network, including IntelliNet providing any related hardware or software need to restore and secure the network.

Section 3. That the purchase orders shall be payable from Fund No. 60 SF 001, RQS 3001, RLA 2019-35.

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.

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

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

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 566-2019.

By Council Member Brancatelli. An emergency resolution objecting to a New C2 Liquor Permit at 8003 Broadway Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C2 Liquor Permit at Family Dollar Stores of Ohio, Inc, DBA Family Dollar, #10417, 8003 Broadway Avenue, Cleveland, Ohio 44105, Permit No. 26312750340; 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 C2 Liquor Permit at Family Dollar Stores of Ohio, Inc, DBA Family Dollar, #10417, 8003 Broadway Avenue, Cleveland, Ohio 44105, Permit No. 26312750340; 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.

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

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

Res. No. 567-2019.

By Council Member Conwell.

An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 891 Lakeview Road.

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 Leena Foods, Inc., DBA In & Out Beverage, 891 Lakeview Road, Cleveland, Ohio 44108, Permit Number 5084455 to Zaid Food, Inc., DA In & Out Beverage, 891 Lakeview Road, Cleveland, Ohio 44108, Permit No. 9879120; 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 Leena Foods, Inc., DBA In & Out Beverage, 891 Lakeview Road, Cleveland, Ohio 44108, Permit Number 5084455 to Zaid Food, Inc., DA In & Out Beverage, 891 Lakeview Road, Cleveland, Ohio 44108, Permit No. 9879120; 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.

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

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

SECOND READING EMERGENCY ORDINANCES PASSED**Ord. No. 295-2019.**

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

An emergency ordinance authorizing the Director of Public Works to execute two deeds of easement granting to the Ohio Department of Transportation certain temporary easement rights in property needed for its Detroit-Superior Bridge Rehabilitation Project; and declaring the easement rights not needed for the City's public use.

Approved by Directors of Public Works, City Planning Commission, Finance, Law; Passage recommended by Committees on Municipal Services and Properties, Development Planning and Sustainability, Finance.

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

Ord. No. 326-2019.

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

An emergency ordinance authorizing the Director of Capital Projects to issue one or more permits to Cello Partnership d/b/a Verizon Wireless to encroach into the public right-of-way at various locations in the City of Cleveland by installing, using, and maintaining small cell technology equipment, fiber optic cable to be attached to Cleveland Public Power, CEI or Traffic utility poles (by separate permission of pole owner) and duct banks and vaults.

Approved by Directors of Capital Projects, City Planning Commission, Finance, Law; Passage recommended by Committees on Municipal Services and Properties, Development Planning and Sustainability, when amended, as follows:

1. In the title, strike lines 7, 8, 9, 10 and 11 and insert "using and maintaining fiber optic cable and other equipment related to wireline backhaul facilities pursuant to R.C. Section 4939.03."

Amendment agreed to.

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

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

Ord. No. 329-2019.

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

An emergency ordinance authorizing the Director of Public Works to execute a deed of easement and two deeds of temporary easement granting to the Northeast Ohio Regional Sewer District certain easement rights in property needed for its

London Road Relief Sewer Project; and declaring the easement rights not needed for the City's public use.

Approved by Directors of Public Works, City Planning Commission, Finance, Law; Passage recommended by Committees on Municipal Services and Properties, Development Planning and Sustainability, Finance.

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

Ord. No. 330-2019.

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

An emergency ordinance authorizing the Director of Public Works to execute a deed of easement and four deeds of temporary easement granting to the Northeast Ohio Regional Sewer District certain easement rights in property at Clark Field needed for NEORSD's West 3rd Quigley / Westerly (W3QW) Miscellaneous CSO Control Project; and declaring the easement rights not needed for the City's public use.

Approved by Directors of Public Works, City Planning Commission, Finance, Law; Passage recommended by Committees on Municipal Services and Properties, Development Planning and Sustainability, Finance.

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

Ord. No. 375-2019.

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

An emergency ordinance terminating Contract No. CT 3002 LS 2015*013 with Cumberland TCC1 LLC for the development of Site C located between the Rock and Roll Hall of Fame and the Great Lakes Science Center; to enter into an agreement with the Rock and Roll Hall of Fame to develop Site C; and to authorize any other agreements that are necessary.

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

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

Ord. No. 508-2019.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the issuance and sale of bonds in the maximum principal amount of \$12,000,000 for the purpose of providing funds to improve municipal parks and recreation facilities and authorizing related matters.

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

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

Ord. No. 509-2019.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the issuance and sale of bonds in the maximum principal amount of

\$18,000,000 for the purpose of providing funds to improve buildings and structures housing and providing for the discharge of governmental functions and services otherwise benefiting the public safety, health and welfare and for the provision of necessary fixtures, furnishings, equipment, technology, appurtenances, utilities, and site improvements for the purpose and authorizing related matters.

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

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

Ord. No. 510-2019.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the issuance and sale of bonds in the maximum principal amount of \$23,000,000 for the purpose of providing funds to improve the municipal street system and related facilities and authorizing related matters.

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

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

Ord. No. 520-2019.

By Council Member Kelley. An emergency ordinance authorizing the Clerk of Council to enter into a Trademark License Agreement with the U.S. Census Bureau, U.S. Department of Commerce.

Approved by Director of Law; Passage recommended by Committee on Finance.

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

SECOND READING EMERGENCY RESOLUTION ADOPTED

Res. No. 169-2019.

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

An emergency resolution declaring the intent to vacate a portion of Spruce Avenue.

Approved by Directors of City Planning Commission, Finance, Law; Adoption recommended by Committees on Municipal Services and Properties, Development Planning and Sustainability.

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

MOTION

The Council Meeting adjourned at 7:46 p.m. to meet on Monday, May 6, 2019, at 7:00 p.m. in the Council Chamber.

Handwritten signature of Patricia J. Britt

Patricia J. Britt City Clerk, Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

April 24, 2019

The meeting of the Board of Control convened in the Mayor's office on Wednesday, April 24, 2019 at 10:32 a.m. with Director Langhenry presiding.

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

Absent: Mayor Jackson and Director Cox.

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

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

Melissa Burrows, Director, Office of Equal Opportunity.

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

Resolution No. 151-19.

By Director Davis. Whereas, under authority of Ordinance No. 1406-15, passed by the Council of the City of Cleveland on November 30, 2015, and under Board of Control Resolution No. 523-18, adopted December 19, 2018, the City entered into City Contract No. PI2019-011 with Kokosing Industrial, Inc. for the public improvement of Baldwin Improvements - A, for the Division of Water, Department of Public Utilities, and approved various subcontractors; and

Whereas, by its letter dated March 20, 2019, Kokosing Industrial, Inc. requested the City's consent to add second-tier subcontractors and adjust the dollar amounts of various subcontractors on the resolution above; now, therefore,

Be it resolved that the employment of the following subcontractors by Synergy, LLC, a subcontractor to Kokosing Industrial, Inc. under City Contract No. PI2019-011, is approved:

Table with 2 columns: Second-Tier Subcontractor, Work Percentage. Rows include Wadsworth Solutions, CRS Metalworx, RH Cochran & Associates, Demand Insulation.

Be it further resolved that the employment of the following subcontractors by Warren Roofing & Insulating Co., a subcontractor to Kokosing Industrial, Inc. under City Contract No. PI2019-011, is approved:

Second-Tier Subcontractor Work Percentage

Total Roofing (CSB) \$ 205,000.00 0.02%

Elastizell (non-certified) \$ 298,340.00 0.00%

Foamtech Solutions (MBE) \$ 443,205.00 0.044%

Be it further resolved that the employment of the following subcontractor by Zenith Systems, a subcontractor to Kokosing Industrial, Inc. under City Contract No. PI2019-011, is approved:

Second-Tier Subcontractor Work Percentage

Eaton Corp. (non-certified) \$ 41,300.00 0.00%

Be it further resolved that Resolution No. 523-18 is amended by increasing various previously approved subcontractors' amounts, to the following:

Subcontractors Original Amount New Amount Percentage

M-A Building & Maintenance (CSB) TBD \$92,650.00 0.009%

Synergy, LLC (FBE) TBD \$1,047,431.00 10.35%

Warren Roofing & Insulating Co. (CSB) TBD \$1,866,330.00 18.44%

Zenith Systems (non-certified) TBD \$174,478.00 0.00%

Be it further resolved that all other provisions of Resolution No. 523-18 not expressly amended above shall remain unchanged and in full force and effect.

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

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

Resolution No. 152-19.

By Director Davis. Be it resolved by the Board of Control of the City of Cleveland that the bid of ZscapeLLC for labor and materials to maintain, test, install, replace, improve, restore, and refurbish landscaping at various Public Utilities facilities, bid items 1-5 and 7-11, all items, for the 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 February 7, 2019 under the authority of Ordinance No. 947-17, passed December 4, 2017, which on the basis of the estimated quantity would amount to \$353,640.00, 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, Gordon, Acting Director Gehlmann, Directors Menesse, West, Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Cox.

Resolution No. 153-19.

By Director Spronz.

Whereas, under the authority of Ordinance No. 648-18 passed by the Council of the City of Cleveland on June 4, 2018 and Resolution Nos. 429-18 and 137-19 adopted by this Board of Control on October 10, 2018, and April 17, 2019 respectively, the City, through its Director of Capital Projects, entered into City Contract No. PI2018*052 with Wiss, Janney, Elstner Associates, Inc. to perform the architectural/engineering services necessary for the 2018 Recreation Center Roofs Package Project, and a first modification thereto; and

Whereas, the City requires additional architectural/engineering services to include the Gunning Recreation Center in this package under Contract No. PI2018*052 in the amount of \$25,000.00; and

Whereas, Wiss, Janney, Elstner Associates, Inc. has proposed by its April 3, 2019 letter to perform the above-mentioned additional services; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the City, through its Director of Capital Projects, is authorized to enter into a second modification to Contract No. PI2018-052 with Wiss, Janney, Elstner Associates, Inc. for additional architectural/engineering services for an additional amount not to exceed \$25,000.00, thereby increasing the total compensation under the contract to \$234,500.00.

Be it further resolved that the employment of the following sub-consultants for the services to be performed under the above-authorized second modification are approved:

Van Auken Akins Architects LLC
CSB — \$3,000.00 — 1.28%

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

Nays: None.

Absent: Mayor Jackson and Director Cox.

Resolution No. 154-19.

By Director McGrath.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Galls, LLC for the purchase of uniform clothing, items 1-81, 83-89, and 95-96, for the Division of Fire, Department of Public Safety, for the period of one year beginning with the date of the execution of a contract, with one one-year option to renew, received on March 7, 2019, under the authority of Section 135.06, Codified Ordinances of

Cleveland, Ohio, 1976, which on the basis of estimated quantity would amount to \$1,050,498.00, is affirmed and approved as the lowest and best bid, and the Director of Public Safety is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

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

Nays: None.

Absent: Mayor Jackson and Director Cox.

Resolution No. 155-19.

By Director McGrath.

Be it resolved, by the Board of Control of the City of Cleveland that bid items 82, and 90-94 received on March 7, 2019, for the purchase of uniform clothing, for the Division of Fire, Department of Public Safety, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976 are rejected.

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

Nays: None.

Absent: Mayor Jackson and Director Cox.

Resolution No. 156-19.

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 No. 137-21-004 located on Revere 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, Daniel Timothy Hanson has proposed to the City to purchase and develop the parcel for a side yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 2 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community

Development, and the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland with Daniel Timothy Hanson for the sale and development of Permanent Parcel No. 137-21-004, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

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

Nays: None.

Absent: Mayor Jackson and Director Cox.

Resolution No. 157-19.

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 No. 135-10-059 located at 3553 East 110th Street; and

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

Whereas, Mark and Deborah L. Davis have proposed to the City to purchase and develop the parcel for a Side Yard Expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 2 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland with Mark and Deborah L. Davis for the sale and development of Permanent Parcel No. 135-10-059, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

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

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

Resolution No. 158-19.

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. 107-23-041, 120-01-012, 120-01-014, 120-03-011, and 120-03-052 located on Churchill Avenue and Superior Avenue; and

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

Whereas, Northeast Ohio Regional Sewer District has proposed to the City to lease the parcels for construction staging related to the District's Doan Valley Relief and Consolidation Sewer Project; and

Whereas, the following conditions exist:

1. The member of Council from Ward 9 has approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, to execute a lease for a term up to two years, on behalf of the City of Cleveland with Northeast Ohio Regional Sewer District for lease of Permanent Parcel Nos. 107-23-041, 120-01-012, 120-01-014, 120-03-011, and 120-03-052, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for lease of the parcels shall be \$20,450.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

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

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

Resolution No. 159-19.

By Director McNamara.
Resolved, by the Board of Control of the City of Cleveland that the bid of ACME Exterminating Company, for an estimated quantity of pest control services needed in connection with the Bed Bug Assistance Program for eligible seniors and adults with disabilities, all items, for the Department of Aging, for a period of one year beginning with the date of execution of a contract,

with two additional one year options to renew, exercisable by the Director of Aging, received on March 1, 2019, under the authority of Section 181.101(a)(5), Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$56,000.00, is affirmed and approved as the lowest and best bid, and the Director of Aging is requested to enter into a requirement contract for the labor and materials necessary for the specified items.

The requirement contract shall further provide that the Contractor shall furnish all the City's requirements for such labor and materials, 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, Gordon, Acting Director Gehlmann, Directors Menesse, West, Ebersole, McNamara, and Donald.

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

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ROBERT BENNETT,
President

CIVIL SERVICE NOTICE

**ANNOUNCEMENTS — 2019
Filing Beginning 5/3/2019**

Announ-Exam Classi- cement Method fication No.	Exam Type
39A WR	Electric Bridge Operator Open

40	WR	Junior Electric Transmission Operator	Open
41	WR/TY	Legal Secretary	Open
42	WR	Line Unit Leader	Open
43	WR	Patrol Officer *	Open
44	EE	Senior Budget & Management Analyst	Open
45	WR	Water Pipe Repair Unit Leader	Open

***Filing Begins 4/27/2019**

PROOF OF CITY RESIDENCY

Any applicant wishing to receive residency credit will be asked to show that he/she is a bona fide resident of the City of Cleveland. The following list gives examples of items that an applicant may present **at the time of filing.** The Civil Service Commission requires a minimum of three items from at least three **different** categories, where applicable. All items must be **current.** Please note that presentation of these items does not constitute conclusive proof of bona fide residency. Acceptable categories include, but are not limited to, the following:

Lease - from rental agency.

Lease - from independent party. Must include copy of cancelled check or money order receipts for previous rent and/or security deposit, and fully executed; otherwise, it is unacceptable.

Utility bills bearing the property address **and** your name.

Post Office change of address form properly date stamped.

Official documents relating to home ownership including deed, purchase agreement, or insurance policy.

Bank statements (Within last three months).

School registration of children.

Car insurance documents.

Car registration **or** Driver's License **or** Ohio I.D. (**One only**).

Loans and credit card statements (Within last three months).

Rental contracts (e.g.: furniture, tools, car, etc.).

Current bills not listed above (Within last three months).

The following are examples of **unacceptable** categories of proof:

Library cards.

Voter registration cards.

Birth certificates.

Notarized letters or affidavits.

Social Security card.

Rental receipts from independent party without cancelled checks or money order receipt.

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 39A

BRIDGE OPERATOR - (Electric)
(OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio, of an open competitive examination for the above classification.

FILING OF APPLICATION:

Application must be made electronically through the City of Cleveland's web site:
www.governmentjobs.com/careers/cleveland

No other form or method of application will be accepted. Absolutely no paper applications will be accepted.

THE ELECTRONIC APPLICATION PERIOD IS FROM 12:01 A.M. ON FRIDAY, MAY 3, 2019 UNTIL 11:59 PM. ON THURSDAY, MAY 16, 2019. NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 11:59 PM ON THURSDAY, MAY 16, 2019.

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

IMPORTANT NOTE: At the time of submitting an application, copies of the following items are required to be uploaded as attachments to that application:

1. Proof of Education (as provided herein);
2. A valid Driver's License
3. DD-214 or other materials to prove veteran s status (as described herein) only required if the applicant is seeking veteran s preference points

NOTE: YOU ARE NOT APPLYING FOR AN IMMEDIATE JOB OPENING. YOU ARE APPLYING TO TAKE AN EXAMINATION WHICH WILL BE USED TO CREATE AN ELIGIBLE LIST FOR THIS JOB CLASSIFICATION. THAT LIST WILL BE USED FOR FUTURE HIRES IN THIS JOB CLASSIFICATION.

NOTE: All correspondence, notifications, and certifications will be made with applicants via email. Any updates of email or your online profile must be made at: CS@city.cleveland.oh.us.

SALARY: The prevailing salary for this position as established by Ordinance of the Council of the City of Cleveland is \$18.50 - \$19.56 per Hour.

EXAMINATION INFORMATION

TYPE: WRITTEN EXAMINATION: Applicants will be notified of the time, date, and place of the examination via email.

NOTE: All copies of diplomas, licenses, certificates, resumes and any other required documents must be uploaded and included with your Application when it is submitted. Applications without the required documents will be rejected.

Duties:

Under supervision, operates and maintains the mechanism of an electrically controlled swing or draw bridge. Maintains a log recording bridge openings, vessel movements, accidents, equipment malfunctions, and unusual occurrences. Tests to ascertain that all bells, lights, and warning signals are operational when starting shift. Checks all locks on stairways at the beginning of shift to ensure they are locked and to prevent any person's entry to unauthorized areas as well as the operator's cabin. Reports any security issues. Notifies bridge mechanic of any equipment malfunctions. Maintains constant audio and video watch for signals from boats or barges. Ensures that all highway traffic over bridge has been stopped before opening bridge. Opens bridge for passage of boats and closes bridge following passage. Records vessel names, direction, and time of passing in logbook. Completes bridge accident report forms. Operates a computer. Cleans and maintains operator house and facilities. Keeps bridge sidewalks swept clean/washed down. Removes snow and ice from bridge proper and bridge sidewalks using hand and/or powered equipment when necessary. Removes litter from general area. Keeps bridge roadway clear of road hazards. Assists bridge maintenance personnel in performing more complex maintenance on mechanical and electrical equipment. In emergency situations, may be required to act as Flag Person. Makes calls for police. Records license numbers of vehicles involved in accidents. Drives personal vehicle to other bridges to operate as necessary. Performs related duties as required. **Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam.)** Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

Minimum Qualifications:

A High School Diploma or GED is required. Must be familiar with the operation and/or maintenance, or repair of heavy mechanical. Must be able to climb ladders and stairs to a height of 100 feet above water and must be able to work various shifts and days. A valid State of Ohio Driver's License is required. Must own or have access to a properly insured vehicle. Must be able to lift and carry at least 30 pounds. Must possess basic computer.

NOTE: Minimum qualifications must be met as of the last day of the filing period unless otherwise stated.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

Any applicant that willfully provides any false document, statement, or certification in regard to any test will be terminated from all processing, removed from any eligible list, and may face possible criminal prosecution.

VETERANS' PREFERENCE

Veterans' preference will be awarded, when applicable, to eligible veterans in accordance with Civil Service Rules 4.40E, 4.40F and 4.40G. Proof of active service or a DD Form 214, must be presented to the Commission **at the time of filing** application for the examination in which credit is sought in order to qualify for veterans' credit. If the applicant has received an honorable discharge or a general discharge under honorable conditions that applicant shall receive an additional five (5) points added to their raw score on the examination.

THE COMMISSION WILL NOT ENTERTAIN APPEALS FOR VETERANS' PREFERENCE OR RESIDENCY CREDIT AFTER THE APPLICANT HAS FILED HIS/HER APPLICATION. THE DECISION OF THE COMMISSION IS FINAL.

ANYONE WHO WISHES TO REQUEST AN ACCOMMODATION MUST DO SO **AT THE TIME OF FILING.** THE COMMISSION WILL CONTACT THE INDIVIDUAL CONCERNING SUCH ACCOMMODATION PRIOR TO THE EXAMINATION. THE COMMISSION MAY REFUSE TO PROVIDE SUCH ACCOMMODATION IF IT IS NOT REASONABLE OR WOULD CONSTITUTE AN UNDUE HARDSHIP. CURRENT (WITHIN ONE YEAR) DOCUMENTATION SUPPORTING THE NEED FOR THE REQUESTED ACCOMMODATION IS REQUIRED. SUCH DOCUMENTATION SHOULD BE SUBMITTED AT THE TIME OF FILING.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 40

JUNIOR ELECTRIC TRANSMISSION OPERATOR (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio, of an open competitive examination for the above classification.

PLEASE NOTE: THE REQUIREMENTS FOR PROOF OF RESIDENCY HAVE CHANGED!

FILING OF APPLICATION:

Application must be made electronically through the City of Cleveland's web site:
www.governmentjobs.com/careers/cleveland

No other form or method of application will be accepted. Absolutely no paper applications will be accepted.

THE ELECTRONIC APPLICATION PERIOD IS FROM 12:01 A.M. ON FRIDAY, MAY 3, 2019 UNTIL 11:59 PM. ON THURSDAY, MAY 16, 2019. NOTE: APPLICATIONS WILL NOT

BE ACCEPTED AFTER 11:59 PM ON THURSDAY, MAY 16, 2019.

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

IMPORTANT NOTE: At the time of submitting an application, copies of the following items are required to be uploaded as attachments to that application:

1. Proof of Education (as provided herein);
2. Proof of a valid Driver's License (as provided herein);
3. Proof of Residency (as described herein), which is only required if the applicant is seeking residency credit for the examination; and
4. DD-214 or other materials to prove veteran's status (as described herein) only required if the applicant is seeking veteran's preference points.

NOTE: All correspondence, notifications, and certifications will be made with applicants via email. Any updates of email or your online profile must be made at: CS@city.cleveland.oh.us.

NOTE: YOU ARE NOT APPLYING FOR AN IMMEDIATE JOB OPENING. YOU ARE APPLYING TO TAKE AN EXAMINATION WHICH WILL BE USED TO CREATE AN ELIGIBLE LIST FOR THIS JOB CLASSIFICATION. THAT LIST WILL BE USED FOR FUTURE HIRES IN THIS JOB CLASSIFICATION.

SALARY: The prevailing salary for this position as established by Ordinance of the Council of the City of Cleveland is \$25.67 - \$26.81 per Hour.

EXAMINATION INFORMATION

TYPE: WRITTEN TEST: Applicants will be notified of the time, date, and place of the exams via email.

NOTE: All copies of diplomas, licenses, certificates, resumes and any other required documents must be uploaded and included with your Application when it is submitted. Applications without the required documents will be rejected.

Duties:

Under the supervision of the on-duty Chief Senior or Senior Electric Switchboard Operator, performs daily system operations tasks as appropriate for non-certified transmission operating personnel. Prepares detailed shift reports concerning shift activities, electric troubles, and actions taken. Records system readings and tie line information. Monitors Supervisory Control and Data Acquisition (SCADA) computer screens and reports alarms and/or unusual occurrences. Checks accuracy of log sheet, station curve sheet, and calculation for KW hour output (night shift). Monitors the operation of CPP's electrical system during normal and emergency situations. Handles telephone and radio communications as needed. Operates gas turbines, SCADA, and other control equipment. Obtains and maintains any certifications or licenses which may be required by the following organizations or their successors: Federal Energy Regulatory

Commission (FERC), North American Electric Reliability Corporation (NERC), Reliability First Corporation (RFC), PJM Interconnection (PJM), or other industry or governmental authority. Performs other job-related duties as required, including compliance with all applicable NERC and RFC reliability standards and PJM business manuals. **Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam.) Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.**

Minimum Qualifications:

A High School Diploma or GED is required. Must demonstrate a minimum grade point average of 2.5 on a 4.0 scale in mathematics which must include Algebra. Must achieve certifications required by NERC and PJM for transmission system operators within three years of the date of hire. Must be able to work rotating shifts including weekends and holidays. Must possess a valid State of Ohio Driver's License.

NOTE: Minimum qualifications must be met as of the last day of the filing period unless otherwise stated.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

Any applicant that willfully provides any false document, statement, or certification in regard to any test will be terminated from all processing, removed from any eligible list, and may face possible criminal prosecution.

VETERANS' PREFERENCE

Veterans' preference will be awarded, when applicable, to eligible veterans in accordance with Civil Service Rules 4.40E, 4.40F and 4.40G. Proof of active service or a DD Form 214, must be presented to the Commission at the time of filing application for the examination in which credit is sought in order to qualify for veterans' credit. If the applicant has received an honorable discharge or a general discharge under honorable conditions that applicant shall receive an additional five (5) points added to their raw score on the examination.

RESIDENCY CREDIT

In accordance with the Charter of the City of Cleveland: A person who has had as his/her primary residence in the City of Cleveland **for at least one year at the time of filing a Civil Service application**, and desires to take an entry-level Civil Service examination, shall, if a passing grade on the written examination is attained, have ten (10) points added to his/her passing score.

In order to receive residency credit, applicants must present the **originals OR LEGIBLE COPIES** of 3 **different** proofs of residency from ONE YEAR AGO* and 3 **different** proofs of residency that are CURRENT** (A total of SIX documents) for verification at the time of filing. ("Different" means that an applicant can provide (for example) a bank statement from a year ago, and a current statement for the same bank account, but cannot provide multiple statements from the same account for different months to satisfy the 3 proofs requirement.

Such proofs include:

- Driver's License
- Bank Statements
- Utility Bills
- Mortgage or Lease Agreement
- Bills from creditors not listed above
- Other Postmarked mail such as magazines with name and mailing label attached, organization newsletters, medical/dental bills, voter registration card, or motor vehicle registration
- Insurance Statement (Home insurance, rental insurance, car insurance or other insurance documents).

WE DO NOT ACCEPT THE FOLLOWING AS PROOFS OF RESIDENCY:

- Pay stubs
- Rental Receipts
- Tax Returns
- W-2 Tax Forms unless sent by US Mail

***** PLEASE NOTE:**

1. For those persons who were unable to upload their residency proofs at the time of filing, Civil Service will allow ONE DAY (24 hours) from the time of filing to submit the 6 different proofs of residency to cs@city.cleveland.oh.us. THIS TIME LIMIT WILL BE STRICTLY ENFORCED.

*** "ONE YEAR AGO" SHALL BE ONE YEAR PREVIOUS TO DATE OF FILING.** For example, if you are filing for the examination in May of 2019 you must present 4 different documents dated **March, April and/or May of 2018.**

**** "CURRENT" SHALL BE WITHIN THE LAST THREE MONTHS.** For example, if you are filing for the examination in May of 2019 you must present 4 different documents dated **March, April and/or May of 2019.**

NOTE: IF CREDITORS ARE PAID ONLINE, A COPY OF BILL IS TO BE PRINTED SHOWING THE ADDRESS OF THE APPLICANT. THE BILL MUST HAVE THE DATE VISIBLE.

NOTE: Applicants who are under the age of 25 who do not have sufficient bills or items in their own name may provide one or more proof documents bearing their own name and Cleveland address, and supplement it with the additional required proofs from a spouse or blood relative with whom they reside; provided that such other person also

provides a notarized statement that the applicant has resided with them at that address for more than a year prior to the date of application and provides the missing documentation in their own name with their Cleveland address.

THE COMMISSION WILL NOT ENTERTAIN APPEALS FOR VETERANS' PREFERENCE OR RESIDENCY CREDIT AFTER THE APPLICANT HAS FILED HIS/HER APPLICATION. THE DECISION OF THE COMMISSION IS FINAL.

ANYONE WHO WISHES TO REQUEST AN ACCOMMODATION MUST DO SO AT THE TIME OF FILING. THE COMMISSION WILL CONTACT THE INDIVIDUAL CONCERNING SUCH ACCOMMODATION PRIOR TO THE EXAMINATION. THE COMMISSION MAY REFUSE TO PROVIDE SUCH ACCOMMODATION IF IT IS NOT REASONABLE OR WOULD CONSTITUTE AN UNDUE HARDSHIP. CURRENT (WITHIN ONE YEAR) DOCUMENTATION SUPPORTING THE NEED FOR THE REQUESTED ACCOMMODATION IS REQUIRED. SUCH DOCUMENTATION SHOULD BE SUBMITTED AT THE TIME OF FILING.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 41

LEGAL SECRETARY (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio, of an open competitive examination for the above classification.

FILING OF APPLICATION:

Application must be made electronically through the City of Cleveland's web site: www.governmentjobs.com/careers/cleveland

No other form or method of application will be accepted. Absolutely no paper applications will be accepted.

THE ELECTRONIC APPLICATION PERIOD IS FROM 12:01 A.M. ON FRIDAY, MAY 3, 2019 UNTIL 11:59 PM. ON THURSDAY, MAY 16, 2019. NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 11:59 PM ON THURSDAY, MAY 16, 2019.

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

IMPORTANT NOTE: At the time of submitting an application, copies of the following items are required to be uploaded as either PDF or JPG attachments to that application:

- 1. Proof of Education (as provided herein);
- 2. DD-214 or other materials to prove veteran's status (as described herein) only required if the applicant is seeking veteran's preference points

NOTE: YOU ARE NOT APPLYING FOR AN IMMEDIATE JOB OPENING. YOU ARE APPLYING TO TAKE AN EXAMINATION WHICH

WILL BE USED TO CREATE AN ELIGIBLE LIST FOR THIS JOB CLASSIFICATION. THAT LIST WILL BE USED FOR FUTURE HIRES IN THIS JOB CLASSIFICATION.

NOTE: All correspondence, notifications, and certifications will be made with applicants via email. Any updates of email or your online profile must be made at: CS@city.cleveland.oh.us.

SALARY: The prevailing salary for this position as established by Ordinance of the Council of the City of Cleveland is \$20,800.00 - \$50,700.42 per Year. The estimated starting salary is from \$38,000.00 - \$42,000.00 per Year.

EXAMINATION INFORMATION

TYPE: WRITTEN/ TYPING EXAMINATION: Applicants will be notified of the time, date, and place of the examinations.

NOTE: WRITTEN TEST = 60% OF FINAL GRADE. TYPING TEST = 40% OF FINAL GRADE. CANDIDATES WILL BE REQUIRED TO TYPE UP ONE OR MORE LEGAL DOCUMENTS AS WELL AS HAVE A MINIMUM OF 55 WPM (Gross words per minute minus errors) IN A TIMED WRITING IN ORDER TO HAVE THEIR EXAMS GRADED. FAILURE TO OBTAIN 55 WPM ON THE TYPING PORTION OF THE EXAM WILL RESULT IN AN AUTOMATIC SCORE OF ZERO. (FAILURE)

NOTE: All copies of diplomas, licenses, certificates, resumes and any other required documents must be uploaded and included with your Application when it is submitted. Applications without the required documents will be rejected.

Duties:

Under supervision, assists in the preparation of legal documents and other papers. Performs general clerical duties. Takes and transcribes legal dictation as required. Tracks legislation as necessary. Manages appointments and travel arrangements. Coordinates the scheduling of meetings, depositions, conferences, and court appearances. Performs other job-related duties as required. **Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam.) Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.**

Minimum Qualifications:

A High School Diploma or GED is required. An Associate's Degree from an accredited college or university is required. Two years of full time paid experience as a Legal Secretary is required. (Substitution: One year of full time paid experience may substitute for each year of college education lacking. A certificate in Legal Studies or closely related field may substitute for the degree.) Must be able to type at least 55 words per minute.

NOTE: Minimum qualifications must be met as of the last day of the filing period unless otherwise stated.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

Any applicant that willfully provides any false document, statement, or certification in regard to any test will be terminated from all processing, removed from any eligible list, and may face possible criminal prosecution.

VETERANS' PREFERENCE

Veterans' preference will be awarded, when applicable, to eligible veterans in accordance with Civil Service Rules 4.40E, 4.40F and 4.40G. Proof of active service or a DD Form 214, must be presented to the Commission at the time of filing application for the examination in which credit is sought in order to qualify for veterans' credit. If the applicant has received an honorable discharge or a general discharge under honorable conditions that applicant shall receive an additional five (5) points added to their raw score on the examination.

THE COMMISSION WILL NOT ENTERTAIN APPEALS FOR VETERANS' PREFERENCE OR RESIDENCY CREDIT AFTER THE APPLICANT HAS FILED HIS/HER APPLICATION. THE DECISION OF THE COMMISSION IS FINAL.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 42

LINE UNIT LEADER (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio, of an open competitive examination for the above classification.

FILING OF APPLICATION:

Application must be made electronically through the City of Cleveland's web site: www.governmentjobs.com/careers/cleveland

No other form or method of application will be accepted. Absolutely no paper applications will be accepted.

THE ELECTRONIC APPLICATION PERIOD IS FROM 12:01 A.M. ON FRIDAY, MAY 3, 2019 UNTIL 11:59 PM. ON THURSDAY, MAY 16, 2019. NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 11:59 PM ON THURSDAY, MAY 16, 2019.

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

IMPORTANT NOTE: At the time of submitting an application, copies of the following items are required to

be uploaded as attachments to that application:

1. Proof of Education (as provided herein);
2. A valid Driver's License;
3. DD-214 or other materials to prove veteran's status (as described herein) only required if the applicant is seeking veteran's preference points
4. Proof of Completion of either Apprenticeship or Line Worker Program

NOTE: YOU ARE NOT APPLYING FOR AN IMMEDIATE JOB OPENING. YOU ARE APPLYING TO TAKE AN EXAMINATION WHICH WILL BE USED TO CREATE AN ELIGIBLE LIST FOR THIS JOB CLASSIFICATION. THAT LIST WILL BE USED FOR FUTURE HIRES IN THIS JOB CLASSIFICATION.

NOTE: All correspondence, notifications, and certifications will be made with applicants via email. Any updates of email or your online profile must be made at: CS@city.cleveland.oh.us.

SALARY: The prevailing salary for this position as established by Ordinance of the Council of the City of Cleveland is \$36.50 - \$37.82 per Hour.

EXAMINATION INFORMATION

TYPE: WRITTEN EXAMINATION: Applicants will be notified of the time, date, and place of the examination via email.

NOTE: All copies of diplomas, licenses, certificates, resumes and any other required documents must be uploaded and included with your Application when it is submitted. Applications without the required documents will be rejected.

Duties:

(Note: Employees in this classification during the day focus primarily on line construction. Those who work during the night are responsible primarily on troubleshooting and service restoration.) Under general supervision, has charge of a group of workers either in the installation and repair of overhead electric light and power circuits or in the maintenance and repair of street lights and street lighting circuits, overhead and underground distribution lines which includes cable pulling and the isolation and clearing of trouble. Performs related duties as required. **TYPICAL TASKS:** Supervises the installation, removal, relocation, and repair of poles and fittings, street lights, high and low tension lines, transformers, oil switches, arresters, and cut outs. Supervises the operation of motor vehicles, winches, hoists, pumps, and electric welding equipment. Supervises the use of phasing sets, meters, and testing equipment. Reads blue prints. Orders tools and equipment. Lays out and checks work. Makes time reports. **Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined**

by exam.) Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

Minimum Qualifications:

A High School Diploma or GED is required. Must have completed an accredited four-year Apprenticeship Program or Electrical Line Worker Program. Four years of full time paid Line Worker experience, two of which as a Senior Line Worker, Leader Line Worker, Trouble Line Worker, or Line Switchman is required or, if working as a Night Line Unit Leader, two of the four years shall be as a Trouble Line Worker or Line Switch Worker. A valid State of Ohio Class "A" Commercial Driver's License with Air Brake Endorsement is required. May be required to work overtime during emergencies and be available for emergency call outs.

NOTE: Minimum qualifications must be met as of the last day of the filing period unless otherwise stated.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

Any applicant that willfully provides any false document, statement, or certification in regard to any test will be terminated from all processing, removed from any eligible list, and may face possible criminal prosecution.

VETERANS' PREFERENCE

Veterans' preference will be awarded, when applicable, to eligible veterans in accordance with Civil Service Rules 4.40E, 4.40F and 4.40G. Proof of active service or a DD Form 214, must be presented to the Commission **at the time of filing** application for the examination in which credit is sought in order to qualify for veterans' credit. If the applicant has received an honorable discharge or a general discharge under honorable conditions that applicant shall receive an additional five (5) points added to their raw score on the examination.

THE COMMISSION WILL NOT ENTERTAIN APPEALS FOR VETERANS' PREFERENCE OR RESIDENCY CREDIT AFTER THE APPLICANT HAS FILED HIS/HER APPLICATION. THE DECISION OF THE COMMISSION IS FINAL.

ANYONE WHO WISHES TO REQUEST AN ACCOMMODATION MUST DO SO **AT THE TIME OF FILING**. THE COMMISSION WILL CONTACT THE INDIVIDUAL CONCERNING SUCH ACCOMMODATION PRIOR TO THE EXAMINATION. THE COMMISSION MAY REFUSE TO PROVIDE SUCH ACCOMMODATION IF IT IS NOT REASONABLE OR WOULD CONSTITUTE AN UNDUE HARDSHIP. CURRENT (WITHIN ONE YEAR) DOCUMENTATION SUPPORTING THE NEED

FOR THE REQUESTED ACCOMMODATION IS REQUIRED. SUCH DOCUMENTATION SHOULD BE SUBMITTED AT THE TIME OF FILING.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 43

**READ THIS TEST
ANNOUNCEMENT IN ITS
ENTIRETY BEFORE YOU
BEGIN YOUR APPLICATION!**

PATROL OFFICER (OPEN)

Public notice is hereby given, by the Civil Service Commission of Cleveland, Ohio, of an open competitive examination for the above classification.

FILING OF APPLICATION:

Application must be made electronically through the City of Cleveland's web site: www.governmentjobs.com/careers/cleveland

No other form or method of application will be accepted. Absolutely no paper applications will be accepted.

THE ELECTRONIC APPLICATION PERIOD IS FROM 12:01 A.M. ON SATURDAY, APRIL 27, 2019 UNTIL 11:59 P.M. ON FRIDAY, MAY 24, 2019. NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 11:59 P.M. ON FRIDAY, MAY 24, 2019.

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

NOTE: ONCE YOU SUBMIT YOUR APPLICATION, FURTHER CHANGES TO THAT APPLICATION WILL NOT BE PERMITTED SO MAKE SURE YOU HAVE FILLED EVERYTHING OUT CORRECTLY AND ATTACHED THE REQUIRED DOCUMENTS. CIVIL SERVICE WILL ONLY PROCESS ONE APPLICATION PER PERSON!

All correspondence, notifications, and certifications will be via email. Certain notices an applicant may receive will have specific deadlines for a required email response. Applicants should monitor their email accounts closely, and promptly respond to all notifications.

All additional attachments and any updates of email or your online profile must be made at: CS@city.cleveland.oh.us

Also, please type "Patrol Officer" in the Subject line of that email.

It is anticipated that there may be two Academy processes for candidates placed on the eligible list from this examination: an entry level academy (lasting 6+ months) and an Academy for candidates already holding a valid OPOTA Peace Officer certification (lasting 3+ months). At the time that selections are made for Academy appointment, those selected may be placed into separate Academy classes based upon whether they hold an OPOTA certification.

IMPORTANT NOTE: At the time of submitting an application, copies of the following items are required to be uploaded as attachments to that application:

1. Proof of Education (as described below);
2. Driver's License or Government Issued ID;
3. Proof of Residency (as described below), which is only required if the applicant is seeking residency credit for the examination;
4. DD-214 or other materials to prove veteran's status (as described below), which is only required if the applicant is seeking veteran's preference points; and
5. Applicants with a current, valid OPOTA Peace Officer certification, which is only required if an applicant wants to be considered for an abbreviated Academy process.

*These items should be uploaded under the "Attachments" tab in your application. They should be either PDF or JPEG files.

NOTE: YOU ARE NOT APPLYING FOR AN IMMEDIATE JOB OPENING. YOU ARE APPLYING TO TAKE AN EXAMINATION WHICH WILL BE USED TO CREATE AN ELIGIBLE LIST FOR THIS JOB CLASSIFICATION. THAT LIST WILL BE USED FOR FUTURE HIRES IN THIS JOB CLASSIFICATION.

FILING FEE

There is no filing fee or testing fee for this examination.

SALARY

The starting salary while in the Police Training Academy is \$15.00 per hour. Upon successful completion of the Academy, the salary for Patrol Officer is \$50,677.56 per year.

DUTIES

Under supervision of a Sergeant or other superior officer, performs general and special police duty in an assigned district or unit in the preservation of law and order. Protect life and property. Enforces laws and ordinances. Prevents and detects crime. Work involves an element of personal danger. Must be willing and capable of carrying any Divisional issued weapon and wearing any Divisional issued equipment or uniform. Testifies at administrative or judicial proceedings as required. Acts without direct supervision and exercises independent judgment in meeting complex situations. Performs other job-related duties as required. **Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam.) Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.**

MINIMUM QUALIFICATIONS

AGE: Applicant must be a minimum of 21 years of age and no older than 39 years of age **AT THE TIME OF APPOINTMENT TO THE CITY OF**

CLEVELAND POLICE TRAINING ACADEMY.

EDUCATION: Applicants must indicate in their application, and present proof at the time of filing, that they have received a High School Diploma* from an accredited educational institution or have satisfactorily completed the General Education Development Test (GED). One of the following must be attached to your application in either a PDF or JPEG format at the time of filing:

- A. High School Diploma
- B. GED

C. Letter on official stationery from High School or Board of Education stating that the applicant did graduate.

D. DD-214 (Separation from Active Duty) which specifically indicates the individual graduated from High School or passed the General Education Development Test.

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

APPLICANTS MUST SUBMIT A COPY OF PROOF OF IDENTITY, AGE, AND EDUCATION WHEN THEY FILE AN APPLICATION. THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO VERIFY THE FOREMENTIONED DOCUMENTS AND TO WITHHOLD THE ACCEPTANCE OR REJECTION OF APPLICATION UNTIL SUCH VERIFICATION CAN BE OBTAINED.

DRIVER'S LICENSE

Applicant must have a valid State of Ohio Driver's License **PRIOR** to appointment to the Police Academy.

CITIZENSHIP

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

OPOTA CERTIFICATION

Applicants with a current, valid OPOTA Peace Officer certification should provide a copy with their application, which will enable an applicant to be considered for an abbreviated Academy process. Those candidates completing their training to obtain that certification must obtain certification no later than October 1, 2019, and provide a copy to the Police Personnel Unit on or before that date, to be considered for the abbreviated Academy.

WORK HOURS

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

EXAMINATION INFORMATION

TYPE: ELECTRONIC EXAMINATION

The examination will be administered electronically by National Testing Network (NTN). After applicants' applications have been

reviewed and approved, they will be directed to NTN's website with an identifying voucher number to schedule their examination. NTN has testing centers available in Cleveland and many other locations nationally for candidates' convenience. Applicants will be responsible for scheduling and taking their examination during the testing period which will run from Thursday, May 2, 2019, to Tuesday, June 4, 2019. **Candidates MUST schedule their exams within 15 days of the date their approval and voucher is emailed.**

NOTE: Any person who has previously taken an NTN test for Law Enforcement must note that NTN does not permit that person to test again within 90 days of testing. If an applicant filed for a previous Cleveland Patrol Officer examination, Civil Service will utilize the most recent test results at his/her request, but the applicant must apply again in order to be on the new eligible list. If more than 90 days have passed since the applicant last tested for Cleveland with NTN, the candidate will be required to take the exam again if he/she wishes to be placed on the most current eligible list of candidates.

AMERICANS WITH DISABILITIES ACT

Any individual with a disability who requires reasonable accommodation in order to compete effectively on this examination should go the following link: <https://www.nationaltestingnetwork.com/publicsafetyjobs/faqs.cfm> to read what NTN requires from the individual taking one of its tests who is requesting accommodation.

ADDITIONAL SELECTION PROCEDURES

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

Physical Abilities Examination: The test is designed to evaluate physical ability to perform the duties of a Patrol Officer. You will be scored on a pass/fail basis, based on the time, number of repetitions, etc. required for you to complete the test. As candidates are tested throughout the year, periodic Physical Abilities Testing (PAT) will be conducted. The Division of Police may be offering conditioning camps to prepare candidates for the PAT. Candidates can go to Facebook and type in City of Cleveland Public Safety Recruitment and click on **Events** to see a list of any available conditioning camp times, dates, and places for the next week. They can also email cpdrecruitment@city.cleveland.oh.us or call 216-623-5233 to talk to contact Police recruitment. The standards for the components of the exam (which are based on age and gender), will be sent to applicants as well as available of the Division's Facebook page.

Drug Screening: Each applicant shall undergo an examination for

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

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

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

Medical Examination: Any appointment to the position of Patrol Officer will be conditioned upon passing a pre-employment medical examination conducted in accordance with the provisions of Title I of the Federal American's with Disabilities Act (ADA). A copy of the ADA may be obtained online. The standards for the medical examination are available for review online through the City's website.

LIFE OF THE ELIGIBILITY LIST

The life of the eligibility list from this examination will not exceed one year from the date the list is established. Candidates will remain eligible for no more than one year from the date they have been added to the eligibility list.

RESIDENCY CREDIT

In accordance with the Charter of the City of Cleveland: A person who has had as his/her primary residence in the City of Cleveland for at least one year at the time of filing a Civil Service application, and desires to take an entry-level Civil

Service examination, shall, if a passing grade on the written examination is attained, have ten (10) points added to his/her passing score.

In order to receive residency credit, applicants must present **the originals OR LEGIBLE COPIES** of 3 different proofs of residency from ONE YEAR AGO* and 3 different proofs of residency that are CURRENT** (A total of SIX documents) for verification at the time of filing. ("Different" means that an applicant can provide (for example) a bank statement from a year ago, and a current statement for the same bank account, but cannot provide multiple statements from the same account for different months to satisfy the 3 proofs requirement.

Such proofs include:

- Driver's License
- Bank Statements
- Utility Bills
- Mortgage or Lease Agreement
- Bills from creditors not listed above
- Other Postmarked mail such as magazines with name and mailing label attached, organization newsletters, medical/dental bills, voter registration card, or motor vehicle registration
- Insurance Statement (Home insurance, rental insurance, car insurance or other insurance documents).

WE DO NOT ACCEPT THE FOLLOWING AS PROOFS OF RESIDENCY:

- Pay stubs
- Rental Receipts
- Tax Returns
- W-2 Tax Forms unless sent by US Mail

*** "ONE YEAR AGO" SHALL BE ONE YEAR PREVIOUS TO DATE OF FILING.** For example, if you are filing for the examination in May of 2019 you must present 3 different documents dated **March or April or May of 2018.**

**** "CURRENT" SHALL BE WITH IN THE LAST THREE MONTHS.** For example, if you are filing for the examination in May of 2019 you must present 3 different documents dated **March or April or May of 2019.**

PLEASE NOTE: This is the acceptable timeframe for one month only, provided as an example!!! Candidates that file in other months need to submit documents dated FOR BOTH 2018 and 2019 in the month they are filing as well as the two preceding months.

NOTE: IF CREDITORS ARE PAID ONLINE, A COPY OF BILL IS TO BE PRINTED SHOWING THE ADDRESS OF THE APPLICANT. THE BILL MUST HAVE THE DATE VISIBLE.

NOTE: Applicants who do not have sufficient bills or items in their own name may provide one or more proof documents bearing their own name and Cleveland address, and supplement it with the additional required proofs from a spouse or blood relative with whom they reside; provided that such other person also

provides a notarized statement that the applicant has resided with them at that address for more than a year prior to the date of application and provides the missing documentation in their own name with their Cleveland address.

NOTE: PURSUANT TO THE CHARTER OF THE CITY OF CLEVELAND AND RULES OF THE CIVIL SERVICE COMMISSION AND THE OHIO REVISED CODE:

Any applicant that willfully provides any false document, statement, or certification in regard to any test will be terminated from all processing, removed from any eligible list, and may face possible criminal prosecution.

VETERANS' PREFERENCE

Veterans' preference will be awarded, when applicable, to eligible veterans in accordance with Civil Service Rules 4.40E, 4.40F and 4.40G. Proof of active service or a DD Form 214, must be presented to the Commission at the time of filing application for the examination in which credit is sought in order to qualify for veterans' credit. If the applicant has received an honorable discharge or a general discharge under honorable conditions that applicant shall receive an additional five (5) points added to their raw score on the examination. Applicants that are currently serving in the military for at least 180 consecutive days may submit their most recent LES.

NOTE: Only DD Form 214 (long form) or an official armed service document indicating type of discharge or separation and the dates of active service will be accepted as proof of active service.

NOTE: Applicants who desire additional Veterans' Credit (as provided for in Rule 4.40E) will be required to submit a copy of an affidavit stating the applicant's date of separation from active duty, date of discharge and percentage of disability together with documentation from the Veteran's Administration confirming such disability; and shall understand that this affidavit will be subject to verification by the Civil Service Commission. Any false information provided on this affidavit will be considered as a falsification of application and result in the applicant being removed from the eligible list upon discovery of the error (in accordance with Civil Service Rule 5.40).

THE COMMISSION WILL NOT ENTERTAIN APPEALS FOR VETERANS' PREFERENCE CREDIT OR RESIDENCY BONUS POINTS AFTER THE APPLICANT HAS FILED HIS/HER APPLICATION. THE DECISION OF THE COMMISSION IS FINAL.

TIE SCORES

In accordance with Civil Service Rule 5.10, in an Open examination, should two or more applicants receive the same grade, the order in which their names shall be placed on the eligible list shall be determined by random selection.

THE POLICE TRAINING ACADEMY

The Police Training Academy will include classes in the greater Cleveland area. Candidates being considered for appointment into an Academy class will be provided specific information about the Academy at the time their names are certified for processing.

WAIVER OF RULES

The Civil Service Commission hereby waives all applicable rules or portions of its rules which may or may not conflict with the Charter of the City of Cleveland and/or litigation involving this examination. In particular:

1. Rule 4.30D (The waiver of this Rule shall mean that a medical examination will not be administered prior to the establishment of the eligible list.)

2. Rule 4.30E (The waiver of this Rule shall mean that applicants who fail the psychological examination may obtain a re-examination to gain a second opinion.)

3. Rule 6.80 (The waiver of this Rule shall mean that the probationary period for Patrol Officer shall be fixed at six months upon Appointment after completion of the Police Academy; cadets in the Academy also have a probationary period which commences the first day of the Academy.)

4. Rule 4.50 (The waiver of this Rule shall mean that there will be no review periods for this examination.)

The aforementioned Civil Service Rules are hereby waived either in their entirety or in part. The Commission retains the right to waive other Rule requirements as appropriate.

Applicants having questions regarding these waivers should contact the Civil Service Office at (216) 664-2467.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES ANNOUNCEMENT NO. 44

SENIOR BUDGET & MANAGEMENT ANALYST (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio, of an open examination for the above classification.

FILING OF APPLICATION:

Application must be made electronically through the City of Cleveland's web site: www.governmentjobs.com/careers/cleveland

No other form or method of application will be accepted. Absolutely no paper applications will be accepted.

THE ELECTRONIC APPLICATION PERIOD IS FROM 12:01 A.M. ON FRIDAY, MAY 3, 2019 UNTIL 11:59 P.M. ON THURSDAY, MAY 16, 2019. NOTE: APPLICATIONS WILL NOT

BE ACCEPTED AFTER 11:59 PM ON THURSDAY, MAY 16, 2019.

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

NOTE: ONCE YOU SUBMIT YOUR APPLICATION, FURTHER CHANGES TO THAT APPLICATION WILL NOT BE PERMITTED. All additional attachments, correspondence, notifications, and certifications will be made with applicants via email. Any updates of email or your online profile must be made at: CS@city.cleveland.oh.us.

NOTE: YOU ARE NOT APPLYING FOR AN IMMEDIATE JOB OPENING. YOU ARE APPLYING TO TAKE AN EXAMINATION WHICH WILL BE USED TO CREATE AN ELIGIBLE LIST FOR THIS JOB CLASSIFICATION. THAT LIST WILL BE USED FOR FUTURE HIRES IN THIS JOB CLASSIFICATION.

SALARY: The prevailing salary for this position as established by Ordinance of the Council of the City of Cleveland is \$26,273.96 - \$88,147.99 per Year. (The estimated salary is from \$60,000.00 to \$82,000.00 per Year)

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: All copies of diplomas, licenses, certificates, resumes and any other required documents must be uploaded and included with your Application when it is submitted. Applications without the required documents will be rejected.

Duties:

Under general direction, performs responsible and complex professional and administrative budget analyses, projections, and preparation. Researches and prepares annual operating budgets including anticipated revenue, capital budgets, and projected expenditures. Monitors and analyzes financial operations and prepares status reports of budgetary issues and concerns for the City as required. Monitors outside agencies for operating costs to assist management with long-term planning related to local issues, tax revenue, costs, and other required analyses. Supervises less senior employees. Performs other job-related duties as required. **Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam.) Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.**

Minimum Qualifications:

A High School Diploma or GED is required. A Bachelor's Degree in Finance, Accounting, Business/Public Administration, or closely related field from a four-year accredited college or university is required.

Four years of full time paid experience in a governmental Finance, Budget, or Management related field which must include one year of supervisory experience, is required. (Substitution: Two years of full time relative budgetary experience may be substituted for each year of college education lacking.) Must be computer proficient and have a knowledge of various financial reporting software packages. A valid State of Ohio Driver's License is required.

NOTE: Minimum qualifications must be met as of the last day of the filing period unless otherwise stated.

VETERANS' PREFERENCE

Veterans' preference will be awarded, when applicable, to eligible veterans in accordance with Civil Service Rules 4.40E, 4.40F and 4.40G. Proof of active service or a DD Form 214, must be presented to the Commission at the time of filing application for the examination in which credit is sought in order to qualify for veterans' credit. If the applicant has received an honorable discharge or a general discharge under honorable conditions that applicant shall receive an additional five (5) points added to their raw score on the examination.

THE COMMISSION WILL NOT ENTERTAIN APPEALS FOR VETERANS' PREFERENCE OR RESIDENCY CREDIT AFTER THE APPLICANT HAS FILED HIS/HER APPLICATION. THE DECISION OF THE COMMISSION IS FINAL.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

Any applicant that willfully provides any false document, statement, or certification in regard to any test will be terminated from all processing, removed from any eligible list, and may face possible criminal prosecution.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES ANNOUNCEMENT NO. 45

WATER PIPE REPAIR UNIT LEADER (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio, of an open competitive examination for the above classification.

FILING OF APPLICATION:

Application must be made electronically through the City of Cleveland's web site: www.governmentjobs.com/careers/cleveland

No other form or method of application will be accepted. Absolutely no paper applications will be accepted.

THE ELECTRONIC APPLICATION PERIOD IS FROM 12:01 A.M. ON FRIDAY, MAY 3, 2019 UNTIL 11:59 PM. ON THURSDAY, MAY 16, 2019. NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 11:59 PM ON THURSDAY, MAY 16, 2019.

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

IMPORTANT NOTE: At the time of submitting an application, copies of the following items are required to be uploaded as attachments to that application:

- 1. Proof of Education (as provided herein);
- 2. A valid Driver's License
- 3. DD-214 or other materials to prove veteran's status (as described herein) only required if the applicant is seeking veteran's preference points

NOTE: YOU ARE NOT APPLYING FOR AN IMMEDIATE JOB OPENING. YOU ARE APPLYING TO TAKE AN EXAMINATION WHICH WILL BE USED TO CREATE AN ELIGIBLE LIST FOR THIS JOB CLASSIFICATION. THAT LIST WILL BE USED FOR FUTURE HIRES IN THIS JOB CLASSIFICATION.

NOTE: All correspondence, notifications, and certifications will be made with applicants via email. Any updates of email or your online profile must be made at: CS@city.cleveland.oh.us.

SALARY: The prevailing salary for this position as established by Ordinance of the Council of the City of Cleveland is \$23.03 - \$24.91 per Hour.

EXAMINATION INFORMATION

TYPE: WRITTEN EXAMINATION: Applicants will be notified of the time, date, and place of the examination via email.

NOTE: All copies of diplomas, licenses, certificates, resumes and any other required documents must be uploaded and included with your Application when it is submitted. Applications without the required documents will be rejected.

Duties:

Under general supervision, oversees and performs work in the installation and maintenance of the water supply distribution system. Performs related tasks as required. TYPICAL TASKS: Supervises, instructs, and assists workers in the installation and maintenance work of the water distribution system. Locates and installs valves and service connection boxes, mains, and connections. Installs pitometers. Resets to grade valves boxes, service connection boxes, and cover rings. Inspects, tests, and repairs mains. Cleans mains and boxes. Investigates complaints involving water leaks and poor pressures. Does excavating and to makes backfills. Tests lines and connections, broken valves, and broken fire hydrants. Inspects fire mains. Repacks valves. Operates air compressors, air hammers, and pumps. Cleans fountains, piers, hydrant parts, vaults, pits, and

water troughs. Cuts and threads pipe. Taps main pipes. Reads meters. Takes water samples. Checks tools and materials. Drives a truck. Makes out daily reports and time cards. Supervises a water service crew in the Pipe Repair Section. Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam.) Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

Minimum Qualifications:

A High School Diploma or GED is required. The equivalent of three years of full time paid experience in the repair of water pipes is required. A valid State of Ohio Driver's License is required. Must be able to lift and carry 75 pounds. Must have a working knowledge of the water distribution system. A valid State of Ohio Distribution License (I or II) is preferred. Must be able to work outside in all types of weather.

NOTE: Minimum qualifications must be met as of the last day of the filing period unless otherwise stated.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

Any applicant that willfully provides any false document, statement, or certification in regard to any test will be terminated from all processing, removed from any eligible list, and may face possible criminal prosecution.

VETERANS' PREFERENCE

Veterans' preference will be awarded, when applicable, to eligible veterans in accordance with Civil Service Rules 4.40E, 4.40F and 4.40G. Proof of active service or a DD Form 214, must be presented to the Commission at the time of filing application for the examination in which credit is sought in order to qualify for veterans' credit. If the applicant has received an honorable discharge or a general discharge under honorable conditions that applicant shall receive an additional five (5) points added to their raw score on the examination.

THE COMMISSION WILL NOT ENTERTAIN APPEALS FOR VETERANS' PREFERENCE OR RESIDENCY CREDIT AFTER THE APPLICANT HAS FILED HIS/HER APPLICATION. THE DECISION OF THE COMMISSION IS FINAL.

ANYONE WHO WISHES TO REQUEST AN ACCOMMODATION MUST DO SO AT THE TIME OF FILING. THE COMMISSION WILL CONTACT THE INDIVIDUAL CONCERNING SUCH ACCOMMODATION PRIOR TO THE EXAMINATION. THE COMMISSION MAY REFUSE

TO PROVIDE SUCH ACCOMMODATION IF IT IS NOT REASONABLE OR WOULD CONSTITUTE AN UNDUE HARDSHIP. CURRENT (WITHIN ONE YEAR) DOCUMENTATION SUPPORTING THE NEED FOR THE REQUESTED ACCOMMODATION IS REQUIRED. SUCH DOCUMENTATION SHOULD BE SUBMITTED AT THE TIME OF FILING.

AN EQUAL OPPORTUNITY EMPLOYER

ROBERT BENNETT, President

May 1, 2019

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, MAY 13, 2019

9:30 A.M.

Calendar No. 19-67: 8217 Korman Avenue (Ward 9)

Darcia Lumpkin, owner, proposes to establish use as a Type A daycare in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of Section 337.02(g)(3)(c) which states that childcare use in a One or Two Family Residential District is permitted if located not less than 30 feet from any adjoining premises in a residential district and subject to the review and approval of the Board of Zoning Appeals. (Filed April 12, 2019)

Department of Public Works Invoice Calendar No. 19-070: 0000 Seymour Avenue (PPN 007-19-042) (Ward 3)

Carmen Davilla, owner, appeals under the authority of Section 76-6(b) of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from the decision of the hearing officer, on March 13, 2019, to uphold the City of Cleveland's Department of Parks, Recreation, and Properties to issue invoices regarding abating nuisances at the subject property. (Filed April 15, 2019)

Calendar No. 19-71: 2905 Franklin Boulevard (Ward 3)

BZSAM 111, LLC., owner, proposes to change use from office to 33 apartments in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

- 1. Section 337.03 which states that apartment use is not permitted in a Two-Family Residential District.
- 2. Section 357.08(b)(3) which states that a 20' minimum rear yard is required and a part of the building is in rear setback.
- 3. Section 357.09(b)(2)(C) which states that the required interior side yard is 7 feet (1/4 of the height of the building) and a 5.75 feet interior side yard is proposed.
- 4. Section 359.01(a) which states that substitution of nonconforming use requires Board of Zoning Appeals approval. (Filed April 16, 2019)

Calendar No. 19-72: 961 Addison Road (Ward 10)

City of Cleveland, owner, proposes to consolidate 4 parcels and build

a parking lot in a B3 Semi-Industrial District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 349.07 which states that accessory off-street parking spaces shall be provided with wheel or bumper guards. The driveway used to provide accessibility to accessory parking spaces shall be arranged to minimize traffic congestion.

2. Section 352.10 which states that a 6 foot wide landscaped frontage strip is required.

3. Section 358.05 which states that fences in the actual front yard and in side street yard shall not exceed four (4) feet in height and shall be at least 50% open and proposed fence is 6 feet tall. (Filed April 16, 2019)

Calendar No. 19-73: 3241-61 West 63rd Street (Ward 3)

Moria Osborne, owner, proposes to establish use for outside storage/stockpiling in a C1 Semi-Industry District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 345.03(c)(33) which states that any material stored in an unclosed premises to a height greater than four feet above grade level shall be surrounded by a substantial seven feet tall wall or fence erected to observe all required building lines.

2. Section 352.09 which states that a 10 foot wide transition strip is required at the rear where the lot abuts a Two Family District.

3. Section 349.04(j) which states that 1 space for each 2 employees expected to be on the premises during the largest work shift period or total parking area equivalent to 10% of the gross floor area, whichever is greater.

4. Section 349.07 (a) which states that accessory off-street parking spaces, driveways and maneuvering areas shall be properly graded for drainage so that all water is drained within the lot providing such parking spaces, surfaced with concrete, asphaltic concrete, asphalt or other surfacing materials approved by the Director of Building and Housing, maintained in good condition and free of debris and trash. No drainage or specific paving detail is shown. Driveway and aprons must also be shown on plan. (Filed April 16, 2019)

Calendar No. 19-74: 3122 West 16 Street (Ward 14)

Peter Arian, owner, proposes to erect a 5' x 5' open front porch made of wolmanized wood in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of Section 357.13(b)(4) of the Cleveland Codified Ordinances which states that open front porches shall not be less than 10 feet from property line and the appellant is proposing 5 feet 1 inch. (Filed April 16, 2019)

Calendar No. 19-75: 3977 Wendy Drive (Ward 1)

Quemonte Leonard, owner, proposes to establish use as a Type A day-care in an A1 One-Family Residential District. The owner appeals for relief from the strict

application of Section 337.02(g)(3)(c) which states that childcare use in a One or Two Family Residential District is permitted if located not less than 30 feet from any adjoining premises in a residential district and subject to the review and approval of the Board of Zoning Appeals. (Filed April 23, 2019)

Calendar No. 19-77: 4001 John Avenue (Ward 3)

Patrick Walsh, owner, proposes to erect a 20' x 20' two story accessory garage with single family residence on second floor 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 349.04(a) which states that the required off-street parking of 2 spaces is required and only 1 space is proposed.

2. Section 355.04(a) which states that the minimum floor area in a "B" Area District is 950 square feet and 520 square feet are proposed. This section also states that the minimum lot area is 6,000 square feet and the appellant is proposing 3,960 square feet; the minimum lot width is 40 feet and 30 feet are proposed.

3. Section 357.08(b)(1) the required rear yard shall not be less than the height of the main building or in this case 20 feet, 4 inches and 2 feet 2 inches are proposed.

4. Section 357.09(b)(2)(B) which states that the required interior side yard of 5.1 feet and the appellant is proposing 1.4 feet for the dwelling and 4.2 feet for the stairs. The combined interior side yards shall not be less than 10 feet and 6 feet are proposed.

5. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed April 25, 2019)

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, APRIL 29, 2019

At the meeting of the Board of Zoning Appeals on Monday, April 29, 2019 the following appeals were scheduled for hearing before the Board and:

The following appeals were **APPROVED:**

Calendar No. 19-054: 18420 Rockland Avenue

Karima Boukhenou, owner, proposes to install approximately 30 linear feet of 6 foot high opaque, white vinyl fence on the side street property line in an A1 One Family Residential District.

Calendar No. 19-058: 1585 West 117th Street

Chris Tran, owner, proposes to change use from office to nail salon in a C2 Residence Office District and a Pedestrian Retail Overlay District.

Calendar No. 19-059: 4030 St. Clair Avenue

KRISRO Holdings LLC., owner, proposes to change use of store to

tattoo service, piercing and barber shop in a C3 Semi-Industry District.

Calendar No. 19-066: 5610 Tillman Avenue

Enrique & Cynthia Torres, owner, proposes to erect a 24' x 65' two story single family residence with attached garage in a B1 Two-Family Residential District.

The following appeals were **DENIED:**

None.

The following appeal was **WITHDRAWN:**

Calendar No. 19-057: 4276 East 71st Street

James Termini, owner, proposes to use property for motor vehicle repair, motor vehicle sales and "advertising" in a B1 Local Retail Business District.

The following appeals were **DISMISSED:**

None.

The following case was **POSTPONED:**

Illicit Discharge

Calendar No. 19-55: Koussa Properties 3381 Rocky River Postponed to June 3, 2019.

The following cases were heard by the Board of Zoning Appeals on Monday, April 22, 2019 and the decisions were adopted and approved on Monday, April 29, 2019:

The following appeal was **APPROVED:**

Waste Collection Ticket

Calendar No. 19-053: 502-504 East 123rd Street

Eloise Bolden, 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 City of Cleveland Waste Collection issuance of Civil Infraction Ticket Number WC40082182.

The following appeals were **DENIED:**

Calendar No. 19-026: 15706 Parkgrove Avenue

Yolanda F. Hamilton, owner, proposes to establish use as a state licensed Residential Facility for 5 residents in a B1 Two-Family Residential District.

Calendar No. 19-050: 4855 Broadview Road

R & R Salvage and Towing proposes to change use from restaurant to office/towing service and motor vehicle maintenance in a C1 Local Retail Business District.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

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

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Tuesday, May 14, 2019
9:30 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Tuesday, May 14, 2019, at 9:30 a.m., to consider the following ordinances and resolutions now pending in the Council:

Ord. No. 378-2019.

By Council Member Polensek.
An emergency ordinance designating East Glenville Methodist Episcopal Church as a Cleveland Landmark.

Anthony Brancatelli, Chair
Committee on Development,
Planning and Sustainability

May 1, 2019 and May 8, 2019

CITY of CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE Code, each prime bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Therefore, any prime contractor wishing to receive credit for using an MBE or FBE should ensure that applications for certification as to MBE or FBE status compliance with the Code, affirmative action in employment and, if applicable, joint venture status, are submitted to the

office of Equal Opportunity ("OEO") prior to the date of bid opening or submission of proposals or as specified by the Director. Failure to comply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties."

FRIDAY, MAY 31, 2019

File No. 48-19 — Upgrading, Enhancing, Refurbishing, and Moving City Owned-Jet Bridges, for the Division of Airports, Department of Port Control, as authorized by Ordinance No. 1409-18, passed by the Council of the City of Cleveland, December 3, 2018.

THERE WILL BE NO FEE FOR PLANS AND SPECIFICATIONS. ALL PLANS AND SPECIFICATIONS MUST BE ACQUIRED 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, MAY 10, 2019 AT 10:30 A.M. CLEVELAND HOPKINS INTERNATIONAL AIRPORT CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135.

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).

April 24, 2019 and May 1, 2019

WEDNESDAY, MAY 22, 2019

File No. 49-19 — Vega Avenue Retaining Wall Project, for the Division of Engineering and Construction, Office of Capital Projects, as authorized by Ordinance No. 1374-18, passed by the Council of the City of Cleveland, December 3, 2018.

THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND

SPECIFICATIONS IN THE AMOUNT OF SEVENTY-FIVE DOLLARS (\$75.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR 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, MAY 10, 2019 AT 10:00 A.M. CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, ROOM 518.

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).

May 1, 2019 and May 8, 2019

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 482-2019.

By Council Member Zane.

An emergency resolution urging the Ohio General Assembly to increase the Ohio Rape Crisis Centers Line Item in the Ohio Operating Budget from \$1,550,000 to \$3,000,000 per fiscal year.

Whereas, sexual assault affects persons of all social, racial, religious, ethnic, socioeconomic, and age groups in the Cleveland community; and

Whereas, taking many forms, sexual violence can include incest, child abuse, commercial sex trafficking, sexual harassment, stalking, and acquaintance, stranger, spousal, and gang rape, and nearly seventy percent of these crimes are committed by individuals known to the victim; and

Whereas, according to the Centers for Disease Control and Prevention, approximately one in five women and one in seventy-one men will experience rape or an attempted rape at some point in their lives, with children and young adults being at a significant risk of this crime; and

Whereas, along with the immediate physical and emotional costs of sexual assault, the victims can have such adverse consequences as post-traumatic stress disorder, substance use, major depression, homelessness, eating disorders, and suicide, providing that sexual assault survivors suffer from emotional scars long after the physical scars have healed; these impacts are visible in the Cleveland community; and

Whereas, this Council recognizes and affirms the efforts of Cleveland Rape Crisis Center and Ohio's additional 30 Rape Crisis Programs, complying with the Ohio Core Rape Crisis Center Standards, that respond to survivors of sexual violence and work to prevent its occurrence in Cleveland and across the state; and

Whereas, in Cuyahoga, and three other counties, Cleveland Rape Crisis Center provided life-saving services to more than 10,000 survivors of sexual violence and their loved ones in 2018; and

Whereas, Cleveland Rape Crisis Center and Ohio's Rape Crisis Programs are eligible for support from the Ohio Rape Crisis Centers Line Item that has supported the expansion of services in Ohio from 42 counties in 2014 to 75 counties in 2019; and

Whereas, an increase in the line item from \$1,550,000 to \$3,000,000 per fiscal year is crucial to supporting efforts to increase services at Cleveland Rape Crisis Center and throughout the state of Ohio; and

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

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

Section 1. That this Council urges the Ohio General Assembly to increase the Ohio Rape Crisis Centers Line Item in the Operating Budget from \$1,550,000 to \$3,000,000 per fiscal year.

Section 2. That the Clerk of Council is directed to transmit a copy of this resolution to the Ohio General Assembly and Cassie Gaffney, Director of Government Affairs, Cleveland Rape Crisis Center.

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 April 22, 2019.
Effective April 24, 2019.

Res. No. 521-2019.
By Council Member Griffin.
An emergency resolution objecting to the transfer of ownership of a D5 and D6 Liquor Permit to 10300 Union Avenue and Patio.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a D5 and D6 Liquor Permit from 10300 Union, Inc., DBA Larobbs Nightclub, 10300 Union Avenue and patio, Cleveland, Ohio 44105, Permit Number 6549357 to Ant Hill, LLC, 10300 Union Avenue and patio, Cleveland, Ohio 44105, Permit No. 02283900005; 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 D5 and D6 Liquor Permit from 10300 Union, Inc., DBA Larobbs Nightclub, 10300 Union Avenue and patio, Cleveland, Ohio 44105, Permit Number 6549357 to Ant Hill, LLC, 10300 Union Avenue and patio, Cleveland, Ohio 44105, Permit No. 02283900005; 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 April 22, 2019.
Effective April 24, 2019.

Ord. No. 1187-18.
By Council Members Cleveland, Brancatelli and Kelley (by departmental request).

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

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

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

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

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

LEGAL DESCRIPTION OF PARCEL "D" PART OF

P.P.N. 029-38-008 AND P.P.N. 029-38-010

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Parcel "A" and Parcel "C" in the Lot Split Plat of P.P.N. 029-38-002 of part of the Original Rockport Township Section No. 4 as shown by the plat recorded in Volume 339, Page 72 of Cuyahoga County Map Records and further bounded and described as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Thence South 00°16'41" East along the westerly line of Parcel "B", 200.00 feet to a 5/8" iron pin found (0.13 feet south and 0.00 feet east) on the northerly right of way of Brookpark Road;

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

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

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

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

Section 2. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the

above-described property to the Redeveloper at a price not less than the appraised value of \$1,100,000, which is determined to be fair market value.

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

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

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

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

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed April 22, 2019.
Effective April 24, 2019.

Ord. No. 324-2019.
By Council Members McCormack, Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Sustainable Community Associates, LTD, or its designee, to support debt service related to the project and assist with the development of market rate apartments, retail space and residential parking; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose.

Whereas, under Section 5709.41 of the Revised Code, improvements to real property may be declared to be a public purpose where fee title to the real property was, at one time,

held by the City of Cleveland and the real property is then leased or conveyed by the City; and

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

Whereas, the Real Property is to be developed in accordance with the Cleveland 2020 Citywide Plan, a copy of which is placed in File No. 324-2019-A; and

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

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

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

Whereas, the District has been notified of the intent to enter into the agreement authorized by this ordinance in compliance with Sections 5709.41(C)(4) and 5709.83 of the Revised Code; and

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

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

Section 1. That the improvements to be constructed by Sustainable Community Associates, LTD, or its designee, ("Redeveloper"), are declared to be a public purpose for purposes of Section 5709.41 of the Revised Code. The Real Property is more fully described as follows:

LEGAL DESCRIPTION

Parcel A
Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being all of Sublots 167, 169, 171 and part of 173 in the John G. Jennings University Heights Subdivision of part of Original Brooklyn Township Lot No. 71 as shown by the recorded plat in Volume 1 of Maps, Page 15 of Cuyahoga County Records, and also being part of One Acre parcel in the Francis & Branch Subdivision of part of Original Brooklyn Township Lot No. 71 as shown by the recorded plat in Volume 5 of Maps, Page 9 of Cuyahoga County Records, and more further known as being Parcel "A" containing 1.2750 Acres (55,540 S.F.) of land in the Map of Survey & Lot Consolidation for Tappan Building, LLC as shown by the recorded plat in A.F.N. 201903200421 of the Cuyahoga County Map Records, as appears by said plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 004-20-128.

Parcel B

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being a part of Sublots 168 and 170 in the John G. Jennings University Heights Subdivision of part of Original Brooklyn Township Lot No. 71 as shown by the recorded plat in Volume 1 of Maps, Page 15 of Cuyahoga County Records, and more further known as being Parcel "B" containing 0.2954 Acres (12,868 S.F.) of land in the Map of Survey & Lot Consolidation for Tappan Building, LLC as shown by the recorded plat in A.F.N. 201903200421 of the Cuyahoga County Map Records, as appears by said plat, be the same more or less, but subject to all legal highways

Permanent Parcel No. 004-20-129

Section 2. That one hundred percent (100%) of the Improvements are declared exempt from real property taxation for a period of thirty years, effective and commencing the first year the value of the improvements are reflected on the tax duplicate; and that in no event shall the exemption period extend beyond 2050. The terms of the agreement are as follows:

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

Project Name: Tappan Building Development

Project Address: 2703 Scranton Road, Cleveland, OH 44113

Developer: Sustainable Community Associates, LTD. or Designee

Project Manager: Dan Kennedy

Ward/Councilperson: 3-Kerry McCormack

City Assistance: Non-School TIF

Project Summary and Discussion

Sustainable Community Associates, LTD or designee, ("Developer") is proposing a mixed use development located at 2703 Scranton Road, Cleveland, OH 44113 ("Project Site"). In order to assist with the project financing, the Developer has requested the City impose a 5709.41, 30-Year, Non-School TIF. The TIF will support debt service related to the project and assist with the development of 95 market rate apartments, approximately 2,148 square feet of retail space, and parking for residents. The project will create and/or cause to create 8 new full-time jobs at the Project Site with an approximate payroll of \$400,000.

The new \$22M building will be located across the street from the recently restored, Wagner Awning Building. The first floor will feature a bakery, gym, lounge, and amenity spaces. At 4 stories and 95 units, the building is designed to balance Wagner Awning and anchor a southern gateway into Tremont. The units will primarily be studios and smaller 1-bedrooms, complementing the larger 1-bedroom units at Wagner Awning, which are fully leased. Because the lending is partially structured as an opportunity zone investment, they are able to include a work-force housing component to the project. This has the net effect of keeping 60% of the units at rents \$250-300 below competing developments in Ohio City.

The site is a 1.7 acre former gas station. Once complete, the project will fill in a major vacancy in the center of the historic Scranton Road Corridor that links Metro Hospital's expanding campus to the new developments on the Scranton Peninsula in the Flats.

Proposed City Assistance

- The request to Cleveland City Council is to authorize the Director of Economic Development to enter into a 30-year non-school Tax Increment Finance (TIF) agreement with Sustainable Community Associates, LTD and/or its designee. The City will declare certain improvements with respect to the project to be a public purpose and exempt 100% of the improvements from real property taxes.
- Under the agreement, parcels acquired and re-conveyed to the developer will be subject to a TIF under Section 5709.41 of the Ohio Revised Code in consideration for the developer agreeing to make certain improvements to those parcels and making payments in lieu of taxes (PILOTS) equal to the taxes that would have been paid for those parcels but for the TIF. A portion of the PILOT will be paid to the Cleveland Municipal School District in the amount the District would have otherwise received but for the TIF.
- The TIF will be immediately effective on the residential after the expiration of the 15-year, 100% tax abatement.

Economic Impact

- Creation of 8 jobs in the City of Cleveland
- Project estimates \$10,000 in new annual City tax revenue generated from residents and new employees

City Requirements

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

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

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

Section 5. That the Director of Economic Development is authorized to enter into an agreement or agreements with Redeveloper to provide for the exemption and service

payments described in this ordinance, including agreements securing the payments described in this ordinance, which agreement or agreements shall contain those terms contained in this ordinance.

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

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

Section 8. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed April 22, 2019.

Effective April 24, 2019.

**Ord. No. 374-2019.
By Council Members Cleveland
and Kelley (by departmental
request).**

An emergency ordinance authorizing the purchase by one or more contracts of one aircraft rescue and firefighting vehicle, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

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 Port Control is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: one (1) aircraft rescue and firefighting vehicle to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

Section 2. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Port Control may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 3. That the cost of the contract or contracts authorized shall be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 106, 60 SF 112, 60 SF 114, 60 SF 115, 60 SF 116, 60 SF 117, 60 SF 119, 60 SF 121, 60 SF 122, 60 SF 125, 60 SF 126, 60 SF 128, 60 SF 130, 60 SF 141, 60 SF 160, and from the fund or funds to which are credited any grants received for this

purpose or passenger facility charges if issued for this purpose, Request No. RQS 3001, RL 2019-22.

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 April 22, 2019.
Effective April 24, 2019.

**Ord. No. 401-2019,
By Council Members McCormack,
Brancatelli and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with CLE Dexter LLC and/or its designee, in consideration for the developer agreeing to make certain improvements to the property; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose.

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

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

Whereas, the Real Property is to be developed in accordance with the Cleveland 2020 Citywide Plan, a copy of which is placed in File No. 401-2019-A; and

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

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

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

Whereas, the District has been notified of the intent to enter into the agreement authorized by this ordinance in compliance with Sections 5709.41(C)(4) and 5709.83 of the Revised Code; and

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

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

Section 1. That the improvements to be constructed by CLE Dexter

LLC and/or or its designee, ("Re-developer"), are declared to be a public purpose for purposes of Section 5709.41 of the Revised Code. The Real Property is more fully described as follows:

**March 5, 2019
Legal Description of
Consolidated Parcel "A"
In the City of Cleveland, Ohio
1.0467 Acres**

Situated in the City of Cleveland, County of Cuyahoga and the State of Ohio, being part of original Brooklyn Township Lot 51 and further being a consolidation of all of Lot 1 of the "Map of Consolidation for Urban Properties Group" as shown by plat recorded in volume 340, page 88 of Cuyahoga County Map Records, and all of Block A of "Map of Consolidation for Lutheran Medical Center as shown by plat recorded in volume 380, page 36 of Cuyahoga County Map Records, and being deed parcels 1 and 2 of land conveyed to CLE Dexter, LLC by deed recorded as AFN 201902250381, of Cuyahoga County Records (PPN 003-27-026 and PPN 003-27-029), further described as follows:

Beginning at the intersection of the centerline of Franklin Blvd. N.W. (66 feet wide), and the centerline of West 28th Street (66 feet wide), and witnessed by an iron pin in a monument box found North 73°22'29" East, 13.35 feet;

Thence North 12°08'38" West, along the centerline of said west 28th Street, 112.79 feet;

Thence South 77°51'22" West, 33.00 feet to the intersection of the westerly right of way of said West 28th Street, and the curved northwesterly right of way of Franklin Circle, witnessed by a drill hole found 0.06' north, and 0.15' east, and the Principal Place of Beginning of the following described parcel:

Course 1:
Thence southwesterly, 171.38 feet along the arc of a curve deflecting to the left in the northwesterly right of way of said Franklin Circle, having a radius of 140.00 feet, a delta of 70°08'23", and a chord of 160.88 feet bearing South 42°43'15" West to the intersection of the northwesterly right of way of said Franklin Circle, and the northerly right of way of said Franklin Blvd. and witnessed by a 5/8 inch iron pin found 0.26' north and 0.79' east;

Course 2:
Thence South 73°22'29" West, along the northerly right of way of said Franklin Blvd., 75.93 feet to a 5/8 inch iron pin (Id: Garrett) found at the southeasterly corner of land conveyed to Francis P. Scott by deed recorded as AFN 200512050381, of Cuyahoga County Records (PPN 003-27-034);

Course 3:
Thence North 16°37'31" West, along the easterly line of said Francis P. Scott, 86.15 feet to a drill hole found at an angle point therein;

Course 4:
Thence North 76°22'08" West, along the northerly line of said Francis P. Scott, 4.65 feet to a drill hole found at the most southerly corner of deed parcel 1 of land conveyed to Diocese of Cleveland Facilities Services Corporation, by deed recorded as AFN 201311060461,

of Cuyahoga County Records (PPN 003-27-093);

Course 5:
Thence North 43°46'56" East, along the southeasterly line of said deed parcel 1 (PPN 003-27-093) of land conveyed to Diocese of Cleveland Facilities Services Corporation, and the southeasterly line of deed parcel 3 (PPN 003-27-083) of said Diocese of Cleveland Facilities Services Corporation, 88.98 feet to a drill hole found at the most easterly corner thereof and being in the southwesterly right of way of Dexter Place N.W. (50 feet wide);

Course 6:
Thence South 46°13'04" East, along the southwesterly right of way of Dexter Place N.W., 2.81 feet to a 5/8 inch iron pin (Id: Bohning) found at the most southerly corner thereof and being the most westerly corner of a portion of Dexter Place N.W. vacated by ordinance 698-90, passed 6/11/1990;

Course 7:
Thence North 43°46'56" East, along the southeasterly right of way of Dexter Place N.W., 50.00 feet to a survey marker nail set at the most easterly corner thereof and being the most northerly corner of a portion of Dexter Place N.W. vacated by ordinance 698-90, passed 6/11/1990;

Course 8:
Thence North 46°13'04" West, along the northeasterly right of way of Dexter Place N.W., 168.62 feet to the most southerly corner of land conveyed to Malachi House, Inc. by deed recorded as AFN 200006151158 of Cuyahoga County Records (PPN 003-27-047), and witnessed by a 5/8 inch iron pin found 0.39 feet north and 0.41 feet west;

Course 9:
Thence North 43°46'56" East, along a southeasterly line of said Malachi House, Inc., 76.69 feet to an angle point therein, and witnessed by a 5/8 inch iron pin found 0.65 feet north and 0.08 feet west;

Course 10:
Thence South 46°13'04" East, along a southwesterly line of said Malachi House, Inc. 35.00 feet to an angle point therein, and witnessed by a 5/8 inch iron pin found 0.82 feet north and 0.41 feet East;

Course 11:
Thence North 43°46'56" East, along a southeasterly line of said Malachi House, Inc., 19.80 feet to the southeasterly corner thereof, being in the westerly line of Traci Court Condominiums as shown by plat recorded in volume 126, pages 45-49 of the Cuyahoga County Condominium Map Records, and witnessed by a 5/8 inch iron pin found 0.46 feet north and 0.40 feet West;

Course 12:
Thence South 28°51'41" East, along the westerly line of said Traci Court Condominiums, 6.76 feet to a 5/8 inch iron pin (Id: Polaris) set at the southwesterly corner thereof;

Course 13:
Thence North 77°51'22" East, along the southerly line of said Traci Court Condominiums, 94.48 feet to the westerly right of way of said West 28th Street, and witnessed

by a 5/8 inch iron pin (Id: McSteen) found 0.03 feet north, and 0.05 feet east;

Course 14:

Thence South 12°08'38" East, along the westerly right of way of said West 28th Street, 223.18 feet to the Principal Place of Beginning and containing 1.0467 acres of land, per survey performed in February, 2019 by Michael P. Spellacy, P.S. 8169 of Polaris Engineering and Surveying, subject to all legal highways and easements of record. The bearings used herein are based on the Ohio State Plane Coordinate System of 1983 - North Zone, as adjusted in 1986, and all iron pins set are 5/8 inch diameter by 30 inch long rebar with identification caps stamped "Polaris S-7087". The intent of this instrument is to combine all of PPN 003-27-026 and all of PPN 003-27-029 into a single parcel.

Section 2. That one hundred percent (100%) of the Improvements are declared exempt from real property taxation for a period of thirty years, effective and commencing the first year the value of the improvements are reflected on the tax duplicate; and that in no event shall the exemption period extend beyond 2051. The terms of the agreement are as follows:

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

Project Name: Dexter Apartments Development
Project Address: 1578 W 28th Street, Cleveland, OH 44113
Developer: CLE Dexter LLC and/or designee
Project Manager: Cassie Slansky
Ward/Councilperson: 3-Kerry McCormack
City Assistance: Non-School TIF

Project Summary and Discussion

CLE Dexter LLC and/or designee ("Developer") is proposing a mixed use development located at 1578 West 28th Street, Cleveland, OH 44113 (corner of West 28th Street and Franklin Boulevard) ("Project Site"). In order to assist with the project financing, the Developer has requested the City impose a 5709.41, 30-Year, Non-School TIF. The TIF will support debt service related to the project and assist with the development of the Dexter Apartment Building, including approximately 112 market rate and workforce housing apartment units, 8,800 square feet of retail space and indoor parking for residents. The project will create and/or cause to create 26 new full-time jobs at the Project Site with an approximate payroll of \$700,000.

CLE Dexter LLC is an entity of Casto. Casto is a privately held, fully integrated real estate services firm, with more than 85 years of successful development and management of commercial, industrial and residential real estate. Casto is a team of more than 270 individuals and their portfolio includes over 6,000 apartment units and 23,000,000 square feet of retail located throughout the Midwest, North Carolina, and Florida. Casto owns and/or developed nearly 20 multi-family projects in the Columbus area. Their newest project is the

development of a mixed use building located in Ohio City.

Casto purchased the property located at 1578 West 28th Street, in February 2019. The total project investment is expected to exceed approximately \$29 million.

Proposed City Assistance

- This ordinance will authorize the Director of Economic Development to enter into a 30-year non-school Tax Increment Finance (TIF) agreement with CLE Dexter LLC and/or its designee. The City will have declared certain improvements with respect to the project to be a public purpose and exempt 100% of the improvements from real property taxes.
- The Developer agrees to make certain improvements to the parcel and make payments in lieu of taxes (PILOTs) equal to the taxes that would have been paid for the parcel but for the TIF. A portion of the PILOTs will be paid to the Cleveland Metropolitan School District in the amount the District would have otherwise received but for the TIF by the County ("District Payments"). The balance of the PILOTs will be utilized to fund eligible project costs and project debt. The developer will be responsible for any shortfall of PILOT payments for project costs.

Economic Impact

- Creation of 26 jobs in the City of Cleveland
- Project estimates \$17,500 in new annual City tax revenue generated from residents and new employees
- The project will generate \$126,000 annual residency taxes and once stabilized, the project is expected to generate \$330,423 in annual property taxes for the School District upon expiration of the residential tax abatement

City Requirements

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

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

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

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

ordinance, which agreement or agreements shall contain those terms contained in this ordinance.

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

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

Section 8. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed April 22, 2019.
Effective April 24, 2019.

Ord. No. 404-2019.

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

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2017-176 with IntelliNet Corporation to provide technical support and maintenance of core information technology activities, and other related services, for the Department of Port Control.

Whereas, under the authority of Ordinance No. 198-17, passed March 27, 2017, the Director of Port Control entered into Contract No. CT 3001 PS 2017-176 with IntelliNet Corporation; and

Whereas, Ordinance No. 198-17 requires further legislation before exercising the second option to renew on this contract; and

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

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

Section 1. That the Director of Port Control is authorized to exercise the second option to renew Contract No. CT 3001 PS 2017-176 with Intellinet Corporation. This ordinance constitutes the additional legislative authority required by Ordinance No. 198-17 to exercise this option.

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

Passed April 22, 2019.
Effective April 24, 2019.

Ord. No. 443-2019.

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Section 125.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 126-01, passed March 26, 2001, relating to the Law Director's powers and duties; and to amend Section 3 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications.

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

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

Section 1. That Section 125.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 126-01, passed March 26, 2001, is amended to read as follows:

Section 125.01 Director's Powers and Duties

(a) The work of the Department of Law shall be distributed between a civil branch and a criminal branch. The Director of Law shall supervise and control the Department. He or she may appoint such number of Assistant Directors of Law as he or she deems necessary for the proper conduct of the work of the civil branch, whose appointments shall be subject to the approval of Council, three (3) of whom he or she may designate as Chief Counsel, Chief Trial Counsel and Chief Corporate Counsel, and not to exceed eight (8) of whom he or she may designate as Chief Assistant Director of Law.

(b) The Director shall be the Prosecuting Attorney of the Municipal Court, pursuant to the provisions of Charter Section 84. He or she may also designate not more than twenty-three (23) assistant prosecutors, whose appointments shall be subject to the approval of Council. Two (2) of whom may be designated, respectively, as Chief Assistant Prosecutor and First Assistant Prosecutor; and three (3) of whom may be designated as Deputy Assistant Prosecutor.

(c) The Director is hereby authorized to employ such number of clerks, stenographers and persons in other classifications as he or she may deem necessary.

Section 2. That existing Section 125.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 126-01, passed March 26, 2001, is repealed.

Section 3. That Section 3 of Ordinance No. 323-15, passed March 30, 2015, is amended to read as follows:

Section 6. Department of Law

That the Director of Law shall fix the salary of each member of his staff of lawyers in accordance with the following schedule:

CIVIL BRANCH

	Minimum	Maximum
1. Assistant Director of Law I.....	\$26,250.00	\$86,986.00
2. Assistant Director of Law I(s).....	26,250.00	93,199.31
3. Assistant Director of Law II.....	31,500.00	105,625.89
4. Assistant Director of Law II(s).....	31,500.00	117,574.68
5. Chief Assistant Director of Law.....	31,500.00	136,692.31
6. Chief Corporate Counsel.....	36,750.00	150,470.11
7. Chief Counsel.....	36,750.00	150,470.11
8. Chief Trial Counsel.....	36,750.00	150,470.11
9. Deputy Law Director.....	36,750.00	150,470.11

CRIMINAL BRANCH

	Minimum	Maximum
1. Chief Assistant Prosecutor.....	36,750.00	150,470.11
2. First Assistant Prosecutor.....	31,500.00	136,692.31
3. Deputy Assistant Prosecutor.....	23,100.00	105,625.89
4. Assistant Prosecutor.....	23,100.00	105,625.89

Section 4. That existing Section 3 of Ordinance No. 323-15, passed March 30, 2015, is repealed.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed April 22, 2019.

Effective April 24, 2019.

Ord. No. 515-2019.

By Council Member Polensek.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with Laura M. Bala to provide consulting services for the Commercial Revitalization Services for E. 185th Street Project through the use of Ward 8 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into agreement effective May 1, 2019

with Laura M. Bala to provide consulting services for the Commercial Revitalization Services for E. 185th Street Project for the public purpose of reducing slum and blight along the E. 185th Street corridor in the city of Cleveland through the use of Ward 8 casino revenue funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$25,000 and shall be paid from Fund No. 10 SF 188.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as she 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 April 22, 2019.

Effective April 24, 2019.

COUNCIL COMMITTEE MEETINGS

**Monday, April 29, 2019
9:30 a.m.**

Joint Committee/Municipal Services and Properties Committee & Development, Planning and Sustainability Committee: Present in MS&P:

Johnson, Chair; Brady, Vice Chair; Bishop, Brancatelli, Hairston, J. Jones, Kazy. Present in DP&S; Brancatelli, Chair; Bishop, Hairston, Keane, McCormack. *Authorized Absence:* Cleveland, Vice Chair; B. Jones.

Cleveland, Conwell, Griffin, Hairston, B. Jones, J. Jones, Kazy, Keane, McCormack, Polensek, Santana, Zone. *Authorized Absence:* Brancatelli, Johnson.

Brancatelli, Cleveland, Conwell, Griffin, Keane, McCormack.

**Tuesday, April 30, 2019
9:30 a.m.**

12:00 p.m.

Committee of the Whole: Present: Kelley, Chair; Bishop, Brady,

2:00 p.m.

Finance Committee: Present: Kelley, Chair; Zone, Vice Chair; Brady,

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

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O—Ordinance; R—Resolution; F—File
 Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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 Authorizing the issuance and sale of bonds in the maximum principal amount of \$23,000,000 for
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Bridges

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Burke Lakefront Airport

Authorizing the Director of Port Control to exercise the first option to renew Contract No.
 PI 2017-034 with West Roofing Systems, Inc. for repairing or replacing roofs or roof
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 Declaring the intent to vacate a portion of Spruce Avenue. (R 169-2019)671

Giving consent of the City of Cleveland to the County of Cuyahoga for the resurfacing of Ridge Road from Memphis Avenue to Denison Avenue; authorizing the Director of Capital Projects to enter into agreements; to apply for and accept an allocation of County Motor Vehicle License Tax Funds; and to cause payment to the County for the City's share of the improvement. (O 552-2019)650

To add the name "Michael Stanley Way" as a secondary and honorary name to Huron Road between Euclid Avenue and East 9th Street. (O 549-2019)666

Case Western Reserve University

Authorizing the Director of Public Health to enter into one or more contracts with The Center on Urban Poverty and Community Development at Case Western Reserve University to provide evaluation services for the Moms First Program, for a period of one year. (O 535-2019)646

Casino Revenue Funds

Authorizing the Director of the Department of Community Development to enter into agreement with Laura M. Bala to provide consulting services for the Commercial Revitalization Services for E. 185th Street Project through the use of Ward 8 Casino Revenue Funds. (O 515-2019)689

Census

Authorizing the Clerk of Council to enter into a Trademark License Agreement with the U.S. Census Bureau, U.S. Department of Commerce. (O 520-2019)671

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To add the name "Michael Stanley Way" as a secondary and honorary name to Huron Road between Euclid Avenue and East 9th Street. (O 549-2019)666

Clerk of Council

Authorizing the Clerk of Council to enter into a Trademark License Agreement with the U.S. Census Bureau, U.S. Department of Commerce. (O 520-2019)671

Cleveland Hopkins International Airport (CHIA)

Authorizing the Commissioner of Purchases and Supplies to make one or more purchase orders with Black Box Network Services and IntelliNet Corporation for professional services necessary to restore flight and baggage information displays at Cleveland Hopkins International Airport, restore e mail services, install new threat protection software, and perform related services necessary to assess, restore, and secure the network. (O 568-2019)669

Authorizing the Director of Port Control to enter into a Lease Agreement with PrimeFlight Aviation Services, Inc. for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling, skycap, and other airline support service operations for JetBlue Airways and other airlines, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority. (O 544-2019)648

Authorizing the Director of Port Control to enter into a Lease Agreement with Swissport USA, Inc. for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling and other airline support service operations for multiple airlines, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority. (O 540-2019)647

Authorizing the Director of Port Control to enter into a Lease Agreement with United Airlines Inc. for the lease of certain office and warehouse space located in the South Cargo Facility Building at Cleveland Hopkins International Airport, Department of Port Control, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority. (O 541-2019)647

Authorizing the Director of Port Control to enter into a Lease with KeyCorp National Association to maintain and operate an aviation hangar facility for the storage and maintenance for aircraft owned by KeyCorp at Cleveland Hopkins International Airport, for a period of ten years, with two five-year options to renew, the first of which requires additional legislative authority. (O 542-2019)647

Authorizing the Director of Port Control to enter into a Lease with the United States Postal Service to maintain and operate a warehouse, sorting facility, and post office retail store at Cleveland Hopkins International Airport, for a period of five years, with one five-year option to renew, which requires additional legislative authority. (O 543-2019)648

Authorizing the Director of Port Control to exercise the first option to renew Contract No. PI 2017-034 with West Roofing Systems, Inc. for repairing or replacing roofs or roof systems at Cleveland Hopkins International Airport and Burke Lakefront Airport. (O 538-2019)646

Authorizing the purchase by one or more contracts of one aircraft rescue and firefighting vehicle, for the Division of Cleveland Hopkins International Airport, Department of Port Control. (O 374-2019)686

Cleveland Metropolitan School District (CMSD)

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Sustainable Community Associates, LTD, or its designee, to support debt service related to the project and assist with the development of market rate apartments, retail space and residential parking; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 324-2019)685

Cleveland Municipal Court

Authorizing the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court, to enter into one or more contracts with NashWest, LLC for professional services necessary to provide project management services for the new case management system, for a period up to one year, with a one-year option to renew exercisable by the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court. (O 586-2019)666

Cleveland Public Power

Authorizing the Director of Capital Projects to issue one or more permits to Celco Partnership d/b/a Verizon Wireless to encroach into the public right of way at various locations in the City of Cleveland by installing, using, and maintaining small cell technology equipment, fiber optic cable to be attached to Cleveland Public Power, CEI or Traffic utility poles (by separate permission of pole owner) and duct banks and vaults. (O 326-2019)670

Authorizing the purchase by one or more requirement contracts of disposal of debris at landfills, for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities, for a period of two years. (O 536-2019)646

Codified Ordinances

To amend Section 125.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 126-01, passed March 26, 2001, relating to the Law Director's powers and duties; and to amend Section 3 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications. (O 443-2019)689

Community Development

Authorizing the Director of the Department of Community Development to enter into agreement with Laura M. Bala to provide consulting services for the Commercial Revitalization Services for E. 185th Street Project through the use of Ward 8 Casino Revenue Funds. (O 515-2019)689

Notifying Council of the final budget allocations received from HUD for the 2019 Community Development Block Grant, Home Investment Partnerships Act Grant, Emergency Solutions Grant, and the Housing Opportunities for Persons with AIDS Grant; and to amend Sections 2 through 15 of Ordinance No. 142-2019, passed February 11, 2019 relating to the grants. (O 558-2019)653

Community Development Block Grant Program

Notifying Council of the final budget allocations received from HUD for the 2019 Community Development Block Grant, Home Investment Partnerships Act Grant, Emergency Solutions Grant, and the Housing Opportunities for Persons with AIDS Grant; and to amend Sections 2 through 15 of Ordinance No. 142-2019, passed February 11, 2019 relating to the grants. (O 558-2019)653

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Condolence Resolution for Eric Fields. (R 571-2019)645

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Condolence Resolution for James Wiley Hobbs, Jr. (R 570-2019)645

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Congratulations Resolution for Rev. Dr. Jawanza Karriem Colvin. (R 574-2019)645
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 (R 575-2019)645

Contracts

Authorizing the Director of Capital Projects to make alterations and modifications in Contract
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 Parkway/West 160th Street and Enterprise/Briar/West 139th Street. (O 553-2019)652
 Authorizing the Director of Economic Development to enter into contract with Kiva
 Microfunds, or its designee, to implement a loan service portal citywide for early stage
 businesses, for a period not to exceed three years. (O 559-2019)657
 Authorizing the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court,
 to enter into one or more contracts with NashWest, LLC for professional services
 necessary to provide project management services for the new case management system,
 for a period up to one year, with a one-year option to renew exercisable by the Director of
 Finance, on behalf of the Clerk of the Cleveland Municipal Court. (O 586-2019)666
 Authorizing the Director of Port Control to exercise the first option to renew Contract No.
 PI 2017-034 with West Roofing Systems, Inc. for repairing or replacing roofs or roof
 systems at Cleveland Hopkins International Airport and Burke Lakefront Airport.
 (O 538-2019)646
 Authorizing the Director of Public Health to enter into one or more contracts with The Center
 on Urban Poverty and Community Development at Case Western Reserve University to
 provide evaluation services for the Moms First Program, for a period of one year.
 (O 535-2019)646
 Authorizing the purchase by one or more contracts of one aircraft rescue and firefighting
 vehicle, for the Division of Cleveland Hopkins International Airport, Department of Port
 Control. (O 374-2019)686
 Authorizing the purchase by one or more requirement contracts of disposal of debris at
 landfills, for the Divisions of Water, Cleveland Public Power, and Water Pollution Control,
 Department of Public Utilities, for a period of two years. (O 536-2019)646
 Authorizing the purchase by one or more requirement contracts of FAA approved deicing
 chemicals, for the various divisions of the Department of Port Control, for a period of two
 years, with two one-year options to renew, the first of which shall require additional
 legislative authority. (O 539-2019)647

Cuyahoga County

Giving consent of the City of Cleveland to the County of Cuyahoga for the resurfacing of Ridge
 Road from Memphis Avenue to Denison Avenue; authorizing the Director of Capital
 Projects to enter into agreements; to apply for and accept an allocation of County Motor
 Vehicle License Tax Funds; and to cause payment to the County for the City’s share of the
 improvement. (O 552-2019)650

Dominion Energy Ohio

Authorizing the Director of Public Works to execute a deed of easement granting to The East
 Ohio Gas Company dba Dominion Energy Ohio certain easement rights in property located
 along Woodhill Road at the Ozell A. Dobbins, Sr. Maintenance Center, and declaring that
 the easement rights granted are not needed for the City’s public use. (O 546-2019)649

Easements

Authorizing the Director of Port Control to execute a deed of easement granting to Cargill,
 Incorporated and its successors and assigns, certain easement rights located above a
 city-owned portion of 5300 Whiskey Island Drive, and declaring that the easement rights
 granted are not needed for the City’s public use. (O 545-2019)648
 Authorizing the Director of Public Works to execute a deed of easement and four deeds of
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 easement rights in property at Clark Field needed for NEORSD’s West 3rd Quigley /
 Westerly (W3QW) Miscellaneous CSO Control Project; and declaring the easement
 rights not needed for the City’s public use. (O 330-2019)670
 Authorizing the Director of Public Works to execute a deed of easement and two deeds of
 temporary easement granting to the Northeast Ohio Regional Sewer District certain
 easement rights in property needed for its London Road Relief Sewer Project; and
 declaring the easement rights not needed for the City’s public use. (O 329-2019)670
 Authorizing the Director of Public Works to execute a deed of easement granting to The East
 Ohio Gas Company dba Dominion Energy Ohio certain easement rights in property located
 along Woodhill Road at the Ozell A. Dobbins, Sr. Maintenance Center, and declaring that
 the easement rights granted are not needed for the City’s public use. (O 546-2019)649
 Authorizing the Director of Public Works to execute two deeds of easement granting to the
 Ohio Department of Transportation certain temporary easement rights in property needed
 for its Detroit-Superior Bridge Rehabilitation Project; and declaring the easement rights
 not needed for the City’s public use. (O 295-2019)670

Economic Development Department

Authorizing the Director of Economic Development to enter into a grant agreement with Arts Cleveland, or its designee, to provide economic development assistance to partially finance eligible costs associated with bringing the DANCE/USA Conference to the City of Cleveland. (O 537-2019) .....	.646
Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Sustainable Community Associates, LTD, or its designee, to support debt service related to the project and assist with the development of market rate apartments, retail space and residential parking; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 324-2019) .....	.685
Authorizing the Director of Economic Development to enter into contract with Kiva Microfunds, or its designee, to implement a loan service portal citywide for early stage businesses, for a period not to exceed three years. (O 559-2019) .....	.657
Authorizing the Director of Economic Development to enter into one or more forgivable loan agreements with Gateway Huron, LLC, or its designee, to provide economic development assistance to partially finance the implementation of the NuCLEus Project and other associated costs located in the vicinity of the Gateway lots at the corner of East 4th and Prospect Avenue. (O 561-2019) .....	.665
Authorizing the Directors of Finance and Economic Development to transfer \$3,000,000 from the General Fund to Fund Nos. 17 SF 008 and 17 SF 652 for the purpose of making loan and grant agreements for economic development financial assistance and forgivable and non-forgivable loan agreements under the Vacant Property Initiative, both in amounts not to exceed \$250,000, authorized under Ordinance No. 90-10, passed February 8, 2010. (O 562-2019) .....	.665
To amend Sections 1, 2, and 6 of Ordinance No. 1570-14, passed December 8, 2014, relating to a Tax Increment Financing Agreement with Gateway Huron, LLC, or its designee to provide funding for the NuCLEus redevelopment project. (O 560-2019) .....	.657

Encroachments

Authorizing the Director of Capital Projects to issue a permit to The Centers for Families and Children to encroach into the public right of way of Euclid Avenue by installing, using, and maintaining an ADA compliant entrance ramp and railing. (O 551-2019) .....	.650
Authorizing the Director of Capital Projects to issue one or more permits to Celco Partnership d/b/a Verizon Wireless to encroach into the public right of way at various locations in the City of Cleveland by installing, using, and maintaining small cell technology equipment, fiber optic cable to be attached to Cleveland Public Power, CEI or Traffic utility poles (by separate permission of pole owner) and duct banks and vaults. (O 326-2019) .....	.670

Finance Department

Authorizing the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court, to enter into one or more contracts with NashWest, LLC for professional services necessary to provide project management services for the new case management system, for a period up to one year, with a one-year option to renew exercisable by the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court. (O 586-2019) .....	.666
Authorizing the Directors of Finance and Economic Development to transfer \$3,000,000 from the General Fund to Fund Nos. 17 SF 008 and 17 SF 652 for the purpose of making loan and grant agreements for economic development financial assistance and forgivable and non-forgivable loan agreements under the Vacant Property Initiative, both in amounts not to exceed \$250,000, authorized under Ordinance No. 90-10, passed February 8, 2010. (O 562-2019) .....	.665
Authorizing the issuance and sale of bonds in the maximum principal amount of \$12,000,000 for the purpose of providing funds to improve municipal parks and recreation facilities and authorizing related matters. (O 508-2019) .....	.670
Authorizing the issuance and sale of bonds in the maximum principal amount of \$18,000,000 for the purpose of providing funds to improve buildings and structures housing and providing for the discharge of governmental functions and services otherwise benefiting the public safety, health and welfare and for the provision of necessary fixtures, furnishings, equipment, technology, appurtenances, utilities, and site improvements for the purpose and authorizing related matters. (O 509-2019) .....	.670
Authorizing the issuance and sale of bonds in the maximum principal amount of \$23,000,000 for the purpose of providing funds to improve the municipal street system and related facilities and authorizing related matters. (O 510-2019) .....	.671

General Fund

Authorizing the Directors of Finance and Economic Development to transfer \$3,000,000 from the General Fund to Fund Nos. 17 SF 008 and 17 SF 652 for the purpose of making loan and grant agreements for economic development financial assistance and forgivable and non-forgivable loan agreements under the Vacant Property Initiative, both in amounts not to exceed \$250,000, authorized under Ordinance No. 90-10, passed February 8, 2010. (O 562-2019)665
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Grant Agreement

Authorizing the Director of Economic Development to enter into a grant agreement with Arts Cleveland, or its designee, to provide economic development assistance to partially finance eligible costs associated with bringing the DANCE/USA Conference to the City of Cleveland. (O 537-2019)646

Authorizing the Directors of Finance and Economic Development to transfer \$3,000,000 from the General Fund to Fund Nos. 17 SF 008 and 17 SF 652 for the purpose of making loan and grant agreements for economic development financial assistance and forgivable and non-forgivable loan agreements under the Vacant Property Initiative, both in amounts not to exceed \$250,000, authorized under Ordinance No. 90-10, passed February 8, 2010. (O 562-2019)665

Health Department

Authorizing the Director of Public Health to enter into one or more contracts with The Center on Urban Poverty and Community Development at Case Western Reserve University to provide evaluation services for the Moms First Program, for a period of one year. (O 535-2019)646

Hermes Sports & Events, Inc.

Consenting and approving the issuance of a permit for the Diversity Center of Northeast Ohio event on May 4, 2019, managed by Hermes Sports & Events. (O 548-2019)666

Holiday Food Gift Card Program

Authorizing the Director of the Department of Community Development to enter into an agreement with the Westown Community Development Corporation for the Holiday Food Gift Card Program through the use of Ward 11 Casino Revenue Funds. (O 565-2019)688

Housing and Urban Development (HUD)

Notifying Council of the final budget allocations received from HUD for the 2019 Community Development Block Grant, Home Investment Partnerships Act Grant, Emergency Solutions Grant, and the Housing Opportunities for Persons with AIDS Grant; and to amend Sections 2 through 15 of Ordinance No. 142-2019, passed February 11, 2019 relating to the grants. (O 558-2019)653

Landmark Commission

Designating East Glenville Methodist Episcopal Church as a Cleveland Landmark. (O 378-2019)683

Law Department

To amend Section 125.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 126-01, passed March 26, 2001, relating to the Law Director's powers and duties; and to amend Section 3 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications. (O 443-2019)689

Lease Agreement

Authorizing the Director of Port Control to enter into a Lease Agreement with PrimeFlight Aviation Services, Inc. for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling, skycap, and other airline support service operations for JetBlue Airways and other airlines, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority. (O 544-2019)648

Authorizing the Director of Port Control to enter into a Lease Agreement with Swissport USA, Inc. for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling and other airline support service operations for multiple airlines, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority. (O 540-2019)647

Authorizing the Director of Port Control to enter into a Lease Agreement with United Airlines Inc. for the lease of certain office and warehouse space located in the South Cargo Facility Building at Cleveland Hopkins International Airport, Department of Port Control, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority. (O 541-2019)647

Leases

Authorizing the Director of Port Control to enter into a Lease with KeyCorp National Association to maintain and operate an aviation hangar facility for the storage and maintenance for aircraft owned by KeyCorp at Cleveland Hopkins International Airport, for a period of ten years, with two five-year options to renew, the first of which requires additional legislative authority. (O 542-2019)647

Authorizing the Director of Port Control to enter into a Lease with the United States Postal Service to maintain and operate a warehouse, sorting facility, and post office retail store at Cleveland Hopkins International Airport, for a period of five years, with one five-year option to renew, which requires additional legislative authority. (O 543-2019)648

License Agreements

Authorizing the Clerk of Council to enter into a Trademark License Agreement with the U.S. Census Bureau, U.S. Department of Commerce. (O 520-2019)671

Liquor Permits

#2445788. New License Application, D5. Edwins Leadership & Restaurant Institute, 13101 Shaker Sq. (Ward 4). (F 533-2019)645
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 Objecting to the transfer of ownership of a D5 and D6 Liquor Permit to 10300 Union Avenue and Patio. (R 521-2019)684

Loan Agreement

Authorizing the Director of Economic Development to enter into one or more forgivable loan agreements with Gateway Huron, LLC, or its designee, to provide economic development assistance to partially finance the implementation of the NuCLEus Project and other associated costs located in the vicinity of the Gateway lots at the corner of East 4th and Prospect Avenue. (O 561-2019)665
 Authorizing the Directors of Finance and Economic Development to transfer \$3,000,000 from the General Fund to Fund Nos. 17 SF 008 and 17 SF 652 for the purpose of making loan and grant agreements for economic development financial assistance and forgivable and non-forgivable loan agreements under the Vacant Property Initiative, both in amounts not to exceed \$250,000, authorized under Ordinance No. 90-10, passed February 8, 2010. (O 562-2019)665

Marathons

Consenting and approving the issuance of a permit for the Rite Aid 2019 Cleveland Marathon, Half Marathon, and 10K Course, on May 19, 2019. (O 550-2019)667

Northeast Ohio Regional Sewer District

Authorizing the Director of Public Works to execute a deed of easement and four deeds of temporary easement granting to the Northeast Ohio Regional Sewer District certain easement rights in property at Clark Field needed for NEORSD's West 3rd Quigley / Westerly (W3QW) Miscellaneous CSO Control Project; and declaring the easement rights not needed for the City's public use. (O 330-2019)670
 Authorizing the Director of Public Works to execute a deed of easement and two deeds of temporary easement granting to the Northeast Ohio Regional Sewer District certain easement rights in property needed for its London Road Relief Sewer Project; and declaring the easement rights not needed for the City's public use. (O 329-2019)670

Ohio Department of Transportation (ODOT)

Authorizing the Director of Public Works to execute two deeds of easement granting to the Ohio Department of Transportation certain temporary easement rights in property needed for its Detroit-Superior Bridge Rehabilitation Project; and declaring the easement rights not needed for the City's public use. (O 295-2019)670

Ohio General Assembly

Urging the Ohio General Assembly to increase the Ohio Rape Crisis Centers Line Item in the Ohio Operating Budget from \$1,550,000 to \$3,000,000 per fiscal year. (R 482-2019)683

Permits

Authorizing the Director of Capital Projects to issue a permit to The Centers for Families and Children to encroach into the public right of way of Euclid Avenue by installing, using, and maintaining an ADA compliant entrance ramp and railing. (O 551-2019)650
 Consenting and approving the issuance of a permit for the Diversity Center of Northeast Ohio event on May 4, 2019, managed by Hermes Sports & Events. (O 548-2019)666

Consenting and approving the issuance of a permit for the Rite Aid 2019 Cleveland Marathon, Half Marathon, and 10K Course, on May 19, 2019. (O 550-2019)667

Port Control Department

Authorizing the Commissioner of Purchases and Supplies to make one or more purchase orders with Black Box Network Services and IntelliNet Corporation for professional services necessary to restore flight and baggage information displays at Cleveland Hopkins International Airport, restore e mail services, install new threat protection software, and perform related services necessary to assess, restore, and secure the network. (O 568-2019)669

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located on Brookpark Road near NASA Glenn Research Center to 21000 Brookpark Landlord, LLC, for purposes of providing parking for a redevelopment to be located in Fairview Park; and to enter into a purchase and sale agreement. (O 1187-18)684

Authorizing the Director of Port Control to employ one or more professional consultants to design and implement an Asset Management Program, for a period of one year, with three one-year options to renew, the second of which shall require additional legislative authority. (O 556-2019)653

Authorizing the Director of Port Control to enter into a Lease Agreement with PrimeFlight Aviation Services, Inc. for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling, skycap, and other airline support service operations for JetBlue Airways and other airlines, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority. (O 544-2019)648

Authorizing the Director of Port Control to enter into a Lease Agreement with Swissport USA, Inc. for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling and other airline support service operations for multiple airlines, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority. (O 540-2019)647

Authorizing the Director of Port Control to enter into a Lease Agreement with United Airlines Inc. for the lease of certain office and warehouse space located in the South Cargo Facility Building at Cleveland Hopkins International Airport, Department of Port Control, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority. (O 541-2019)647

Authorizing the Director of Port Control to enter into a Lease with KeyCorp National Association to maintain and operate an aviation hangar facility for the storage and maintenance for aircraft owned by KeyCorp at Cleveland Hopkins International Airport, for a period of ten years, with two five-year options to renew, the first of which requires additional legislative authority. (O 542-2019)647

Authorizing the Director of Port Control to enter into a Lease with the United States Postal Service to maintain and operate a warehouse, sorting facility, and post office retail store at Cleveland Hopkins International Airport, for a period of five years, with one five-year option to renew, which requires additional legislative authority. (O 543-2019)648

Authorizing the Director of Port Control to execute a deed of easement granting to Cargill, Incorporated and its successors and assigns, certain easement rights located above a city-owned portion of 5300 Whiskey Island Drive, and declaring that the easement rights granted are not needed for the City's public use. (O 545-2019)648

Authorizing the Director of Port Control to exercise the first option to renew Contract No. PI 2017-034 with West Roofing Systems, Inc. for repairing or replacing roofs or roof systems at Cleveland Hopkins International Airport and Burke Lakefront Airport. (O 538-2019)646

Authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2017-176 with IntelliNet Corporation to provide technical support and maintenance of core information technology activities, and other related services, for the Department of Port Control. (O 404-2019)688

Authorizing the purchase by one or more contracts of one aircraft rescue and firefighting vehicle, for the Division of Cleveland Hopkins International Airport, Department of Port Control. (O 374-2019)686

Authorizing the purchase by one or more requirement contracts of FAA approved deicing chemicals, for the various divisions of the Department of Port Control, for a period of two years, with two one-year options to renew, the first of which shall require additional legislative authority. (O 539-2019)647

Terminating Contract No. CT 3002 LS 2015*013 with Cumberland TCC1 LLC for the development of Site C located between the Rock and Roll Hall of Fame and the Great Lakes Science Center; to enter into an agreement with the Rock and Roll Hall of Fame to develop Site C; and to authorize any other agreements that are necessary. (O 375-2019)670

To amend the title and Section 1 of Ordinance No. 645-17, passed June 5, 2017, relating to professional services to provide general planning, engineering, and design services, for the Department of Port Control. (O 555-2019)652

Professional Services

Authorizing the Commissioner of Purchases and Supplies to make one or more purchase orders with Black Box Network Services and IntelliNet Corporation for professional services necessary to restore flight and baggage information displays at Cleveland Hopkins International Airport, restore e mail services, install new threat protection software, and perform related services necessary to assess, restore, and secure the network. (O 568-2019)669

Authorizing the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court, to enter into one or more contracts with NashWest, LLC for professional services necessary to provide project management services for the new case management system, for a period up to one year, with a one-year option to renew exercisable by the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court. (O 586-2019) .....	.666
Authorizing the Director of the Department of Community Development to enter into agreement with Laura M. Bala to provide consulting services for the Commercial Revitalization Services for E. 185th Street Project through the use of Ward 8 Casino Revenue Funds. (O 515-2019) .....	.689

Professional Services Contracts

Authorizing the Director of Port Control to employ one or more professional consultants to design and implement an Asset Management Program, for a period of one year, with three one-year options to renew, the second of which shall require additional legislative authority. (O 556-2019) .....	.653
Authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2017-176 with IntelliNet Corporation to provide technical support and maintenance of core information technology activities, and other related services, for the Department of Port Control. (O 404-2019) .....	.688
To amend the title and Section 1 of Ordinance No. 645-17, passed June 5, 2017, relating to professional services to provide general planning, engineering, and design services, for the Department of Port Control. (O 555-2019) .....	.652

Public Hearings (Notices)

Designating East Glenville Methodist Episcopal Church as a Cleveland Landmark. (O 378-2019)683
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Public Square

Authorizing the Director of Public Works to enter into an amendment to the June 30, 2016 Property Operations and Programming Agreement with the Group Plan Commission for Public Square to provide a restricted contribution to support the Commission's maintenance obligations on Public Square. (O 554-2019)652
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Public Works

Authorizing the Director of Public Works to enter into an amendment to the June 30, 2016 Property Operations and Programming Agreement with the Group Plan Commission for Public Square to provide a restricted contribution to support the Commission's maintenance obligations on Public Square. (O 554-2019)652
Authorizing the Director of Public Works to execute a deed of easement and four deeds of temporary easement granting to the Northeast Ohio Regional Sewer District certain easement rights in property at Clark Field needed for NEORSD's West 3rd Quigley / Westerly (W3QW) Miscellaneous CSO Control Project; and declaring the easement rights not needed for the City's public use. (O 330-2019) .....	.670
Authorizing the Director of Public Works to execute a deed of easement and two deeds of temporary easement granting to the Northeast Ohio Regional Sewer District certain easement rights in property needed for its London Road Relief Sewer Project; and declaring the easement rights not needed for the City's public use. (O 329-2019) .....	.670
Authorizing the Director of Public Works to execute a deed of easement granting to The East Ohio Gas Company dba Dominion Energy Ohio certain easement rights in property located along Woodhill Road at the Ozell A. Dobbins, Sr. Maintenance Center, and declaring that the easement rights granted are not needed for the City's public use. (O 546-2019) .....	.649
Authorizing the Director of Public Works to execute two deeds of easement granting to the Ohio Department of Transportation certain temporary easement rights in property needed for its Detroit-Superior Bridge Rehabilitation Project; and declaring the easement rights not needed for the City's public use. (O 295-2019) .....	.670

Purchase Agreement

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located on Brookpark Road near NASA Glenn Research Center to 21000 Brookpark Landlord, LLC, for purposes of providing parking for a redevelopment to be located in Fairview Park; and to enter into a purchase and sale agreement. (O 1187-18)684
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Purchases and Supplies Division

Authorizing the Commissioner of Purchases and Supplies to make one or more purchase orders with Black Box Network Services and IntelliNet Corporation for professional services necessary to restore flight and baggage information displays at Cleveland Hopkins International Airport, restore email services, install new threat protection software, and perform related services necessary to assess, restore, and secure the network. (O 568-2019)669
Authorizing the Commissioner of Purchases and Supplies to sell a portion of City owned property no longer needed for public use located at 4601 Chester Avenue to Richard and Kathy Lehmann, for the purpose of access to their business. (O 547-2019) .....	.649

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located on Brookpark Road near NASA Glenn Research Center to 21000 Brookpark Landlord, LLC, for purposes of providing parking for a redevelopment to be located in Fairview Park; and to enter into a purchase and sale agreement. (O 1187-18)684

Races

Consenting and approving the issuance of a permit for the Diversity Center of Northeast Ohio event on May 4, 2019, managed by Hermes Sports & Events. (O 548-2019)666
 Consenting and approving the issuance of a permit for the Rite Aid 2019 Cleveland Marathon, Half Marathon, and 10K Course, on May 19, 2019. (O 550-2019)667

Recognition

Recognition Resolution for 95th Anniversary of Open Door Missionary Baptist Church. (R 581-2019)645
 Recognition Resolution for C.A.M.E.O. 49th Anniversary. (R 578-2019)645
 Recognition Resolution for Husein Rabah. (R 580-2019)645
 Recognition Resolution for Mediterranean market. (R 579-2019)645
 Recognition Resolution for National Arab American Heritage Month. (R 576-2019)645
 Recognition Resolution for Nizar Zein, M.D. (R 577-2019)645

Resolution of Support

Urging the Ohio General Assembly to increase the Ohio Rape Crisis Centers Line Item in the Ohio Operating Budget from \$1,550,000 to \$3,000,000 per fiscal year. (R 482-2019)683

Resolutions – Miscellaneous

Opposing Senate Bill 23 which prohibits abortion when a fetal heartbeat is detected. (R 569-2019)666

Rock ‘N Roll Hall of Fame Foundation

Terminating Contract No. CT 3002 LS 2015*013 with Cumberland TCC1 LLC for the development of Site C located between the Rock and Roll Hall of Fame and the Great Lakes Science Center; to enter into an agreement with the Rock and Roll Hall of Fame to develop Site C; and to authorize any other agreements that are necessary. (O 375-2019)670

Safety Department

Authorizing the Commissioner of Purchases and Supplies to sell a portion of City owned property no longer needed for public use located at 4601 Chester Avenue to Richard and Kathy Lehmann, for the purpose of access to their business. (O 547-2019)649

Senate Bills

Opposing Senate Bill 23 which prohibits abortion when a fetal heartbeat is detected. (R 569-2019)666

State of Ohio

Urging the Ohio General Assembly to increase the Ohio Rape Crisis Centers Line Item in the Ohio Operating Budget from \$1,550,000 to \$3,000,000 per fiscal year. (R 482-2019)683

Street Vacation

Declaring the intent to vacate a portion of Spruce Avenue. (R 169-2019)671

Streets – Name Change

To add the name “Michael Stanley Way” as a secondary and honorary name to Huron Road between Euclid Avenue and East 9th Street. (O 549-2019)666

Tax Increment Financing (TIF)

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Sustainable Community Associates, LTD, or its designee, to support debt service related to the project and assist with the development of market rate apartments, retail space and residential parking; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 324-2019)685
 To amend Sections 1, 2, and 6 of Ordinance No. 1570-14, passed December 8, 2014, relating to a Tax Increment Financing Agreement with Gateway Huron, LLC, or its designee to provide funding for the NuCLEus redevelopment project. (O 560-2019)657

United Airlines

Authorizing the Director of Port Control to enter into a Lease Agreement with United Airlines Inc. for the lease of certain office and warehouse space located in the South Cargo Facility Building at Cleveland Hopkins International Airport, Department of Port Control, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority. (O 541-2019)647

United States Postal Services

Authorizing the Director of Port Control to enter into a Lease with the United States Postal Service to maintain and operate a warehouse, sorting facility, and post office retail store at Cleveland Hopkins International Airport, for a period of five years, with one five-year option to renew, which requires additional legislative authority. (O 543-2019)648

Utilities Department

Authorizing the purchase by one or more requirement contracts of disposal of debris at landfills, for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities, for a period of two years. (O 536-2019)646

Ward 02

Authorizing the Director of the Department of Community Development to enter into agreement with the Beauty and Barber Empowerment Center for the Beauty and Empowerment Center Program through the use of Wards 2, 4, and 6 Casino Revenue Funds. (O 563-2019)668

Ward 03

#28671820005. New License Application, D3A. Francesco Spremulli, Inc., 4911 Detroit Ave. (Ward 3). (F 532-2019)645
 Authorizing the Director of Economic Development to enter into one or more forgivable loan agreements with Gateway Huron, LLC, or its designee, to provide economic development assistance to partially finance the implementation of the NuCLEus Project and other associated costs located in the vicinity of the Gateway lots at the corner of East 4th and Prospect Avenue. (O 561-2019)665
 Consenting and approving the issuance of a permit for the Diversity Center of Northeast Ohio event on May 4, 2019, managed by Hermes Sports & Events. (O 548-2019)666
 Consenting and approving the issuance of a permit for the Rite Aid 2019 Cleveland Marathon, Half Marathon, and 10K Course, on May 19, 2019. (O 550-2019)667
 Declaring the intent to vacate a portion of Spruce Avenue. (R 169-2019)671
 To add the name "Michael Stanley Way" as a secondary and honorary name to Huron Road between Euclid Avenue and East 9th Street. (O 549-2019)666
 To amend Sections 1, 2, and 6 of Ordinance No. 1570-14, passed December 8, 2014, relating to a Tax Increment Financing Agreement with Gateway Huron, LLC, or its designee to provide funding for the NuCLEus redevelopment project. (O 560-2019)657

Ward 04

#2445788. New License Application, D5. Edwins Leadership & Restaurant Institute, 13101 Shaker Sq. (Ward 4). (F 533-2019)645
 Authorizing the Director of the Department of Community Development to enter into agreement with the Beauty and Barber Empowerment Center for the Beauty and Empowerment Center Program through the use of Wards 2, 4, and 6 Casino Revenue Funds. (O 563-2019)668
 Condolence Resolution for Don Moore. (R 587-2019)645

Ward 06

Appreciation Resolution for Darlene D. Smith Jones. (R 584-2019)646
 Appreciation Resolution for Delta Alpha Lamda Chapter of Alpha Phi Alpha Fraternity, Inc. Cleveland Chapter. (R 583-2019)646
 Appreciation Resolution for Greater Cleveland Alumnae Chapter of Delta Sigma Theta Sorority, Inc. (R 582-2019)645
 Appreciation Resolution for Joseph D. Clark. (R 585-2019)646
 Authorizing the Director of Public Works to execute a deed of easement granting to The East Ohio Gas Company dba Dominion Energy Ohio certain easement rights in property located along Woodhill Road at the Ozell A. Dobbins, Sr. Maintenance Center, and declaring that the easement rights granted are not needed for the City's public use. (O 546-2019)649
 Authorizing the Director of the Department of Community Development to enter into agreement with the Beauty and Barber Empowerment Center for the Beauty and Empowerment Center Program through the use of Wards 2, 4, and 6 Casino Revenue Funds. (O 563-2019)668
 Congratulations Resolution for Rev. Dr. Jawanza Karriem Colvin. (R 574-2019)645
 Objecting to the transfer of ownership of a D5 and D6 Liquor Permit to 10300 Union Avenue and Patio. (R 521-2019)684

Recognition Resolution for 95th Anniversary of Open Door Missionary Baptist Church.
(R 581-2019)645

Ward 07

Authorizing the Commissioner of Purchases and Supplies to sell a portion of City owned property no longer needed for public use located at 4601 Chester Avenue to Richard and Kathy Lehmann, for the purpose of access to their business. (O 547-2019)649

Authorizing the Director of Capital Projects to issue a permit to The Centers for Families and Children to encroach into the public right of way of Euclid Avenue by installing, using, and maintaining an ADA compliant entrance ramp and railing. (O 551-2019)650

Ward 08

#59034330005. Transfer of Ownership Application, C1 C2. Michael Miyako Boyer LLC, 1035 East 185th St. (Ward 8). (F 534-2019)645

Authorizing the Director of the Department of Community Development to enter into agreement with Laura M. Bala to provide consulting services for the Commercial Revitalization Services for E. 185th Street Project through the use of Ward 8 Casino Revenue Funds. (O 515-2019)689

Congratulations Resolution for VASJ High School Academic Decathlon Team State Champions. (R 575-2019)645

Designating East Glenville Methodist Episcopal Church as a Cleveland Landmark. (O 378-2019)683

Ward 09

Condolence Resolution for James Wiley Hobbs, Jr. (R 570-2019)645

Objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 891 Lakeview Road. (R 567-2019)670

Ward 10

Condolence Resolution for Eric Fields. (R 571-2019)645

Condolence Resolution for Hattie Mae Stearns Fields. (R 572-2019)645

Ward 11

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. (O 564-2019)668

Ward 12

Objecting to a New C2 Liquor Permit at 8003 Broadway Avenue. (R 566-2019)669

Recognition Resolution for C.A.M.E.O. 49th Anniversary. (R 578-2019)645

Recognition Resolution for Husein Rabah. (R 580-2019)645

Recognition Resolution for Mediterranean market. (R 579-2019)645

Recognition Resolution for National Arab American Heritage Month. (R 576-2019)645

Recognition Resolution for Nizar Zein, M.D. (R 577-2019)645

Ward 15

Authorizing the Director of Port Control to execute a deed of easement granting to Cargill, Incorporated and its successors and assigns, certain easement rights located above a city-owned portion of 5300 Whiskey Island Drive, and declaring that the easement rights granted are not needed for the City's public use. (O 545-2019)648

Condolence Resolution for Marie R. DeMarco. (R 588-2019)645

Consenting and approving the issuance of a permit for the Rite Aid 2019 Cleveland Marathon, Half Marathon, and 10K Course, on May 19, 2019. (O 550-2019)667

Urging the Ohio General Assembly to increase the Ohio Rape Crisis Centers Line Item in the Ohio Operating Budget from \$1,550,000 to \$3,000,000 per fiscal year. (R 482-2019)683

Ward 16

Authorizing the Director of Capital Projects to make alterations and modifications in Contract No. PI 2018-29 with Vandra Brothers Construction, Inc. for the rehabilitation of Industrial Parkway/West 160th Street and Enterprise/Briar/West 139th Street. (O 553-2019)652

Condolence Resolution for Michael Kocur. (R 573-2019)645

Water Division

Authorizing the purchase by one or more requirement contracts of disposal of debris at landfills, for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities, for a period of two years. (O 536-2019)646

Water Pollution Control Division (WPC)

Authorizing the purchase by one or more requirement contracts of disposal of debris at landfills, for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities, for a period of two years. (O 536-2019)646

Westown Community Development Corporation

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. (O 564-2019)668