WHEREAS, free and fair elections are essential to American democracy and effective self-governance; and

WHEREAS, in a 2010 decision by the U.S. Supreme Court, Citizens United v. the Federal Election Commission, the Supreme Court overturned some provisions of the federal Campaign Reform Act enacted in 2002, and ruled that corporate entities, and labor unions, have the same rights as individuals to unrestricted spending on political speech; and

WHEREAS, in reaching its decision, a majority of the Supreme Court interpreted the First Amendment of the Constitution to afford corporations the same free speech protection as natural persons; and

WHEREAS, the Court’s decision in effect allows unlimited corporate spending to influence campaigns, elections, lawmaking, and public policy decisions; and

WHEREAS, the Court’s decision in Citizens United severely restricts the ability of federal, state, and local governments to enact reasonable campaign finance reforms and regulations regarding corporate political activity; and

WHEREAS, the people of the United States have previously used the constitutional amendment process to correct decisions of the U.S. Supreme Court that are widely deemed to be egregious or wrongly decided or significantly out-of-step with the prevailing values of the populace; and

WHEREAS, the preservation and protection of our democracy depend upon the informed participation of the citizens; and

WHEREAS, local governments have an important role in protecting the integrity of our political processes; now, therefore,
BE IT ORDAINED BY THE PEOPLE OF THE CITY OF CLEVELAND:

Section 1. That the Codified Ordinances of Cleveland, Ohio, 1976 are hereby supplemented by enacting a new chapter to read as follows:

Democracy Day

Section 1. Beginning in the year 2017, the Mayor and City Council shall designate one day in the second week of May following the November federal elections as “Democracy Day: A Call for a U.S. Constitutional Amendment.” On this day, the Mayor and City Council shall sponsor a Public Hearing in a public space within the City. The City shall publicize the Public Hearing on its website and through area media at least one (1) month in advance of the Hearing. The Public Hearing will examine the impact on the City of political contributions of corporations, unions, Political Action Committees, and Super-PACS. The Mayor and at least one (1) City Councilperson shall submit testimony at the public hearing. In addition, all citizens of Cleveland will be permitted to submit oral testimony for a period of at least five (5) minutes per citizen. The public hearing shall be held during an evening or weekend time. The City shall record the minutes of the hearing and make them available to the public no later than three months after the Hearing by posting them on the City’s website.

Section 2. Within one (1) week following the Public Hearing, the Mayor shall send a letter to the leaders of the Ohio House and Senate, and Cleveland’s U.S. Congressional Representatives, and both Ohio U.S. Senators stating that the citizens of Cleveland in November 2016 voted in support of a Citizen’s Initiative calling for an amendment to the U.S. Constitution declaring:

A) Only human beings, not corporations, are legal persons with Constitutional rights;

B) Money is not equivalent to speech, and, therefore, regulating political contributions and spending is not equivalent to limiting political speech.

Section 3. The biennial Public Hearings will continue for a period of ten (10) years through May 2027 or until a constitutional amendment reflecting the principles set forth in Section 2 is ratified by three-quarters (3/4) of state legislatures.

Section 4. This initiative shall take effect and be included in the City Ordinances at the earliest date permitted under Chapter V, Section 36 of the City of Cleveland Codified Ordinances.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.
Ord. No. 1015-16

Council Member Kelley (by initiative petition)

AN ORDINANCE

To supplement the Codified Ordinances of the City of Cleveland, 1976, by enacting a new chapter relating to “Democracy Day” and providing that the people of the City of Cleveland support the movement to amend the U.S. Constitution to establish that corporations are not people and money is not speech and also providing for biennial public hearings on these topics.

READ FIRST TIME on SEPTEMBER 12, 2016
and referred to DIRECTOR of Law;
COMMITTEE on Finance

CITY CLERK

READ SECOND TIME
CITY CLERK

READ THIRD TIME
CITY CLERK

APPROVED
CITY CLERK

MAYOR

RECORDED Vol. 103
Published in the City Record

REPORT
after Second Reading

PASSED RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE
AN EMERGENCY ORDINANCE
Declaring a moratorium on the review and issuance of zoning permits, certificates of occupancy, and other license or permit applications that would enable cultivators, processors and retail dispensaries of medical marijuana in the City of Cleveland.

WHEREAS, Substitute House Bill 523, which legalizes the cultivation, processing and retail dispensing of medical marijuana in Ohio became effective on September 8, 2016; and

WHEREAS, among other things, this bill permits patients in Ohio to use medical marijuana on the recommendation of physicians; creates state regulatory oversight of the cultivation, processing, retail sale, use and physician recommendation of medical marijuana; and prohibits a cultivator, processor, retail dispensary or laboratory from locating or relocating within 500 feet of a school, church, public library, public playground or public park; and

WHEREAS, Substitute House Bill 523 further authorizes the legislative authority of a municipality to adopt regulations to prohibit or limit the number of medical marijuana cultivators, processors or retail dispensaries located within its borders; and

WHEREAS, this Council requires time to review all applicable state and local laws to make recommendations on possible zoning prohibitions and limitations of the cultivation, processing and retail sale of medical marijuana, to determine compatibility with the city's land use plans and their effects on surrounding land uses, and to maintain the public health, safety and welfare; and

WHEREAS, this ordinance constitutes an emergency measure for the immediate preservation of the public peace, property, health, safety, or welfare in that a moratorium on the review and issuance of zoning permits, certificates of occupancy, and other license or permit applications for medical marijuana-related businesses including cultivators, processors, and retail dispensaries is necessary to enable this Council to consider all relevant factors in order to make a determination as to what action is appropriate for the City; now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That, for the reasons stated in the preamble to this ordinance, this Council declares a moratorium on the review and issuance of zoning permits, certificates of occupancy, and other license or permit applications that would enable cultivators, processors and retail dispensaries of medical marijuana in the City of Cleveland, for a period of twelve months commencing on the effective date of this ordinance.

Section 2. That, as used in this ordinance, “cultivators”, “processors”, and “retail dispensaries” shall have the same meanings as in Substitute House Bill 523 and Chapter 3796 of the Revised Code.

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

AB: rns
9/12/16
Ord. No. 1016-16

Council Members Brancatelli, Brady and Kelley

AN EMERGENCY ORDINANCE
Declaring a moratorium on the review and issuance of zoning permits, certificates of occupancy, and other license or permit applications that would enable cultivators, processors and retail dispensaries of medical marijuana in the City of Cleveland.

READ FIRST TIME on SEPTEMBER 12, 2016

REPORTS
and referred to DIRECTORS of City Planning Commission, Finance, Law;
COMMITTEES on Development Planning and Sustainability, Finance

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. 103 Page
Published in the City Record
AN EMERGENCY ORDINANCE

Authorizing the Clerk of Council to enter into an agreement with SoundCom Systems for the professional services necessary to provide audio and video system upgrades for the Mercedes Cotner Committee Room, including equipment, design, engineering, installation, training, support and maintenance for Cleveland City Council.

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 Clerk of Council is authorized to enter into an agreement with SoundCom Systems for the professional services necessary to provide audio and video system upgrades for the Mercedes Cotner Committee Room, including equipment, design, engineering, installation, training, support and maintenance. The agreement shall be for a term of one year; the cost of all services under this agreement shall be paid for from fund 11-006 and/or 21-006.

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.

9/12/16
KJK:rns
Ord. No. 1017-16

Council Member Kelley

AN EMERGENCY ORDINANCE
Authorizing the Clerk of Council to enter into an agreement with SoundCom Systems for the professional services necessary to provide audio and video system upgrades for the Mercedes Cotner Committee Room, including equipment, design, engineering, installation, training, support and maintenance for Cleveland City Council.

READ FIRST TIME on SEPTEMBER 12, 2016
and referred to COMMITTEE on Finance

_________________________________________
CITY CLERK

READ SECOND TIME

_________________________________________
CITY CLERK

READ THIRD TIME

_________________________________________
PRESIDENT

_________________________________________
CITY CLERK

APPROVED

_________________________________________
MAYOR

Recorded Vol. 103

Published in the City Record
AN EMERGENCY ORDINANCE
Authorizing one or more agreements with the Cleveland Metropolitan School District for the lease and exchange of real estate necessary to construct a new John F. Kennedy High School and municipal amenities; authorizing the acceptance of the properties, the lease, improvements on City property, and conveyances, and any agreements necessary to implement this ordinance.

WHEREAS, the Cleveland Metropolitan School District ("School District") owns certain property known as John F. Kennedy High School located at 17100 Harvard Avenue, the former Gracemount school site located at 16200 Glendale Avenue, the former Robert Jamison school site located at 13905 Harvard Avenue, the former Emile de Sauze school site located at 4747 East 176th Street, and the former Robert Fulton school site located at 3291 East 140th Street (collectively "the School District Properties"); and

WHEREAS, the City of Cleveland owns the Frederick Douglass Park, located at the corner of Miles Avenue and East 154th Street; and

WHEREAS, the School District wishes to enter into an agreement with the City of Cleveland in order to exchange the School District Properties with a portion of the City-owned Frederick Douglass Park for the mutual benefit of both parties; and

WHEREAS, the School District wishes to construct a new John F. Kennedy High School ("New JFK School") on a portion of the Frederick Douglass Park site and to make other site and park improvements on the remainder of the Frederick Douglass Park site, and the City wishes to utilize the School District Properties for future park, economic development and community development opportunities; and

WHEREAS, in order to facilitate the New JFK School, the City-owned Frederick Douglass Park will be split into two parcels, with title of one portion being transferred to the School District for the New JFK School location, and the remainder being owned by the City and leased to the School District for a period of ten years to complete site work and to construct and maintain various park improvements; and

WHEREAS, Ohio Revised Code Section 3313.40 permits a board of education and a municipal corporation to exchange real estate upon a vote of a majority of members
Ordinance No. 1018-16

of the board of education and a concurring vote of the legislative authority declaring
that said exchange will be mutually beneficial to both parties; 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, Director of Community
Development, and Director of Economic Development and the School District are
authorized to enter into one or more agreements (an "Agreement") regarding the
transfer by way of purchase agreement or option agreement the School District
Properties from the School District to the City, and the transfer by way of purchase
agreement and lease the City’s Frederick Douglass Park from City to the School District,
and other components necessary to implement this ordinance, including but not limited
to, future occupancy conditions, reversionary rights, demolition of remaining school
buildings, and site restoration of the School District Properties.

Section 2. That notwithstanding and as an exception to Chapters 181 and 183
of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Economic
Development or Director of Community Development and the Commissioner of
Purchases and Supplies are authorized to accept from the School District an option to
purchase the property known as John F. Kennedy High School located at 17100 Harvard
Avenue, Permanent Parcel Nos. 141-11-004 through 141-11-018 and portions of
Permanent Parcel Nos. 141-11-019 and 141-11-063 as agreed upon by the parties.
Said option to purchase shall be valid through December 31, 2022. Said option shall
also contain a provision which permits the School District to occupy the property
through the end of the school year in 2020, whether or not the City has exercised the
option.

Section 3. That notwithstanding and as an exception to Chapters 181 and 183
of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Community
Development or Director of Economic Development and the Commissioner of Purchases and Supplies are authorized to accept from the School District title to the properties known as the former Gracemount school site located at 16200 Glendale Avenue, the former Robert Jamison school site located at 13905 Harvard Avenue, and the former Emile de Sauze school site located at 4747 East 176th Street, which are more fully described as follows:

Gracemount School
PPN 140-06-035

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublots 78 through 91 inclusive and Sublots 46 through 59 inclusive in The Potential Properties Company’s Lee-Harvard Subdivision of part of Original Warrensville Township Lot No. 62 recorded in Volume 88, Page 34 of the Cuyahoga County Map Records.

Robert Jamison School
PPN 138-06-102 to 110, 138-06-112 to 116

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublots 97 through 102 inclusive in Wm. M. Southern’s Stanley Heights Subdivision of Original Warrensville Township Lot No. 61 and 71 recorded in Volume 16, Page 23 of the Cuyahoga County Map Records, Sublots 244 through 250 inclusive in The Frisbie Company’s Mars Hill Allotment No. 2 of Original One Hundred Acre Lot No. 462 recorded in Volume 27 Page 24 of the Cuyahoga County Map Records, and part of Original One Hundred Acre Lot No. 462, being more definitely described as follows;

Beginning at the intersection of the northerly right of way of Harvard Avenue (60 feet wide) and the westerly right of way of East 141th Street (50 feet wide); Thence westerly along the northerly right of way of Harvard Avenue 125.21 feet to the easterly line of Original One Hundred Acre Lot No. 462, being also the westerly line of Original Warrensville Township 61; Thence southerly along the easterly line of Original One Hundred Acre Lot No. 462, being the westerly line of Original Warrensville Township 61, 30.00 feet to the centerline of Harvard Avenue, being also the southerly line of Original One Hundred Acre Lot No. 462; Thence westerly along the centerline of Harvard Avenue, being also the southerly line of Original One Hundred Acre Lot No. 462, 165.00 feet; Thence, leaving said centerline, northerly and parallel with the easterly line of Original One Hundred Acre Lot No. 462, 30.00 feet to the northerly right of way of Harvard Avenue; Thence westerly along said northerly right of way, 78.75 feet to the southerly extension of the westerly line of Sublot 244 in said Frisbie Company’s Mars Hill Allotment No. 2; Thence northerly along the westerly line of said Sublot 244 and the southerly extension thereof, 254.80 feet to the southerly right of way of Crennell Avenue (50 feet wide); Thence easterly along the southerly right of way of Crennell Avenue 245.00 feet to the easterly line of Original One Hundred Acre Lot No. 462, being also the westerly line of Original Warrensville Township 61; Thence southerly along the easterly line of Original One Hundred Acre Lot No. 462, being also the westerly line of Original Warrensville Township 61 to the southerly right of way of Crennell Avenue; Thence easterly along the southerly right of way of Crennell Avenue 126.75 feet to the westerly right of way of East 141st Street; Thence southerly along the westerly right of way of East 141st Street 250.00 to the point of beginning.

Emile B. de Sauze School
PPN 143-19-049, 050, 079, 080, 143-20-083 to 104

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublots 628 through 640 inclusive and Sublots 645 through 657 inclusive in William J. Lang’s Proposed Lee
Ordinance No. 1018-16

Heights Subdivision of Original Warrensville Township Lot Nos. 83, 84, 92 and 93, unrecorded, being more definitely described as follows;

**Beginning** at a point in the easterly right of way of East 176th Street (50 feet wide) at the northwesterly corner of Sublot 627 in The Dubin Housing Corporation Subdivision No. 1 of Original Warrensville Township Lot Nos. 92 and 93 recorded in Volume 167, Page 35 of the Cuyahoga County Map Records, being also the southwesterly corner of Sublot 628 in said William J. Lang’s Proposed Lee Heights Subdivision;

Thence northerly along the easterly right of way of East 176th Street, 539.84 feet to the northwesterly corner of Sublot 640 in said William J. Lang’s Proposed Lee Heights Subdivision;

Thence easterly along the northerly line of Sublot 640 and Sublot 645 in said William J. Lang’s Proposed Lee Heights Subdivision, 300.00 feet to the westerly right of way of East 177th Street (50 feet wide); Thence southerly along the westerly right of way of East 177th Street, 539.84 feet to the southeasterly corner of Sublot 657 in said William J. Lang’s Proposed Lee Heights Subdivision;

Thence westerly along the southerly line of Sublot 657 and Sublot 628 in said William J. Lang’s Proposed Lee Heights Subdivision, the southerly line of Sublot 628 being also the northerly line of Sublot 627 in said Dubin Housing Corporation Subdivision No. 1, 300.00 feet to the point of beginning.

Said properties shall be used for future community development and/or economic development purposes as determined by a community visioning process. The agreement for the transfer of said properties shall contain two further provisions: (1) a provision which permits the City to transfer title to any or all of the properties back to the School District at any time during a five (5) year period after title transfers; and (2) a provision which requires the School District to maintain said properties during the five year term or until transferred to a third party or returned to the School District.

**Section 4.** That notwithstanding and as an exception to Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works and the Commissioner of Purchases and Supplies are authorized to accept from the School District the property known as and the former Robert Fulton school site located at 3291 East 140th Street, which is more fully described as follows:

**Robert K. Fulton School**

**PPN 130-15-001**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublots 65 through 77 inclusive and Sublots 162 through 174 inclusive in Rapid Transit Company’s Shaker Overlook Subdivision No. 5 of Original Warrensville Township Lot No. 41 recorded in Volume 72, Page 15 of the Cuyahoga County Map Records.

Ordinance No. 1018-16

Said property shall be used for future park purposes as determined by a community visioning process.

Section 5. That according to the Agreement referenced above, by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to convey the following portion of the Frederick Douglass Park to the School District:

Parcel A
16.3785 Acres

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Warrensville Township Lot Nos. 71 and 72, all of Sublots 491 through 519 and Sublots 405 through 409 in The Miles – Harvard Park Subdivision No. 4 as recorded in Volume 68 Page 30 of the Cuyahoga County Map Records, all of Sublots 552 through 556 and part of Sublot 557 in The Miles – Harvard Park Subdivision No. 5 as recorded in Volume 88 Page 26 of the Cuyahoga County Map Records, part of East 154th Street vacated 1-28-1952 by City of Cleveland Ordinance 2009-51 and part of South Lotus Drive vacated 7-7-1952 by City of Cleveland Ordinance No. 1438-52. Also being the land conveyed to City of Cleveland as recorded in Volume 6808 Page 115 and Certificate of Title Nos. 55616, 55617, 56521, 56804, 56805, 56845, 59280, 65123, 65134 and 79688 of the Cuyahoga County Records and part of the land conveyed to City of Cleveland as recorded in Volume 6245 Page 188, Volume 6806 Page 381 and Certificate of Title Nos. 55460 and 55618 of the Cuyahoga County Records being more definitely described as follows:

Commencing at the intersection of the easterly line of Original Warrensville Township Lot No. 72 and the centerline of Miles Avenue (width varies), said point being referenced by a ¾” iron pipe in a monument box found 0.10 feet South;

Thence, along the easterly line of Original Warrensville Township Lot No. 72, North 01° 04' 43" West, 45.83 feet to the northerly right of way of Miles Avenue and the True Point of Beginning for the parcel herein described;

Thence, along the northerly right of way of Miles Avenue the following two courses;

North 70° 50' 21" West, 135.47 feet to an iron pin set;

Thence, along the arc of a curve which deflects to the right, 39.26 feet to an iron pin set in the easterly right of way of East 151st Street (50 feet wide), said curve having a radius of 25.00 feet, a central angle of 89° 58' 41" and a chord of 35.35 feet which bears North 25° 51' 00" West;

Thence along the easterly right of way of East 151st Street the following three courses;

Along the arc of a curve which deflects to the left, 129.77 feet to an iron pin set, said curve having a radius of 368.00 feet, a central angle of 20° 12’ 15” and a chord of 129.10 feet which bears North 09° 02’ 13” East;

Thence North 01° 03’ 54” West, 512.57 feet to an iron pin set;

Thence, along the arc of a curve which deflects to the right, 44.60 feet to an iron pin set in the southerly right of way of Lotus Drive (60 feet wide), said curve having a radius of 40.00 feet, a central angle of 63° 53’ 30” and a chord of 42.33 feet which bears North 30° 52’ 51” East;

Thence along the southerly right of way of Lotus Drive the following three courses;

Along the arc of a curve which deflects to the right 258.09 feet to an iron pin set, said curve having a radius of 1391.67 feet, a central angle of 10° 37’ 33” and a chord of 257.72 feet which bears North 68° 08’ 23” East;
Thence North 73° 27' 09" East, 280.26 feet to an iron pin set;
Thence North 88° 54' 21" East, 317.31 feet to an iron pin set in the centerline of vacated South Lotus Drive (50 feet wide);
Thence along the centerline of vacated South Lotus Drive the following two courses;
South 00° 57' 39" East, 34.57 feet to an iron pin set;
Thence along the arc of a curve which deflects to the left, 61.28 feet to an iron pin set, said curve having a radius of 65.00 feet, a central angle of 54° 01' 00" and a chord of 59.04 feet which bears South 27° 58' 09" East;
Thence, leaving said centerline, South 00° 00' 00" West, 550.07 feet to an iron pin set;
Thence along the arc of a curve which deflects to the left, 61.28 feet to an iron pin set, said curve having a radius of 65.00 feet, a central angle of 54° 01' 00" and a chord of 59.04 feet which bears South 27° 58' 09" East;
Thence North 00° 00' 00" West, 276.09 feet to an iron pin set;
Thence South 08° 21' 36" East, 21.61 feet to an iron pin set;
Thence South 00° 42' 19" West, 225.59 feet to an iron pin set;
Thence South 11° 28' 11" West, 202.90 feet to an iron pin set in the northerly right of way of Miles Avenue;
Thence, along the northerly right of way of Miles Avenue, North 70° 50' 21" West, 451.40 feet to the point of beginning.

Containing within said bounds 16.3785 acres (713,446 square feet) of land as surveyed by KS Associates, Inc. under the supervision of Trevor A. Bixler, Professional Surveyor, No. 7730 in January, February and March, 2016.

All iron pins set are 5/8" x 30" capped rebar inscribed "KS ASSOCS INC PROP MARKER".

Bearings are based on the Ohio State Plane, North Zone NAD83(2011) Grid North.

Section 6. That by and at the direction of the Board of Control, notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to lease to the School District, for a period of time not to exceed ten (10) years, the following property which is fully described as follows:

Parcel B
17.6688 Acres

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Warrensville Township Lot Nos. 72 and 82, all of Sublots 558 through 569 and part of Sublot 557 in The Miles – Harvard Park Subdivision No. 5 as recorded in Volume 88 Page 26 of the Cuyahoga County Map Records, all of Sublots 1, 447 through 449 and the southerly 12.5 feet of Sublot 450 in Joseph M. Boyle’s Sorrento Park Subdivision as recorded in Volume 15 Page 13 of the Cuyahoga County Map Records, part of East 154th Street vacated 1-28-1952 by City of Cleveland Ordinance 2009-51 and part of South Lotus Drive vacated 7-7-1952 by City of Cleveland Ordinance No. 1438-52. Also being the land conveyed to City of Cleveland as recorded in Volume 6210 Page 560, Volume 6809 Page 152 and Certificate of Title Nos. 56859, 56876, 58646, 58964, 59232, 59516, 59749, 61616 and 65124 of the Cuyahoga County Records, part of the land conveyed to City of Cleveland as recorded in Volume 6245 Page 186, Volume 6806 Page 381 and Certificate of Title Nos. 55460 and 55618 of the Cuyahoga County Records and the land conveyed to City of Cleveland Land Reutilization Program as recorded in AFN 2004111230530 of the Cuyahoga County Records, being more definitely described as follows;
Ordinance No. 1018-16

Commencing at the intersection of the easterly line of Original Warrensville Township Lot No. 72 and the centerline of Miles Avenue (width varies) and being referenced by a ¾" iron pipe in a monument box found 0.10 feet South;

Thence, along the easterly line of Original Warrensville Township Lot No. 72, North 01° 04’ 43” West, 45.83 feet to the northerly right of way of Miles Avenue;

Thence, along the northerly right of way of Miles Avenue, South 70° 50’ 21” East, 451.40 feet to an iron pin set at the True Point of Beginning for the parcel herein described;

Thence, leaving said northerly right of way, North 11° 28’ 11” East, 202.90 feet to an iron pin set;

Thence North 00° 42’ 19” East, 225.59 feet to an iron pin set;

Thence North 08° 21’ 36” West, 21.61 feet to an iron pin set;

Thence South 90° 00’ 00” East, 276.09 feet to an iron pin set;

Thence North 00° 00’ 00” West, 550.07 feet to an iron pin set in the centerline of vacated South Lotus Drive (50 feet wide);

Thence, along the centerline of vacated South Lotus Drive the following two courses;

Along the arc of a curve which deflects to the left, 40.82 feet to an iron pin set, said curve having a radius of 65.00 feet, a central angle of 35° 59’ 00” and a chord of 40.15 feet which bears South 72° 58’ 09” East, 40.15 feet;

Thence North 89° 02’ 21” East, 467.95 feet to an iron pin set in the northerly prolongation of the westerly line of Sublot 570 in The Miles – Harvard Park Subdivision No. 5;

Thence, along said westerly line and its northerly prolongation and along the westerly line of said Joseph M. Boyle’s Sorrento Park Subdivision, South 01° 00’ 22” East, 707.73 feet to an iron pin set in the northerly line of the southerly 12.5 feet of said Sublot 450 in Joseph M. Boyle’s Sorrento Park Subdivision;

Thence, along said northerly line, North 88° 54’ 21” East, 125.00 feet to an iron pin set in the westerly right of way of East 160th Street;

Thence, along the westerly right of way of East 160th Street, South 01° 00’ 22” East, 87.50 feet to an iron pin set at the northeasterly corner of Sublot 446 in said Joseph M. Boyle’s Sorrento Park Subdivision;

Thence, along the northerly line of said Sublot 446, South 88° 54’ 21” West, 125.00 feet to an iron pin set at the northwesterly corner thereof;

Thence, along the westerly line of said Joseph M. Boyle’s Sorrento Park Subdivision and the easterly line of said Sublot 1 in Joseph M. Boyle’s Sorrento Park Subdivision, South 01° 00’ 22” East, 490.52 feet to an iron pin set in the northerly right of way of Miles Avenue;

Thence, along the northerly right of way of Miles Avenue, North 70° 50’ 21” West, 894.48 feet to the point of beginning.

Containing within said bounds 17.6688 acres (769,653 square feet) of land as surveyed by KS Associates, Inc. under the supervision of Trevor A. Bixler, Professional Surveyor, No. 7730 in January, February and March, 2016.

All iron pins set are 5/8” x 30” capped rebar inscribed “KS ASSOCS INC PROP MARKER”.

Bearings are based on the Ohio State Plane, North Zone NAD83(2011) Grid North.

Section 7. That the lease referred to in Section 6 may authorize the School District to make improvements to the leased premises subject to the approval of
appropriate City agencies and officials. Said lease shall be non-exclusive and shall allow the land to also be improved and utilized by City for a park and a recreation center.

Section 8. The purchase and option agreement(s) for all properties transferred from the School District to the City hereunder shall require that the School District demolish any remaining school buildings or improvements on the properties, and to properly compact the soil and seed the sites, prior to transfer to the City.

Section 9. That this Council finds that the transactions contemplated herein will be mutually beneficial to the City and the Cleveland Municipal School District.

Section 10. That the purchase and option agreement(s) and lease authorized in this ordinance shall be prepared by the Director of Law.

Section 11. That the Director of Public Works, Director of Community Development and Director of Economic Development are authorized to execute on behalf of the City all necessary documents to acquire the School Properties described in this ordinance and to employ and pay all fees for title companies, surveys, escrows, appraisers, environmental audits, and all other costs necessary for the acquisition of the School Properties.

Section 12. That the Commissioner of Purchases and Supplies is authorized to convey the portion of the Frederick Douglass Park described in this ordinance to the School District by official deed prepared by the Director of Law and signed by the Mayor, in exchange for the School District properties and which deeds will include such restrictive reversionary interests as may be specified by the Director of Law, and shall specifically contain a provision against the erection of any advertising signs or billboards, excepting permitted identification signs.

Section 13. That notwithstanding and as an exception to the provisions of Chapters 183.07 of the Codified Ordinances of Cleveland, Ohio, 1976 the transfer of School Properties, and the transfer and lease of the Frederick Douglass Park, and all other transactions authorized herein are at no cost to either the School District and the
City, with all of said transaction together acknowledged and determined to be a fair market value transaction.

Section 14. That the Director of Public Works, Director of Community Development, Director of Economic Development, Director of Law, and other appropriate City officials are authorized to execute any other documents and certificates, and take any other actions which may be necessary or appropriate to effect this ordinance.

Section 15. 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.

LW:nl
9-12-16

FOR: Director Cox
Ord. No. 1018-16

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

AN EMERGENCY ORDINANCE

Authorizing one or more agreements with the Cleveland Metropolitan School District for the lease and exchange of real estate necessary to construct a new John F. Kennedy High School and municipal amenities; authorizing the acceptance of the properties, the lease, improvements on City property, and conveyances, and any agreements necessary to implement this ordinance.

READ FIRST TIME on SEPTEMBER 12, 2016 and referred to DIRECTORS of Public Works, City Planning Commission, Finance, Law; COMMITTEES on Municipal Services and Properties, Development Planning and Sustainability, Finance

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. Page

Published in the City Record
AN EMERGENCY ORDINANCE
To amend Sections 1, 3, 4, and 5 of Ordinance No. 578-16, passed June 6, 2016; and to supplement the ordinance by adding new Sections 5a and 7a relating to appropriating bond funds for ongoing sewer-related projects.

WHEREAS, certain contracts for public improvement by requirement contracts exist or are in various stages of completion previously authorized by Codified Ordinance Nos. 129.291 and 129.292 are now eligible to use bond funds from the recent bond issue; and

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Sections 1, 3, 4 and 5 of Ordinance No. 578-16, passed June 6, 2016, are amended to read as follows:

Section 1. That Council appropriates up to $4,000,000 from Fund No. 54 SF 400 to be certified to Contract No. 2015*043 with Perk Company, Inc., for constructing and installing replacement sewers and repairing and rehabilitating existing sewers.

Section 3. That Council appropriates up to $2,599,868 from Fund No.54 SF 400 to be certified to Contract No. PIRC 2016*1 with Perk Company, Inc., for constructing and repairing catch basins and manholes at various locations, which contract was approved by the Board of Control in Resolution No. 23-16, adopted January 20, 2016.

Section 4. That Council appropriates up to 2,633,335 from Fund No. 54 SF 400 to be certified to Contract No. PI 2016*19 with United Survey, Inc., for rehabilitating and relining sewers at various locations, which contract was approved by the Board of Control in Resolution No. 155-16, adopted April 13, 2016.

Section 5. That Council appropriates up to $2,018,396 from Fund No. 54 SF 400 to be certified to Contract No. PI 2016*25 with Terrace Construction Company for rehabilitating and repairing sewer connections at various locations, which contract was approved by the Board of Control in Resolution No. 157-16, adopted April 13, 2016.

Section 2. That existing Sections 1, 3, 4 and 5 of Ordinance No. 578-16, passed June 6, 2016, are repealed.

Section 3. That Ordinance No. 578-16, passed June 6, 2016, is supplemented by adding new Sections 5a and 7a to read as follows:

Section 5a. That Council appropriates $586,873.96 from Fund No. 54 SF 400 to be certified to a contract with Perk Company, Inc. for constructing and repairing catch basins and manholes at various locations.

Section 7a. That the cost of the contracts authorized in this ordinance shall be paid from funds appropriated on an as-needed basis for these purposes.

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.
Ord. No. 1019-16

Council Members Brady and Kelley (by departmental request)

AN EMERGENCY ORDINANCE
To amend Sections 1, 3, 4, and 5 of Ordinance No. 578-16, passed June 6, 2016; and to supplement the ordinance by adding new Sections 5a and 7a relating to appropriating bond funds for ongoing sewer-related projects.

READ FIRST TIME on SEPTEMBER 12, 2016
and referred to DIRECTORS of Public Utilities, Finance, Law; COMMITTEES on Utilities, Finance

READ SECOND TIME

READ THIRD TIME

PRESIDENT

APPROVED

MAYOR

Recorded Vol.    Page

Published in the City Record
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 of Ordinance No. 1325-14, passed November 17, 2014, as amended by Ordinance No. 626-16, passed June 6, 2016, is amended to read as follows:

An Emergency Ordinance determining the method of making the public improvement of repairing and constructing improvements to City right-of-ways, including but not limited to, roadways, bus pads, sidewalks, driveway aprons, curbs, curb ramps, brick streets, and appurtenances and authorizing the Director of Capital Projects to enter into one or more public improvement requirement contracts for the making of the improvement, for a period not to exceed two years; and to apply for and accept any gifts, grants, or cash contributions from any public or private entity.

Section 2. That the existing title of Ordinance No. 1325-14, passed November 17, 2014, as amended by Ordinance No. 626-16, passed June 6, 2016, is repealed.

Section 3. That Ordinance No. 1325-14, passed November 17, 2014, as amended by Ordinance No. 626-16, passed June 6, 2016, is supplemented by adding new Sections 3a and 3b to read as follows:

Section 3a. 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 the gift or grant; and that the funds are appropriated for the purposes described in this ordinance.

Section 3b. That the Director of Capital Projects is authorized to accept cash contributions from public or private entities, for infrastructure restoration costs associated with relocating, rehabilitating or reconstructing utility infrastructure for the improvement. That the Director of Capital Projects is authorized to enter into agreements with the entities for this purpose.

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.

RC:nl
9-12-16
FOR: Director Spronz
Council Members K. Johnson and Kelley (by departmental request)

**AN EMERGENCY ORDINANCE**
To amend the title of Ordinance No. 1325-14, passed November 17, 2014, as amended by Ordinance No. 626-16, passed June 6, 2016, relating to the public improvement by requirement contracts of repairing and constructing improvements to City right-of-ways; and to supplement the ordinance by adding new Sections 3a and 3b, relating to gifts, grants, and cash contributions.

READ FIRST TIME on SEPTEMBER 12, 2016
and referred to DIRECTORS of Capital Projects, Finance, Law; COMMITTEES on Municipal Services and Properties, Finance

READ SECOND TIME

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol.       Page
Published in the City Record
AN EMERGENCY ORDINANCE

Authorizing the Director of Economic Development to enter into an amendment to Contract No. 69529 with Schofield Properties, LLC, or its designee, for the redevelopment of property located at 2000 East 9th Street, to extend the job creation date and the maturity date of the loan for a period up to two years following March 15, 2016.

WHEREAS, under Ordinance No. 605-09, passed June 1, 2009, as amended by Ordinance No. 1111-11, passed September 12, 2011, this Council authorized a loan to Schofield Properties, LLC ("Schofield") to remove the non-historic façade of the commercial building located at 2000 East 9th Street; and

WHEREAS, the Director of Economic Development and Schofield, or its designees, wish to amend the repayment terms of the loan; 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 Economic Development is authorized to enter into an amendment to Contract No. 69529 with Schofield Properties, LLC, or its designee, to extend the job creation date and the maturity date of the loan for a period up to two years following March 15, 2016. All other terms of the loan shall remain the same.

Section 2. That the Director of Law shall prepare the amendment.

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.

RB:nl
9-12-16

FOR: Director Nichols
AN EMERGENCY ORDINANCE

Authorizing the Director of Economic Development to enter into an amendment to Contract No. 69529 with Schofield Properties, LLC, or its designee, for the redevelopment of property located at 2000 East 9th Street, to extend the job creation date and the maturity date of the loan for a period up to two years following March 15, 2016.
Ordinance No. 1022-16

AN EMERGENCY ORDINANCE
To amend Sections 34, 35, 36, and 38 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 Sections 34, 35, 36, and 38 of Ordinance No. 323-15, passed March 30, 2015, are amended to read as follows:

Section 34. That the salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

<table>
<thead>
<tr>
<th>Classification</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Airport Maintenance Superintendent</td>
<td>$20,800.00</td>
<td>$69,713.09</td>
</tr>
<tr>
<td>2 AMR Data Analyst</td>
<td>20,800.00</td>
<td>72,883.76</td>
</tr>
<tr>
<td>3 Assistant Commissioner of Recreation</td>
<td>20,800.00</td>
<td>79,225.56</td>
</tr>
<tr>
<td>4 Assistant Contract Compliance Officer</td>
<td>20,800.00</td>
<td>62,770.08</td>
</tr>
<tr>
<td>5 Assistant Income Tax</td>
<td>20,800.00</td>
<td>62,770.08</td>
</tr>
<tr>
<td>6 Assistant Manager of Audit Control and Personnel</td>
<td>20,800.00</td>
<td>64,967.92</td>
</tr>
<tr>
<td>7 Assistant Manager of Recreation</td>
<td>20,800.00</td>
<td>62,770.08</td>
</tr>
<tr>
<td>8 Auditor</td>
<td>20,800.00</td>
<td>65,000.00</td>
</tr>
<tr>
<td>9 Chief of the Demolition Bureau</td>
<td>20,800.00</td>
<td>62,770.08</td>
</tr>
<tr>
<td>10 City Planner</td>
<td>30,000.00</td>
<td>67,032.85</td>
</tr>
<tr>
<td>11 Deputy Commissioner of Recreation-Fiscal Control</td>
<td>20,800.00</td>
<td>79,225.56</td>
</tr>
<tr>
<td>12 Deputy Project Director</td>
<td>20,800.00</td>
<td>69,383.29</td>
</tr>
<tr>
<td>13 Desktop Publishing Specialist</td>
<td>20,800.00</td>
<td>64,170.48</td>
</tr>
<tr>
<td>14 District Supervisor - Environmental Health</td>
<td>20,800.00</td>
<td>67,032.85</td>
</tr>
<tr>
<td>15 GIS Technician</td>
<td>20,800.00</td>
<td>52,519.19</td>
</tr>
<tr>
<td>16 Income Tax Supervisor</td>
<td>20,800.00</td>
<td>72,000.00</td>
</tr>
<tr>
<td>17 Office of Professional Standards - Standards</td>
<td>20,800.00</td>
<td>62,770.08</td>
</tr>
<tr>
<td>Research/Analyst</td>
<td>20,800.00</td>
<td></td>
</tr>
<tr>
<td>18 Recreation Center Manager</td>
<td>32,500.00</td>
<td>79,225.56</td>
</tr>
<tr>
<td>19 Reporter/Producer TV20</td>
<td>20,800.00</td>
<td>75,084.85</td>
</tr>
<tr>
<td>20 Senior Electric Transmissions Operator</td>
<td>20,800.00</td>
<td>60,059.65</td>
</tr>
<tr>
<td>21 Senior Tax Auditor</td>
<td>20,800.00</td>
<td>65,000.00</td>
</tr>
<tr>
<td>22 Superintendent of Vehicle Administrative Services</td>
<td>20,800.00</td>
<td>78,184.48</td>
</tr>
<tr>
<td>23 Supervisor Administrative Services-Data Processing Center</td>
<td>20,800.00</td>
<td>62,770.08</td>
</tr>
<tr>
<td>24 Talent Development Assistant</td>
<td>20,800.00</td>
<td>66,452.85</td>
</tr>
<tr>
<td>25 Talent Development Specialist</td>
<td>20,800.00</td>
<td>80,386.51</td>
</tr>
<tr>
<td>26 Welfare Liaison</td>
<td>20,800.00</td>
<td>62,770.08</td>
</tr>
</tbody>
</table>

Section 35. That the salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:
### Ordinance No. 1022-16

Section 36. That the salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

<table>
<thead>
<tr>
<th>Classification</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Accounts Payable Manager</td>
<td>$22,333.40</td>
<td>$77,171.05</td>
</tr>
<tr>
<td>2 Airport Operations Superintendent</td>
<td>23,333.40</td>
<td>72,693.58</td>
</tr>
<tr>
<td>3 Airport Security Coordinator</td>
<td>23,333.40</td>
<td>70,234.84</td>
</tr>
<tr>
<td>4 Assistant Airport Safety Chief/ Training Officer</td>
<td>23,333.40</td>
<td>70,234.84</td>
</tr>
<tr>
<td>5 Human Resources Program Planning &amp; Management Specialist</td>
<td>22,333.40</td>
<td>70,234.84</td>
</tr>
<tr>
<td>6 Assistant Manager of Stage</td>
<td>22,333.40</td>
<td>70,234.84</td>
</tr>
<tr>
<td>7 Chief of Bureau of Accounts and Collections</td>
<td>22,333.40</td>
<td>85,000.00</td>
</tr>
<tr>
<td>8 Chief of Bureau of Smoke Abatement</td>
<td>22,333.40</td>
<td>70,234.84</td>
</tr>
<tr>
<td>9 Chief Engineer-Traffic</td>
<td>22,333.40</td>
<td>81,827.04</td>
</tr>
<tr>
<td>10 Chief Senior Electric Switchboard Operator</td>
<td>22,333.40</td>
<td>88,335.12</td>
</tr>
<tr>
<td>11 Chief of Tax Auditing Bureau</td>
<td>22,333.40</td>
<td>85,000.00</td>
</tr>
<tr>
<td>12 Chief of Tax Records Bureau</td>
<td>22,333.40</td>
<td>70,234.84</td>
</tr>
<tr>
<td>13 Deputy Commissioner of Purchases and Supplies</td>
<td>22,333.40</td>
<td>83,008.39</td>
</tr>
<tr>
<td>14 Grants Administrator</td>
<td>22,333.40</td>
<td>83,008.39</td>
</tr>
<tr>
<td>15 Health Center Director</td>
<td>22,333.40</td>
<td>83,008.39</td>
</tr>
</tbody>
</table>
Ordinance No. 1022-16

16 Human Resources Fiscal Administrator 22,333.40 70,234.84
17 Income Tax Financial Supervisor 22,333.40 70,234.84
18 Manager of Assigned Maintenance 22,333.40 81,827.04
19 Manager of Parks and Recreation Research and Planning 22,333.40 81,827.04
20 Manager of Parks and Urban Forestry 22,333.40 81,827.04
21 Manager of Site Development 22,333.40 81,827.04
22 Prevailing Wage Coordinator 27,193.50 74,349.61
23 Project Director 22,333.40 88,646.98
24 Programming Supervisor 22,333.40 70,234.84
25 Superintendent of Sidewalks 22,333.40 70,234.84
26 Warehouse Inventory Manager 22,333.40 88,646.98
27 Water Business Plan Assistant Manager 22,333.40 88,646.98

Section 38. That the salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

<table>
<thead>
<tr>
<th>Classification</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Airpoirt Maintenance Manager</td>
<td>$26,273.96</td>
<td>$98,678.77</td>
</tr>
<tr>
<td>2 Airport Operations Manager</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>3 Airport Safety Chief</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>4 Assistant Commissioner of Administrative Services</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>5 Assistant Commissioner of Cleveland Public Power</td>
<td>27,325.56</td>
<td>134,991.09</td>
</tr>
<tr>
<td>6 Assistant Commissioner of Code Enforcement</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>7 Assistant Commissioner of Construction Permitting</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>8 Assistant Commissioner of Information Technology and Services</td>
<td>23,647.11</td>
<td>94,883.60</td>
</tr>
<tr>
<td>9 Assistant Commissioner of Motor Vehicles Maintenance</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>10 Assistant Commissioner of Real Estate</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>11 Assistant Commissioner of Neighborhood Services</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>12 Assistant Commissioner of Streets</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>13 Assistant Commissioner of Water Pollution Control</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>14 Assistant Director of Community Relations Board</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>15 Assistant Income Tax Administrator</td>
<td>26,273.96</td>
<td>125,000.00</td>
</tr>
<tr>
<td>16 Assistant Superintendent of Electric Transmission and Distribution</td>
<td>26,273.96</td>
<td>93,856.07</td>
</tr>
<tr>
<td>17 Building and Housing Executive Assistant</td>
<td>26,273.96</td>
<td>98,678.77</td>
</tr>
<tr>
<td>18 Business Process Specialist</td>
<td>40,000.00</td>
<td>80,000.00</td>
</tr>
<tr>
<td>19 Chief of Air Pollution Enforcement</td>
<td>22,333.40</td>
<td>88,646.98</td>
</tr>
<tr>
<td>20 Chief of Air Pollution Engineering</td>
<td>22,333.40</td>
<td>88,646.98</td>
</tr>
<tr>
<td>21 Chief of Air Pollution Monitoring</td>
<td>22,333.40</td>
<td>88,646.98</td>
</tr>
<tr>
<td>22 Chief Civil Service Examiner</td>
<td>26,273.96</td>
<td>78,184.48</td>
</tr>
<tr>
<td>23 Chief of Water Distribution</td>
<td>26,273.96</td>
<td>101,400.83</td>
</tr>
<tr>
<td>24 Chief Training Officer</td>
<td>26,273.96</td>
<td>78,184.48</td>
</tr>
<tr>
<td></td>
<td>Position</td>
<td>Salary 1</td>
</tr>
<tr>
<td>---</td>
<td>----------------------------------------------</td>
<td>----------</td>
</tr>
<tr>
<td>25</td>
<td>City Hall Custodian</td>
<td>26,273.96</td>
</tr>
<tr>
<td>26</td>
<td>Community Development Executive Assistant</td>
<td>26,273.96</td>
</tr>
<tr>
<td>27</td>
<td>Contract Compliance Officer</td>
<td>26,273.96</td>
</tr>
<tr>
<td>28</td>
<td>Deputy Budget Administrator</td>
<td>26,273.96</td>
</tr>
<tr>
<td>29</td>
<td>Deputy Commissioner of Accounts</td>
<td>26,273.96</td>
</tr>
<tr>
<td>30</td>
<td>Deputy Commissioner of Air Pollution Control</td>
<td>26,273.96</td>
</tr>
<tr>
<td>31</td>
<td>Deputy Commissioner of Airports</td>
<td>26,273.96</td>
</tr>
<tr>
<td>32</td>
<td>Deputy Commissioner of Convention Center and Stadium</td>
<td>26,273.96</td>
</tr>
<tr>
<td>33</td>
<td>Deputy Commissioner of Convention Center</td>
<td>26,273.96</td>
</tr>
<tr>
<td>34</td>
<td>Deputy Commissioner of Environment</td>
<td>26,273.96</td>
</tr>
<tr>
<td>35</td>
<td>Deputy Commissioner of Information Technology and Systems Services</td>
<td>30,214.95</td>
</tr>
<tr>
<td>36</td>
<td>Deputy Commissioner of Maintenance</td>
<td>26,273.96</td>
</tr>
<tr>
<td>37</td>
<td>Deputy Commissioner of Park and Urban Forestry</td>
<td>26,273.96</td>
</tr>
<tr>
<td>38</td>
<td>Deputy Commissioner of Parks and Urban Forestry/Golf Courses and Cemeteries</td>
<td>26,273.96</td>
</tr>
<tr>
<td>39</td>
<td>Deputy Commissioner of Recreation</td>
<td>26,273.96</td>
</tr>
<tr>
<td>40</td>
<td>Director of Public Health Nurses</td>
<td>26,273.96</td>
</tr>
<tr>
<td>41</td>
<td>Fair Housing Administrator</td>
<td>31,500.00</td>
</tr>
<tr>
<td>42</td>
<td>General Manager of Administrative Services</td>
<td>26,273.96</td>
</tr>
<tr>
<td>43</td>
<td>Human Resources Program Planning &amp; Management Administrator</td>
<td>26,273.96</td>
</tr>
<tr>
<td>44</td>
<td>Office of Professional Standards Administrator</td>
<td>26,273.96</td>
</tr>
<tr>
<td>45</td>
<td>Personnel Administrator</td>
<td>26,273.96</td>
</tr>
<tr>
<td>46</td>
<td>Senior Budget and Management Analyst</td>
<td>26,273.96</td>
</tr>
<tr>
<td>47</td>
<td>Superintendent of Motorized Equipment</td>
<td>26,273.96</td>
</tr>
<tr>
<td>48</td>
<td>Utilities Comptroller</td>
<td>26,273.96</td>
</tr>
</tbody>
</table>

**Section 2.** That existing Sections 34, 35, 36, and 38 of Ordinance No. 323-15, passed March 30, 2015, 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.

RC:nl
9-12-16

FOR: Director West
Council Member Kelley (by departmental request)

AN EMERGENCY ORDINANCE
To amend Sections 34, 35, 36, and 38 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications.
AN EMERGENCY ORDINANCE
Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY 2015 Assistance to Firefighters Grant; and authorizing the purchase by one or more requirement contracts of materials, equipment, supplies, services, and training needed to implement the grant, for the Department of Public Safety.

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the amount of $418,182, and any other funds that become available during the grant term, from United States Department of Homeland Security to conduct the FY 2015 Assistance to Firefighters Grant; that the Director of Public Safety is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the application for the grant contained in the file described below.

Section 2. That the application for the grant, File No. 1023-16-A, made a part of this ordinance as if fully rewritten, including the obligation of the City of Cleveland to provide cash matching funds in the amount of $41,818 from Fund No. 11 SF 006, is approved in all respects and shall not be changed without additional legislative authority. (RQS 6001, RL 2016-93)

Section 3. That the Director of Public Safety is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements during the grant period of the necessary items of materials, equipment, supplies, services, and training needed to implement the grant, 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 Public Safety. 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 the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance.

Section 5. 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 Safety 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 6. That the Director of Public Safety shall have the authority to extend the term of the grant if the extension does not involve an increase in the dollar amount of the grant specified above.

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.

NK:nl
9-12-16

FOR: Director McGrath
AN EMERGENCY ORDINANCE

Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY 15 Assistance to Firefighters Grant; and authorizing the purchase by one or more requirement contracts of materials, equipment, supplies, services, and training needed to implement the grant, for the Department of Public Safety.
Ordinance No. 1024-16

AN EMERGENCY ORDINANCE
Authorizing the Mayor to apply to the District One Public Works Integrating Committee for state funding for the rehabilitation of portions of Madison Avenue, North and South Marginal Roads, Martin Luther King, Jr. Drive, East 116th Street, Fulton/West 28th Street, and Clark Avenue; to apply for and accept gifts and grants from various entities for the improvements; authorizing the Director of Capital Projects to enter into contracts and agreements to design and construct the improvements and other agreements needed to implement the improvements; and authorizing the Commissioner of Purchases and Supplies to acquire, accept, and record for right-of-way purposes real property and easements necessary to make the improvements.

WHEREAS, under Article VIII, Section 2k of the Ohio Constitution, the State of Ohio is authorized to issue bonds and other obligations of the State for the purpose of financing public infrastructure capital improvements of political subdivisions as designated by law; and

WHEREAS, under Section 164.03 of the Revised Code, the District One Public Works Integrating Committee has been created to evaluate applications for state financing of capital improvement projects of local subdivisions in Cuyahoga County; 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 Mayor is authorized to apply to the District One Public Works Integrating Committee for state funding for the following infrastructure capital improvements (collectively the "Improvements"):

1. Madison Avenue from West 117th Street to West Boulevard;
2. North Marginal Road, including Western Avenue, from West Boulevard to Lorain, and the South Marginal Road from Western Avenue to West 98th Street;
3. Martin Luther King, Jr. Drive from Kinsman Road to Shaker Boulevard
4. East 116th Street from Union Avenue to Shaker Boulevard;
5. Fulton/West 28th Street from Clark Avenue to Detroit Avenue; and
6. Clark Avenue from West 41st Street to Quigley Avenue.
Section 2. That the Mayor is authorized to apply to the District One Public Works Integrating Committee for state funding to obtain credit enhancements and loan assistance in support of the city's bonds issued for bridge and road improvements.

Section 3. That the Mayor is authorized to accept one or more grants from the Ohio Public Works Commission, acting by and through its Director, to finance the Improvements; that the Mayor is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in this ordinance.

Section 4. That the Director of Capital Projects is authorized to apply for and accept gifts or grants or other funds from public or private entities, that the Director is authorized to file all papers and execute all documents necessary to receive the funds; and that the funds are appropriated for the purposes of this ordinance.

Section 5. That, provided the City sells future bonds authorized for the purposes of this ordinance, the City of Cleveland is obligated to provide cash matching funds in the amount of the local share.

Section 6. That, provided the City sells future bonds authorized for the purposes of this ordinance, the Director of Capital Projects 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 design, engineering and construction services necessary for the Improvements.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Capital Projects from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Capital Projects 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 shall be prepared by the Director of Law, approved by the Director of Capital Projects and certified by the Director of Finance.

Section 7. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement as described in this ordinance, for the Office of Capital Projects, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvements.

Section 8. That, provided the City sells future bonds authorized for the purposes of this ordinance, the Director of Capital Projects is authorized to enter into one or more contracts for the making of the Improvements with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvements, provided, however, that each separate trade and each distinct component part of the Improvements may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

Section 9. That the Director of Capital Projects is authorized to accept cash contributions from public or private entities for infrastructure restoration costs associated with relocating, rehabilitating or reconstructing utility infrastructure for the Improvements and costs associated with implementing green infrastructure features to address combined sewer overflows. That the Director of Capital Projects is authorized to enter into agreements with the entities for this purpose.

Section 10. That, when appropriate, the Director of Capital Projects is authorized to enter into one or more contracts with railroads, the Greater Cleveland Regional Transit Authority, the Northeast Ohio Regional Sewer District and other public
or private entities to obtain services or to acquire property rights such as easements and licenses, necessary to construct the Improvement described in this ordinance.

**Section 11.** That the Director of Capital Projects is authorized to accept right-of-entries from private property owners within the Improvement locations where access to private property is necessary to complete the proposed Improvements.

**Section 12.** That the Director of Capital Projects is authorized to enter into one or more agreements with private utility companies to pay charges for the installation of underground lines in connection with the Improvements.

**Section 13.** That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Commissioner of Purchases and Supplies is authorized to acquire, accept, and record for right-of-way purposes any real property and easements necessary to make the Improvements. The consideration to be paid for the property and easements shall not exceed fair market value to be determined by the Board of Control.

**Section 14.** That the Director of Capital Projects is authorized to execute, on behalf of the City, all documents necessary to acquire, accept, and record the property and easements and to employ and pay all fees for title companies, surveys, escrows, appraisers, and all other costs necessary for the acquisition of the property and easements.

**Section 15.** That the Mayor or Director of Capital Projects 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 the ordinance.

**Section 16.** That the Director of Capital Projects is authorized to enter into any agreements needed to implement the Improvements, including but not limited to, multi-
party agreements between the City and other governmental entities regarding the funding and construction of the Improvements.

Section 17. That the Director of Capital Projects is authorized to apply for and accept the funds from NOACA for the Improvement, and those funds are appropriated for the purposes of this ordinance.

Section 18. That the Director of Capital Projects is authorized to enter into one or more Local Project Administration agreements with the Ohio Department of Transportation to fund and construct any portion of the Improvements contained in this ordinance, and to enter into one or more contracts for the expenditures of grants or other funding to implement this ordinance with the lowest and best responsible bidder or engineer.

Section 19. That the cost of the contracts, payments, property acquisition, agreements, cash matches, and other expenditures authorized shall be paid from the fund or funds to which are credited any gift, grant, or other funds received under this ordinance, from cash contributions accepted and appropriated under this ordinance, and from any other funds approved by the Director of Finance, including future bond funds if issued for this purpose.

Section 20. 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.

RC: nl
9-12-16

FOR: Director Spronz
AN EMERGENCY ORDINANCE

Authorizing the Mayor to apply to the District One Public Works Integrating Committee for state funding for the rehabilitation of portions of Madison Avenue, North and South Marginal Roads, Martin Luther King, Jr. Drive, East 116th Street, Fulton/West 28th Street, and Clark Avenue; to apply for and accept gifts and grants from various entities for the improvements; authorizing the Director of Capital Projects to enter into contracts and agreements to design and construct the improvements and other agreements needed to implement the improvements; and authorizing the Commissioner of Purchases and Supplies to acquire, accept, and record for right-of-way purposes real property and easements necessary to make the improvements.

READ FIRST TIME on SEPTEMBER 12, 2016
and referred to DIRECTORS of Capital Projects,
City Planning Commission, Finance, Law
COMMITTEES on Municipal Services and Properties, Finance

CITY CLERK

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PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. Page
Published in the City Record
Ordinance No. 1025-16

AN EMERGENCY ORDINANCE
Authorizing the Director of Public Safety to apply for and accept a grant from Cuyahoga County, for the FY16 Urban Area Security Initiative Program; authorizing one or more requirement and standard contracts for the purchase of materials, equipment, supplies, and services related to homeland security; and authorizing other contracts to implement this grant.

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of $836,799.33, and any other funds that become available, from Cuyahoga County, to conduct the FY16 Urban Area Security Initiative ("UASI") Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the grant agreement for the grant contained in the file described below.

Section 2. That the agreement for the grant, File No. 1025-16-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Safety is authorized to make one or more written standard purchase contracts and written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, during the grant term, of materials, equipment, supplies, and services needed to implement the program as described in the file, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Public Safety. 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.

Section 4. That the costs of the requirement contract shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount
of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance.

Section 5. 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 Safety 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 6. That the Director of Public Safety shall have the authority to extend the term of the grant.

Section 7. That the Director of Public Safety is authorized to enter into one or more contracts with Motorola Solutions, Inc., Tyler Technologies, Inc., Integraph Corporation dba Hexagon Safety and Infrastructure, and TriTech Software Systems to implement this grant.

Section 8. That the cost of the contract or contracts shall be paid from the fund or funds which are credited the grant proceeds accepted under this ordinance.

Section 9. 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.

NK: nl
9-12-16

FOR: Director McGrath
AN EMERGENCY ORDINANCE

Authorizing the Director of Public Safety to apply for and accept a grant from Cuyahoga County, for the FY16 Urban Area Security Initiative Program; authorizing one or more requirement and standard contracts for the purchase of materials, equipment, supplies, and services related to homeland security; and authorizing other contracts to implement this grant.

READ FIRST TIME on SEPTEMBER 12, 2016
REPORTS
and referred to DIRECTORS of Public Safety, Finance, Law;
COMMITTEES on Safety, Finance

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PRESIDENT
CITY CLERK
APPROVED
MAYOR

Recorded Vol. Page
Published in the City Record
WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That under division (B) of Section 4117.10 of the Revised Code, this Council approves the collective bargaining agreement with the International Union of Painters and Allied Trades, District Council No 6, AFL-CIO, Local 639, under the terms contained in File No. 1026-16-A, for the period from April 1, 2016 through March 31, 2019, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

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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.

RC:nl
9-12-16

FOR: Director West
AN EMERGENCY ORDINANCE
Approving the collective bargaining agreement with the International Union of Painters and Allied Trades, District Council No 6, AFL-CIO, Local 639.

READ FIRST TIME on SEPTEMBER 12, 2016
and referred to DIRECTORS of Human Resources, Finance, Law;
COMMITTEE on Finance

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CITY CLERK
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MAYOR

Recorded Vol. Page
Published in the City Record

REPORT after second Reading
Ordinance No. 1027-16

AN EMERGENCY ORDINANCE
Authorizing the Director of Capital Projects to issue one or more permits to Mobilitie, LLC to encroach into the public right-of-way at various locations in the City of Cleveland by installing, using, and maintaining telecommunications infrastructure, including but not limited to, fiber optic cable, duct banks, vaults and nodes to be attached to Cleveland Public Power utility poles (by separate permission of pole owner).

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 one or more permits, revocable at the will of Council, to Mobilitie, LLC, 2220 University Drive, Newport Beach, CA 92660 (“Permittee”) to encroach into the public right-of-way at various locations in the City of Cleveland by installing, using, and maintaining telecommunications infrastructure, including but not limited to, fiber optic cable, duct banks, vaults and nodes to be attached to Cleveland Public Power utility poles. The permit(s) authorized shall not be issued until the Manager of the Division of Engineering and Construction and the Director of Capital Projects have first reviewed and approved each specific encroachment location that the Permittee requests.

Section 2. That Permittee may assign a permit only with the prior written consent of the Director of Capital Projects. That nothing in this ordinance grants or shall be considered to grant to Permittee any right, privilege, or permission to use, or to attach or affix any object to poles; Permittee shall obtain such permission from the respective pole owner.

Section 3. That the encroaching objects permitted by this ordinance shall conform to plans and specifications first approved by the Manager 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 Director of Law shall prepare the permit authorized by this ordinance and shall incorporate such additional provisions as the director determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, a prospective Permittee has properly indemnified the City against any loss that may result from the encroachment(s) permitted.

Section 5. That the permit shall reserve reasonable right of entry to the encroachment location to the City.

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.

MS:gje
9-12-16

FOR: Director Spronz
AN EMERGENCY ORDINANCE

Authorizing the Director of Capital Projects to issue one or more permits to Mobilitie, LLC to encroach into the public right-of-way at various locations in the City of Cleveland by installing, using, and maintaining telecommunications infrastructure, including but not limited to, fiber optic cable, duct banks, vaults and nodes to be attached to Cleveland Public Power utility poles (by separate permission of pole owner).

READ FIRST TIME on SEPTEMBER 12, 2016

and referred to DIRECTORS of Capital Projects, City Planning Commission, Finance, Law; COMMITTEES on Municipal Services and Properties, Development Planning and Sustainability

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Published in the City Record
AN EMERGENCY ORDINANCE
Authorizing the Director of Port Control to enter into one or more contracts with SoundCom Systems for professional services necessary to maintain and support the audio paging sound system for the Department of Port Control, 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 enter into one or more contracts with SoundCom Systems for professional services necessary to maintain and support the audio paging sound system, on the basis of its proposal dated July 11, 2016, in the total sum of 49,583.00, for the Department of Port Control, 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 contract or contracts shall be paid from Fund No. 60 Sf 001, RQS 3001, RL 2016-91.

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.

JMcG:nl
9-12-16

FOR: Interim Director Szabo
Ord. No. 1028-16

AN EMERGENCY ORDINANCE
Authorizing the Director of Port Control to enter into one or more contracts with SoundCom Systems for professional services necessary to maintain and support the audio paging sound system for the Department of Port Control, for a period of one year with three one-year options to renew, the second of which shall require additional legislative authority.

READ FIRST TIME on SEPTEMBER 12, 2016
REPORTS
and referred to DIRECTORS of Port Control Finance, Law;
COMMITTEES on Transportation, Finance

CITY CLERK
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PRESIDENT
CITY CLERK

APPROVED
MAYOR
Recorded Vol. Page
Published in the City Record
AN EMERGENCY ORDINANCE

Authorizing the Director of Public Works to enter into one or more license agreements with The Convention and Visitors Bureau of Greater Cleveland, Inc., or its designee, to use and occupy City-owned property and to maintain two signs currently on said City-owned property at the North Coast Harbor.

WHEREAS, under the authority of Section 183.16 of the Codified Ordinances of Cleveland, Ohio, 1976, the Convention and Visitors Bureau of Greater Cleveland (the "Bureau") was granted a short-term license to install and maintain a script sign and a wayfinding sign at the North Coast Harbor; and

WHEREAS, the short-term license agreement is set to expire in one year and both the Bureau and the City wish to enter into a long-term license agreement to allow the script sign and wayfinding sign to remain until one or both parties desire to terminate; 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 one or more license agreements with the Bureau whereby the City is granting the Bureau the right to use and occupy City property for the maintenance of two signs, a script sign and a wayfinding sign, on City-owned property at the North Coast Harbor, at a cost of $1.00 and other valuable consideration.

Section 2. That the term of the license agreement shall be perpetual, automatically renewed from year to year unless terminated by either party.

Section 3. That the license agreement shall be prepared by the Director of Law.

Section 4. That the Director of Public Works and the Director of Law, and other appropriate City officials, are authorized to execute such other documents and certificates, and take such other action as may be necessary or appropriate to effect the license agreement authorized by 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.

LW:nl
9-12-16

FOR: Director Cox
AN EMERGENCY ORDINANCE

Authorizing the Director of Public Works to enter into one or more license agreements with The Convention and Visitors Bureau of Greater Cleveland, Inc., or its designee to use and occupy City-owned property and to maintain two signs currently on said City-owned property at the North Coast Harbor.

READ FIRST TIME on SEPTEMBER 12, 2016
and referred to DIRECTORS of Public Works,
City Planning Commission, Finance, Law;
COMMITTEES on Municipal Services and Properties, Finance

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APPROVED

MAYOR

Recorded Vol.    Page
Published in the City Record
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 air and cargo service consulting and advising services for a period of one year, with three one-year options to renew. 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 funds appropriated in budget year 2017 for this purpose.

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.
AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to employ one or more professional consultants to provide air and cargo service consulting and advising services for a period of one year, with three one-year options to renew, the second of which requires additional legislative authority.

READ FIRST TIME on SEPTEMBER 12, 2016
and referred to DIRECTORS of Port Control, Finance, Law;
COMMITTEES on Transportation, Finance

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Recorded Vol. Page
Published in the City Record
AN EMERGENCY ORDINANCE

Authorizing the Director of Human Resources to employ one or more consultants or firms of consultants to provide professional services necessary to analyze health care providers, benefits, and claims, and to evaluate proposals received for benefit management services, for a period of one year, with two 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 Human Resources is authorized to employ by contract or contracts one or more consultants or 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 analyze health care providers, benefits, and claims, and to evaluate proposals received for benefit management services for a period of one year, with two one-year options to renew, the second of which requires additional legislative authority.

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

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund No. 70 SF 201, RQS 0402, RL 2016-97.

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.

RC:nl
9-12-16

FOR: Director West
AN EMERGENCY ORDINANCE
Authorizing the Director of Human Resources to employ one or more consultants or firms of consultants to provide professional services necessary to analyze health care providers, benefits, and claims, and to evaluate proposals received for benefit management services, for a period of one year, with two one-year options to renew, the second of which requires additional legislative authority.
Ordinance No. 1032-16

AN EMERGENCY ORDINANCE
Authorizing the Director of Public Safety to enter into one or more contracts with Motorola Solutions, Inc. for professional services necessary to maintain the existing video surveillance system, for a period of three years, with three one-year options to renew, the first and third of which require additional legislative authority.

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Safety is authorized to enter into one or more contracts with Motorola Solutions, Inc. for professional services necessary to maintain the existing video surveillance system, for a period of three years, with three one-year options to renew, in the total sum of $233,013, for the Department of Public Safety. The first of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the first of the one-year options to renew is exercised, then the second of the one-year options to renew may be exercised at the option of the Director of Public Safety, without the necessity of obtaining additional authority of this Council. The third one-year option to renew may not be exercised by the Director of Public Safety without additional legislative authority. The contract or contracts shall be paid from Fund No. 01-6001-6612, Request No. RQS 6001, RL 2016-96.

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.

NK:nl
9-12-16

FOR: Director McGrath
Ord. No. 1032-16

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Safety to enter into one or more contracts with Motorola Solutions, Inc. for professional services necessary to maintain the existing video surveillance system, for a period of three years, with three one-year options to renew, the first and third of which require additional legislative authority.

READ FIRST TIME on SEPTEMBER 12, 2016
and referred to DIRECTORS of Public Safety, Finance, Law;
COMMITTEES on Safety, Finance

CITY CLERK

READ SECOND TIME
CITY CLERK

READ THIRD TIME
PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol.    Page
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AN EMERGENCY ORDINANCE
Authorizing the Director of Port Control to employ one or more professional consultants to maintain City-owned properties at the North Coast Harbor and to fulfill the Common Area Maintenance Agreement with the stakeholders of North Coast Harbor, 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 maintain City-owned properties at the North Coast Harbor and to fulfill the Common Area Maintenance Agreement with the stakeholders of North Coast Harbor, 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 No. 10 SF 113, Request No. RQS 3002, RL 2016-82.

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.
AN EMERGENCY ORDINANCE

Authorizing the Director of Port Control to employ one or more professional consultants to maintain City-owned properties at the North Coast Harbor and to fulfill the Common Area Maintenance Agreement with the stakeholders of North Coast Harbor, for a period of one year, with three one-year options to renew, the second of which requires additional legislative authority.

READ FIRST TIME on SEPTEMBER 12, 2016

and referred to DIRECTORS of Port Control, Finance, Law; COMMITTEES on Transportation, Finance

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Published in the City Record
AN EMERGENCY ORDINANCE

Authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located at 11850 Lorain Avenue to Westown Community Development Corporation, or its designee, for redevelopment purposes; and authorizing an agreement to maintain the public artwork known as “Top Hat” to be installed on a City-retained easement within the property.

WHEREAS, the Director of Community Development has requested the sale of the City-owned property to Westown Community Development Corporation, or its designee (the "Redeveloper") no longer needed for public use and located at 11850 Lorain Avenue for purposes of redevelopment in conjunction with the Lorain Avenue Master Plan; 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 use:

PERMANENT PARCEL NUMBER 021-22-021

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio:

And known as being part of Sublot No. 50 in West, Smith and Jordon’s Western Heights Allotment of part of Original Rockport Township Section No. 11 as shown by the recorded plat in Volume 23 of Maps, Page 20 of Cuyahoga County Records and bounded and described as follows:

Beginning at the intersection of the Northeasterly line of Lorain Avenue (80 feet wide) with the Northeasterly line of West 119th Street; thence Northwesterly 79.65 feet along the said Northeasterly line of West 119th Street to a point; thence Northeasterly 41.71 feet and along the face of a brick wall to a point in the Northeasterly line of said Sublot No. 50 distant Southeasterly 60 feet from the most Northerly corner of said Sublot No. 50; thence Southeasterly 80 feet along the Northeasterly line of said Sublot No. 50 to its intersection with the said Northwesterly line of Lorain Avenue; thence Southwesterly 41.71 feet along the said Northwesterly line of Lorain Avenue to the place of beginning, be the same more or less, but subject to all legal highways.

a.k.a. 11850 Lorain Avenue, Cleveland, Ohio 44111
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 $1.00, and other valuable consideration, which is determined to be fair market value, taking into account all restrictions, reversionary interests and similar encumbrances as may be placed by the City of Cleveland in the deed of conveyance. The City will retain one or more easements over the property described in this ordinance for the installation and placement of the public artwork “Top Hat”.

Section 3. That the Director of Community Development is authorized to enter into an agreement with the Redeveloper to maintain the public artwork “Top Hat” installed on the retained City easement, until the easement is no longer required, or until both parties mutually agree to terminate.

Section 4. 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 5. That the Director of Community Development is authorized to execute any documents as may be necessary to effectuate the purposes of 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.

GEP:nl
9-12-16
FOR: Acting Director Cosgrove
AN EMERGENCY ORDINANCE

Authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located at 11850 Lorain Avenue to Westown Community Development Corporation, or its designee, for redevelopment purposes; and authorizing an agreement to maintain the public artwork known as “Top Hat” to be installed on a City-retained easement within the property.

READ FIRST TIME on SEPTEMBER 12, 2016

and referred to DIRECTORS of Community Development, City Planning Commission, Finance, Law; COMMITTEES on Development Planning and Sustainability, Finance

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MAYOR

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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 the
following alterations and modifications in Contract No. PI 2014-55 with The Ryan
Company, Inc. for the construction of the Ridge Road Substation ring bus project, for
the Division of Cleveland Public Power:

Subsidiary Additions

Unanticipated field conditions that required redesign
of the substation foundations and related changes
in the drainage system, grounding system, and fencing

Various schedule changes needed to preserve the
reliability of the CPP transmission system during
construction $350,000.00

Total Subsidiary Additions: $350,000.00

Original Contract Amount $4,028,420.00
Total Subsidiary Additions +350,000.00
TOTAL REVISED CONTRACT AMOUNT $4,378,420.00

which alteration has been recommended in writing by the Director of Public Utilities,
countersigned by the Mayor, and consented to by the surety on the contract, which
price to be paid has been agreed upon in writing and signed by the Director of Public
Utilities and the contractor. This alteration will cause an increase in the amount of the
original contract in the sum of $350,000 to be paid from Fund No. 58 SF 230, RQS

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.

LW: nl
9-12-16
FOR: Director Davis
AN EMERGENCY ORDINANCE
Authorizing the Director of Public Utilities to make alterations and modifications in Contract No. PI 2014-55 with The Ryan Company, Inc. for the construction of the Ridge Road Substation ring bus project, for the Division of Cleveland Public Power.

READ FIRST TIME on SEPTEMBER 12, 2016
and referred to DIRECTORS of Public Utilities, Finance, Law;
COMMITTEES on Utilities, Finance

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