

The City Record

Official Publication of the Council of the City of Cleveland



October the Eleventh, Two Thousand and Seventeen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

- 1 Terrell H. Pruitt
- 2 Zachary Reed
- 3 Kerry McCormack
- 4 Kenneth L. Johnson
- 5 Phyllis E. Cleveland
- 6 Blaine A. Griffin
- 7 TJ Dow
- 8 Michael D. Polensek
- 9 Kevin Conwell
- 10 Jeffrey D. Johnson
- 11 Dona Brady
- 12 Anthony Brancatelli
- 13 Kevin J. Kelley
- 14 Brian J. Cummins
- 15 Matthew Zone
- 16 Brian Kazy
- 17 Martin J. Keane

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

| Ward | Name | Residence | |
|------|----------------------|---------------------------|-------|
| 1 | Terrell H. Pruitt | 16920 Throckley Avenue | 44128 |
| 2 | Zack Reed | 3734 East 149th Street | 44120 |
| 3 | Kerry McCormack | 1429 West 38th Street | 44113 |
| 4 | Kenneth L. Johnson | 2948 Hampton Road | 44120 |
| 5 | Phyllis E. Cleveland | 2369 East 36th Street | 44105 |
| 6 | Blaine A. Griffin | 11810 Larchmere Boulevard | 44120 |
| 7 | TJ Dow | 7715 Decker Avenue | 44103 |
| 8 | Michael D. Polensek | 17855 Brian Avenue | 44119 |
| 9 | Kevin Conwell | 10647 Ashbury Avenue | 44106 |
| 10 | Jeffrey D. Johnson | 9024 Parkgate Avenue | 44108 |
| 11 | Dona Brady | 1272 West Boulevard | 44102 |
| 12 | Anthony Brancatelli | 6924 Ottawa Road | 44105 |
| 13 | Kevin J. Kelley | 5904 Parkridge Avenue | 44144 |
| 14 | Brian J. Cummins | 3104 Mapledale Avenue | 44109 |
| 15 | Matthew Zone | 1228 West 69th Street | 44102 |
| 16 | Brian Kazy | 4300 West 143rd Street | 44135 |
| 17 | Martin J. Keane | 15907 Colletta Lane | 44111 |

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

MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff

Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer

Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs

Martin J. Flask, Executive Assistant to the Mayor of Special Projects

Monyka S. Price, Executive Assistant to the Mayor, Chief of Education

Matt Gray, Executive Assistant to the Mayor, Chief of Sustainability

Natoya J. Walker Minor, Executive Assistant to the Mayor, Chief of Public Affairs

Edward W. Rybka, Executive Assistant to the Mayor, Chief of Regional Development

Duane Deskins, Executive Assistant to the Mayor, Chief of Prevention, Intervention and Opportunity for Youth and Young Adults

Dan Williams, Media Relations Director

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:

Architecture and Site Development – _____ Manager

Engineering and Construction – Richard J. Switalski, Manager

Real Estate – James DeRosa, Commissioner

OFFICE OF EQUAL OPPORTUNITY – Melissa K. Burrows, Ph.D., Director

OFFICE OF QUALITY CONTROL AND PERFORMANCE MANAGEMENT – Sabra T. Pierce-Scott, Director

DEPT. OF LAW – Barbara A. Langhenry, Director, Gary D. Singletary, Chief Counsel,

Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,

Victor R. Perez, Chief Assistant Prosecutor, Room 106; Robin Wood, Law Librarian,

Room 100

DEPT. OF FINANCE – Sharon Dumas, Director, Room 104;

Natasha Brandt, Manager, Internal Audit

DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19

Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122

City Treasury – James Hartley, Interim Treasurer, Room 115

Financial Reporting and Control – James Gentile, Controller, Room 18

Information Technology and Services – Kimberly Roy-Wilson,

Commissioner, 205 W. St. Clair Avenue

Purchases and Supplies – Tiffany White, Commissioner, Room 128

Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue

Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

DEPT. OF PUBLIC UTILITIES – Robert L. Davis, Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner

Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer

Water – Alex Margevicius, Commissioner

Water Pollution Control – Rachid Zoghhaib, Commissioner

DEPT. OF PORT CONTROL – Robert Kennedy, Director, Cleveland Hopkins International

Airport, 5300 Riverside Drive

DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner

Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

Administration – John Laird, Manager

Special Events and Marketing – Tangee Johnson, Manager

DIVISIONS:

Motor Vehicle Maintenance – Jeffrey Brown, Commissioner

Park Maintenance and Properties – Richard L. Silva, Commissioner

Parking Facilities – Kim Johnson, Interim Commissioner

Property Management – Tom Nagle, Commissioner

Recreation – Samuel Gissentaner, Interim Commissioner

Streets – Frank D. Williams, Interim Commissioner

Traffic Engineering – Robert Mavec, Commissioner

Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

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

DIVISIONS:

Air Quality – David Hearn, Interim Commissioner

Environment – Brian Kimball, Commissioner, 75 Erieview Plaza

Health – Persis Sosiak, Commissioner, 75 Erieview Plaza

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

DIVISIONS:

Animal Control Services – Edward Jamison, Chief Animal Control Officer, 2690 West 7th

Street

Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.

Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive

Fire – Patrick Kelly, Chief, 1645 Superior Avenue

Police – Calvin D. Williams, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF COMMUNITY DEVELOPMENT – Michael Cosgrove, Director

DIVISIONS:

Administrative Services – Joy Anderson, Commissioner

Fair Housing and Consumer Affairs Office – John Mahoney, Manager

Neighborhood Development – James Greene, Commissioner

Neighborhood Services – Louise V. Jackson, Commissioner

DEPT. OF BUILDING AND HOUSING – Ayonna Blue Donald, Interim Director, Room 500

DIVISIONS:

Code Enforcement – Thomas E. Vanover, Commissioner

Construction Permitting – Narid Hussain, Commissioner

DEPT. OF HUMAN RESOURCES – Nycole West, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – David Ebersole, Interim Director, Room 210

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

COMMUNITY RELATIONS BOARD – Room 11, Grady Stevenson, Interim Director,

Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-

Chairman, Council Member Brian Cummins, Eugene R. Miller (Board Lawyer), Roosevelt

E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John

O. Horton, Gary Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland

Muhammad, Gia Hoa Ryan, Peter Whitt.

CIVIL SERVICE COMMISSION – Room 119, Rev. Gregory E. Jordan, President; Michael

Flickinger, Vice-President; Barry A. Withers, Interim Secretary; Members: Daniel J.

Brennan, India Pierce Lee.

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President Kevin

J. Kelley; Betsy Hruby, Asst. Sec’y.; Sharon Dumas, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members;

Henry Bailey, Kelley Britt, Joan Shaver Washington, Tim Donovan, Elizabeth Kukla,

Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516,

Joseph F. Denk, Chairman; Howard Bradley, Patrick M. Gallagher, Robert Maschke, Halim

M. Saab, P.E., Alternate Members – D. Cox, P. Frank, E. P. O’Brien, Richard Pace, J.F.

Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Barbara A. Langhenry,

President; Finance Director Sharon Dumas, Secretary; Council President Kevin J. Kelley.

BOARD OF SIDEWALK APPEALS – Capital Projects Director Matthew Spronz, Law

Director Barbara A. Langhenry; Council Member Kenneth L. Johnson.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry;

Public Utilities Director Robert L. Davis; Council President Kevin J. Kelley.

CITY PLANNING COMMISSION – Room 501 – Freddy L. Collier, Jr., Director; Anthony

J. Coyne, Chairman; David H. Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean

Pinkney, Norman Krumholz, Council Member Phyllis E. Cleveland.

FAIR HOUSING BOARD – _____, Chair; Daniel Conway, Robert L. Render,

Genesis O. Brown.

HOUSING ADVISORY BOARD – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie

Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Loehr, Mark McDermott, Marcia Nolan,

David Perkowski, Joan Shaver Washington, Keith Sutton.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman;

Clint Martin, Mark Rivera.

MORAL CLAIMS COMMISSION – Law Director Barbara A. Langhenry; Chairman;

Finance Director Sharon Dumas; Council President Kevin J. Kelley; Councilman

Kevin Kelley.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Julie Trott, Chair; Giancarlo

Calicchia, Vice Chair; Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Council

Member Terrell H. Pruitt, Robert Strickland, Donald Petit, Secretary.

AUDIT COMMITTEE – Yvette M. Itu, Chairman; Debra Janik, Bracy Lewis, Diane

Downing, Donna Sciarappa, Council President Kevin J. Kelley; Law Director Barbara A.

Langhenry.

CLEVELAND MUNICIPAL COURT

JUSTICE CENTER – 1200 ONTARIO STREET

JUDGE COURTROOM ASSIGNMENTS

Judge Courtroom

Presiding and Administrative Judge Ronald B. Adrine – Courtroom 15A

Judge Pinkey S. Carr – Courtroom 15C

Judge Marilyn B. Cassidy – Courtroom 13A

Judge Janet Rath Colaluca – Courtroom 12B

Judge Michelle Denise Earley – Courtroom 14C

Judge Emanuella Groves – Courtroom 14B

Judge Jimmy L. Jackson, Jr. – Courtroom 12A

Judge Lauren C. Moore – Courtroom 14A

Judge Charles L. Patton, Jr. – Courtroom 13D

Judge Ronald J.H. O’Leary (Housing Court Judge) – Courtroom 13B

Judge Michael R. Sliwinski – Courtroom 13C

Judge Suzan Marie Sweeney – Courtroom 12C

Judge Joseph J. Zone – Courtroom 14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Robert J. Furda

– Chief Bailiff; Dean Jenkins – Chief Probation Officer, Gregory F. Clifford – Chief

Magistrate.

The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 104

WEDNESDAY, OCTOBER 11, 2017

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CITY COUNCIL

MONDAY, OCTOBER 9, 2017

The City Record
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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL MAY 15, 2017

MONDAY — Alternating

9:30 A.M. — **Health and Human Services Committee:** Cummins (CHAIR), Griffin (VICE-CHAIR), Brady, Cleveland, Conwell, J. Johnson, McCormack.

9:30 A.M. — **Municipal Services and Properties Committee:** K. Johnson (CHAIR), Dow (VICE-CHAIR), Brancatelli, Cummins, J. Johnson, Kazy, Reed.

MONDAY

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

TUESDAY

9:30 A.M. — **Development, Planning and Sustainability Committee:** Brancatelli (CHAIR), Cleveland (VICE-CHAIR), Cummins, Dow, McCormack, Pruitt, Zone.

TUESDAY — Alternating

1:30 P.M. — **Utilities Committee:** Pruitt (CHAIR), Brady (VICE-CHAIR), Brancatelli, Cummins, Griffin, Keane, Polensek.

1:30 P.M. — **Workforce and Community Benefits Committee:** Cleveland (CHAIR), Zone (VICE-CHAIR), J. Johnson, Kazy, Polensek, Pruitt, Reed.

WEDNESDAY — Alternating

10:00 A.M. — **Safety Committee:** Zone (CHAIR), Conwell (VICE-CHAIR), Griffin, Kazy, Keane, McCormack, Polensek.

10:00 A.M. — **Transportation Committee:** Keane (CHAIR), Dow (VICE-CHAIR), Conwell, J. Johnson, K. Johnson, Kazy, Reed.

The following Committees meet at the Call of the Chair:

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio
October 9, 2017

The meeting of the Council was called to order at 7:00 p.m. with the President of Council, Kevin J. Kelley, in the Chair.

Council Members present: Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian J. Cummins, TJ Dow, Blaine A. Griffin, Jeffrey D. Johnson, Kenneth L. Johnson, Brian Kazy, Kevin J. Kelley, Martin J. Keane, Kerry McCormack, Michael D. Polensek, Terrell H. Pruitt, Zack Reed, and Matthew Zone.

Also present were: Mayor Frank G. Jackson, Chief Operating Officer Darnell Brown, Chief of Regional Development Edward W. Rybka, Chief of Education Monyka S. Price, Media Relations Director Dan Williams, Chief of Sustainability Matt Gray, Chief of Public Affairs Natoya Walker-Minor, Chief of Prevention, Intervention and Opportunity for Youth and Young Adults Duane Deskins, and Directors Langhenry, Dumas, Davis, Kennedy, Spronz, Gordon, Cosgrove, Donald, West, Ebersole, Stevenson, Collier, McNamara, Withers, Burrows and Pierce Scott.

MOTION

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

MOTION

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

COMMUNICATIONS

File No. 1218-17.

From Director Michael McGrath, Department of Public Safety, City of Cleveland. Notice of acceptance of grant of \$10,000 from The Hartford. Received.

File No. 1219-17.

From Ohio Environmental Protection Agency. Public Notice No. 17-10-008, a tentative decision to grant a National Pollutant Discharge Elimination System Permit to ArcelorMittal Cleveland LLC to discharge pollutants into the Cuyahoga River. Received.

FROM OHIO DIVISION OF LIQUOR CONTROL

File No. 1220-17.

RE: #9804492. Stock Application, C2 C2X. Y A Corp, Inc., 2886 Woodhill Road (Ward 4). Received.

File No. 1221-17.

RE: #5903433. Transfer of Ownership Application, C2 C2X. Michael Miyako Boyer LLC, 4901 Fleet Avenue (Ward 12). Received.

File No. 1222-17.

RE: #22348152755. New License Application, C1. Dolgen Midwest LLC, 10390 St. Clair Avenue (Ward 9). Received.

File No. 1223-17.

RE: #4073863. New License Application, C1. Hunts Convenience, 12029 Lorain Avenue (Ward 11). Received.

File No. 1224-17.

RE: #3052798. Transfer of Ownership Application, C1 C2 D6. Garas Food Mart, Inc., 7201 Lorain Avenue (Ward 15). Received.

CONDOLENCE RESOLUTIONS

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

Res. No. 1229-17 — Kathryn B. Jackson.

Res. No. 1230-17 — Adell (Caldwell) Byers.

Res. No. 1231-17 — Reverend Joseph L. Blake.

CONGRATULATIONS RESOLUTIONS

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

Res. No. 1232-17 — Mt. Nebo Missionary Baptist Church - 100th Anniversary.

Res. No. 1233-17 — Charles R. See.

RECOGNITION RESOLUTIONS

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

Res. No. 1234-17 — Lillian Davis Apartments Dedication Ceremony.

Res. No. 1235-17 — 4th Annual Cleveland Down Syndrome Day.

Res. No. 1236-17 — Troy Brown.

Res. No. 1237-17 — Brad Mohr.

Res. No. 1238-17 — Hannah Mothersbaugh.

APPRECIATION RESOLUTIONS

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

Res. No. 1239-17 — John G. Young.
Res. No. 1240-17 — Bohdan Chrobak.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 1211-17.

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

An emergency ordinance authorizing the Director of Community Relations to apply for and accept a grant from Cuyahoga County Juvenile Court to conduct the 2018-19 Cleveland Community Diversion Program.

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

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

Section 1. That the Director of Community Relations is authorized to apply for and accept a grant in the approximate amount of \$28,800, and any other funds that may become available during the grant term from Cuyahoga County Juvenile Court to conduct the 2018-19 Cleveland Community Diversion 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 draft agreement for the grant contained in the file described below.

Section 2. That the draft agreement for the grant, File No. 1211-17-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 Community Relations shall have the authority to extend the term of the grant during the grant term.

Section 4. That, unless expressly prohibited by the grant agreement, under Section 108(B) of the Charter, purchases made under the grant agreement may be made through cooperative arrangements with other governmental agencies. The Director of Community Relations may sign all documents and do all things that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process. The contracts will be paid from the fund or funds to which are credited any grant funds accepted under this ordinance.

Section 5. That this ordinance is declared to be an emergency mea-

sure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Community Relations Board, Finance, Law; Committees on Safety, Finance.

Ord. No. 1212-17.

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

An emergency ordinance authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with CAC Project 2014 Limited Liability Company, or its designee, and a Cooperative Agreement with the Cleveland-Cuyahoga County Port Authority and such company, to provide gap financing needed for the redevelopment of the Cleveland Athletic Club located at 1118-1148 Euclid Avenue; to provide for payments to the Cleveland Metropolitan School District; to declare certain improvements to real property to be a public purpose; and declaring an emergency.

Whereas, under Section 5709.41 of the Revised Code, improvements to real property may be declared to be a public purpose where fee title to the real property was, at one time, held by the City of Cleveland and the real property is then leased or conveyed by the City; and

Whereas, under the authority of Ordinance No. 935-17, and pursuant to the requirements of Section 5709.41 of the Revised Code, the City obtained and held title to the real property described in Section 1 hereof (the "Real Property") prior to the passage of this ordinance; and

Whereas, the Real Property is to be developed or redeveloped in accordance with the Cleveland 2020 Citywide Plan, a copy of which is placed in File No. 1212-17-A; and

Whereas, under Section 5709.41 of the Revised Code, the improvements declared to be a public purpose may be exempt from real property taxation; and

Whereas, under Section 5709.41 of the Revised Code, the owners of real property may be required to make annual service payments in lieu of taxes that would have been paid had the improvements to such real property not been exempt; and

Whereas, under Section 5709.41 of the Revised Code, the exemption may exceed 75% of the improvements for up to 30 years when a portion of the service payments in lieu of taxes so collected are distributed to the Cleveland Metropolitan School District ("District") in an amount equal to the amount the District would have received had the improvements not been exempted from taxation; and

Whereas, in compliance with Sections 5709.41(C)(4) and 5709.83 of the Revised Code, the City notified the District of its intent to enact this ordinance and enter into the agreement authorized by Section 2 of this ordinance; and

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

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

Section 1. That the improvements (under Section 5709.41(A) of the Revised Code) to the Real Property and the redevelopment and improvement of the Real Property by CAC Project 2014 Limited Liability Company, or its designee, ("Redeveloper"), are declared to be a public purpose for purposes of Section 5709.41 of the Revised Code. The Real Property is more fully described as follows:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and being known as part of Original Two Acre Lot Nos. 156 and 157, bounded and described as follows:

Beginning on the Southerly line of Euclid Avenue, 99 feet wide, at a point distant 114.21 feet Easterly, measured along the Southerly line of Euclid Avenue, from its intersection with the Southwesterly line of said Original Lot No. 156, said place of beginning being also the intersection of the Southerly line of Euclid Avenue with the Westerly face of the westerly wall of the Cleveland Athletic Building, situated on the premises herein described:

Thence Easterly along the Southerly line of Euclid Avenue, 150.07 feet to the Westerly line of East 12th Place, 16-1/2 feet wide;

Thence Southerly along the westerly line of East 12th Place, 99.55 feet to the Northwesterly line of Barn Court S.E. • 16-1/2 feet wide;

Thence Southwesterly along the Northwesterly line of Barn Court S.E., 153.07 feet to its intersection with the Westerly face of the Westerly wall of the Cleveland Athletic Club Building, as aforesaid, said intersection being also distant 55.48 feet Northeasterly, measured along the Northwesterly line of Barn Court S.E. from its intersection with the Southwesterly line of said Original Lot No. 156;

Thence Northeasterly along the Westerly face of the Westerly wall of the Cleveland Athletic Club Building, 130.10 feet to the place of beginning, according to a survey dated November, 1977 made by Edward C. O'Rourke & Associates Land Surveyors.

Section 2. That one hundred percent (100%) of the Improvements are declared exempt from real property taxation for a period of thirty years; and that in no event shall the exemption period extend beyond 2050. The terms of the tax increment financing agreement with the Redeveloper are as follows:

DEPARTMENT OF ECONOMIC DEVELOPMENT SUMMARY FOR THE LEGISLATIVE FILE

Project Name: Cleveland Athletic Club
Project Address: 1118-1148 Euclid Avenue, Cleveland, OH 44115
Redeveloper: CAC Project 2014 Limited Liability Company and/or designee
Project Manager: Esther Kim
Ward/Councilperson: 3 - McCormack
City Assistance: Non-School TIF

Project Summary

CAC Project 2014 Limited Liability Company, or designee, ("Redeveloper") is proposing to redevelop the

Cleveland Athletic Club located at 1118-1148 Euclid Avenue, Cleveland, OH 44115 ("Project Site") to include 165 units of residential space, 49 indoor parking spaces, 6,800 SF office space and 3,990 SF first floor retail space. CAC Project 2014 Limited Liability Company is an Ohio limited liability company, which is wholly-owned by Cleveland Euclid Hotel Associates, LLC, a Delaware limited liability company (the "Parent"). The managers of the Parent are principals of Great Lakes Financial Group, Precision Environmental and Weingart Development.

The century-old, 16-story Cleveland Athletic Club has been vacant since 2007. After a number of development blocks and hurdles, the Redeveloper took ownership of the building in Spring 2015 with the intent of moving the project forward. Great Lakes Financial Group proposes to relocate their offices to the new office space in the Cleveland Athletic Club, with their current first floor location on Huron Road backfilled with additional retail amenities. The Redeveloper is targeting service-based retail, such as a pharmacy, for the first floor retail at the project.

The total development cost for the project is approximately \$62.8 million. The Redeveloper has incurred significant costs to date, removing asbestos from the property and conducting some interior demolition. The Redeveloper has requested a TIF to address the remaining funding gap, a result of the building's extended vacancy, deferred maintenance needs and the high cost of construction. Many aesthetic features of the athletic club's original space will stay, as the project was awarded Historic Tax Credits as part of the capital stack.

The property is a critical piece to completing the redevelopment of Euclid Avenue, stitching together Downtown and Playhouse Square. The redevelopment of this building will eliminate one of the last major development gaps along Euclid Avenue in this area. In addition, the project will support the residential demand downtown where rental occupancy is near record highs.

Proposed City Assistance

- This ordinance will authorize the Director of Economic Development to enter into a 30-year non-school Tax Increment Finance (TIF) agreement with CAC Project 2014 Limited Liability Company and/or its designee. The City will have declared certain improvements with respect to the project to be a public purpose and exempt 100% of the improvements from real property taxes. The project is subject to a 15-year residential tax abatement, which is intended to have priority over the TIF exemption. The TIF will, in effect, be on the commercial real

estate for the first 15 years and will capture the full value in the remaining 15 years.

- The Redeveloper agrees to make certain improvements to those parcels and make payments in lieu of taxes (PILOTs) equal to the taxes that would have been paid for those parcels but for the TIF. A portion of the PILOTs will be paid to the Cleveland Metropolitan School District in the amount the District would have otherwise received but for the TIF by the County (District payments). The Redeveloper will be responsible for any shortfall of PILOT payments for project costs through a "Minimum Service Payment" requirement.
- This ordinance will authorize the Director of Economic Development to enter into a Cooperative Agreement with the Cleveland-Cuyahoga County Port Authority and to assign the PILOTs, exclusive of the District payments, and the Minimum Service Payments to the Port Authority to provide the necessary gap financing for the project.

Economic Impact

- 219 new residents
- Creation of 6 jobs and retention of 20 jobs in the City of Cleveland
- 190 estimated construction jobs
- Project estimates \$544,678 in new annual property taxes for the School District
- Project estimates \$340,322 in new annual City tax revenue generated from residents and new employees
- Over the 30-year term of the TIF, the project estimates \$8.2 Million in property taxes generated for the School District and \$10.2 Million in income and residence taxes for the City.

City Requirements

- Subject to Chapter 187: MBE/FBE/CSB requirements
- Subject to Chapter 188: Fannie Lewis Cleveland Residential Employment Law
- Subject to a Workforce Development Agreement for all new jobs
- Subject to a Community Benefits Agreement

Section 3. That, under Section 5709.41 of the Revised Code, Redeveloper, or the owners of the Real Property, shall make service payments in lieu of the exempt taxes to the Cuyahoga County Treasurer for a period of thirty years; the payments shall be charged and collected in the same manner, and in an amount not less than the taxes that would have been paid had the Improvements not been exempt from taxation.

Section 4. That a portion of the service payments collected under

this ordinance shall be distributed by the Cuyahoga County Treasurer to the Treasurer of the District in the amount of the taxes that would have been payable to the District had the Improvements not been exempt from taxation.

Section 5. That the Director of Economic Development is authorized to enter into an agreement or agreements with Redeveloper and a cooperative agreement or agreements with the Cleveland-Cuyahoga County Port Authority (the "Port Authority") and/or the Redeveloper in a manner not materially adverse to the City to provide for the terms of the exemption and of the service payment requirements described in this ordinance, minimum service payment obligations necessary to support the gap financing to be provided by the Port Authority ("Port Gap Financing") for the redevelopment of the Real Property pursuant to this ordinance, assignment of a portion of the service payments (exclusive of amounts to be paid to the District) and all of the minimum service payments to the Port Authority to provide revenues in support of the Port Gap Financing, and agreements or instruments securing the payments described in this ordinance, all of which agreements and/or instruments shall contain those terms contained in or required by this ordinance.

Section 6. That under Section 5709.43 of the Revised Code, there is hereby established the CAC Project Urban Redevelopment Tax Increment Equivalent Fund into which shall be deposited service payments in lieu of taxes which shall be used for the purposes described in this ordinance, or File, or for other economic development purposes as determined by the Director of Economic Development.

Section 7. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in open meetings of this Council, and any of its committees that resulted in formal action were in meetings open to the public in compliance with the law.

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

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

Ord. No. 1213-17.

By Mayor Jackson and Council Members Brancatelli and Kelley.

An emergency ordinance to make additional appropriations of Eight Million Dollars (\$8,000,000) in the General Fund for residential and commercial demolitions.

Whereas, there is an identified need for expanded demolition services citywide; and

Whereas, part of the City's enhanced services include residential and commercial demolition; and

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

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

Section 1. That there is appropriated the additional revenue as set forth in the Amended Official Certificate of Estimated Resources previously unappropriated as follows:

| | | |
|--------------------------|-------------|---------------------------|
| GENERAL FUND | | <u>\$8,000,000</u> |
| TOTAL GENERAL FUND | | <u>\$8,000,000</u> |
| GENERAL FUND | | |
| NONDEPARTMENTAL | | |
| Transfers to Other Funds | | \$8,000,000 |
| II. Other Expenses | \$8,000,000 | |
| TOTAL NONDEPARTMENTAL | | <u>\$8,000,000</u> |
| TOTAL GENERAL FUND | | <u>\$8,000,000</u> |
| TOTAL ALL FUNDS | | <u><u>\$8,000,000</u></u> |

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

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

Ord. No. 1214-17.

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Sections 30 and 36 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

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

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

Section 1. That the following:

Section 30 of Ordinance No. 323-15 passed March 30, 2015, as amended by Ordinance No. 189-17, passed March 20, 2017, and

Section 36 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 1022-16, passed September 26, 2016,

are amended to read as follows:

Section 30. That the salaries and the compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

| | Minimum | Maximum |
|--|------------------|------------------|
| 1. Animal Adoption/Volunteer Coordinator | \$20,800.00 | \$48,231.90 |
| 2. Assessments Analyst | 20,800.00 | 56,638.27 |
| 3. Assistant Buyer | 28,722.00 | 47,300.00 |
| 4. Budget Analyst..... | 20,800.00 | 58,534.37 |
| 5. Buyer | 20,800.00 | 53,516.01 |
| 6. Canine Enrichment Specialist..... | 31,000.00 | 37,440.00 |
| 7. Civil Service Examiner II | 20,800.00 | 53,765.27 |
| 8. Civil Service Examiner III | 20,800.00 | 66,723.40 |
| 9. Civil Service Examiner IV..... | 20,800.00 | 68,738.45 |
| 10. Docket Clerk..... | 20,800.00 | 40,109.95 |
| 11. Health Outreach Specialist..... | 34,008.00 | 54,308.80 |
| 12. Indoor Air Quality Specialist..... | 34,008.00 | 54,308.80 |
| 13. Junior Personnel Assistant | 20,800.00 | 43,469.45 |
| 14. Legal Secretary..... | 20,800.00 | 50,700.42 |
| 15. Mailing Specialist | 20,800.00 | 55,734.65 |
| 16. Misdemeanor Investigator | 20,800.00 | 52,489.70 |
| 17. Office Manager | 20,800.00 | 54,845.04 |
| 18. Paralegal..... | 20,800.00 | 48,254.00 |
| 19. Personnel Assistant..... | 20,800.00 | 52,381.41 |
| 20. Private Secretary to Director..... | 20,800.00 | 52,504.47 |
| 21. Risk Associate I..... | 42,640.00 | 56,680.00 |
| 22. Senior Personnel Assistant | 20,800.00 | 55,388.98 |

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:

| | Minimum | Maximum |
|---|----------------|----------------|
| 1. Accounts Payable Manager..... | \$22,333.40 | \$77,171.05 |
| 2. Airport Operations Superintendent..... | 23,333.40 | 72,693.58 |
| 3. Airport Security Coordinator | 23,333.40 | 70,234.84 |
| 4. Assistant Airport Safety Chief/ Training Officer | 23,333.40 | 70,234.84 |

| | | | |
|-----|--|------------------|------------------|
| 5. | Human Resources Program Planning & Management Specialist | 22,333.40 | 70,234.84 |
| 6. | Assistant Manager of Stage | 22,333.40 | 70,234.84 |
| 7. | Chief Engineer-Traffic..... | 22,333.40 | 81,827.04 |
| 8. | Chief of Air Pollution Outreach | 34,008.00 | 82,706.96 |
| 9. | Chief of Bureau of Accounts and Collections..... | 22,333.40 | 85,000.00 |
| 10. | Chief of Bureau of Smoke Abatement..... | 22,333.40 | 70,234.84 |
| 11. | Chief of Tax Auditing Bureau..... | 22,333.40 | 85,000.00 |
| 12. | Chief of Tax Records Bureau | 22,333.40 | 70,234.84 |
| 13. | Chief Senior Electric Switchboard Operator..... | 22,333.40 | 88,335.12 |
| 14. | Deputy Commissioner of Purchases and Supplies..... | 22,333.40 | 83,008.39 |
| 15. | Grants Administrator..... | 22,333.40 | 83,008.39 |
| 16. | Health Center Director..... | 22,333.40 | 83,008.39 |
| 17. | Human Resources Fiscal Administrator..... | 22,333.40 | 70,234.84 |
| 18. | Income Tax Financial Supervisor..... | 22,333.40 | 70,234.84 |
| 19. | Manager of Assigned Maintenance..... | 22,333.40 | 81,827.04 |
| 20. | Manager of Parks and Recreation Research and Planning..... | 22,333.40 | 81,827.04 |
| 21. | Manager of Parks and Urban Forestry | 22,333.40 | 81,827.04 |
| 22. | Manager of Site Development..... | 22,333.40 | 81,827.04 |
| 23. | Prevailing Wage Coordinator | 27,193.50 | 74,349.61 |
| 24. | Project Director..... | 22,333.40 | 88,646.98 |
| 25. | Programming Supervisor..... | 22,333.40 | 70,234.84 |
| 26. | Superintendent of Sidewalks..... | 22,333.40 | 70,234.84 |
| 27. | Warehouse Inventory Manager..... | 22,333.40 | 88,646.98 |
| 28. | Water Business Plan Assistant Manager..... | 22,333.40 | 88,646.98 |

Section 2. That the following:

Section 30 of Ordinance No. 323-15 passed March 30, 2015, as amended by Ordinance No. 189-17, passed March 20, 2017, and

Section 36 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 1022-16, passed September 26, 2016, are repealed.

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

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

**Ord. No. 1215-17.
By Mayor Jackson and Council Member Kelley.**

An emergency ordinance authorizing the Mayor, or his designee, to enter into agreement with the National Forum of Black Public Administrators to host and sponsor the NFBPA Forum 2018 in Cleveland and authorizing various directors to accept grants and gifts, issue permits, or to enter agreements necessary to host and support the Forum in Cleveland in 2018.

Whereas, the City of Cleveland ("City") has been selected by the National Forum of Black Public Administrators ("NFBPA") to hold its 2018 National Forum for Black Public Administrators (the "Forum"); and

Whereas, the NFBPA is a professional membership organization dedicated to the advancement of Black leadership in the public sector; and

Whereas, the NFBPA has over 2,500 members representing more than 350 jurisdictions and 40 local chapters in 37 states; and

Whereas, the mission of the NFBPA is to strengthen the position of Blacks within the field of public administration, to increase the number of Blacks appointed to executive positions in public service organizations, and to prepare younger, aspiring administrators for senior public management positions in future years; and

Whereas, the Forum is a four day dynamic professional training experience that will attract delegates, visitors and media to the City and offers workshops in a variety of topical issues critical to public service

management and professional development; and

Whereas, the Cleveland Chapter of the NFBPA was established in 1989 and is the local contact to bring the NFBPA's annual conference and its training and educational activities to Cleveland in 2018; and

Whereas, City managers will be able to participate in the Forum's workshops, share in creative idea-generating experiences, and be exposed to valuable networking opportunities; and

Whereas, this Council supports the efforts of the Administration to host and sponsor the Forum in Cleveland in 2018; 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 any Code provision or ordinance to the contrary, the Mayor, or his designee, is authorized to enter into one or more agreements with the NFBPA or the NFBPA's Cleveland Chapter to host and sponsor the Forum in Cleveland in 2018.

Section 2. That the directors of the various departments, as applicable to the duties of their respective departments, are authorized to apply for and accept any gifts or grants from public or private entities available to assist in hosting and sponsoring the Forum, to file all papers and execute all documents necessary to receive the funds accepted under this ordinance, and upon

acceptance of the funds by the appropriate director, they shall be appropriated for the purposes set forth in this ordinance.

Section 3. That the directors of the various departments, as applicable to the duties of their respective departments, are authorized to issue permits, licenses, or other authorizations and to enter into agreements as necessary for the City to host and sponsor the Forum.

Section 4. That the cost of any expenditure incurred under this ordinance, including all contracts, shall be paid from the fund or funds to which are credited any grant funds or gifts received under this ordinance and from any other funds that are appropriated for this purpose as determined by the Director of Finance.

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

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

**Ord. No. 1216-17.
By Council Members Zone and Kelley (by departmental request).**

An emergency ordinance to amend Section 3 of Ordinance No. 299-14, passed April 28, 2014, as amended by Ordinance No. 246-17, passed June 5, 2017, relating to an agreement with

Cuyahoga County for booking, housing, and other related services of City prisoners.

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

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

Section 1. That Section 3 of Ordinance No. 299-14, passed April 28, 2014, as amended by Ordinance No. 246-17, passed June 5, 2017, is amended to read as follows:

Section 3. That the Director of Public Safety is authorized to pay the County during the Transition period two payments of **\$2,801,706.99, for a total of \$5,603,413.98**, for non-recurring start-up expenses necessary for the County to effectuate the takeover of all City Prisoner operations in accordance with the terms and conditions of the agreement.

Section 2. That existing Section 3 of Ordinance No. 299-14, passed April 28, 2014, as amended by Ordinance No. 246-17, passed June 5, 2017, is repealed.

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

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

Ord. No. 1217-17.

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

An emergency ordinance authorizing the Director of Public Utilities to consent to assignment of Contract No. RCD 2016-3 from Forterra Pressure Pipe, Inc. to TPG Pressure, Inc. dba Thompson Pipe Group - Pressure.

Whereas, under Ordinance No. 654-16, passed July 13, 2016, this Council authorized the Director of Public Utilities to enter into one or more requirement contracts without competitive bidding with Forterra Pressure Pipe ("Forterra") for concrete pipe adapters, repair saddles, and accessories, for the Division of Water, Department of Public Utilities; and

Whereas, TPG Pressure, Inc. dba Thompson Pipe Group - Pressure ("Thompson") has purchased Forterra and Forterra wishes to assign all of their rights, obligations, and benefits under Contract No. RCD 2016-3 to Thompson; and

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

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

Section 1. That the Director of Public Utilities is authorized to consent to the name change of the contractor and consents to assignment of Contract No. RCD 2016-3 from Forterra to Thompson.

Section 2. That the Director of Public Utilities is authorized to execute all documents and do all things necessary and appropriate to effect the consent to assignment. A copy

of the assignment shall be filed in the Office of the Commissioner of Accounts.

Section 3. That this assignment shall be prepared by the Director of Law.

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

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

FIRST READING EMERGENCY ORDINANCE READ IN FULL AND PASSED

Ord. No. 1225-17.

By Council Member Griffin.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with the Fairfax Renaissance Development Corporation for the Holiday Food Gift Program through the use of Ward 6 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development be authorized to enter into an agreement effective November 1, 2017 with the Fairfax Renaissance Development Corporation for the Holiday Food Gift Card Program for the public purpose of providing food gift cards to low-to-moderate income residents residing in the city of Cleveland through the use of Ward 6 Casino revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$25,000 and shall be paid from Fund No. 10 SF 188.

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

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

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

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

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 1226-17.

By Council Member Kazy.

An emergency resolution objecting to a New C1 Liquor Permit at 12029 Lorain Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Hunts Convenience, 12029 Lorain Avenue, Cleveland, Ohio 44111, Permit Number 4073863; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New C1 Liquor Permit at Hunts Convenience, 12029 Lorain Avenue, Cleveland, Ohio 44111, Permit Number 4073863, and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

Res. No. 1227-17.
By Council Member Brady.
An emergency resolution objecting to a New C1 Liquor Permit at 3935 West 130th Street.

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Kastamandap, Inc., DBA Big Bell Food, 3935 West 130th Street, Cleveland, Ohio 44111, Permit Number 4505832; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New C1 Liquor Permit at Kastamandap, Inc., DBA Big Bell Food, 3935 West 130th Street, Cleveland, Ohio 44111, Permit Number 4505832, and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives

the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

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

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

Res. No. 1228-17.
By Council Member Reed.
An emergency resolution objecting to a New C1 Liquor Permit at 13020 Miles Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Dolgen Midwest, LLC, DBA Dollar General Store, #19256, 13020 Miles Avenue, Cleveland, Ohio 44105, Permit Number 22348152725; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New C1 Liquor Permit at Dolgen Midwest, LLC, DBA Dollar General Store,

#19256, 13020 Miles Avenue, Cleveland, Ohio 44105, Permit Number 22348152725, and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

SECOND READING EMERGENCY ORDINANCES PASSED

Ord. No. 844-17.

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

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Phase I and Phase II concessions under Contract No. 67743 with Airmall Cleveland, Inc. fka BAA USA, Inc., for the design, construction, lease and management of all retail merchandise and food and beverage concessions facilities at Cleveland Hopkins International Airport; and to amend the contract to change certain terms of Phase I of the contract.

Approved by Directors of Port Control, Finance, Law; Passage recommended by Committees on Transportation, Finance, when amended, as follows:

1. Insert new Section 3 to read as follows:

"Section 3. That the Director of Port Control shall provide an annual report to the Finance Committee on Airmall's development and implementation of their Airport Concession Disadvantaged Business Enterprise program."

2. Renumber existing "Section 3" to new "Section 4".

Amendments agreed to.

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

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

Ord. No. 846-17.

By Mayor Jackson and Council Members Keane and Kelley.

An emergency ordinance to discontinue the Divisions of Cleveland Hopkins International Airport and Burke Lakefront Airport by repealing Sections 139.04, 139.041, 139.05, and 139.051 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1440-80, passed December 15, 1980; to supplement the codified ordinances by enacting new Sections 139.04 and 139.05, relating to the establishment of the Division of Airports and Commissioner of Airports; and to amend Sections 38, 40, and 41 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

Approved by Directors of Port Control, Finance, Law; Passage recommended by Committees on Transportation, Finance, when amended, as follows:

1. In Section 4, at amended Section 38, strike the titles and amounts for the classifications listed at lines 5 and 6 and insert the following:

| | | | |
|------------|--|------------------|-------------------|
| "5. | Assistant Commissioner of Airports..... | 30,214.95 | 114,691.24 |
| 6. | Reserved". | | |

Amendment agreed to.

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

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

Ord. No. 869-17.

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

An emergency ordinance giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio to resurface Chester Avenue from East 93rd to Euclid Avenue and Mayfield Road from Euclid Avenue to the east corporation line; authorizing any other relative agreements; and to cause payment to the State for the City's share of the improvement.

Approved by Directors of Capital Projects, City Planning Commission, Finance, Law; Passage recommended by Committees on Municipal Services and Properties, Finance.

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

Ord. No. 939-17.

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

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. RC 2016-9 with Fabrizi Recycling, Inc. to provide for the rental of heavy-duty equipment, snow removal equipment, and equipment operators.

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

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

Ord. No. 940-17.

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

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. RC 2016-1 with Nachurs Alpine Solutions to provide for FAA-approved deicing chemicals.

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

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

Ord. No. 941-17.

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

An emergency ordinance authorizing the Director of Port Control to exercise the first options to renew various contracts for the requirements for services and materials necessary to maintain and repair vehicles, trucks, and various types of equipment, including labor and installation, for the Department of Port Control.

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

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

Ord. No. 942-17.

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials needed to repair or replace floors and floor coverings at Cleveland Hopkins International Airport and Burke Lakefront Airport, for a period of two years, with two additional one-year options to renew, the first of which shall require additional legislative authority.

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

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

Ord. No. 945-17.

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

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from Cuyahoga County Solid Waste Management District for the 2018-20 Solid Waste Disposal Program.

Approved by Directors of Public Health, Finance, Law; Passage recommended by Committees on Health and Human Services, Finance.

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

Ord. No. 959-17.

By Council Member J. Johnson.

An emergency ordinance designating St. Philip Neri Church, Rectory and School as a Cleveland Landmark.

Approved by Directors of City Planning Commission, Law; Passage recommended by Committee on Development Planning and Sustainability.

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

Ord. No. 994-17.

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

An emergency ordinance authorizing the Director of Port Control to enter into one or more contracts with Engineered Arresting Systems Corp. dba Zodiac Arresting Systems

Corp. for professional services necessary to perform inspections and minor repairs to the engineered arresting systems for the runways at Cleveland Hopkins International Airport and Burke Lakefront Airport.

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

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

Ord. No. 1042-17.

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

An emergency ordinance authorizing the Director of Aging to apply for and accept one or more grants from the Western Reserve Area Agency on Aging for 2018-19 Western Reserve Area Agency on Aging Programs, including Supportive Services and Aging and Disability Resource Center Programs; and authorizing the director to accept gifts from any public or private entity for the purposes of this grant.

Approved by Directors of Aging, Finance, Law; Passage recommended by Committees on Health and Human Services, Finance.

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

Ord. No. 1060-17.

By Council Member Zone.

An emergency ordinance to amend Section 209.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1017-97, passed June 16, 1997, relating to nuisance plants, refuse and surface water.

Approved by Directors of Public Health, Finance, Law; Passage recommended by Committees on Health and Human Services, Finance.

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

Ord. No. 1075-17.

By Mayor Jackson and Council Members K. Johnson and Kelley.

An emergency ordinance to amend Sections 1 and 4 of Ordinance No. 417-17, passed April 24, 2017, relating to the purchase of various on-road vehicles, apparatus, and off-road equipment, cabs, bodies, and accessories, equipment and other after-market items necessary to equip the vehicles.

Approved by Directors of Public Works, Finance, Law; Passage recommended by Committees on Municipal Services and Properties, Finance.

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

Ord. No. 1076-17.

By Mayor Jackson and Council Member Kelley.

An emergency ordinance to amend Section 39 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

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

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

Ord. No. 1080-17.

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

An emergency ordinance authorizing the Director of Port Control to make alterations and modifications in Contract No. PI 2015-022 with Cleveland Construction, Inc. for improvements to the terminal facade and ticket lobby construction project at Cleveland Hopkins International Airport.

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

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

Ord. No. 1087-17.

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

An emergency ordinance authorizing the Director of Public Works to exercise the second option to renew Contract No. CT 7005 PS 2016-140 with Tenable Protective Services, Inc. to provide for security services at the West Side Market Parking Lot and surrounding areas.

Approved by Directors of Public Works, Finance, Law; Passage recommended by Committees on Municipal Services and Properties, Finance.

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

Ord. No. 1187-17.

By Council Member Kelley.

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 113.07 relating to payment for interpreters, translators and other auxiliary aids and services provided by Council pursuant to Title VI of the Civil Rights Act of 1964 and Title II of the Americans with Disabilities Act.

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

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

Ord. No. 1190-17.

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

An emergency ordinance authorizing the Director of Public Health to accept a grant from the Ohio Environmental Protection Agency for 2017-19 financial assistance for the operation of the Division of Air

Quality; authorizing the director to enter into one or more contracts for various services, equipment and supplies, and contracts with various agencies or entities necessary to operate the Division of Air Quality; determining the method of constructing, rehabilitating, renovating, replacing, or otherwise improving air monitoring sites and other similar structures on city-owned and city-leased property; and authorizing the director to enter into one or more contracts to construct the improvement and to design it.

Approved by Directors of Public Health, Finance, Law; Passage recommended by Committees on Health and Human Services, Finance.

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

Ord. No. 1191-17.

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

An emergency ordinance authorizing the Director of Public Health to enter into one or more contracts without competitive bidding with Thermo Scientific Portable Analytical Instruments, Inc. for the purchase of up to five Thermo Scientific Niton five x-ray fluorescence analyzers, for the Division of Environment, Department of Public Health.

Approved by Directors of Public Health, Finance, Law; Passage recommended by Committees on Health and Human Services, Finance.

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

SECOND READING ORDINANCES PASSED

Ord. No. 991-17.

By Council Members Brady and Zone.

An ordinance expanding the coverage area for the West 117th Street Design Review District to include additional parcels along West 112th Street, West 114th Street, West 115th Street, and Franklin Boulevard (Map Change No. 2571).

Approved by Directors of City Planning Commission, Law; Passage recommended by Committee on Development Planning and Sustainability, when amended, as follows:

1. In Section 1, strike the legal description in its entirety and insert:

"Beginning at the intersection of the centerline of West 116th Street and the westerly prolongation of the southerly line of a parcel of land conveyed to Sandor, Joseph by deed dated September 22, 1998 and recorded in Auditor's File Number V98122690039 said parcel also being known as Cuyahoga County's Permanent Parcel Number 001-23-035;

Thence easterly along said westerly prolongation and southerly line to its intersection with the easterly line thereof;

Thence northerly along said easterly line to its intersection with the southerly line of a parcel of land conveyed to Gomez Angel by deed dated January 17, 1984 and recorded in Auditor's File Number V84402220063 said parcel also being known as Cuyahoga County's Permanent Parcel Number 001-23-053;

Thence easterly along said southerly line and its easterly prolongation to its intersection with the centerline of West 114th Street;

Thence southerly along said centerline to its intersection with the westerly prolongation of the southerly line of a parcel of land conveyed to Amra, Fatmeh. By deed dated July 7, 1999 and recorded in Auditor's File Number 199907071181 said parcel also being known as Cuyahoga County's Permanent Parcel Number 001-23-056;

Thence easterly along said westerly prolongation and southerly line and its easterly prolongation to its intersection with the westerly line of a parcel of land conveyed to The Scott Fetzer Co by deed dated March 15, 2002 and recorded in Auditor's File Number 200203151108 said parcel also being known as Cuyahoga County's Permanent Parcel Number 001-23-082;

Thence northerly along said westerly line to its intersection with the northerly line thereof;

Thence easterly along said northerly line and its easterly prolongation to its intersection with the centerline of West 112th Street;

Thence northerly along the centerline of West 112th Street to its intersection with the northwestwesterly prolongation of the northerly line of a parcel of land conveyed to Colombo Enterprises Inc by deed dated August 29, 1975 and recorded in Auditor's File Number V75138680111 said parcel also being known as 001-34-003;

Thence southeasterly along said northwesterly prolongation and northerly line and its southeasterly prolongation to its intersection with the northerly line of a parcel of land conveyed to The Barrett Co., An Ohio by deed dated March 22, 1993 and recorded in Auditor's File Number V9399999999 said parcel also being known as 001-33-012;

Thence southeasterly and northeasterly along said northerly line to its intersection with the southerly line thereof;

Thence southwesterly along said southerly line and its southerly prolongation to its intersection with the centerline of Madison Avenue;

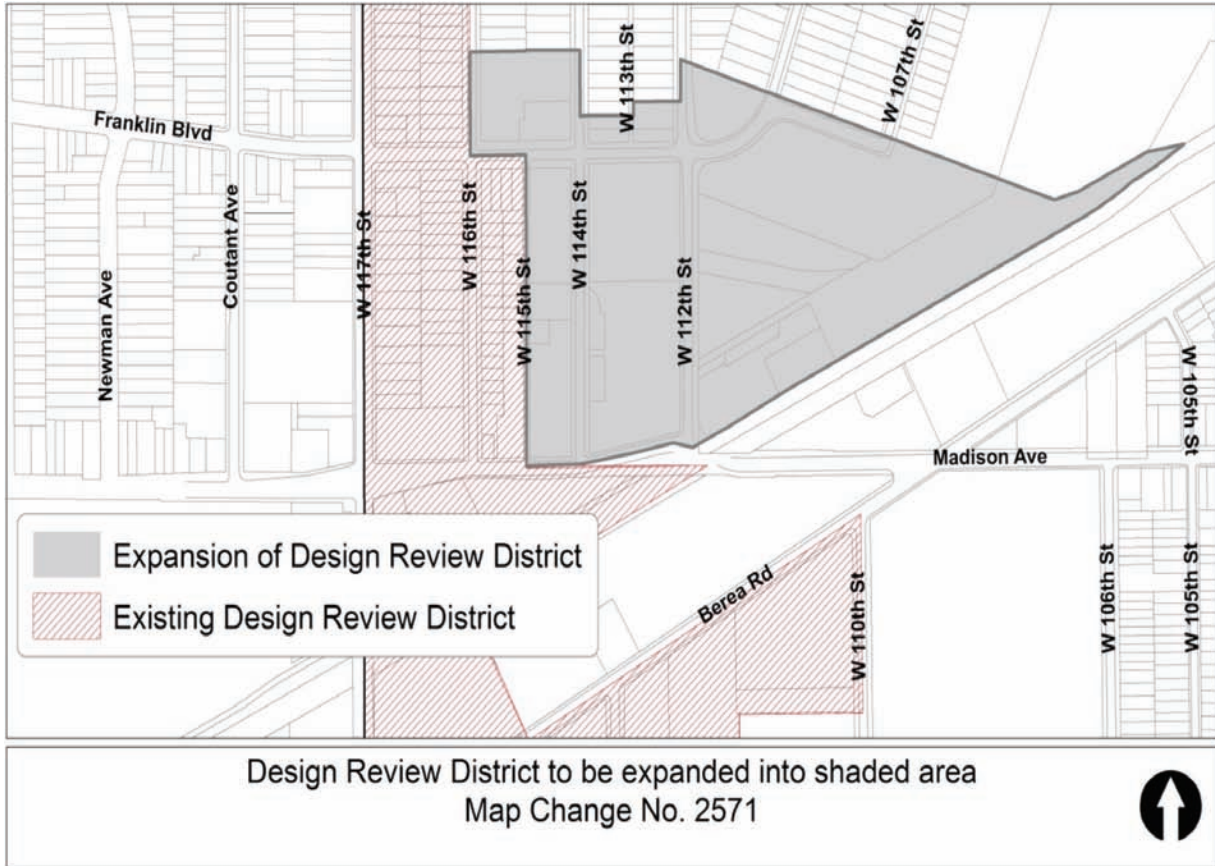
Thence westerly along said centerline to its intersection with the centerline of West 115th Street;

Thence northerly along the centerline of West 115th Street to its intersection with the centerline of Franklin Boulevard;

Thence westerly along said centerline to its intersection with the centerline of West 116th Street;

Thence northerly along said centerline to the place of beginning;"

2. Strike the existing map and replace it with the following:



Amendments agreed to.

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

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

Ord. No. 1064-17.

By Council Member Kazy.

An ordinance changing the use and area districts along Lorain Avenue between West 123rd Street and West 136th Street as identified on the attached map (Map Change No. 2568).

Approved by Directors of City Planning Commission, Law; Passage recommended by Committee on Development Planning and Sustainability.

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

SECOND READING EMERGENCY RESOLUTIONS ADOPTED

Res. No. 1049-17.

By Council Member McCormack.

An emergency resolution declaring the intent to vacate a portion of West 6th Street.

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

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

Res. No. 1210-17.

By Council Members Cummins and Brady.

An emergency resolution urging the United States Congress and the President to take immediate action in their federal relief efforts to assist the over 3.4 million United States citizens who live in Puerto Rico following the devastation of Hurricane Maria on September 20, 2017; and further calling upon the United States Congress to pass and the President to sign legislation allowing an economic hardship exemption for Puerto Rico from the Merchant Marine Act of 1920, commonly known as the "Jones Act".

Approved by Committee on Finance.

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

MOTION

The Council Meeting adjourned at 7:38 p.m. to meet on Monday, October 16, 2017, at 7:00 p.m. in the Council Chamber.



Patricia J. Britt
City Clerk, Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

October 4, 2017

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, October 4, 2017 at 10:35 a.m. with Director Langhenry presiding.

Present: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Absent: Mayor Jackson and Director Dumas.

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

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

Michael Curry, Director, Office of Equal Opportunity.

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

Resolution No. 500-17.

By Director Dumas.

Whereas, under the authority of Ordinance No. 478-16, passed by the Cleveland City Council April 25, 2016, and Board of Control Resolution No. 181-17, adopted April 12, 2017, the City, through the Director of Finance ("Director"), entered into City Contract No. PS2017-145 with Target Learning Solutions, LLC ("Consultant") to provide the professional services and training necessary to implement a Learning Management System for the Department of Public Safety, for a period of three years with three one-year options to renew, for an amount estimated to total approximately \$94,400.00 for each term and optional renewal year; and

Whereas, the estimated total contract amount of \$94,400.00 provided in Resolution No. 181-17 was the cost for the above-mentioned services

and training for Consultant's Police Learning Management module only which the Department of Public Safety obtained under Contract No. PS2017-145; and

Whereas, the City now wishes to additionally obtain the Fire Learning Management module for the Division of Fire and the professional services and training necessary to implement that module including Certification, Qualification Management, ISO Tracking, Assignment Scheduler, Notifications, Reports and Online Training tutorials; and

Whereas, Consultant has proposed by its August 18, 2017 letter to provide the above-described Fire Learning Management Module and the associated services and training for an estimated total compensation of \$69,370.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that Board of Control Resolution No. 181-17, adopted April 12, 2017, is amended by revising the second paragraph to read as follows:

"Be it further resolved that the Director of Finance is authorized to enter into a contract with Target Learning Solutions, LLC, based upon its proposal dated May 5, 2016, which contract shall be prepared by the Director of Law, shall provide that Consultant shall render the above-mentioned professional services as described in the proposal for the Division of Police for a fee not to exceed \$59.00 per police officer per year for each year of the term and any optional renewal year, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest."

Be it further resolved that all other provisions of Resolution No. 181-17 not expressly amended above shall remain unchanged and in full force and effect.

Be it further resolved that the Director is authorized to enter into a first modification to Contract No. PS2017-145 with Target Learning Solutions, LLC, based upon its proposal dated August 18, 2017, to obtain the additional professional services and training necessary to implement a Fire Learning Management System module for the Division of Fire, and increasing the total contract amount by \$89.00 per firefighter per year, thereby increasing the presently estimated total contract amount by approximately \$69,730.00 per year to approximately \$163,770.00. The first modification shall be prepared by the Director of Law and shall include such additional provisions as the Director deems necessary to benefit and protect the public interest.

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 501-17.

By Director Dumas.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on September 1, 2017, for an estimated quantity of various plumbing materials, equipment and supplies, all Items, for the

various Divisions of City government, Department of Finance, under the authority of Section 181.10(a)7, of the Codified Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 502-17.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of Airgas USA, LLC, an estimated quantity of various types of commercial, medical, specialty gases equipment and supplies, Group A, Items 1-29, 31 through 36, and Group B, Items 1-21, for the various divisions of City government, for a period of two years starting upon the later of the execution of a contract, or the day following expiration of the currently effective contract, with two one-year options to renew, received on September 7, 2017, under the authority of Section 181.101(a)11, of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$250,000.00, is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the labor and materials necessary for the specified items.

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

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 503-17.

By Director Davis.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on August 2, 2017 for labor and materials necessary to repair and maintain plate trucks - Group I, for the Division of Water Pollution Control, Department of Public Utilities, under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 504-17.

By Director Kennedy.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following sub-contractor by Columbia Building Products, a subcontractor to

JWT&A, in turn a subcontractor to Ozanne Construction Company, Inc., in turn a subcontractor to Jervis B. Webb Company under City Contract No. PI2015*048 for the public improvement of the Centralized Checked Baggage Inspection System, authorized by Ordinance No. 220-15, passed by the Council of the City of Cleveland on April 13, 2015, and Board of Control Resolution No. 438-15, adopted November 11, 2015, is approved:

| <u>4th Tier Subcontractor</u> | <u>DBE/SBE</u> |
|----------------------------------|----------------|
| <u>%</u> | <u>Amount</u> |
| Olmsted Falls Erecting Co., Ltd. | Non-Certified |
| 0.00 | \$5,000.00 |

Be it further resolved that the employment of the following, subcontractor by Mike McGarry & Sons, a subcontractor to KMU Trucking, in turn a subcontractor to JWT&A, in turn a subcontractor to Ozanne Construction Company, Inc., in turn a subcontractor to Jervis B. Webb Company under City Contract No. PI2015*048, is approved:

| <u>4th Tier Subcontractor</u> | <u>DBE/SBE</u> |
|-------------------------------|----------------|
| <u>%</u> | <u>Amount</u> |
| Tolley Services | Non-Certified |
| 0.00 | \$10,000.00 |

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

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

Resolution No. 505-17.

By Director Kennedy.
Whereas, by Resolution No. 452-17, adopted September 6, 2017, this Board of Control authorized a first modification to City Contract No. PS2016*041 with Anthony Allega Cement Contractor, Inc. ("Allega") for design/build services for the public improvement of the CLE Snow Removal Equipment Storage & Vehicle Maintenance Building Addition; and

Whereas, Resolution No. 452-17 incorrectly stated the City contract number of the design/build agreement with Allega as PS2016*041; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 452-17, adopted by this Board September 6, 2017, authorizing a first modification to City Contract No. PS2016*041 with Anthony Allega Cement Contractor, Inc. for design/build services for the public improvement of the CLE Snow Removal Equipment Storage & Vehicle Maintenance Building Addition and increasing the total contract amount to not to exceed \$17,327,766 is amended by substituting City Contract No. PI2016*041 for City Contract No. PS2016*014 where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 452-17 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson,

Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

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

Resolution No. 506-17.

By Director Kennedy.
Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 583-16, passed by the Council of the City of Cleveland on November 21, 2016, the firm of Convergent Technologies, LLC ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to implement an integrated paperless security badging solution, for a period of two years, for the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with Convergent Technologies, LLC for the above-mentioned services, based upon its proposal dated August 3, 2017, which contract shall be prepared by the Director of Law, shall provide that the compensation to Convergent Technologies, LLC for the services authorized shall not exceed \$447,031.44, and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

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

Resolution No. 507-17.

By Director Kennedy.
Resolved, by the Board of Control of the City of Cleveland that all bids received for the necessary items fencing, including labor and materials for repair and installation, if necessary, all items, for the various division of the Department of Port Control, received on June 14, 2017, under the authority of Ordinance No. 333-16, passed April 25, 2016, are rejected.

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

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

Resolution No. 508-17.

By Director Spronz.
Whereas, Board of Control Resolution No. 480-17, adopted September 20, 2017 under the authority of Ordinance No. 732-14, passed by the Council of the City of Cleveland on June 9, 2014, approving a public improvement contract to C.D. Whitfield Company, LLC for the Fairfax Recreation Center Boiler Replacement, incorrectly included optional

Item A-2 as part of the award; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 480-17 adopted by this Board September 20, 2017, under the authority of Ordinance No. 732-14 passed June 9, 2014, approving a public improvement contract to C.D. Whitfield Company, LLC for the Fairfax Recreation Center Boiler Replacement, is amended by deleting optional Item A-2 from the resolution.

Be it further resolved that all the provisions of Resolution No. 480-17 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

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

Resolution No. 509-17.

By Director Cox.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Valley Ford Truck, Inc., for an estimated quantity of Ford light and medium duty truck parts and labor, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, with two one-year renewal options, received on August 25, 2017 under the authority of Section No. 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$243,250.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

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

Resolution No. 510-17.

By Director Cosgrove.
Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 832-17, passed by the Council of the City of Cleveland on August 16, 2017, Carolyn Smith is selected by the Director of Community Development, as the consultant to be employed by contract to supplement the regularly employed staff of several departments of the City of Cleveland to perform the professional services necessary to provide technical assistance to Storefront Renovation Program applicants located in all areas of the city for calendar year 2018, for the Division of Neighborhood Development,

Department of Community Development.

Be it further resolved that the Director of Community Development is authorized to enter into contract with Carolyn Smith, which shall be prepared by the Director of Law, shall provide for the furnishing of professional services for the Storefront Renovation Program above for the term starting January 1, 2018 and ending December 31, 2018, for an aggregate fee of \$44,000, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 511-17.

By Director Cosgrove.

Whereas, Board of Control Resolution No. 442-16, adopted October 26, 2016, authorized the sale and development of Permanent Parcel No. 112-02-032 to Northeast Ohio Regional Sewer District, as part of the City Land Reutilization Program established under Ordinance No. 2076-76, passed by the Cleveland City Council on October 25, 1976; and

Whereas, in the seventh paragraph, Resolution No. 442-16 incorrectly listed the purchase price of the parcel as "\$450.00"; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 442-16, adopted by this Board October 26, 2016, authorizing the sale and development of Permanent Parcel No. 112-02-032 to Northeast Ohio Regional Sewer District, is amended by substituting "\$3,400.00" for "\$450.00", where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 442-16 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 512-17.

By Director Cosgrove.

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

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 118-10-086 and 118-10-087 located on Dix Court; and

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

Whereas, Cleveland Housing Network, Inc. has proposed to the City to lease the parcels for construction staging; and

Whereas, the following conditions exist:

1. The member of Council from Ward 7 has either approved the proposed lease or has not disapproved or requested a hold within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, to execute a lease for a period up to 2 years for and on behalf of the City of Cleveland with Cleveland Housing Network, Inc. or its designee, for the lease of Permanent Parcel Nos. 118-10-086 and 118-10-087 located on Dix Court, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the lease of the parcels shall be \$1.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 513-17.

By Director Cosgrove.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 111-02-095 located at 502 East 115th Street; and

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

Whereas, Roger Falkner, Jr. has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 10 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and

Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Roger Falkner, Jr. for the sale and development of Permanent Parcel No. 111-02-095 located at 502 East 115th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Director Langhenry, Davis, Acting Directors Szabo, K. Johnson, Directors Gordon, McGrath Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, OCTOBER 23, 2017

9:30 A.M.

Calendar No. 17-282: 7306 Cedar Avenue (Ward 5)
East Cedar Apartments LLC., owner, and Burton, Bell, Carr Development propose to construct a parking lot in a C2 General Business District. The applicant appeals for relief from the strict application of

the following sections of the Cleveland Codified Ordinances:

1. Section 349.05(a) which states that no such parking space shall be located within ten (10) feet of any wall of a residential building the proposed spaces are within three (3) feet of neighbor's house.

2. Section 349.05(b) which states that the separate lot upon which such accessory parking facilities are provided shall be in the same ownership as the building to which the parking facilities are accessory; proposed parking lot is in a different ownership than the apartment building to which it will provide off street parking.

3. Section 349.07(b) which states that accessory off street parking spaces shall be provided with wheel or bumper guards and none are proposed.

4. Section 349.08 which states that where five (5) or more accessory off street parking spaces are provided, and are located on a lot that adjoins a building containing dwelling units, such parking spaces shall be screened from all adjoining lots containing dwelling units, by an opaque wall, a uniformly painted fence of fire-resistant material or strip of land at least four (4) feet wide and densely planted with shrubs that form a dense screen year round. Such wall, fence or shrubs shall be at least three (3) feet, but not more than six (6) feet six (6) inches in height; proposed six (6) feet high fence will be within two (2) feet of a residence and will obstruct light and ventilation provided by windows. (Filed September 15, 2017)

Calendar No. 17-283: 3855 West 19th Street (Ward 12)

Ron Welinsky, owner, proposes to erect a 7' - 11" x 24' - 4" wolmanized wooden open front porch to existing single family residence in a B1 Two-Family Residential District. The applicant appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 357.09(b)(2)(B) which states that the Required Interior side yard minimum is 3 feet and the appellant is proposing 2 feet.

2. Section 357.13(b)(4) which states that open front porches shall not project more than 6 feet and the appellant is proposing 9 feet. This section also states that the porch shall not be less than 10 feet from property line and the appellant is proposing 9 feet and 10 inches. (Filed September 15, 2017)

Violation Notice

Calendar No. 17-285: 9033 Holton Avenue (Ward 6)

Omens MC, Inc., owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from Notice of Violation Number V17020101 issued on June 8, 2017 by the Cleveland Department of Building and Housing (mailed by inspector on August 16, 2017) for failure to comply with Section 349.02 which states that existing off-street parking facilities shall not be voluntarily reduced below the requirements of the Cleveland Codified Ordinances. The appellant can no longer use the leased parking area at 2800

East 90th Street (Drum Services Limited) because the EPA has locked up the area; a parking agreement was a condition of a variance granted in Calendar Number 16-070 to establish the use as a private club. (Filed September 8, 2017)

Calendar No. 17-286: 10622 Hampden Avenue (Ward 9)

Beverly Hawkins, owner, proposes erect 47 linear feet of 4 foot high chain link fence in the front setback area of an existing single family residence. The applicant appeals for relief from the strict application of Section 358.04(c)(1) which states that chain link fence material is not permitted in front yard. (Filed September 18, 2017)

Calendar No. 17-287: 1617 Mayview Avenue (Ward 12)

Anita Nonneman, owner, proposes erect a 22' x 22' one story frame reverse gable garage and a 10' - 3" x 22' one story roof covered open patio area in the Required Rear Yard of an existing single family residence in an A1 One Family Residential District. The owner appeals for relief from the strict application of Section 337.23(a) which states that accessory buildings shall not occupy more than forty percent of the area of the required rear yard. In this case the garage cannot be larger than 384 square feet and the appellant is proposing 710 square feet. (Filed September 19, 2017)

Calendar No. 17-288: 2707 Barber Avenue (Ward 3)

Beta Propco LLC., owner, proposes to change use of an industrial building to 69 dwelling units in a C1 Semi-Industry District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 355.04(b) which states that in a "C" area district the maximum gross floor area of building to be used for residential purpose cannot exceed one half of the lot area. In this case 31,024 maximum square foot floor area is permitted and 56,725 square feet gross floor area proposed.

2. Section 349.04(a) which states that 69 accessory off street parking spaces are required and 59 parking spaces proposed.

3. Section 352.10 which states that a six foot wide landscaped transition strip is required where parking lot abuts street.

4. Section 357.01 which states that side and rear yards are required and none are proposed. Per Section 357.05(a), a five foot side street yard is required along West 30th street and per Section 357.08(b)(2) a 20 foot rear yard is required. (Filed September 19, 2017)

Calendar No. 17-289: 15446 Lakeshore Boulevard (Ward 8)

Lee International Trading Service Inc., owner, proposes to build a parking lot in an E2 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 325.03 which states that the minimum area for an accessory off street parking space is 180 square feet and the appellant is proposing 162 square feet.

2. Section 349.13 which states that parking lots in residential districts must be approved by The Board of Zoning Appeals.

3. Section 352.04 which states that landscaped plan is required and none are proposed.

4. Sections 352.08 through 352.12 which states that a six foot wide landscape frontage strip is required for parking lots over ten spaces. Where a Multi-Family residential district abuts a Local Retail Business District a six foot wide landscaped strip is required where no landscaping is provided. Where a multi-family residential district abuts a single family residential district a four (4) foot wide landscape strip is required and no landscaping is proposed. (Filed September 19, 2017)

POSTPONED FROM SEPTEMBER 18, 2017

Calendar No. 17-247: 8606 Denison Avenue (Ward 14)

WHS Realty, owner, proposes to change use from gas station to car rental facility in a C1 Local Retail Business District. The applicant appeals for relief from the strict application of Section 343.01 which states that Car rental is not permitted in the Local Retail Business District but first permitted in General Retail District. (Filed August 14, 2017 - No Testimony)

First postponement made at the request of the appellant due to a scheduling conflict.

POSTPONED FROM OCTOBER 9, 2017

Violation Notice

Calendar No. 17-271: 4115 Howlett Avenue Ward 3)

Anna Jiminian, tenant, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from Notice of Violation Number V17031844 issued on August 28, 2017 by the Cleveland Department of Building and Housing for failure to comply with Section 327.02(c) of the Cleveland Codified Ordinances which states that there shall be no change, substitution or extension in the use of any building or premises until the required use permit and Certificate of Occupancy has been issued by the Division of Building. (Filed September 7, 2017 - No Testimony)

First postponement made at due to an error in public notice.

REHEARING

Calendar No. 17-214: 5304 Detroit Avenue (Ward 15)

Jose Casiano, owner, proposes to change use from art gallery to bar and restaurant in a C2 Local Retail Business District and a Pedestrian Retail Overlay District (PRO). The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 349.04(f) which states that 14 accessory off street parking spaces are required and no off street parking is proposed.

2. Section 359.01 which states that substitution of nonconforming use requires BZA approval. (Filed July

14, 2017 - Testimony Taken on August 14, 2017)

The board granted a variance to establish use with a 5 year parking lease on August 14, 2017. The parking lease agreement has fallen through and now the appellant wants the variance to be considered without a parking lease.

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, OCTOBER 9, 2017

At the meeting of the Board of Zoning Appeals on Monday, October 9, 2017 the following appeals were scheduled for hearing before the Board and;

The following appeals were **APPROVED:**

Calendar No. 17-221: 3805 Whitman Avenue

Kyle Lawrence, owner, proposes to build a 1,056 square foot two story 25' - 6" high, wood frame garage with second floor storage on a 4,092 square foot lot in an A1 Two-Family Residential District.

Calendar No. 17-269: 4603 Clinton Avenue

Brandon Taseff, owner, proposes to erect a two story 1,285 square foot single family residence with a detached garage on a 7,900 square foot lot in a B1 Two-Family Residential District.

Calendar No. 17-270: 11702 Superior Avenue

Mufeed Abed, owner, proposes to establish use as motor vehicle service garage for motor vehicle minor repair in a C1 Local Retail Business District.

The following appeals were **DENIED:**

None.

The following appeal was **WITHDRAWN:**

Calendar No. 17-272: Pro Terra Inc. 691 East 165th Street.

The following appeal was **DISMISSED:**

Calendar No. 17-268: Life Plan Partners 2621 East 121st Street.

The following cases were **POSTPONED:**

Calendar No. 17-157: James Majors 2333 East 55th Street. Postponed to November 13, 2017.

Calendar No. 17-273: Triskett Properties LTD 3313 West 140th Street. Postponed to November 13, 2017.

Calendar No. 17-274: Nemet Capital LLC 3321 West 140th Street. Postponed to November 13, 2017.

The following cases were heard by the Board of Zoning Appeals on Monday, October 2, 2017 and the decisions were adopted and

approved on Monday, October 9, 2017:

The following appeals were **APPROVED:**

Calendar No. 17-151: 1625 Rockwell Avenue (aka 1425-1555 Rockwell Avenue)

H5 Cleveland LLC, owner, proposes to display a 5,440 square foot billboard/wall mural in a C3 Semi-Industry District and in the Central Business District.

Calendar No. 17-256: 3501 Walton Avenue

Jesus Laboy Trustee, owner, and Cleveland (Fulton) DG, LLC, prospective purchaser, propose to build a Dollar General store on a parcel that is split zoned between B1 Two-Family Residential and C1 General Retail Business; said parcel is also located in an Urban Form Overlay (UFO) District.

Calendar No. 17-265: 4016 Bridge Avenue

Vincent Coleman, owner, proposes to erect a 16' x 10' - 6" two story frame rear living room and bedroom addition to the existing single family residence in a B1 Two-Family Residential District.

Calendar No. 17-266: 1341 West 67th Street

Scott Francis, owner, proposes to erect a 16' x 10' - 6" two story frame rear addition to existing single family residence in a B1 Two-Family Residential District.

Calendar No. 17-284: 1795 West 52nd Street

JMJ North Coast, owner, proposes to erect a 33' x 42' - 4" second story addition with an attached 13' x 20' porte cochere in a B1 Two-Family Residential District.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of October 4, 2017

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

* * *

Docket A-120-17.

RE: Appeal of Lucille White, Owner of the One Dwelling Unit Single-Family Residence Two & One/half Story Frame Property, located on the premises known as 11619 Cromwell Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated May 31, 2017 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until December 1, 2017 to

complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

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

* * *

Docket A-128-17.

RE: Appeal of Marie Bogan, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 2296 East 103rd Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated June 28, 2017 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until August 1, 2018 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

* * *

Docket A-141-17.

RE: Appeal of Nick Simone, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 1958 East 120th Street from a NOTICE OF VIOLATION — NO PERMIT, dated June 30, 2017 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Violation Notice was properly issued and to grant the Appellant until December 1, 2017 to obtain the required permit for the fence. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

* * *

Docket A-143-17.

RE: Appeal of Ronald B. Elkins, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame property, located on the premises known as 6809 Temple Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated July 3, 2017 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly

issued, and to DENY the request for additional time; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

* * *

Docket A-144-17.

RE: Appeal of 127 PS Fee Owner LLC, Owner of the Property, located on the premises known as 127 Public Square from an ABATEMENT ORDER — FIRE CODE, dated June 30, 2017 of the Chief of the Division of Fire, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until December 1, 2017 to complete abatement of the violations, subject to the approval of the Fire Prevention Bureau, and that Violation #2 has been withdrawn by the City. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Bradley.

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

* * *

Docket A-145-17.

RE: Appeal of Water Street Apartment & Condominiums, Owner of the Property, located on the premises known as 1133 West 9th Street from an ABATEMENT ORDER — FIRE CODE, dated July 11, 2017 of the Chief of the Division of Fire, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until December 1, 2017 to complete abatement of the violations. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

* * *

Docket A-146-17.

RE: Appeal of Maritza Lopez, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 12225 Hirst Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated July 13, 2017 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until October 1, 2018 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

Docket A-147-17.

RE: Appeal of Qualawash Holdings, LLC/5301 Grant, LLC, Owner of the Property, located on the premises known as 6551-6601 Grant Avenue from an ABATEMENT ORDER — FIRE CODE, dated July 5, 2017 of the Chief of the Division of Fire, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-147-17 has been POSTPONED; to be rescheduled for November 29, 2017.

* * *

Docket A-148-17.

RE: Appeal of K&D, Owner of the Property, located on the premises known as 230 Huron Road from an ADJUDICATION ORDER, dated July 6, 2017 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to Item 2 — to have all the exit access areas and stairwells sprinklered; and sprinklers installed in all vacant spaces constructed after occupancy as they are occupied; the corridor transfer areas shall be protected with at least a one-hour rating on the walls in the corridors: Item 4 — to waive the requirement for the fire elevator access to each floor and permit the six (6) foot corridor to serve as a transfer area to the upper elevator and lower elevator on each floor since it is technically infeasible. Item 6 — a variance is granted to the requirement for storage tanks and permission to install the pumping system which should be coordinated with the Fire Prevention Bureau. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Maschke.

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

* * *

Docket A-149-17.

RE: Appeal of Cleveland Thermal, LLC, Owner of the Property, located on the premises known as 1901 Hamilton Avenue from an ABATEMENT ORDER — FIRE CODE, dated July 11, 2017 of the Chief of the Division of Fire, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-149-17 has been POSTPONED; to be rescheduled for October 18, 2017.

* * *

Docket A-150-17.

RE: Appeal of WD Downtown Ltd., Owner of the Property, located on the premises known as 621 Johnson Ct. from an ABATEMENT ORDER — FIRE CODE, dated July 12, 2017 of the Chief of the Division of Fire, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until December 1, 2017 to

complete abatement of the violations; the property is REMANDED at this time to the Division of Fire for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

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

* * *

Docket A-153-17.

RE: Appeal of Qualawash Holdings, LLC/5301 Grant, LLC, Owner of the Property, located on the premises known as 6551 Grant Avenue from an ABATEMENT ORDER — FIRE CODE, dated July 12, 2017 of the Chief of the Division of Fire, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-153-17 has been POSTPONED; to be rescheduled for November 29, 2017.

* * *

APPROVAL OF RESOLUTIONS:

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

A-84-17 — The Great Lakes Towing Company
 A-113-17 — Ehab Awadalla
 A-121-17 — Ernesto & Jolynne Perez
 A-123-17 — Joseph Bobeck Sr.
 A-124-17 — Quest Property Management
 A-126-17 — Bradley Building Cleveland, LLC
 A-127-17 — Shaun Yasaki
 A-130-17 — Fadel Properties
 A-131-17 — Asgard Realty, LLC
 A-133-17 — Nick Dionisouloulos
 A-134-17 — Robin Simmons
 A-135-17 — W. 6th St. Partners
 A-138-17 — Ivan Douglas
 A-139-17 — AAPK Construction LLC
 A-140-17 — Cassandra Carter

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

* * *

APPROVAL OF MINUTES:

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

September 20, 2017

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

* * *

JOSEPH F. DENK
 Chairman

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY of CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

FRIDAY, OCTOBER 20, 2017

File No. 151-17 — 2017-2019 Citywide Electrical Items, Materials, Parts and Equipment (Re-Bid), for various Divisions, Department of Finance, as authorized by Ordinance No. 1072-17, passed by the Council of the City of Cleveland, September 25, 2017.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, OCTOBER 12, 2017 AT 3:00 P.M. CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, IN ROOM 18.

NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND,

OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

File No. 152-17 — Labor and Materials Necessary to Repair and Maintain Decorative and Special Lighting on Bridges Item 5 (Re-Bid), for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1277-16, passed by the Council of the City of Cleveland, November 28, 2016.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, FRIDAY, OCTOBER 13, 2017 AT 10:00 A.M. CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, CONFERENCE ROOM A.

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

October 4, 2017 and October 11, 2017

FRIDAY, OCTOBER 27, 2017

File No. 150-17 — Various Recreation Center Improvements Thurgood Marshall Recreation Center Bid package #2 Architectural and Mechanical Improvements for the Division of Architecture and Site Development, Office of Capital Projects, as authorized by Ordinance No. 732-14, passed by the Council of the City of Cleveland, June 9, 2014.

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

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, OCTOBER 12, 2017 AT 10:00 A.M. CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114 IN ROOM 517A.

THERE WILL BE A **MANDATORY** SITE VISIT THURSDAY, OCTOBER 12, 2017 FROM 2-3 P.M. AND MONDAY, OCTOBER 16, 2017 FROM 2-3 P.M. LOCATED AT THURGOOD MARSHALL RECREATION CENTER, 8611 HOUGH AVENUE, CLEVELAND, OHIO 44106.

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

October 4, 2017 and October 11, 2017

WEDNESDAY, NOVEMBER 1, 2017

File No. 153-17 — 2017-2019 Labor and Material Necessary to Install, Recharge, Replace, Repair and Test Fire Extinguishers, for various

Divisions, Department of Finance, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, MONDAY, OCTOBER 23, 2017 AT 2:30 P.M. CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

File No. 154-17 — 2017-2019 Citywide Plumbing Materials, Equipment and Supplies (Re-Bid), for various Divisions, Department of Finance, as authorized by Ordinance No. 1072-17, passed by the Council of the City of Cleveland, September 25, 2017.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, MONDAY, OCTOBER 23, 2017 AT 1:30 P.M. CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, ROOM 18.

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

October 11, 2017 and October 18, 2017

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 1068-17.

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

An emergency resolution appointing an assessment equalization board to hear objections to estimated assessments with respect to the formation of The Cleveland Superior Arts Improvement District and the initial comprehensive services plan for public services and collective marketing for the District, and declaring an emergency.

Whereas, by Resolution No. 834-17, adopted August 16, 2017, this Council approved the formation of The Cleveland Superior Arts Improvement District (the "District") as a new Special Improvement District in the City; accepted petitions from owners of property in the proposed District; approved the Articles of Incorporation of The Cleveland Superior Arts Improvement Corporation; approved the initial comprehensive services plan for public services; declared it necessary to provide cleaning and maintenance of the public rights-of-way, additional security, and collective marketing for the District; and provided for the assessment of the cost and expense of such work upon benefited property in the District; and

Whereas, under the above resolution the estimated assessments for the improvement have been prepared and placed on file in the office of the Clerk of Council as File No. 834-17-A; and

Whereas, notice of the adoption of the resolution and of the filing of

the estimated assessments will be duly served on all property owners to be assessed in the manner provided by law; and

Whereas, written objections to the estimated assessments may be filed by one or more property owners; and

Whereas, under Section 727.16 of the Revised Code, this Council shall appoint an assessment equalization board to hear objections to the proposed assessment by affected landowners, and shall fix the time and place for the hearing by such board of such objections, and the Clerk of Council shall notify, by certified mail, the persons so objecting, of the time and place of such hearing; and

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

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

Section 1. That Lauren Cromwell, Karl Johnson, and Andrew Narten, three disinterested freeholders of the City, and Joseph Boyd and Katherine Zucca, two alternate disinterested freeholders of the City, are appointed as an assessment equalization board to hear and determine all written objections to the estimated assessments heretofore filed with the Clerk of Council under Resolution No. 834-17.

Section 2. That the assessment equalization board shall meet at 3:00 p.m. on Thursday, October 19, 2017, in Room 514, Cleveland City Hall, for the purpose mentioned above, and upon completion of the hearing and any adjournments, shall report its recommendations, including any changes which should be made in the estimated assessments, to this Council.

Section 3. That the Clerk of Council is authorized and directed to notify by certified mail each person who has filed timely written objection to the estimated assessments of the time, date and place of the hearing of the assessment equalization board. Such notice shall be mailed at least five days before the date of such hearing.

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

Adopted October 2, 2017.

Effective October 3, 2017.

Res. No. 1183-17.

By Council Member K. Johnson.
An emergency resolution objecting to a New C1 Liquor Permit at 11511 Kinsman Road.

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #8938, 11511 Kinsman Road, Cleveland, Ohio 44104, Permit Number 26312750685; and

Whereas, the granting of this application for a liquor permit to

this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #8938, 11511 Kinsman Road, Cleveland, Ohio 44104, Permit Number 26312750685, and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted October 2, 2017.

Effective October 3, 2017.

Res. No. 1184-17.

By Council Member Dow.
An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 1930 East 79th Street.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a C2 and C2X

Liquor Permit from Amira Petroleum, Inc., DBA Tayeh Valero, 1930 East 79th Street, Cleveland, Ohio 44103, Permit Number 0173935 to 79 Street Foods, LLC, 1930 East 79th Street, Cleveland, Ohio 44103, Permit Number 7999899; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C2 and C2X Liquor Permit from Amira Petroleum, Inc., DBA Tayeh Valero, 1930 East 79th Street, Cleveland, Ohio 44103, Permit Number 0173935 to 79 Street Foods, LLC, 1930 East 79th Street, Cleveland, Ohio 44103, Permit Number 7999899; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted October 2, 2017.

Effective October 3, 2017.

Res. No. 1185-17.**By Council Member Kelley.****An emergency resolution objecting to a New C1 Liquor Permit at 4172 Pearl Road.**

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #5796, 4172 Pearl Road, Cleveland, Ohio 44134, Permit Number 26312750640; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #5796, 4172 Pearl Road, Cleveland, Ohio 44134, Permit Number 26312750640, and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted October 2, 2017.

Effective October 3, 2017.

Res. No. 1186-17.**By Council Member Zone.****An emergency resolution objecting to the transfer of location of a C2 and C2X Liquor Permit to 7310 Lorain Avenue.**

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of location of a C2 and C2X Liquor Permit from Marwha Corp, DBA Union Supermarket, 7527 Union Avenue, Cleveland, Ohio 44105, Permit Number 5597519 to 7310 Lorain, LLC, 7310 Lorain Avenue, Cleveland, Ohio 44102, Permit Number 2849577; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of location of a C2 and C2X Liquor Permit from Marwha Corp, DBA Union Supermarket, 7527 Union Avenue, Cleveland, Ohio 44105, Permit Number 5597519 to 7310 Lorain, LLC, 7310 Lorain Avenue, Cleveland, Ohio 44102, Permit Number 2849577; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council,

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

Adopted October 2, 2017.

Effective October 3, 2017.

Res. No. 1193-17.**By Council Member Pruitt.****An emergency resolution objecting to a New C1 Liquor Permit at 14235 Kinsman Road.**

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #6821, 14235 Kinsman Road, Cleveland, Ohio 44120, Permit Number 26312750510; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #6821, 14235 Kinsman Road, Cleveland, Ohio 44120, Permit Number 26312750510, and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted October 2, 2017.
Effective October 3, 2017.

Res. No. 1194-17.
By Council Member Pruitt.
An emergency resolution objecting to a New C1 Liquor Permit at 16605 S. Miles Road.

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #10382, 16605 S. Miles Road, Cleveland, Ohio 44128, Permit Number 26312750335; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New C1 Liquor Permit at Family Dollar Stores of Ohio, Inc., DBA Family Dollar #10382, 16605 S. Miles Road, Cleveland, Ohio 44128, Permit Number 26312750335, and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this

resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

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

Adopted October 2, 2017.
Effective October 3, 2017.

Ord. No. 129-17.
By Council Members Polensek, Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located at the intersection of Argus Avenue and East 133rd Street to the Northeast Ohio Regional Sewer District, for purposes of accessing its Heights Hilltop interceptor site.

Whereas, the Director of Capital Projects has requested the sale of the City-owned property to the Northeast Ohio Regional Sewer District (the "Redeveloper") no longer needed for public use and located at Argus Avenue and East 133rd Street for purposes of accessing its Heights Hilltop interceptor site; and

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

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

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

Legal Description for Sublot No. 149

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being Sublot No. 149 in the Bratenahl Allotment of part of Original 100 Acre Lots, No. 351 as shown by the recorded plot in Volume 54 of Maps, Page 1 of Cuyahoga County Records.

Section 2. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to the Redeveloper at a price not less than the appraised value of \$4,225.00, 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.

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

which shall protect the City's interests and shall specifically contain a provision against the erection of any advertising signs or billboards except permitted identification signs.

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

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

Passed October 2, 2017.
Effective October 3, 2017.

Ord. No. 815-17.
By Council Member McCormack.
An emergency ordinance designating the J. Spang Baking Company Building as a Cleveland Landmark.

Whereas, under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, the Cleveland Landmarks Commission (the "Commission"), has proposed to designate the J. Spang Baking Company Building as a landmark; and

Whereas, the owner of the J. Spang Baking Company Building has been properly notified and has consented in writing to the proposed designation; and

Whereas, the Commission has recommended designation of the J. Spang Baking Company Building as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, and safety in that the immediate protection of the historic landmark is necessary to safeguard the special historical, community, or aesthetic interest or value in the landmark; now, therefore

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

Section 1. That the J. Spang Baking Company Building whose street address in the City of Cleveland is 2707 Barber Avenue, Cuyahoga County Auditor's Permanent Parcel Number is 007-25-001, and is also known as the following described property:

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being Sublots No. 39 through 47 in the H. Stone's Addition Subdivision of part of Original Brooklyn Township Tracts Nos. 53 and 68 as shown by the recorded plat in Volume 1, Page 41 of Cuyahoga County Map Records, as appears by said plat, be the same more or less but subject to all legal highways.

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section.

which in its entirety is a property having special character or special historical or aesthetic value as part of the development, heritage, or cultural characteristics of the City,

State, or the United States, is designated a landmark under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976.

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

Passed October 2, 2017.
Effective October 3, 2017.

**Ord. No. 955-17.
By Council Members Zone and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Finance, on behalf of the Community Police Commission, to employ one or more professional consultants to provide the Community Police Commission with organization and operational assistance, to assess and develop a strategic vision and written plan for the commission, and to provide other related services, for a period of one year.

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

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

Section 1. That the Director of Finance, on behalf of the Community Police Commission, 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 the Community Police Commission with organization and operational assistance, to assess and develop a strategic vision and written plan for the commission, and to provide other related services, for a period of one year.

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 Finance, on behalf of the Community Police Commission, from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Finance, on behalf

of the Community Police Commission, 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 and certified by the Director of Finance.

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund No. 01-6010-6320, Request No. RQS 6010, RL 2017-82.

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.

Passed October 2, 2017.
Effective October 3, 2017.

**Ord. No. 960-17.
By Council Member Zone.
An emergency ordinance designating the Liberty H. Ware House as a Cleveland Landmark.**

Whereas, under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, the Cleveland Landmarks Commission (the "Commission"), has proposed to designate the Liberty H. Ware House as a landmark; and

Whereas, a public hearing under division (b)(2) of Section 161.04 was held on May 11, 2017 to discuss the proposed designation of the Liberty H. Ware House as a landmark; and

Whereas, the Commission has recommended designation of the Liberty H. Ware House as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, and safety in that the immediate protection of the historic landmark is necessary to safeguard the special historical, community, or aesthetic interest or value in the landmark; now, therefore

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

Section 1. That the Liberty H. Ware House whose street address in the City of Cleveland is 9400 Detroit Avenue, Cuyahoga County Auditor's Permanent Parcel Number is 001-07-022, and is also known as the following described property:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 2 in B.C. and M.W. Byl's Subdivision of part of Sublot No. 20 in the L.H. Ware's Subdivision, as recorded in Volume 18 of Maps, Page 2 of Cuyahoga County Records, and part of Sublot No. 1 in the Jackson Subdivision as recorded in Volume 16 of Maps, Page 5 of Cuyahoga County Records of part of Original Brooklyn Township Lot No. 12, as shown by the recorded plat in Volume 188 of Maps, Page 34 of Cuyahoga County Records, and bounded and described as follows:

Beginning at the Southeasterly corner of said Sublot No. 2;

Thence Westerly along the Northerly line of Detroit Avenue, 69.80 feet to the Southwesterly corner of Sublot No. 2;

Thence North 5 degrees 12' West, 101.28 feet to a point in the Southerly line of Sublot No. 1 in said Subdivision;

Thence Easterly along the Southerly line of said Sublot No. 1, 17.99 feet to the Southeasterly corner of said Sublot No. 1;

Thence Northerly along the Easterly line of said Sublot No. 1 and the extension Northerly thereof, 116.52 feet to the Northwesterly corner of Sublot No. 2;

Thence Easterly 62.60 feet to the Northeasterly corner thereof;

Thence Southerly along the Easterly line of said Sublot No. 2, 209.54 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section

which in its entirety is a property having special character or special historical or aesthetic value as part of the development, heritage, or cultural characteristics of the City, State, or the United States, is designated a landmark under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976.

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

Passed October 2, 2017.
Effective October 3, 2017.

Ord. No. 1065-17.

By Council Member Kazy.

An ordinance changing the use and area districts north of Lorain Avenue between West 137th Street and West 139th Street as identified on the attached map (Map Change No. 2572).

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

Section 1. That the Use District of lands bounded and described as follows:

Beginning at the intersection of the centerline of Lorain Avenue and the centerline of West 137th Street;

Thence northerly along the centerline of West 137th Street to its intersection with the easterly prolongation of the southerly line of a parcel of land conveyed to Norbert Long by deed dated June 29, 2012 and recorded in Auditor's File Number 201206290893 said parcel also being known as Cuyahoga County's Permanent Parcel Number 021-37-018;

Thence westerly along said prolongation and southerly line to its intersection with the westerly line thereof;

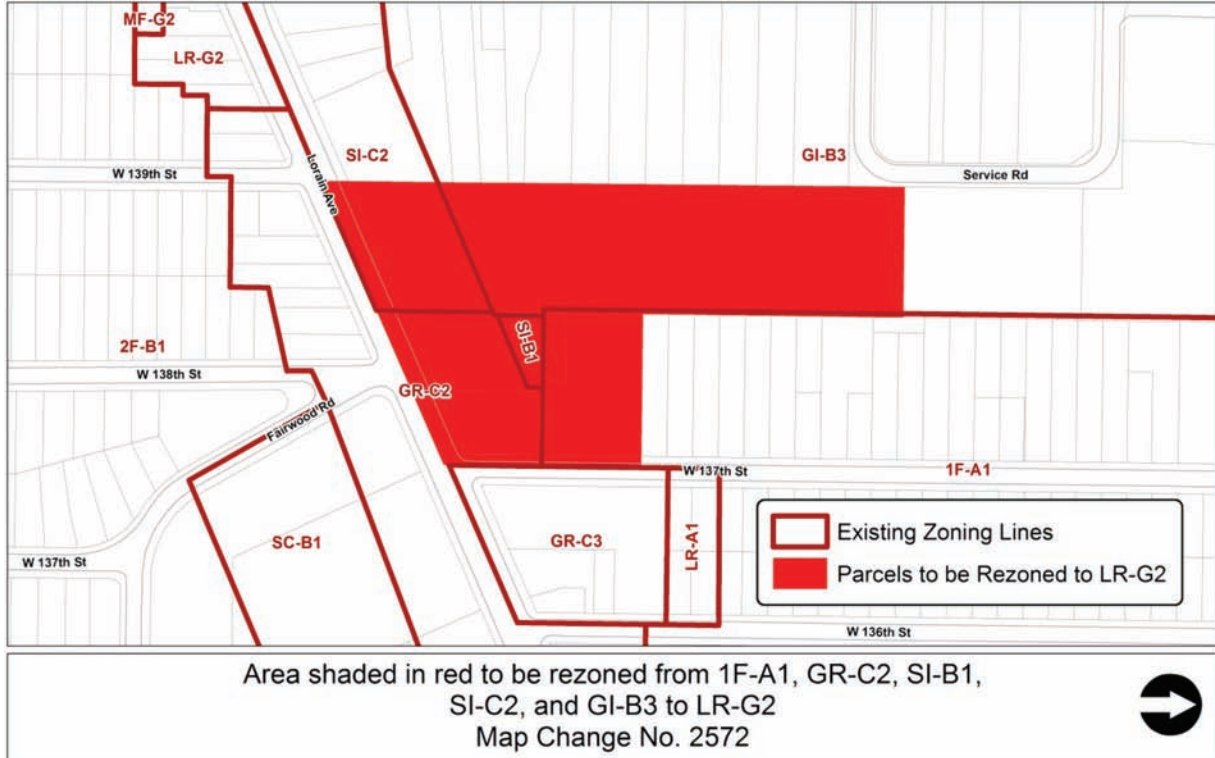
Thence northerly along said westerly line and its northerly prolongation to its intersection with the northerly line of a parcel of land conveyed to Overland Associates by deed dated June 26, 1998 and recorded in Auditor's File Number V98080220020 said parcel also being known as Cuyahoga County's Permanent Parcel Number 021-37-008;

Thence westerly along said northerly line to its intersection with the westerly line thereof;
 Thence southerly along said westerly line and its southerly prolongation to its intersection with the centerline of Lorain Avenue;

Thence northeasterly along the centerline of Lorain Avenue to the place of beginning;
 And as identified on the attached map shall be changed to an 'Local Retail' District, a 'G' Area District and a '2' Height District;

Section 2. That the change of zoning of lands described in Section 1 shall be identified as Map Change No. 2572, and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for this purpose by the City Planning Commission.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



Passed October 2, 2017.
 Effective November 1, 2017.

**Ord. No. 1067-17.
 By Council Members Brancatelli and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of City Planning to apply for and accept one or more grants from the Northeast Ohio Area Coordinating Agency and the Ohio Department of Transportation for the 2017 Transportation for Livable Communities Initiative; authorizing a tri-party agreement with NOACA and the Ohio Department of Transportation; authorizing agreements with various entities; accepting cash donations; and authorizing the Director to employ one or more professional consultants to implement the grant.

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

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

Section 1. That the Director of City Planning is authorized to apply

for and accept one or more grants up to \$100,000 from the Northeast Ohio Area Coordinating Agency ("NOACA") to conduct the 2017 Transportation for Livable Communities Initiative ("TLCI"). That the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the award letter and application for the grant contained in the file described below.

Section 2. That the award letter and application, File No. 000-17-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 sum of \$25,000, or in the alternative, to accept the donation of the cash match from Midtown, Inc. ("Midtown") to be either remitted directly to NOACA from Midtown or pass through the City, is approved in all respects, and shall not be changed without additional legislative authority.

Section 3. That the Director of City Planning is authorized to accept a cash donation from Midtown in an amount up to \$25,000 to be used towards the cash match required to implement the grant authorized in this ordinance. The donated funds shall be deposited into a fund or fund designated by the Director of Finance and are appropriated for this purpose.

Section 4. That the Director of City Planning is authorized to enter into a tri-party agreement with NOACA and the Ohio State Department of Transportation ("ODOT") including but not limited to, the process for approving deliverables, authorizing the direct payment by ODOT to third parties, or entering into interagency agreements if necessary.

Section 5. That the Director of City Planning is authorized to enter into one or more contracts with various entities, including but not limited to, Midtown, Inc. to implement the grant as described in the file.

Section 6. That the Director of City Planning 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 conduct related services necessary to implement the grant as described in the file, including but not limited to, transportation corridor study services.

As required by ODOT, the selection of the consultants for the services must comply with Sections 153.65 through 153.71 of the Ohio Revised Code and Federal Regulations 23 CFR 172. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of City Planning, and certified by the Director of Finance.

Section 7. That the cost of contract or contracts authorized shall be paid directly by ODOT to the parties, from the fund or funds that are credited the proceeds from the grant accepted under this ordinance, from the cash match, or from other fund or funds approved by the Director of Finance.

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

Passed October 2, 2017.

Effective October 3, 2017.

Ord. No. 1081-17.

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

An emergency ordinance authorizing the Director of Public Safety to enter into an amendment to Contract No. PS 2011-214 with Tyler Technologies, Inc. fka New World Corporation to provide mobile field reporting modules to enhance the new Law Enforcement Record Management System; and to extend the term of the contract until June 30, 2018.

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 an amendment to Contract No. PS 2011-214 with Tyler Technologies, Inc. fka New World Corporation to provide mobile field reporting modules to enhance the new Law Enforcement Record Management System ("LERMS"), to implement and provide other services needed under the new Record Management System, and to extend the term of the contract until June 30, 2018. All other terms and conditions contained in the contract shall remain the same.

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

Section 3. That the costs of the contract amendment shall not

exceed \$38,760 and shall be paid from Fund No. 11 SF 006, Request No. RQS 6001, RL 2017-89.

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

Passed October 2, 2017.

Effective October 3, 2017.

Ord. No. 1082-17.

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

An emergency ordinance authorizing the Director of Public Safety to lease certain space located in the Justice Center, 1300 Ontario Street, and a portion of the parking garage to Cuyahoga County for the purpose of the County relocating operations from the Marion Building to the Justice Center for a term of one year, with three one-year options to renew, all exercisable through additional legislative authority.

Whereas, the City of Cleveland owns certain space known as Floors 1, 2, and 4 in the Justice Center, 1300 Ontario Street, and a portion of the parking garage, which is suitable for lease by Cuyahoga County (the "County") for a public use; and

Whereas, the County has proposed to lease the property from the City; and

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

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

Section 1. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Safety is authorized to lease to the County ("Lessee"), certain space known as Floors 1, 2, and 4 in the Justice Center, 1300 Ontario Street, and a portion of the parking garage, which is suitable for lease by Cuyahoga County (the "County") for a public use.

Section 2. That the term of the lease authorized by this ordinance shall not exceed one year, with three-one-year options to renew, all exercisable through additional legislative authority.

Section 3. That the space authorized by this ordinance shall be leased at \$1.00, and other valuable consideration, determined to be fair market value, exclusive of utilities.

Section 4. That the lease may authorize the Lessee to make improvements to the leased premises subject to the approval of appropriate City agencies and officials. The Department of Finance will support the necessary repairs as authorized by the Mayor and City Council in the time frame in which the repairs take place and will segregate funds as appropriate.

Section 5. That the Lease may provide for the City's payment of appropriate utility and other operating costs of the leased premises.

Section 6. That the lease shall be prepared by the Director of Law.

Section 7. That the Director of Public Safety, the 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 the lease authorized by this ordinance.

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

Passed October 2, 2017.

Effective October 3, 2017.

Ord. No. 1083-17.

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

An emergency ordinance authorizing the Director of Public Safety to employ one or more professional consultants to provide tactical training for personnel of the Division of Emergency Medical Service, Department of Public Safety, for a period up to one year.

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

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

Section 1. That the Director of Public Safety 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 tactical training for personnel of the Division of Emergency Medical Service, Department of Public Safety, for a period up to one year.

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

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund No. 13 SF 964, Request No. RQS 6001, RL 2017-90.

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

Passed October 2, 2017.

Effective October 3, 2017.

Ord. No. 1192-17.
By Council Member Griffin.
An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with Larchmere Community Association or with its designated fiscal agent Fairhill Partners for the Larchmere Neighborhood Newsletter Project through the use of Ward 6 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into an agreement effective October 6, 2017 with the Larchmere Community Association or with its designated fiscal agent Fairhill Partners for the Larchmere Neighborhood Newsletter Project for the public purpose of providing a community newspaper promoting community, residential and economic opportunities to residents in Cleveland's Larchmere Neighborhood and the city of Cleveland through the use of Ward 6 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$4,000 and shall be paid from Fund No. 10 SF 188.

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

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

shall take effect and be in force from and after the earliest period allowed by law.

Passed October 2, 2017.
 Effective October 3, 2017.

Ord. No. 1195-17.
By Council Member McCormack.
An emergency ordinance authorizing the issuance of a Mobile Permit to Lennis Gibson of Big Dogs T's and Treats to engage in mobile vending in Ward 3.

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

Whereas, This Council has considered the request of Lennis Gibson of Big Dogs T's and Treats to engage in mobile vending outside of the Central Business district, and has determined that it is in the public interest to allow Lennis Gibson of Big Dogs T's and Treats to engage in mobile vending in Ward 3; and

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

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

Section 1. That this Council consents, as required by, Section 675.08 of the Codified Ordinances to allow to Lennis Gibson of Big Dogs T's and Treats to engage in mobile vending in the public rights of way in Ward 3.

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

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

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

Passed October 2, 2017.
 Effective October 3, 2017.

COUNCIL COMMITTEE MEETINGS

**Monday, October 9, 2017
 9:30 a.m.**

Health and Human Services Committee: Present: Cummins, Chair; Griffin, Vice Chair; Brady, Conwell. *Authorized Absence:* Cleveland, J. Johnson, McCormack.

2:00 p.m.

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

**Tuesday, October 10, 2017
 9:30 a.m.**

Development, Planning and Sustainability Committee: Present: Brancatelli, Chair; Cleveland, Vice Chair; Cummins, Dow, McCormack, Pruitt, Zone.

**Wednesday, October 11, 2017
 10:00 a.m.**

Safety Committee: Present: Zone, Chair; Conwell, Vice Chair; Griffin, Kazy, Keane, McCormack, Polensek.

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O—Ordinance; R—Resolution; F—File
 Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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Aging Department

Authorizing the Director of Aging to apply for and accept one or more grants from the Western Reserve Area Agency on Aging for 2018-19 Western Reserve Area Agency on Aging Programs, including Supportive Services and Aging and Disability Resource Center Programs; and authorizing the director to accept gifts from any public or private entity for the purposes of this grant. (O 1042-17)1730

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Authorizing the Director of the Department of Community Development to enter into agreement with Larchmere Community Association or with its designated fiscal agent Fairhill Partners for the Larchmere Neighborhood Newsletter Project through the use of Ward 6 Casino Revenue Funds. (O 1192-17)**1746**

Authorizing the Mayor, or his designee, to enter into agreement with the National Forum of Black Public Administrators to host and sponsor the NFBPA Forum 2018 in Cleveland and authorizing various directors to accept grants and gifts, issue permits, or to enter agreements necessary to host and support the Forum in Cleveland in 2018. (O 1215-17)1727

To amend Section 3 of Ordinance No. 299-14, passed April 28, 2014, as amended by Ordinance No. 246-17, passed June 5, 2017, relating to an agreement with Cuyahoga County for booking, housing, and other related services of City prisoners. (O 1216-17)1727

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| Authorizing the Director of Port Control to enter into one or more contracts with Engineered Arresting Systems Corp. dba Zodiac Arresting Systems Corp. for professional services necessary to perform inspections and minor repairs to the engineered arresting systems for the runways at Cleveland Hopkins International Airport and Burke Lakefront Airport. (O 994-17) | 1730 |
| Authorizing the purchase by one or more requirement contracts of labor and materials needed to repair or replace floors and floor coverings at Cleveland Hopkins International Airport and Burke Lakefront Airport, for a period of two years, with two additional one year options to renew, the first of which shall require additional legislative authority. (O 942-17) | 1730 |

Capital Projects

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located at the intersection of Argus Avenue and East 133rd Street to the Northeast Ohio Regional Sewer District, for purposes of accessing its Heights Hilltop interceptor site. (O 129-17)1742

Declaring the intent to vacate a portion of West 6th Street. (R 1049-17)1732

Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio to resurface Chester Avenue from East 93rd to Euclid Avenue and Mayfield Road from Euclid Avenue to the east corporation line; authorizing any other relative agreements; and to cause payment to the State for the City's share of the improvement. (O 869-17)1730

Casino Revenue Funds

Authorizing the Director of the Department of Community Development to enter into agreement with Larchmere Community Association or with its designated fiscal agent Fairhill Partners for the Larchmere Neighborhood Newsletter Project through the use of Ward 6 Casino Revenue Funds. (O 1192-17)1746

City of Cleveland Bids

Citywide Plumbing Materials, Equipment and Supplies (Re-bid) — Department of Finance — per Ord. 1072-17 — bid due November 1, 2017 (advertised 10/11/2017 and 10/18/2017) 1739

Citywide Purchases of Various Electrical Materials, Equipment and Supplies 2017-19 (Re-bid) — Department of Finance — per Ord. 1072-17 — bid due October 20, 2017 (advertised 10/4/2017 and 10/11/2017)..... 1739

Decorative and Special Lighting on Bridges (Re-bid) — Department of Public Utilities — Division of Cleveland Public Power — per Ord. 1277-16 — bid due October 20, 2017 (advertised 10/4/2017 and 10/11/2017)..... 1739

Fire Extinguishers (2017-19) — Department of Finance — per C.O. Sec. 181.101 — bid due November 1, 2017 (advertised 10/11/2017 and 10/18/2017) 1739

Thurgood Marshall Recreation Center Architectural and Mechanical Improvements — Office of Capital Projects — Division of Architecture and Site Improvement — per Ord. 732-14 — bid due October 27, 2017 (advertised 10/4/2017 and 10/11/2017) 1739

City Planning Commission

Authorizing the Director of City Planning to apply for and accept one or more grants from the Northeast Ohio Area Coordinating Agency and the Ohio Department of Transportation for the 2017 Transportation for Livable Communities Initiative; authorizing a tri party agreement with NOACA and the Ohio Department of Transportation; authorizing agreements with various entities; accepting cash donations; and authorizing the Director to employ one or more professional consultants to implement the grant. (O 1067-17)1744

Changing the use and area districts along Lorain Avenue between West 123rd Street and West 136th Street as identified on the attached map (Map Change No. 2568). (O 1064-17)1732

Changing the use and area districts north of Lorain Avenue between West 137th Street and West 139th Street as identified on the attached map (Map Change No. 2572). (O 1065-17)1743

Declaring the intent to vacate a portion of West 6th Street. (R 1049-17)1732

Designating St. Philip Neri Church, Rectory and School as a Cleveland Landmark. (O 959-17)1730

Designating the J. Spang Baking Company Building as a Cleveland Landmark. (O 815-17)1742

Designating the Liberty H. Ware House as a Cleveland Landmark. (O 960-17)1743

Expanding the coverage area for the West 117th Street Design Review District to include additional parcels along West 112th Street, West 114th Street, West 115th Street, and Franklin Boulevard (Map Change No. 2571). (O 991-17)1731

Cleveland Hopkins International Airport (CHIA)

Authorizing the Director of Port Control to enter into one or more contracts with Engineered Arresting Systems Corp. dba Zodiac Arresting Systems Corp. for professional services necessary to perform inspections and minor repairs to the engineered arresting systems for the runways at Cleveland Hopkins International Airport and Burke Lakefront Airport. (O 994-17)1730

Authorizing the Director of Port Control to exercise the first option to renew Phase I and Phase II concessions under Contract No. 67743 with Airmall Cleveland, Inc. fka BAA USA, Inc., for the design, construction, lease and management of all retail merchandise and – food and beverage concessions facilities at Cleveland Hopkins International Airport; and to amend the contract to change certain terms of Phase I of the contract. (O 844-17)1729

Authorizing the Director of Port Control to make alterations and modifications in Contract No. PI2015*022 with Cleveland Construction, Inc. for improvements to the terminal facade and ticket lobby construction project at Cleveland Hopkins International Airport. (O 1080-17)1731

Authorizing the purchase by one or more requirement contracts of labor and materials needed to repair or replace floors and floor coverings at Cleveland Hopkins International Airport and Burke Lakefront Airport, for a period of two years, with two additional one year options to renew, the first of which shall require additional legislative authority. (O 942-17)1730

Codified Ordinances

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| To amend Section 209.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1017-97, passed June 16, 1997, relating to nuisance plants, refuse and surface water. (O 1060-17) | 1730 |
| To discontinue the Divisions of Cleveland Hopkins International Airport and Burke Lakefront Airport by repealing Sections 139.04, 139.041, 139.05, and 139.051 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1440-80, passed December 15, 1980; to supplement the codified ordinances by enacting new Sections 139.04 and 139.05, relating to the establishment of the Division of Airports and Commissioner of Airports; and to amend Sections 38, 40, and 41 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 846-17) | 1729 |
| To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 113.07 relating to payment for interpreters, translators and other auxiliary aids and services provided by Council pursuant to Title VI of the Civil Rights Act of 1964 and Title II of the Americans with Disabilities Act. (O 1187-17) | 1731 |

Communications

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| From Director Michael McGrath, Department of Public Safety, City of Cleveland. Notice of acceptance of grant of \$10,000 from The Hartford. (F 1218-17) | 1723 |
| From Ohio Environmental Protection Agency. Public Notice No.-17-10-008, a tentative decision to grant a National Pollutant Discharge Elimination System Permit to ArcelorMittal Cleveland LLC to discharge pollutants into the Cuyahoga River. (F 1219-17) | 1723 |

Community Development

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| Authorizing the Director of the Department of Community Development to enter into agreement with Larchmere Community Association or with its designated fiscal agent Fairhill Partners for the Larchmere Neighborhood Newsletter Project through the use of Ward 6 Casino Revenue Funds. (O 1192-17) | 1746 |
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Community Relations

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| Authorizing the Director of Community Relations to apply for and accept a grant from Cuyahoga County Juvenile Court to conduct the 2018-19 Cleveland Community Diversion Program. (O 1211-17) | 1724 |
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Condolences

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| Condolence Resolution for Adell (Caldwell) Byers (R 1230-17) | 1723 |
| Condolence Resolution for Kathryn B. Jackson (R 1229-17) | 1723 |
| Condolence Resolution for Reverend Joseph L. Blake (R 1231-17) | 1723 |

Congratulations

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| Congratulations Resolution for Charles R. See (R 1233-17) | 1723 |
| Congratulations Resolution for Mt. Nebo Missionary Baptist Church 100th Anniversary (R 1232-17) | 1723 |

Contracts

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| Authorizing the Director of Finance, on behalf of the Community Police Commission, to employ one or more professional consultants to provide the Community Police Commission with organization and operational assistance, to assess and develop a strategic vision and written plan for the commission, and to provide other related services, for a period of one year. (O 955-17) | 1743 |
| Authorizing the Director of Port Control to enter into one or more contracts with Engineered Arresting Systems Corp. dba Zodiac Arresting Systems Corp. for professional services necessary to perform inspections and minor repairs to the engineered arresting systems for the runways at Cleveland Hopkins International Airport and Burke Lakefront Airport. (O 994-17) | 1730 |
| Authorizing the Director of Port Control to exercise the first option to renew Contract No. RC 2016-9 with Fabrizi Recycling, Inc. to provide for the rental of heavy duty equipment, snow removal equipment, and equipment operators. (O 939-17) | 1730 |
| Authorizing the Director of Port Control to exercise the first option to renew Phase I and Phase II concessions under Contract No. 67743 with Airmall Cleveland, Inc. fka BAA USA, Inc., for the design, construction, lease and management of all retail merchandise and food and beverage concessions facilities at Cleveland Hopkins International Airport; and to amend the contract to change certain terms of Phase I of the contract. (O 844-17) | 1729 |
| Authorizing the Director of Port Control to exercise the first options to renew various contracts for the requirements for services and materials necessary to maintain and repair vehicles, trucks, and various types of equipment, including labor and installation, for the Department of Port Control. (O 941-17) | 1730 |
| Authorizing the Director of Port Control to make alterations and modifications in Contract No. PI2015*022 with Cleveland Construction, Inc. for improvements to the terminal facade and ticket lobby construction project at Cleveland Hopkins International Airport. (O 1080-17) | 1731 |

Authorizing the Director of Public Health to enter into one or more contracts without competitive bidding with Thermo Scientific Portable Analytical Instruments, Inc. for the purchase of up to five Thermo Scientific Niton five x ray fluorescence analyzers, for the Division of Environment, Department of Public Health. (O 1191-17)1731

Authorizing the Director of Public Safety to enter into an amendment to Contract No. PS2011*214 with Tyler Technologies, Inc. fka New World Corporation to provide mobile field reporting modules to enhance the new Law Enforcement Record Management System; and to extend the term of the contract until June 30, 2018. (O 1081-17)1745

Authorizing the Director of Public Utilities to consent to assignment of Contract No. RCD 2016-3 from Forterra Pressure Pipe, Inc. to TPG Pressure, Inc. dba Thompson Pipe Group Pressure. (O 1217-17)1728

Authorizing the Director of Public Works to exercise the second option to renew Contract No. CT 7005 PS2016*140 with Tenable Protective Services, Inc. to provide for security services at the West Side Market Parking Lot and surrounding areas. (O 1087-17)1731

Authorizing the purchase by one or more requirement contracts of labor and materials needed to repair or replace floors and floor coverings at Cleveland Hopkins International Airport and Burke Lakefront Airport, for a period of two years, with two additional one year options to renew, the first of which shall require additional legislative authority. (O 942-17)1730

Cooperative Agreement

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with CAC Project 2014 Limited Liability Company, or its designee, and a Cooperative Agreement with the Cleveland Cuyahoga County Port Authority and such company, to provide gap financing needed for the redevelopment of the Cleveland Athletic Club located at 1118-1148 Euclid Avenue; to provide for payments to the Cleveland Metropolitan School District; to declare certain improvements to real property to be a public purpose; and declaring an emergency. (O 1212-17)1724

Cuyahoga County

Authorizing the Director of Community Relations to apply for and accept a grant from Cuyahoga County Juvenile Court to conduct the 2018-19 Cleveland Community Diversion Program. (O 1211-17)1724

To amend Section 3 of Ordinance No. 299-14, passed April 28, 2014, as amended by Ordinance No. 246-17, passed June 5, 2017, relating to an agreement with Cuyahoga County for booking, housing, and other related services of City prisoners. (O 1216-17)1727

Cuyahoga County Port Authority

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with CAC Project 2014 Limited Liability Company, or its designee, and a Cooperative Agreement with the Cleveland Cuyahoga County Port Authority and such company, to provide gap financing needed for the redevelopment of the Cleveland Athletic Club located at 1118-1148 Euclid Avenue; to provide for payments to the Cleveland Metropolitan School District; to declare certain improvements to real property to be a public purpose; and declaring an emergency. (O 1212-17)1724

Division of Air Quality

Authorizing the Director of Public Health to accept a grant from the Ohio Environmental Protection Agency for 2017-19 financial assistance for the operation of the Division of Air Quality; authorizing the director to enter into one or more contracts for various services, equipment and supplies, and contracts with various agencies or entities necessary to operate the Division of Air Quality; determining the method of constructing, rehabilitating, renovating, replacing, or otherwise improving air monitoring sites and other similar structures on city owned and city leased property; and authorizing the director to enter into one or more contracts to construct the improvement and to design it. (O 1190-17)1731

Economic Development Department

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with CAC Project 2014 Limited Liability Company, or its designee, and a Cooperative Agreement with the Cleveland Cuyahoga County Port Authority and such company, to provide gap financing needed for the redevelopment of the Cleveland Athletic Club located at 1118-1148 Euclid Avenue; to provide for payments to the Cleveland Metropolitan School District; to declare certain improvements to real property to be a public purpose; and declaring an emergency. (O 1212-17)1724

Emergency Medical Service Division (EMS)

Authorizing the Director of Public Safety to employ one or more professional consultants to provide tactical training for personnel of the Division of Emergency Medical Service, Department of Public Safety, for a period up to one year. (O 1083-17)1745

Finance Department

Authorizing the Director of Finance, on behalf of the Community Police Commission, to employ one or more professional consultants to provide the Community Police Commission with organization and operational assistance, to assess and develop a strategic vision and written plan for the commission, and to provide other related services, for a period of one year. (O 955-17)1743

To amend Section 39 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 1076-17)1731

To amend Sections 1 and 4 of Ordinance No. 417-17, passed April 24, 2017, relating to the purchase of various on road vehicles, apparatus, and off road equipment, cabs, bodies, and accessories, equipment and other aftermarket items necessary to equip the vehicles. (O 1075-17)1730

To amend Sections 30 and 36 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 1214-17)1726

To discontinue the Divisions of Cleveland Hopkins International Airport and Burke Lakefront Airport by repealing Sections 139.04, 139.041, 139.05, and 139.051 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1440-80, passed December 15, 1980; to supplement the codified ordinances by enacting new Sections 139.04 and 139.05, relating to the establishment of the Division of Airports and Commissioner of Airports; and to amend Sections 38, 40, and 41 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 846-17)1729

To make additional appropriations of Eight Million Dollars (\$8,000,000) in the General Fund for residential and commercial demolitions. (O 1213-17)1725

To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 113.07 relating to payment for interpreters, translators and other auxiliary aids and services provided by Council pursuant to Title VI of the Civil Rights Act of 1964 and Title II of the Americans with Disabilities Act. (O 1187-17)1731

General Fund

To make additional appropriations of Eight Million Dollars (\$8,000,000) in the General Fund for residential and commercial demolitions. (O 1213-17)1725

Grants

Authorizing the Director of Aging to apply for and accept one or more grants from the Western Reserve Area Agency on Aging for 2018-19 Western Reserve Area Agency on Aging Programs, including Supportive Services and Aging and Disability Resource Center Programs; and authorizing the director to accept gifts from any public or private entity for the purposes of this grant. (O 1042-17)1730

Authorizing the Director of City Planning to apply for and accept one or more grants from the Northeast Ohio Area Coordinating Agency and the Ohio Department of Transportation for the 2017 Transportation for Livable Communities Initiative; authorizing a tri party agreement with NOACA and the Ohio Department of Transportation; authorizing agreements with various entities; accepting cash donations; and authorizing the Director to employ one or more professional consultants to implement the grant. (O 1067-17)1744

Authorizing the Director of Community Relations to apply for and accept a grant from Cuyahoga County Juvenile Court to conduct the 2018-19 Cleveland Community Diversion Program. (O 1211-17)1724

Authorizing the Director of Public Health to accept a grant from the Ohio Environmental Protection Agency for 2017-19 financial assistance for the operation of the Division of Air Quality; authorizing the director to enter into one or more contracts for various services, equipment and supplies, and contracts with various agencies or entities necessary to operate the Division of Air Quality; determining the method of constructing, rehabilitating, renovating, replacing, or otherwise improving air monitoring sites and other similar structures on city owned and city leased property; and authorizing the director to enter into one or more contracts to construct the improvement and to design it. (O 1190-17)1731

Authorizing the Director of Public Health to apply for and accept a grant from Cuyahoga County Solid Waste Management District for the 2018-20 Solid Waste Disposal Program. (O 945-17)1730

Authorizing the Mayor, or his designee, to enter into agreement with the National Forum of Black Public Administrators to host and sponsor the NFBPA Forum 2018 in Cleveland and authorizing various directors to accept grants and gifts, issue permits, or to enter agreements necessary to host and support the Forum in Cleveland in 2018. (O 1215-17)1727

From Director Michael McGrath, Department of Public Safety, City of Cleveland. Notice of acceptance of grant of \$10,000 from The Hartford. (F 1218-17)1723

Health Department

Authorizing the Director of Public Health to accept a grant from the Ohio Environmental Protection Agency for 2017-19 financial assistance for the operation of the Division of Air Quality; authorizing the director to enter into one or more contracts for various services, equipment and supplies, and contracts with various agencies or entities necessary to

operate the Division of Air Quality; determining the method of constructing, rehabilitating, renovating, replacing, or otherwise improving air monitoring sites and other similar structures on city owned and city leased property; and authorizing the director to enter into one or more contracts to construct the improvement and to design it. (O 1190-17)1731

Authorizing the Director of Public Health to apply for and accept a grant from Cuyahoga County Solid Waste Management District for the 2018-20 Solid Waste Disposal Program. (O 945-17)1730

Authorizing the Director of Public Health to enter into one or more contracts without competitive bidding with Thermo Scientific Portable Analytical Instruments, Inc. for the purchase of up to five Thermo Scientific Niton five x ray fluorescence analyzers, for the Division of Environment, Department of Public Health. (O 1191-17)1731

To amend Section 209.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1017-97, passed June 16, 1997, relating to nuisance plants, refuse and surface water. (O 1060-17)1730

Holiday Food Gift Card Program

Authorizing the Director of the Department of Community Development to enter into an agreement with the Fairfax Renaissance Development Corporation for the Holiday Food Gift Program through the use of Ward 6 Casino Revenue Funds. (O 1225-17)1728

Human Resources Department

To amend Section 39 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 1076-17)1731

To amend Sections 30 and 36 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 1214-17)1726

Justice Center

Authorizing the Director of Public Safety to lease certain space located in the Justice Center, 1300 Ontario Street, and a portion of the parking garage to Cuyahoga County for the purpose of the County relocating operations from the Marion Building to the Justice Center for a term of one year, with three one-year options to renew, exercisable by the Director of Public Safety. (O 1082-17)1745

Landmark Commission

Designating St. Philip Neri Church, Rectory and School as a Cleveland Landmark. (O 959-17)1730

Designating the J. Spang Baking Company Building as a Cleveland Landmark. (O 815-17)1742

Designating the Liberty H. Ware House as a Cleveland Landmark. (O 960-17)1743

Leases

Authorizing the Director of Public Safety to lease certain space located in the Justice Center, 1300 Ontario Street, and a portion of the parking garage to Cuyahoga County for the purpose of the County relocating operations from the Marion Building to the Justice Center for a term of one year, with three one-year options to renew, exercisable by the Director of Public Safety. (O 1082-17)1745

Liquor Permits

#22348152755. New License Application, C1. Dolgen Midwest LLC, 10390 St. Clair Ave. (Ward 9). (F 1222-17)1723

#3052798. Transfer of Ownership Application, C1 C2 D6. Garas Food Mart, Inc., 7201 Lorain Ave. (Ward 15). (F 1224-17)1723

#4073863. New License Application, C1. Hunts Convenience, 12029 Lorain Ave. (Ward 11). (F 1223-17)1723

#5903433. Transfer of Ownership Application, C2 C2X. Michael Miyako Boyer LLC, 4901 Fleet Ave. (Ward 12). (F 1221-17)1723

#9804492. Stock Application, C2 C2X. Y A Corp, Inc., 2886 Woodhill Rd. (Ward 4). (F 1220-17)1723

Objecting to a New C1 Liquor Permit at 11511 Kinsman Road. (R 1183-17)1740

Objecting to a New C1 Liquor Permit at 12029 Lorain Avenue. (R 1226-17)1728

Objecting to a New C1 Liquor Permit at 13020 Miles Avenue. (R 1228-17)1729

Objecting to a New C1 Liquor Permit at 14235 Kinsman Road. (R 1193-17)1741

Objecting to a New C1 Liquor Permit at 16605 S. Miles Road. (R 1194-17)1742

Objecting to a New C1 Liquor Permit at 3935 West 130th Street. (R 1227-17)1729

Objecting to a New C1 Liquor Permit at 4172 Pearl Road. (R 1185-17)1741

Objecting to the transfer of location of a C2 and C2X Liquor Permit to 7310 Lorain Avenue. (R 1186-17)1741

Objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 1930 East 79th Street. (R 1184-17)1740

Mayor's Office

Authorizing the Mayor, or his designee, to enter into agreement with the National Forum of Black Public Administrators to host and sponsor the NFBPA Forum 2018 in Cleveland and authorizing various directors to accept grants and gifts, issue permits, or to enter agreements necessary to host and support the Forum in Cleveland in 2018. (O 1215-17)1727

Merchant Marine Act of 1920 (The "Jones Act")

Urging the United States Congress and the President to take immediate action in their federal relief efforts to assist the over 3.4 million United States citizens who live in Puerto Rico following the devastation of Hurricane Maria on September 20, 2017; and further calling upon the United States Congress to pass and the President to sign legislation allowing an economic hardship exemption for Puerto Rico from the Merchant Marine Act of 1920, commonly known as the "Jones Act". (R 1210-17)1732

National Forum of Black Public Administrators (NFBPA)

Authorizing the Mayor, or his designee, to enter into agreement with the National Forum of Black Public Administrators to host and sponsor the NFBPA Forum 2018 in Cleveland and authorizing various directors to accept grants and gifts, issue permits, or to enter agreements necessary to host and support the Forum in Cleveland in 2018. (O 1215-17)1727

Northeast Ohio Areawide Coordinating Agency (NOACA)

Authorizing the Director of City Planning to apply for and accept one or more grants from the Northeast Ohio Area Coordinating Agency and the Ohio Department of Transportation for the 2017 Transportation for Livable Communities Initiative; authorizing a tri party agreement with NOACA and the Ohio Department of Transportation; authorizing agreements with various entities; accepting cash donations; and authorizing the Director to employ one or more professional consultants to implement the grant. (O 1067-17)1744

Northeast Ohio Regional Sewer District (NEORS D)

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located at the intersection of Argus Avenue and East 133rd Street to the Northeast Ohio Regional Sewer District, for purposes of accessing its Heights Hilltop interceptor site. (O 129-17)1742

Ohio Department of Transportation (ODOT)

Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio to resurface Chester Avenue from East 93rd to Euclid Avenue and Mayfield Road from Euclid Avenue to the east corporation line; authorizing any other relative agreements; and to cause payment to the State for the City's share of the improvement. (O 869-17)1730

Ohio Environmental Protection Agency (Ohio EPA)

Authorizing the Director of Public Health to accept a grant from the Ohio Environmental Protection Agency for 2017-19 financial assistance for the operation of the Division of Air Quality; authorizing the director to enter into one or more contracts for various services, equipment and supplies, and contracts with various agencies or entities necessary to operate the Division of Air Quality; determining the method of constructing, rehabilitating, renovating, replacing, or otherwise improving air monitoring sites and other similar structures on city owned and city leased property; and authorizing the director to enter into one or more contracts to construct the improvement and to design it. (O 1190-17)1731
From Ohio Environmental Protection Agency. Public Notice No.-17-10-008, a tentative decision to grant a National Pollutant Discharge Elimination System Permit to ArcelorMittal Cleveland LLC to discharge pollutants into the Cuyahoga River. (F 1219-17)1723

Peddlers

Authorizing the issuance of a Mobile Permit to Lennis Gibson of Big Dogs T's and Treats to engage in mobile vending in Ward 3. (O 1195-17)1746

Permits

Authorizing the issuance of a Mobile Permit to Lennis Gibson of Big Dogs T's and Treats to engage in mobile vending in Ward 3. (O 1195-17)1746

Port Control Department

Authorizing the Director of Port Control to enter into one or more contracts with Engineered Arresting Systems Corp. dba Zodiac Arresting Systems Corp. for professional services

necessary to perform inspections and minor repairs to the engineered arresting systems for the runways at Cleveland Hopkins International Airport and Burke Lakefront Airport. (O 994-17)1730

Authorizing the Director of Port Control to exercise the first option to renew Contract No. RC 2016-9 with Fabrizi Recycling, Inc. to provide for the rental of heavy duty equipment, snow removal equipment, and equipment operators. (O 939-17)1730

Authorizing the Director of Port Control to exercise the first option to renew Phase I and Phase II concessions under Contract No. 67743 with Airmall Cleveland, Inc. fka BAA USA, Inc., for the design, construction, lease and management of all retail merchandise and food and beverage concessions facilities at Cleveland Hopkins International Airport; and to amend the contract to change certain terms of Phase I of the contract. (O 844-17)1729

Authorizing the Director of Port Control to exercise the first options to renew various contracts for the requirements for services and materials necessary to maintain and repair vehicles, trucks, and various types of equipment, including labor and installation, for the Department of Port Control. (O 941-17)1730

Authorizing the Director of Port Control to make alterations and modifications in Contract No. PI2015*022 with Cleveland Construction, Inc. for improvements to the terminal facade and ticket lobby construction project at Cleveland Hopkins International Airport. (O 1080-17)1731

Authorizing the purchase by one or more requirement contracts of labor and materials needed to repair or replace floors and floor coverings at Cleveland Hopkins International Airport and Burke Lakefront Airport, for a period of two years, with two additional one year options to renew, the first of which shall require additional legislative authority. (O 942-17)1730

To discontinue the Divisions of Cleveland Hopkins International Airport and Burke Lakefront Airport by repealing Sections 139.04, 139.041, 139.05, and 139.051 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1440-80, passed December 15, 1980; to supplement the codified ordinances by enacting new Sections 139.04 and 139.05, relating to the establishment of the Division of Airports and Commissioner of Airports; and to amend Sections 38, 40, and 41 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 846-17)1729

Professional Services

Authorizing the Director of Finance, on behalf of the Community Police Commission, to employ one or more professional consultants to provide the Community Police Commission with organization and operational assistance, to assess and develop a strategic vision and written plan for the commission, and to provide other related services, for a period of one year. (O 955-17)1743

Authorizing the Director of Port Control to enter into one or more contracts with Engineered Arresting Systems Corp. dba Zodiac Arresting Systems Corp. for professional services necessary to perform inspections and minor repairs to the engineered arresting systems for the runways at Cleveland Hopkins International Airport and Burke Lakefront Airport. (O 994-17)1730

Authorizing the Director of Public Safety to employ one or more professional consultants to provide tactical training for personnel of the Division of Emergency Medical Service, Department of Public Safety, for a period up to one year. (O 1083-17)1745

Public Improvements

Authorizing the Director of Port Control to make alterations and modifications in Contract No. PI2015*022 with Cleveland Construction, Inc. for improvements to the terminal facade and ticket lobby construction project at Cleveland Hopkins International Airport. (O 1080-17)1731

Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio to resurface Chester Avenue from East 93rd to Euclid Avenue and Mayfield Road from Euclid Avenue to the east corporation line; authorizing any other relative agreements; and to cause payment to the State for the City's share of the improvement. (O 869-17)1730

Public Works

Authorizing the Director of Public Works to exercise the second option to renew Contract No. CT 7005 PS2016*140 with Tenable Protective Services, Inc. to provide for security services at the West Side Market Parking Lot and surrounding areas. (O 1087-17)1731

To amend Sections 1 and 4 of Ordinance No. 417-17, passed April 24, 2017, relating to the purchase of various on road vehicles, apparatus, and off road equipment, cabs, bodies, and accessories, equipment and other aftermarket items necessary to equip the vehicles. (O 1075-17)1730

Purchases and Supplies Division

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located at the intersection of Argus Avenue and East 133rd Street to the Northeast Ohio Regional Sewer District, for purposes of accessing its Heights Hilltop interceptor site. (O 129-17)1742

Recognition

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| Recognition Resolution for 4th Annual Cleveland Down Syndrome Day (R 1235-17) | 1724 |
| Recognition Resolution for Brad Mohr (R 1237-17) | 1724 |
| Recognition Resolution for Hannah Mothersbaugh (R 1238-17) | 1724 |
| Recognition Resolution for Lillian Davis Apartments Dedication Ceremony (R 1234-17) | 1724 |
| Recognition Resolution for Troy Brown (R 1236-17) | 1724 |

Resolution of Support

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| Appointing an assessment equalization board to hear objections to estimated assessments with respect to the formation of The Cleveland Superior Arts Improvement District and the initial comprehensive services plan for public services and collective marketing for the District, and declaring an emergency. (R 1068-17) | 1739 |
| Urging the United States Congress and the President to take immediate action in their federal relief efforts to assist the over 3.4 million United States citizens who live in Puerto Rico following the devastation of Hurricane Maria on September 20, 2017; and further calling upon the United States Congress to pass and the President to sign legislation allowing an economic hardship exemption for Puerto Rico from the Merchant Marine Act of 1920, commonly known as the "Jones Act" . (R 1210-17) | 1732 |

Resolutions Miscellaneous

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| Appointing an assessment equalization board to hear objections to estimated assessments with respect to the formation of The Cleveland Superior Arts Improvement District and the initial comprehensive services plan for public services and collective marketing for the District, and declaring an emergency. (R 1068-17) | 1739 |
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Safety Department

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| Authorizing the Director of Public Safety to employ one or more professional consultants to provide tactical training for personnel of the Division of Emergency Medical Service, Department of Public Safety, for a period up to one year. (O 1083-17) | 1745 |
| Authorizing the Director of Public Safety to enter into an amendment to Contract No. PS2011*214 with Tyler Technologies, Inc. fka New World Corporation to provide mobile field reporting modules to enhance the new Law Enforcement Record Management System; and to extend the term of the contract until June 30, 2018. (O 1081-17) | 1745 |
| Authorizing the Director of Public Safety to lease certain space located in the Justice Center, 1300 Ontario Street, and a portion of the parking garage to Cuyahoga County for the purpose of the County relocating operations from the Marion Building to the Justice Center for a term of one year, with three one-year options to renew, exercisable by the Director of Public Safety. (O 1082-17) | 1745 |
| From Director Michael McGrath, Department of Public Safety, City of Cleveland. Notice of acceptance of grant of \$10,000 from The Hartford. (F 1218-17) | 1723 |
| To amend Section 3 of Ordinance No. 299-14, passed April 28, 2014, as amended by Ordinance No. 246-17, passed June 5, 2017, relating to an agreement with Cuyahoga County for booking, housing, and other related services of City prisoners. (O 1216-17) | 1727 |

Salaries

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| To amend Section 39 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 1076-17) | 1731 |
| To amend Sections 30 and 36 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 1214-17) | 1726 |

Street Vacation

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| Declaring the intent to vacate a portion of West 6th Street. (R 1049-17) | 1732 |
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Tax Increment Financing (TIF)

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| Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with CAC Project 2014 Limited Liability Company, or its designee, and a Cooperative Agreement with the Cleveland Cuyahoga County Port Authority and such company, to provide gap financing needed for the redevelopment of the Cleveland Athletic Club located at 1118-1148 Euclid Avenue; to provide for payments to the Cleveland Metropolitan School District; to declare certain improvements to real property to be a public purpose; and declaring an emergency. (O 1212-17) | 1724 |
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Utilities Department

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| Authorizing the Director of Public Utilities to consent to assignment of Contract No. RCD 2016-3 from Forterra Pressure Pipe, Inc. to TPG Pressure, Inc. dba Thompson Pipe Group Pressure. (O 1217-17) | 1728 |
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Vehicles

To amend Sections 1 and 4 of Ordinance No. 417-17, passed April 24, 2017, relating to the purchase of various on road vehicles, apparatus, and off road equipment, cabs, bodies, and accessories, equipment and other aftermarket items necessary to equip the vehicles. (O 1075-17)1730

Ward 01

Condolence Resolution for Adell (Caldwell) Byers (R 1230-17)1723
 Condolence Resolution for Reverend Joseph L. Blake (R 1231-17)1723
 Objecting to a New C1 Liquor Permit at 14235 Kinsman Road. (R 1193-17)1741
 Objecting to a New C1 Liquor Permit at 16605 S. Miles Road. (R 1194-17)1742

Ward 03

Authorizing the issuance of a Mobile Permit to Lennis Gibson of Big Dogs T's and Treats to engage in mobile vending in Ward 3. (O 1195-17)1746
 Declaring the intent to vacate a portion of West 6th Street. (R 1049-17)1732
 Designating the J. Spang Baking Company Building as a Cleveland Landmark. (O 815-17)1742
 Objecting to a New C1 Liquor Permit at 13020 Miles Avenue. (R 1228-17)1729

Ward 04

#9804492. Stock Application, C2 C2X. Y A Corp, Inc., 2886 Woodhill Rd. (Ward 4). (F 1220-17)1723
 Objecting to a New C1 Liquor Permit at 11511 Kinsman Road. (R 1183-17)1740

Ward 05

Recognition Resolution for Lillian Davis Apartments Dedication Ceremony (R 1234-17)1724

Ward 06

Authorizing the Director of the Department of Community Development to enter into agreement with Larchmere Community Association or with its designated fiscal agent Fairhill Partners for the Larchmere Neighborhood Newsletter Project through the use of Ward 6 Casino Revenue Funds. (O 1192-17)1746
 Condolence Resolution for Kathryn B. Jackson (R 1229-17)1723
 Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio to resurface Chester Avenue from East 93rd to Euclid Avenue and Mayfield Road from Euclid Avenue to the east corporation line; authorizing any other relative agreements; and to cause payment to the State for the City's share of the improvement. (O 869-17)1730

Ward 07

Appointing an assessment equalization board to hear objections to estimated assessments with respect to the formation of The Cleveland Superior Arts Improvement District and the initial comprehensive services plan for public services and collective marketing for the District, and declaring an emergency. (R 1068-17)1739
 Objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 1930 East 79th Street. (R 1184-17)1740

Ward 08

Authorizing the Commissioner of Purchases and Supplies to sell City owned property no longer needed for public use located at the intersection of Argus Avenue and East 133rd Street to the Northeast Ohio Regional Sewer District, for purposes of accessing its Heights Hilltop interceptor site. (O 129-17)1742

Ward 09

#22348152755. New License Application, C1. Dolgen Midwest LLC, 10390 St. Clair Ave. (Ward 9). (F 1222-17)1723
 Congratulations Resolution for Mt. Nebo Missionary Baptist Church 100th Anniversary (R 1232-17)1723

Ward 10

Designating St. Philip Neri Church, Rectory and School as a Cleveland Landmark. (O 959-17)1730

Ward 11

#4073863. New License Application, C1. Hunts Convenience, 12029 Lorain Ave. (Ward 11). (F 1223-17)1723

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| Expanding the coverage area for the West 117th Street Design Review District to include additional parcels along West 112th Street, West 114th Street, West 115th Street, and Franklin Boulevard (Map Change No. 2571). (O 991-17) | 1731 |
| Objecting to a New C1 Liquor Permit at 3935 West 130th Street. (R 1227-17) | 1729 |

Ward 12

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| #5903433. Transfer of Ownership Application, C2 C2X. Michael Miyako Boyer LLC, 4901 Fleet Ave. (Ward 12). (F 1221-17) | 1723 |
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Ward 13

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| Appreciation Resolution for Bohdan Chrobak (R 1240-17) | 1724 |
| Appreciation Resolution for John G. Young (R 1239-17) | 1724 |
| Congratulations Resolution for Charles R. See (R 1233-17) | 1723 |
| Objecting to a New C1 Liquor Permit at 4172 Pearl Road. (R 1185-17) | 1741 |

Ward 15

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| #3052798. Transfer of Ownership Application, C1 C2 D6. Garas Food Mart, Inc., 7201 Lorain Ave. (Ward 15). (F 1224-17) | 1723 |
| Designating the Liberty H. Ware House as a Cleveland Landmark. (O 960-17) | 1743 |
| Expanding the coverage area for the West 117th Street Design Review District to include additional parcels along West 112th Street, West 114th Street, West 115th Street, and Franklin Boulevard (Map Change No. 2571). (O 991-17) | 1731 |
| Objecting to the transfer of location of a C2 and C2X Liquor Permit to 7310 Lorain Avenue. (R 1186-17) | 1741 |

Ward 16

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| Changing the use and area districts along Lorain Avenue between West 123rd Street and West 136th Street as identified on the attached map (Map Change No. 2568). (O 1064-17) | 1732 |
| Changing the use and area districts north of Lorain Avenue between West 137th Street and West 139th Street as identified on the attached map (Map Change No. 2572). (O 1065-17) | 1743 |
| Objecting to a New C1 Liquor Permit at 12029 Lorain Avenue. (R 1226-17) | 1728 |
| Recognition Resolution for 4th Annual Cleveland Down Syndrome Day (R 1235-17) | 1724 |
| Recognition Resolution for Brad Mohr (R 1237-17) | 1724 |
| Recognition Resolution for Hannah Mothersbaugh (R 1238-17) | 1724 |
| Recognition Resolution for Troy Brown (R 1236-17) | 1724 |

Waste Collection and Disposal Division

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| Authorizing the Director of Public Health to apply for and accept a grant from Cuyahoga County Solid Waste Management District for the 2018-20 Solid Waste Disposal Program. (O 945-17) | 1730 |
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West Side Market

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| Authorizing the Director of Public Works to exercise the second option to renew Contract No. CT 7005 PS2016*140 with Tenable Protective Services, Inc. to provide for security services at the West Side Market Parking Lot and surrounding areas. (O 1087-17) | 1731 |
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Western Reserve Area Agency On Aging

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| Authorizing the Director of Aging to apply for and accept one or more grants from the Western Reserve Area Agency on Aging for 2018-19 Western Reserve Area Agency on Aging Programs, including Supportive Services and Aging and Disability Resource Center Programs; and authorizing the director to accept gifts from any public or private entity for the purposes of this grant. (O 1042-17) | 1730 |
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Zoning

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| Changing the use and area districts along Lorain Avenue between West 123rd Street and West 136th Street as identified on the attached map (Map Change No. 2568). (O 1064-17) | 1732 |
| Changing the use and area districts north of Lorain Avenue between West 137th Street and West 139th Street as identified on the attached map (Map Change No. 2572). (O 1065-17) | 1743 |
| Expanding the coverage area for the West 117th Street Design Review District to include additional parcels along West 112th Street, West 114th Street, West 115th Street, and Franklin Boulevard (Map Change No. 2571). (O 991-17) | 1731 |