

# The City Record

Official Publication of the Council of the City of Cleveland



December the Fifth, Two Thousand and Eighteen

**Frank G. Jackson**  
Mayor

**Kevin J. Kelley**  
President of Council

**Patricia J. Britt**  
City Clerk, Clerk of Council

**Ward Name**

- 1 Joseph T. Jones
- 2 Kevin L. Bishop
- 3 Kerry McCormack
- 4 Kenneth L. Johnson, Sr.
- 5 Phyllis E. Cleveland
- 6 Blaine A. Griffin
- 7 Basheer S. Jones
- 8 Michael D. Polensek
- 9 Kevin Conwell
- 10 Anthony T. Hairston
- 11 Dona Brady
- 12 Anthony Brancatelli
- 13 Kevin J. Kelley
- 14 Jasmin Santana
- 15 Matt Zone
- 16 Brian Kazy
- 17 Martin J. Keane

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[www.clevelandcitycouncil.org](http://www.clevelandcitycouncil.org)

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Kevin L. Bishop	11729 Miles Avenue, #5	44105
3	Kerry McCormack	1769 West 31st Place	44113
4	Kenneth L. Johnson, Sr.	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44115
6	Blaine A. Griffin	1810 Larchmere Boulevard	44120
7	Basheer S. Jones	1383 East 94th Street	44106
8	Michael D. Polensek	17855 Brian Avenue	44119
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Anthony T. Hairston	423 Arbor Road	44108
11	Dona Brady	1272 West Boulevard	44102
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Jasmin Santana	3535 Marvin Avenue	44109
15	Matt Zone	1228 West 69th Street	44102
16	Brian Kazy	4300 West 143rd Street	44135
17	Martin J. Keane	15907 Colletta Lane	44111

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

### MAYOR – Frank G. Jackson

Sharon Dumas, Interim Chief of Staff

Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer  
 Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs  
 Monyka S. Price, Executive Assistant to the Mayor, Chief of Education  
 Matt Gray, Executive Assistant to the Mayor, Chief of Sustainability  
 Natoya J. Walker Minor, Executive Assistant to the Mayor, Chief of Public Affairs  
 Edward W. Rybka, Executive Assistant to the Mayor, Chief of Regional Development  
 Tracy Martin-Thompson, Executive Assistant to the Mayor, Chief of Prevention, Intervention and Opportunity for Youth and Young Adults

### OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:  
 Architecture and Site Development – Carter Edman, Manager  
 Engineering and Construction – Richard J. Switalski, Manager  
 Real Estate – James DeRosa, Commissioner

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

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

**DEPT. OF LAW** – Barbara A. Langhenry, Director, Gary D. Singletary, Chief Counsel, Ronda G. Curtis, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel, Victor R. Perez, Chief Assistant Prosecutor, Room 106; Robin Wood, Law Librarian, Room 100

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

Natasha Brandt, Manager, Internal Audit  
 DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19  
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
 City Treasury – James Hartley, Treasurer, Room 115  
 Financial Reporting and Control – James Gentile, Controller, Room 18  
 Information Technology and Services – Kimberly Roy-Wilson, Commissioner, 205 W. St. Clair Avenue  
 Purchases and Supplies – Tiffany White, Commissioner, Room 128  
 Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue  
 Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

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

DIVISIONS:  
 Cleveland Public Power – Ivan Henderson, Commissioner  
 Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer  
 Water – Alex Margevicius, Commissioner  
 Water Pollution Control – Rachid Zoghaib, Commissioner

### DEPT. OF PORT CONTROL – Robert Kennedy, Director, Cleveland Hopkins International Airport, 5300 Riverside Drive

DIVISIONS:  
 Burke Lakefront Airport – Khalid Bahhur, Commissioner  
 Cleveland Hopkins International Airport & Burke Lakefront Airport – Khalid Bahhur, Commissioner

### DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:  
 Administration – John Laird, Manager  
 Special Events and Marketing – Tangee Johnson, Manager  
 DIVISIONS:  
 Motor Vehicle Maintenance – Jeffrey Brown, Commissioner  
 Park Maintenance and Properties – Richard L. Silva, Commissioner  
 Parking Facilities – Kim Johnson, Interim Commissioner  
 Property Management – Tom Nagle, Commissioner  
 Recreation – Samuel Gissentaner, Interim Commissioner  
 Streets – Frank D. Williams, Interim Commissioner  
 Traffic Engineering – Robert Mavec, Commissioner  
 Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

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

DIVISIONS:  
 Air Quality – David Heame, Interim Commissioner  
 Environment – Brian Kimball, Commissioner, 75 Erieview Plaza  
 Health – Persis Sosiak, Commissioner, 75 Erieview Plaza

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

DIVISIONS:  
 Animal Control Services – John Baird, Interim Chief Animal Control Officer, 2690 West 7th Street  
 Correction – David Carroll, Interim Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.  
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive  
 Fire – Angelo Calvillo, Chief, 1645 Superior Avenue  
 Police – Calvin D. Williams, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

### DEPT. OF COMMUNITY DEVELOPMENT – Tania Menesse, Director

DIVISIONS:  
 Administrative Services – Joy Anderson, Commissioner  
 Fair Housing and Consumer Affairs Office – John Mahoney, Manager  
 Neighborhood Development – James Greene, Commissioner  
 Neighborhood Services – Louise V. Jackson, Commissioner

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

DIVISIONS:  
 Code Enforcement – Thomas E. Vanover, Commissioner  
 Construction Permitting – Narid Hussain, Commissioner

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

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

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

**COMMUNITY RELATIONS BOARD** – Room 11, Grady Stevenson, Director, Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Kevin L. Bishop, Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Council Member Jasmin Santana, Peter Whitt, Ted Wammes.

**CIVIL SERVICE COMMISSION** – Room 119, Rev. Gregory E. Jordan, President; Michael Flickinger, Vice-President; Barry A. Withers, Interim Secretary; Members: Daniel J. Brennan, India Pierce Lee.

**SINKING FUND COMMISSION** – Frank G. Jackson, President; Council President Kevin J. Kelley; Betsy Hruby, Asst. Sec’y.; Sharon Dumas, Director.

**BOARD OF ZONING APPEALS** – Room 516, Carol A. Johnson, Chairman; Members: Henry Bailey, Myrline Barnes, Kelley Britt, Tim Donovan, Elizabeth Kukla, Secretary.

**BOARD OF BUILDING STANDARDS AND BUILDING APPEALS** – Room 516, Joseph F. Denk, Chairman; Howard Bradley, Patrick M. Gallagher, Robert Maschke, Halim M. Saab, P.E., Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.F. Sullivan.

**BOARD OF REVISION OF ASSESSMENTS** – Law Director Barbara A. Langhenry, President; Finance Director Sharon Dumas, Secretary; Council President Kevin J. Kelley.

**BOARD OF SIDEWALK APPEALS** – Capital Projects Director Matthew Spronz, Law Director Barbara A. Langhenry; Council Member Kenneth L. Johnson.

**BOARD OF REVIEW** – (Municipal Income Tax) – Law Director Barbara A. Langhenry; Public Utilities Director Robert L. Davis; Council President Kevin J. Kelley.

**CITY PLANNING COMMISSION** – Room 501 – Freddy L. Collier, Jr., Director; David H. Bowen, Lillian Kuri, Gloria Jean Pinkney, Council Member Kerry McCormack, Diane Downing, August Fluker, Charles Slife.

**FAIR HOUSING BOARD** – \_\_\_\_\_, Chair; Genesis O. Brown, Daniel Conway, Robert L. Render.

**HOUSING ADVISORY BOARD** – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Lochr, Mark McDermott, Marcia Nolan, David Perkowski, Joan Shaver Washington, Keith Sutton.

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

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

**CLEVELAND LANDMARKS COMMISSION** – Room 519 – Julie Trott, Chair; Giancarlo Calicchia, Vice Chair; Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Robert Strickland, Donald Petit, Secretary, Council Member Basheer S. Jones, Matthew L. Spronz; Michele Anderson, Stephen Harrison, Raymond Tarasuck, Jr.

**AUDIT COMMITTEE** – Yvette M. Ittu, Chairman; Debra Janik, Bracy Lewis, Diane Downing, Donna Sciarappa, Council President Kevin J. Kelley; Law Director Barbara A. Langhenry.

## CLEVELAND MUNICIPAL COURT JUSTICE CENTER – 1200 ONTARIO STREET JUDGE COURTROOM ASSIGNMENTS

Judge	Courtroom
Presiding and Administrative Judge Michelle D. Earley	14-C
Judge Pinkey S. Carr	15-C
Judge Marilyn B. Cassidy	13-A
Judge Emanuella Groves	14-B
Judge Lauren C. Moore	15-A
Judge Michael L. Nelson, Sr.	12-A
Judge Ann Clare Oakar	14-A
Judge Ronald J.H. O’Leary (Housing Court Judge)	13-B
Judge Charles L. Patton, Jr.	13-D
Judge Suzan M. Sweeney	12-C
Judge Jazmin Torres-Lugo	13-C
Judge Shiela Turner McCall	12-B
Judge Joseph J. Zone	14-D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Timothy Lubbe – Housing Court Administrator, Robert J. Furda – Chief Bailiff; Dean Jenkins – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate.

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 105

WEDNESDAY, DECEMBER 5, 2018

No. 5478

## CITY COUNCIL

MONDAY, DECEMBER 3, 2018

The City Record  
Published weekly by the City Clerk,  
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[www.clevelandcitycouncil.org](http://www.clevelandcitycouncil.org)  
Address all communications to  
**PATRICIA J. BRITT**  
City Clerk, Clerk of Council  
216 City Hall

**The following Committees meet at  
the Call of the Chair:**

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

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

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

**FROM OHIO DIVISION OF  
LIQUOR CONTROL**

**File No. 1488-18.**  
RE: #2808241. Stock Application,  
Cl. Foody and Gorcify LLC, 3608  
Woodland Ave. (Ward 5). Received.

**File No. 1489-18.**  
RE: #01630200005. New License  
Application, D5A. American Hospi-  
tality Management, Inc., 6955 Euclid  
Ave. (Ward 7). Received.

### CONDOLENCE RESOLUTIONS

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

**Res. No. 1492-18** — Hon. President  
George H.W. Bush.

**Res. No. 1493-18** — Sara L. Hen-  
dricks.

**Res. No. 1494-18** — Damien Forshe.

### RECOGNITION RESOLUTION

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

**Res. No. 1491-18** — Friendship  
Foundation of American-Viet-  
namese, Inc.

### FIRST READING EMERGENCY ORDINANCES REFERRED

**Ord. No. 1472-18.**  
**By Council Members Johnson and  
Kelley (by departmental request).**

**An emergency ordinance author-  
izing the Director of Public Works to  
enter into an agreement with the  
Children's Hunger Alliance to par-  
ticipate in an after school meal pro-  
gram during the 2019-2020 school  
year at all City recreation centers  
and to reimburse the Children's  
Hunger Alliance for the cost of any  
unserved meals, for a period of one  
year, with a one-year option to  
renew, exercisable by the Director  
of Public Works.**

Whereas, the Ohio Department of  
Education has issued a grant to  
Children's Hunger Alliance to spon-  
sor the Child and Adult Care Food  
Program; and

Whereas, under the Food Pro-  
gram, the Children's Hunger  
Alliance will provide free hot,  
healthy meals to be served after  
school to children 4-18 years of age  
at all City recreation centers; and

Whereas, this ordinance consti-  
tutes an emergency measure provid-  
ing for the usual daily operation of  
a municipal department; now, there-  
fore,

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

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2018-2021

#### MONDAY — Alternating

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

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

#### MONDAY

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

#### TUESDAY

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

#### TUESDAY — Alternating

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

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

#### WEDNESDAY — Alternating

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

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

### OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio  
December 3, 2018

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

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

Also present were: Mayor Frank  
G. Jackson, Interim Chief of  
Staff/Director Sharon Dumas, Chief  
Operating Officer Darnell Brown,  
Chief of Government Affairs Valar-  
ie J. McCall, Chief of Regional  
Development Edward W. Rybka,  
Chief of Education Monyka S. Price,  
Media Relations Director Dan  
Williams, Chief of Sustainability  
Matt Gray, Chief of Public Affairs  
Natoya Walker-Minor, Chief of Pre-  
vention, Intervention and Opportu-  
nity for Youth and Young Adults  
Tracy Martin-Thompson, and Direc-  
tors Langhenry, Davis, Kennedy,  
Spronz, Gordon, McGrath, Cox,  
Menesse, Blue Donald, West, Eber-  
sole, 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  
Zone, the reading of the minutes of  
the last meeting was dispensed with  
and the journal approved. Seconded  
by Council Member B. Jones.

**Section 1.** That the Director of Public Works is authorized to enter into an agreement with the Children's Hunger Alliance to participate in an after school meal program during the 2019-2020 school year at all City recreation centers, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Works.

**Section 2.** That the agreement shall include a provision which

authorizes the reimbursement to the Children's Hunger Alliance for any meals ordered by the recreation centers, but not served, which is an estimated amount of \$5,000.

**Section 3.** That the cost of the agreement is approximately \$5,000 and shall be paid from Fund No. 10 SF 005, RQS 7004, RL 2018-3.

**Section 4.** That this ordinance is declared to be an emergency measure and, provided it receives the

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

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

**Ord. No. 1473-18.**

**By Council Member Kelley (by departmental request).**

**An emergency ordinance to amend Section 53 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications.**

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

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

**Section 1.** That Section 53 of Ordinance No. 323-15, passed March 30, 2015, is amended to read as follows:

**Section 53. Clerk of Court Employees**

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

	<b>Minimum</b>	<b>Maximum</b>
<del>1</del> Chief Deputy Clerk - Full Time.....	<del>\$20,800.00</del>	<del>\$101,147.39</del>
<del>2</del> Chief Deputy Clerk - Part Time.....	<del>0.00</del>	<del>27.89</del>
<del>3</del> Clerk of Court Student Aide.....	<del>0.00</del>	<del>10.51</del>
<b>1. Chief Deputy Clerk - Student Aide and Temp Temporary Positions.....</b>	<b>\$11.60</b>	<b>\$11.94</b>
<b>2. Chief Deputy Clerk - Part Time - Grade 2.....</b>	<b>12.00</b>	<b>65.00</b>
<b>3. Chief Deputy Clerk - Full Time - Grade 3.....</b>	<b>31,200.00</b>	<b>44,289.00</b>
<b>4. Chief Deputy Clerk - Full Time - Grade 4.....</b>	<b>32,240.00</b>	<b>46,171.00</b>
<b>5. Chief Deputy Clerk - Full Time - Grade 5.....</b>	<b>37,683.00</b>	<b>54,178.00</b>
<b>6. Chief Deputy Clerk - Full Time - Grade 6.....</b>	<b>42,387.00</b>	<b>62,607.00</b>
<b>7. Chief Deputy Clerk - Full Time - Grade 7.....</b>	<b>45,005.00</b>	<b>67,396.00</b>
<b>8. Chief Deputy Clerk - Full Time - Grade 8.....</b>	<b>46,180.00</b>	<b>72,600.00</b>
<b>9. Chief Deputy Clerk Administrative Staff.....</b>	<b>46,675.00</b>	<b>101,147.39</b>

**Section 2.** That existing Section 53 of Ordinance No. 323-15, passed March 30, 2015, 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 Human Resources, Finance, Law; Committee on Finance.

**Ord. No. 1474-18.**

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

**An emergency ordinance authorizing the Director of Public Works to enter into one or more contracts with Link2Park, Inc. dba Linkology for professional services necessary to provide software, hardware, training, technical support, and maintenance, for the Parking Access and Revenue Control System for Willard Parking Garage, Gateway Parking Garage and the West Side Market parking lots, for the Division of Parking Facilities, Department of Public Works, for a period of three years, with one two-year option to renew, exercisable by the Director of Public Works.**

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

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

**Section 1.** That the Director of Public Works is authorized to enter into one or more contracts with Link2Park, Inc. dba Linkology for professional services necessary to provide software, hardware, training, technical support maintenance,

including but not limited to, inspections, cleaning, lubricating, equipment adjustment, and parts and labor required for repair or replacement, and on-call maintenance, including equipment, parts, services, and labor necessary to keep the Parking Access and Revenue Control System for Willard Parking Garage, Gateway Parking Garage and the West Side Market parking lots functional and operational, on the basis of their proposal dated July 18, 2018, for the Division of Parking Facilities, Department of Public Works, for a period of three years, with one two-year option to renew, exercisable by the Director of Public Works.

**Section 2.** That the cost of the contract or contracts shall be paid from Fund No. 65 SF 001, Request No. RQS 7008, RLA 2018-55.

**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 Works, Finance, Law; Committees on Municipal Services and Properties, Finance.

**Ord. No. 1487-18.**

**By Council Member Kelley.**

**An emergency ordinance authorizing the Clerk of Council to enter into an agreement with Mita Marketing LLC for the professional services necessary to assist Cleveland City Council with communications and government relations.**

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

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

**Section 1.** That the Clerk of Council is authorized to enter into an agreement with Mita Marketing LLC for the professional services necessary to assist Cleveland City Council with communications and government relations, for a one year period beginning January 1, 2019 and concluding December 31, 2019.

**Section 2.** That the cost of said contract shall not exceed \$60,000 and shall be certified from Fund 01, Dept. 0101, Subfund 001, Object Code 6320.



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

Referred to Committee on Finance.

**Ord. No. 1490-18.**

**By Council Member Kelley.**

**An emergency ordinance authorizing the Council President to enter into an agreement with Cobalt Group, Inc. to provide professional and project management services for the Clerk of Council.**

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

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

**Section 1.** That the Council President is authorized to enter into an agreement with Cobalt Group, Inc. ("Consultant") to provide professional and project management services for the Clerk of Council, including the services set forth in Consultant's Statement of Work, as directed by the Clerk of Council or her designee. This agreement shall be entered into as of January 1, 2019 and shall be for a term of one year, concluding December 31, 2019.

The agreement shall be certified in an amount not to exceed \$66,000.00 from fund 01, dept. 0101, subfund 001, and object code 6320.

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

Referred to Committee on Finance.

**FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED**

**Ord. No. 1475-18.**

**By Council Members Johnson, B. Jones, Polensek, Conwell and Hairston.**

**An emergency ordinance amending Section 2 of Ordinance No. 1411-18 passed November 19, 2018, as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 7, 8, 9 and 10 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 Section 2 of Ordinance No. 1411-18 passed November 19, 2018, is hereby amended to read as follows:

**Section 2.** That the cost of said contract shall be in an amount not

to exceed **\$126,000** and shall be paid from Fund No. 10 SF 188.

**Section 2.** That Section 2 of Ordinance No. 1411-18 passed November 19, 2018, is hereby repealed.

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

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

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

**Ord. No. 1476-18.**

**By Council Members Johnson, Cleveland, Griffin, B. Jones, Polensek, Hairston, Brady, Zone and Keane.**

**An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with the Cleveland Restoration Society for the Heritage Home Program through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds.**

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

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

**Section 1.** That the Director of the Department of Community Development is hereby authorized to enter into agreement effective July 1, 2018, with the Cleveland Restoration Society for the Heritage Home Program for the public purpose of providing housing rehabilitation services to residents residing in the city of Cleveland through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$53,000 and shall be paid from Fund No. 10 SF 188.

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

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

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

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

**Ord. No. 1477-18.**

**By Council Members Kazy and Keane.**

**An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with Bellaire Puri-**

**tas Development Corporation for the Bountiful Basement Holiday Food Basket Program through the use of Wards 16 and 17 Casino Revenue Funds.**

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

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

**Section 1.** That the Director of the Department of Community Development is hereby authorized to enter into agreement with the Bellaire Puritas Development Corporation for the Bountiful Basement Holiday Food Basket Program for the public purpose of providing food baskets to low income families residing in the city of Cleveland through the use of Wards 16 and 17 Casino Revenue Funds.

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

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

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

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

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

**Ord. No. 1478-18.**

**By Council Member Conwell.**

**An emergency ordinance authorizing the Director of the Department of Public Health to enter into an agreement with the Neighborhood Leadership Institute for the Boys to Men Health & Empowerment Program through the use of Ward 9 Casino Revenue Funds.**

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

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

**Section 1.** That the Director of the Department of Public Health is hereby authorized to enter into agreement effective May 5, 2018, with the Neighborhood Leadership Institute for the Boys to Men Health & Empowerment Program for the public purpose of providing health education programming to youth residing in the city of Cleveland through the use of Ward 9 Casino Revenue Funds.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$3,000 and shall be paid from Fund No. 10 SF 188.

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

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

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

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

**Ord. No. 1479-18.**

**By Council Member Bishop.**

**An emergency ordinance authorizing the Director of the Community Relations Board to enter into agreement with the Mt. Pleasant NOW Development Corporation for the Community Engagement Program through the use of Ward 2 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 Community Relations Board is hereby authorized to enter into agreement effective September 1, 2018, with the Mt. Pleasant NOW Development Corporation for the Community Engagement Program for the public purpose of providing educational community workshops on such topics as health, safety, and social support services to city of Cleveland residents through the use of Ward 2 Casino Revenue Funds.

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

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

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

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

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

**Ord. No. 1480-18.**

**By Council Member Griffin.**

**An emergency ordinance authorizing the Director of the Department of Public Health to enter into agreement with the Fairfax Renaissance Development Corporation for the Healthy Community Engagement 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 Public Health to enter into agreement effective November 1, 2018, with the Fairfax Renaissance Development Corporation for the Healthy Community Engagement Program for the public purpose of providing educational workshops on health and wellness activities for city of Cleveland residents through the use of Ward 6 Casino Revenue Funds.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$27,500 and shall be paid from Fund No. 10 SF 188.

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

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

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

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

**Ord. No. 1481-18.**

**By Council Member Polensek.**

**An emergency ordinance authorizing the Director of the Department of Public Health to enter into agreement with the Young Leaders Program for the Young Leaders Youth After-School Program through the use of Ward 8 Casino Revenue Funds.**

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

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

**Section 1.** That the Director of the Department of Public Health is hereby authorized to enter into an agreement effective July 1, 2018, with the Young Leaders Program for the Young Leaders Youth After-School Program for the public purpose of providing health education after-school activities to youth residing in the city of Cleveland through the use of Ward 8 Casino Revenue Funds.

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

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

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

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

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

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

**Ord. No. 1482-18.**

**By Council Member Kelley.**

**An emergency ordinance amending Section 1 of Ordinance No. 961-17, passed August 16, 2017, as amended by Ordinance No. 637-18, passed May 14, 2018, as it pertains to authorizing the Director of the Department of Public Health to enter into an agreement with Ohio University for the Aspiring Doctors Pre-College Program through the use of Ward 13 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 Section 1 of Ordinance No. 961-17, passed August 16, 2017, as amended by Ordinance No. 637-18, passed May 14, 2018, is hereby amended to read as follows:

Section 1. That the Director of the Department of **Public Health** is hereby authorized to enter into agreement effective **January 1, 2019**, with Ohio University for the Aspiring Doctors Pre-College Program for the public purpose of providing educational programming and mentoring for city of Cleveland youth who are interested in a medical career through the use of Ward 13 Casino Revenue Funds.

**Section 2.** That Section 1 of Ordinance No. 961-17, passed August 16, 2017, as amended by Ordinance No. 637-18, passed May 14, 2018, is hereby repealed.

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

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

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

**Ord. No. 1486-18.**

**By Council Member Johnson.**

**An emergency ordinance amending Section 2 of Ordinance No. 1410-18 passed November 19, 2018 as it pertains to authorizing the Director of the Department of Aging to enter into an agreement with Mt. Pleasant NOW Development Corporation for the Southwest Senior Leaf and Snow Removal Program through the use of Ward 4 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 Section 2 of Ordinance No. 1410-18, passed November 19, 2018 is hereby amended to read the following:

Section 2. That the cost of said contract shall be in an amount not to exceed **\$38,400** and shall be paid from Fund No. 10 SF 188.

**Section 2.** That Section 2 of Ordinance No. 1410-18, passed November 19, 2018 is hereby repealed.

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

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

The rules were suspended. Yeas 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. 1483-18.

By Council Member Cleveland.

**An emergency resolution withdrawing objection to a New C2 and D6 Liquor Permit at 2288 East 55th Street, 1st floor unit, and repealing Resolution No. 335-18 objecting to said permit.**

Whereas, this Council objected to a New C2 and D6 Liquor Permit to Fifty Five Deli Express, 2288 East 55th Street, 1st floor unit, Cleveland, Ohio 44103, Permit Number 2714519 by Resolution No. 335-18 adopted by the Council on March 19, 2018; and

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

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

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

**Section 1.** That objection to the New C2 and D6 Liquor Permit to Fifty Five Deli Express, 2288 East 55th Street, 1st floor unit, Cleveland, Ohio 44103, Permit Number 2714519, be and the same is hereby withdrawn and Resolution No. 335-18, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

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. 1484-18.

By Council Member Cleveland.

**An emergency resolution withdrawing objection to a New C1 Liquor Permit at 3420 Prospect Avenue, E., and repealing Resolution No. 866-18 objecting to said permit.**

Whereas, this Council objected to a New C1 Liquor Permit to GoBrands, Inc., DBA Gopuff, 3420 Prospect Avenue, E., Cleveland, Ohio 44115, Permit Number 32935200005 by Resolution No. 866-18 adopted by the Council on July 18, 2018; and

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

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

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

**Section 1.** That objection to the New C1 Liquor Permit to GoBrands, Inc., DBA Gopuff, 3420 Prospect Avenue, E., Cleveland, Ohio 44115, Permit Number 32935200005, be and the same is hereby withdrawn and Resolution No. 866-18, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

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. 1485-18.

By Council Member Kazy.

**An emergency resolution withdrawing objection to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit at 13332-34 Lorain Avenue and repealing Resolution No. 471-18 objecting to said permit.**

Whereas, this Council objected to a transfer of ownership of a D2, D2X, D3, and D3A Liquor Permit to Dale Victor Barber, 13332-34 Lorain Avenue, Cleveland, Ohio 44111, Permanent Number 1972757 by Resolution No. 471-18 adopted by the Council on April 16, 2018; and

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

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

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

**Section 1.** That objection to the transfer of ownership of a D2, D2X, D3, and D3A Liquor Permit to Dale Victor Barber, 13332-34 Lorain Avenue, Cleveland, Ohio 44111, Permanent Number 1972757, be and the same is hereby withdrawn and Resolution No. 471-18, containing such

objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

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. 1121-18.

By Council Members Zone, McCormack and Brancatelli.

An emergency ordinance to supplement the Codified Ordinances of Cleveland Ohio, 1976 by enacting new Sections 341.051, 341.052, 341.053, and 509.21, and by amending Sections 341.05, 352.05, 352.06, 3115.04, 509.14, 509.99, and 510.04, as amended by various ordinances, related to tree preservation and tree protection during construction and by service providers in the public right-of-way, civil penalties for damaged and removed trees, and establishing a Tree Preservation Fund.

Approved by Directors of Public Works, Finance, Law; Passage recommended by Committees on Municipal Services and properties, Finance, when amended, as follows:

1. In the title, line 5, after "Sections" insert "**161.05**".

2. In Section 1, at new Section 341.051(a), line 1, after "development project" insert "**that meets the criteria of Section 341.02 ("development project") and is**".

3. In Section 1, at new Section 341.052(b)(3), strike line 3 in its entirety and insert "**or cracked, unless it is determined that removal of the tree is necessary for the sidewalk repair.**".

4. In Section 1, at new Section 341.052, division (b), reletter subdivision "(7)" to division "**(e)**", and existing division "(c)" to division "**(d)**"; at existing division (c), line 5, strike "reimburse" and insert "**pay**"; and at existing subdivision (7), line 2, after "tree" insert "**under division (b)**".

5. In Section 1, at new Section 341.053(d), line 2, after "All civil fines" insert "**and costs**".

6. In Section 1, at new Section 509.21, at the end of the section add the following new sentence: "**Any person, firm, or corporation may make contributions to the Tree Preservation Fund and the Director of Finance is authorized to accept contributions to the Tree Preservation Fund for the purposes set forth in this section.**"

7. In Section 2, strike lines 1 and 2 in their entirety and insert: "**Section 2. That the following Sections of the Codified Ordinances of Cleveland, Ohio, 1976, are amended: Section 161.05, as amended by Ordinance No. 1486-01, passed March 25, 2002, Section 341.05, as amended by**



Ordinance No. 1827-08, passed"; and after line 8 and before the first existing amended section, insert new amended Section 161.05 to read as follows:

**"Section 161.05 Regulation of Environmental Changes; Certificate of Appropriateness**

No person owning, renting or occupying property which has been designated a landmark or which is situated in a designated landmark district shall make any environmental change in such property unless a certificate of appropriateness has been previously issued by the Commission with respect to such environmental change. The following procedures shall apply to all alterations, demolitions, removals or constructions of such property in the City:

(a) Any application to the ~~Division~~ Department of Building and Housing for a building permit for an environmental change shall also be deemed an application for a certificate of appropriateness, and shall be forwarded to the Commission, together with copies of all detailed plans, designs, elevations, specifications and documents relating thereto, and, for any environmental change on one (1) or more acres of land, and for any environmental change to an apartment, townhome or condominium of four (4) or more units situated on any size parcel of land, a copy of a Tree Preservation Plan meeting the requirements set forth in Section 341.051, within seven (7) days after receipt thereof of the application. An application for a certificate of appropriateness may be filed by the applicant directly with the Commission at the same time that an application for a building permit is filed or in lieu of filing for a building permit, if no building permit is required for the proposed environmental change. The Commissioner of Park Maintenance and Properties or a designee shall review any Tree Preservation Plan and shall notify the Director of Building and Housing of approval or disapproval as set forth in Section 341.051. The general requirements of tree preservation in Section 341.052 shall apply to any person seeking to make an environmental change on one (1) or more acres of land, and to any person seeking to make an environmental change to an apartment, townhome or condominium of four (4) or more units situated on any size parcel of land.

(b) The Commission shall evaluate applications to determine whether or not the environmental change proposed by the applicant will adversely affect any significant historical or aesthetic feature of the property and to determine whether or not the environmental change proposed by the applicant is consistent with the spirit and purposes of this chapter.

(1) In evaluating applications for alterations or construction of property, the Commission shall consider the following standards created by the U.S. Department of the Interior:

A. A property shall be used for its historic purpose or be placed in a new use that requires minimal change to the defining characteristics of the building and its site and environment;

B. The historic character of a property shall be retained and preserved. The removal of historic materials or alternation of features and spaces that characterize a property shall be avoided;

C. Each property shall be recognized as a physical record of its time, place, and use. Changes that create a false sense of historical development, such as adding conjectural features or architectural elements from other buildings, shall not be undertaken;

D. Most properties change over time; those changes that have acquired historic significance in their own right shall be retained and preserved;

E. Distinctive features, finishes, and construction techniques or examples of craftsmanship that characterize a property shall be preserved;

F. Deteriorated historic features shall be repaired rather than replaced. Where the severity of deterioration requires replacement of a distinctive feature, the new feature shall match the old in design, color, texture, and other visual qualities and, where possible, materials. Replacement of missing features shall be substantiated by documentary, physical, or pictorial evidence;

G. Chemical or physical treatments, such as sandblasting, that cause damage to historic materials shall not be used. The surface cleaning of structures, if appropriate, shall be undertaken using the gentlest means possible;

H. Significant archaeological resources affected by a project shall be protected and preserved. If such resources must be disturbed, mitigation measures shall be undertaken;

I. New additions, exterior, alterations, or related new construction shall not destroy historic materials that characterize the property. The new work shall be differentiated from the old and shall be compatible with the massing, size, scale, and architectural features to protect the historic integrity of the property and its environment; and

J. New additions and adjacent or related new construction shall be undertaken in such a manner that if removed in the future, the essential form and integrity of the historic property and its environment would be unimpaired.

(2) In evaluating applications for demolition or removal of property, the Commission shall consider the following standards:

A. The architectural and historic significance of the subject building or structure;

B. The significance of the building or structure in contributing to the architectural or historic character of its environs;

C. In the case of a request to move a building or other structure, the relationship between the location of the subject building or structure and its overall significance;

D. The present and potential economic viability of the subject building or structure, given its physical condition and marketability;

E. If the demolition will remedy conditions imminently dangerous to life, health, or property, as determined in writing by the ~~Division~~ Department of Building and Housing, the Division of Fire or the Department of Public Health; and

F. The appropriateness of the proposed new structure or use and its impact on the surrounding community.

(c) If the Commission finds that the environmental change proposed by the applicant will not adversely affect any significant historical or aesthetic feature of the property and is appropriate and consistent with the spirit and purposes of this chapter, or will remedy conditions imminently dangerous to life, health or property, as determined in writing by the ~~Division~~ Department of Building and Housing or the Division of Fire or the Department of Public Health, then the Commission shall issue a certificate of appropriateness.

(d) If the Commission finds that the environmental change proposed by the applicant will adversely affect any significant historical or aesthetic feature of the property or is inappropriate or inconsistent with the spirit and purposes of this chapter, the Commission may either deny the application or delay action on the application. Any decision to delay action on the application shall be by mutual agreement of the Commission and the applicant and shall be for a period not to exceed six (6) months. During the delay period, the Commission shall conduct further investigation with regard to the proposed environmental change, conduct negotiations with the applicant and any other party in an effort to find a means of preserving the property, or explore alternatives to the proposed environmental change. The Commission may also investigate the feasibility of all available ways and means of preserving the improvement, including without limitation, inducing by contract or other consideration the creation of covenants restricting the use of property, leasing and subleasing the property for the purposes of preservation and acquiring by eminent domain or contract or conveyance all or any part of or interest in the property.

(e) At the end of the delay period, the Commission shall either approve or deny the application, or delay action. A decision to delay action, at the end of one (1) delay period, shall be by mutual agreement of the Commission and the applicant and shall be for a period not to exceed six (6) months. The Commission shall only agree to a second and final delay period if the Commission determines that this additional time period may be useful in securing an alternative to the proposed environmental change. At the end of the second and final delay period, the Commission shall either approve or deny the application for a certificate of appropriateness.

(f) Upon the issuance, denial or a delay in the issuance of a certificate of appropriateness, the Commission shall give written notices of the issuance, denial or delay in the issuance to the applicant and the ~~Division~~ Department of Building and Housing. The Commission shall provide written notice of the issuance, denial or delay in the issuance of a certificate of appropriateness to the applicant and the ~~Division~~ Department of Building and Housing within forty-five (45)



days of the receipt by the Commission of an application from either the applicant or the Division Department of Building and Housing.

(g) If no action has been taken by the Commission on an application for a certificate of appropriateness to approve, deny or delay action within forty-five (45) days after such application has been received by the Commission, the certificate of appropriateness shall be deemed issued.”.

8. In Section 2, in amended Section 510.04(s)(1), line 19, strike “believes” and insert “determines that”.

9. In Section 2, at amended Section 509.99(d)(1), between “(d)” and “(1)” insert “Civil Penalties”; in division (d)(3), line 2, after “charge the civil fines set forth in” insert “division (d) of”; and in division (g), line 1, after “that receives a civil fine under” insert “division (d) of”.

10. In Section 3, strike line 1 in its entirety and insert: “Section 3. That the following existing sections of the Codified Ordinances of Cleveland, Ohio, 1976: Section 161.05, as amended by Ordinance No. 1486-01, passed March 25, 2002, Section 341.05, as”.

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. 1223-18.

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of trees, and labor and materials needed for urban forestry services, including but not limited to, maintaining and planting trees, and removing trees, stumps, and tree waste material, for the Division of Park Maintenance and Properties, Department of Public Works, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Works.

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

The rules were suspended. Yeas 16. Nays 1. Read second time. Read third time in full. Passed. Yeas 16. Nays 1.

Those voting yea: Council Members Bishop, Brady, Brancatelli, Cleveland, Conwell, Griffin, Hairston, B. Jones, J. Jones, Johnson, Keane, Kelley, McCormack, Polensek, Santana, Zone.

Those voting nay: Council Member Kazy.

#### Ord. No. 1242-18.

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

An emergency ordinance determining the method of making the public improvement of repairing, maintaining, and installing asphalt on runways, taxiways, ramps, roadways and other surfaces for the various divisions of the Department of Port Control, and authorizing the

Director of Port Control to enter into one or more public improvement requirement contracts for the making of the improvement, for a period of two years, with two one-year options to renew, the first of which shall require additional legislative authority.

Approved by Directors of Port Control, City Planning Commission, 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. 1321-18.

By Council Member B. Jones.

An emergency ordinance designating the Morris A. Bradley Carriage House (aka John F. Puskas Enamels Studio) 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. 1329-18.

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

An emergency ordinance to amend Ordinance No. 814-12, passed June 4, 2012, relating to boilers, Ordinance No. 700-16, passed August 10, 2016, relating to sewer systems, and Ordinance No. 750-18, passed October 8, 2018, relating to switchgear and switches, to add additional funding.

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. 1352-18.

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

An emergency ordinance authorizing the Director of Economic Development to enter into a grant agreement with the Urban League of Greater Cleveland, Inc., or its designee, to provide economic development assistance to assist with general operating expenses associated with its business outreach and assistance.

Approved by Directors of Economic Development, Finance, Law; Passage recommended by Committees on Development Planning and Sustainability, Finance.

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

#### Ord. No. 1353-18.

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

An emergency ordinance authorizing the Director of Economic Development to enter into contract with Medical Mutual, or its designee, to provide economic development assistance to partially finance the

renovation of their annex and headquarters located in the historic Rose Building at East 9th Street and Prospect Avenue and other associated costs necessary to redevelop the property.

Approved by Directors of Economic Development, Finance, Law; Passage recommended by Committees on Development Planning and Sustainability, Finance, when amended, as follows:

1. In the title, line 4 and in Section 1, line 2, after “Mutual” insert “of Ohio”.

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. 1354-18.

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

An emergency ordinance authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by 750 Huron LLC, or its designee, located at 750 Huron Road for the purpose of entering into the chain-of-title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code.

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

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

#### Ord. No. 1361-18.

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

An emergency ordinance determining to proceed with the plan to provide public services within the Cleveland Kamm's Area Special Improvement District; adopting the assessments; levying the assessments; and authorizing the Director of City Planning and the Director of Finance to enter into an agreement with the Cleveland Kamm's Area Special Improvement District Corporation.

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

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

#### Ord. No. 1362-18.

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

An emergency ordinance giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio to construct the improvement on the East 116th Street Bridge over Greater Cleveland Regional Transit Authority Train Station; and to authorize one or more agreements necessary to make the improvement.

Approved by Directors of Capital Projects, City Planning Commission, Finance, Law; Passage 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. Passed. Yeas 17. Nays 0.

**Ord. No. 1364-18.**

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

An emergency ordinance determining the method of making the public improvement for the grinding of pavement for the local resurfacing of city streets and authorizing the Director of Public Works to enter into one or more public improvement requirement contracts for the making of the improvement, for a period up to one year, with two one-year options to renew, exercisable by the Director of Public Works.

Approved by Directors of Public Works, 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. 1367-18.**

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

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2017-009 with Feasibility Research Group Ohio, LLC to provide professional services necessary to appraise real and/or personal property, rights of way and/or easements and other interests in real property.

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. 1368-18.**

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

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3002 PS 2017-049 with Downtown Cleveland Alliance to maintain City-owned properties at the North Coast Harbor and to fulfill the Common Area Maintenance Agreement with the stakeholders of North Coast Harbor.

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. 1369-18.**

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

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2017-016

with O.R. Colan Associates, LLC to provide professional services necessary to appraise real and/or personal property, rights of way and/or easements and other interests in real property.

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. 1370-18.**

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

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2017-018 with Accenture LLP to provide air and cargo service consulting and advising services.

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. 1371-18.**

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

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2017-017 with Peregrine Advisors, LLC, to provide financial consulting services.

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. 1374-18.**

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

An emergency ordinance determining the method of making the public improvement of constructing a retaining wall along the north right of way line of Vega beginning at the intersection of Train Avenue approximately 200-feet easterly; authorizing the Director of Capital Projects to enter into one or more contracts for the construction, design, and any other agreements; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes real property and easements.

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

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

**Ord. No. 1375-18.**

By Council Member Brancatelli. An emergency ordinance to amend Section 4 of Ordinance No. 919-18, passed October 22, 2018 relating to

determining the method of making the public improvement of designing and constructing an updated Ground Transportation Center for Cleveland Hopkins Airport.

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

1. Section 1, at amended section 4, strike the last line in its entirety and insert: **"the contract."**

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. 1396-18.**

By Council Members Brancatelli, Cleveland 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 2019 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.

Approved by Directors of City Planning Commission, Finance, Law; Passage recommended by Committees on Development Planning and Sustainability, 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. 1397-18.**

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

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from Cuyahoga County, for the FY17 Urban Area Security Initiative Program; and authorizing other contracts to implement this grant.

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

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

**Ord. No. 1398-18.**

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

An emergency ordinance approving the Tax Incentive Review Council's Year 2017 recommendations.

Approved by Directors of Economic Development, Finance, Law; Passage recommended by Committees on Development Planning and Sustainability, Finance.

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

**Ord. No. 1399-18.**

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

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew the contract with SoundCom Systems authorized by Ordinance No. 1028-16, passed October 24, 2016, for professional services necessary to maintain and support the audio paging sound system 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. 1401-18.**

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 Haddas Windowpane, LLC, or its designee, to assist with the development of the May Company project located at 158 Euclid Avenue; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose.

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

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

**Ord. No. 1402-18.**

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

An emergency ordinance authorizing the Director of Capital Projects to apply for and accept a grant from the Ohio Department of Natural Resources Land and Water Conservation Fund and gifts and grants from various public and private entities to implement the redevelopment of the Estabrook Recreation Center playground area; determining the method of making the public improvement; authorizing one or more public improvement, design, and purchase contracts to implement the improvement.

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

1. In the title, line 2, after "Capital Projects" insert "**and/or Public Works**".

2. In Section 1, line 1; in Section 4, line 1; in Section 5, line 1; in Section 6, line 1; and in Section 7, line 1, after "Director of Capital Projects" strike "is" and insert "**and/or Public Works are**" in all five places.

3. In Section 1, line 6, strike "Director is" and insert "**Directors are**".

4. In Section 3, line 4, after "Projects" insert "**and Public Works**".

5. In Section 6, paragraph 2, lines 2, 4, and 7, after "Capital Projects" insert "**and/or Public Works**".

6. In Section 7, line 4, strike "director" and insert "**Director or Directors**"; and in lines 7 and 8, strike "Department of Capital Projects" and insert "**Office of Capital Projects and/or the Department of Public Works**".

7. In Section 9, line 3, after "Capital Projects" insert "**and/or Public Works**".

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. 1405-18.**

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Section 51 of Ordinance No. 323-15, passed March 30, 2015, 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. 1408-18.**

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

An emergency ordinance authorizing the Commissioner or Purchases and Supplies to purchase land from the Ohio Department of Transportation located within the project boundaries of the Opportunity Corridor Transportation Project for the Industrial-Commercial Land Bank for redevelopment, and/or to accept donation of excess land from the Ohio Department of Transportation located within the project boundaries of the Opportunity Corridor Transportation Project for a public purpose; authorizing the Director of Economic Development to enter into one or more agreements with ODOT for the donation, purchase, or option to purchase and to exercise any option to acquire.

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

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

**Ord. No. 1409-18.**

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

An emergency ordinance determining the method of making the public improvement of upgrading, enhancing, refurbishing, and moving City-owned jet bridges at Cleveland Hopkins International Airport; and authorizing the Director of Port Control to enter into one or more public improvement requirement

contracts for the making of the improvement, for a period of two years, with two one-year options to renew, the first of which shall require additional legislation.

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. 1444-18.**

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

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to the Board of Park Commissioners of the Cleveland Metropolitan Park District to encroach into the public right-of-way of various streets by installing, using and maintaining an asphalt all-purpose trail.

Approved by Directors of Capital Projects, City Planning Commission, Finance, Law; Passage 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. Passed. Yeas 17. Nays 0.

**Ord. No. 1445-18.**

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

An emergency ordinance to vacate a portion of East 53rd Street.

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

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

**Ord. No. 1446-18.**

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

An emergency ordinance to vacate a portion of Bellflower Court N.E.

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

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

**Ord. No. 1447-18.**

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

An emergency ordinance to amend Section 5 of Ordinance No. 801-18, passed July 18, 2018, relating to a contract with SIFCO Industries, Inc., or its designee, for economic development assistance to partially finance the acquisition of machinery and equipment for its business at 970 East 64th Street.

Approved by Directors of Economic Development, Finance, Law;



Passage recommended by Committees on Development Planning and Sustainability, Finance.

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

**Ord. No. 1449-18.**

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 Statler Cleveland Holding, LLC, or its designee, to support debt service and to assist with the redevelopment to the project located at 1127 Euclid Avenue and 1111 Hickory Court; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose.

Approved by Directors of Economic Development, Finance, Law; Passage recommended by Committees on Development Planning and Sustainability, Finance.

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

**Ord. No. 1450-18.**

By Council Member Kelley (by departmental request).

An emergency ordinance to provide for the transfer and amendment to the General Fund appropriations in the amount of Twenty Two Million Eight Hundred Fifty Thousand (\$22,850,000), Two Hundred Fifty Thousand (\$250,000) within the Internal Service Fund, and Three Hundred Eighty Five Thousand (\$385,000) within the Enterprise Fund.

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. 1451-18.**

By Council Member Kelley (by departmental request).

An emergency ordinance to make additional appropriations of Twenty Nine Million (\$29,000,000) to the General Fund, Five Hundred Thousand (\$500,000) to the Special Revenue Fund, One Hundred Ten Thousand (\$110,000) to the Internal Service Fund and Eight Hundred Thousand (\$800,000) to the Enterprise Fund.

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. 1452-18.**

By Council Member Kelley (by departmental request).

An emergency ordinance to make temporary appropriations for the current payrolls and other ordinary expenses of the City of Cleveland from the period from January 1, 2019 until the effective date of the annual appropriation ordinance for the fiscal year ending December 31, 2019.

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. 1453-18.**

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Section 33 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. 1454-18.**

By Council Member Kelley (by departmental request).

An emergency ordinance approving the collective bargaining agreement with S.E.M.E., Local 1; and to amend Section 18 of Ordinance No. 323-15, passed March 30, 2015, as amended by various ordinances, 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. 1455-18.**

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

An emergency ordinance authorizing the Directors of Public Safety or Law to apply for and accept grants from the County Public Safety and Justice Services for the FY 2018 Violence Against Women Act (VAWA) program for a sexual assault advocate and for the Law Enforcement and Prosecution components of the Cleveland Domestic Violence Program; and authorizing one or more contracts with Cuyahoga County, the Cleveland Rape Crisis Center, and other entities to implement the grants.

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

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

**Ord. No. 1456-18.**

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

An emergency ordinance authorizing the Director of Public Safety to enter into one or more contracts with the International Association of Chiefs of Police to attend The Leadership in Police Organizations training and for the purchase of related training materials, for the Division of Police, Department of Public Safety.

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

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

**Ord. No. 1465-18.**

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Finance to enter into an amendment to the Donor Advised Fund Agreement with The Cleveland Foundation regarding the scholarship balance to be distributed to Say Yes Cleveland Scholarship, Inc. upon the approval and establishment of the Say Yes Cleveland Chapter.

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. 1466-18.**

By Council Member Kelley.

An emergency ordinance authorizing the Clerk of Council to enter into an agreement with Western Reserve Land Conservancy d/b/a Thriving Communities Institute to provide professional services regarding the Vacant and Abandoned Property Action Council (VAPAC), reforestation, demolition funding, rehabilitation, code enforcement, green-space, and property information.

Approved 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. 1468-18.**

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Finance to enter into an agreement with the Doerrer Group LLC for federal lobbying services for the City of Cleveland, for a period of one year, with one option to renew for an additional one-year period, exercisable by the Director of Finance.

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. 1469-18.**

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

An emergency ordinance authorizing the Director of Port Control to enter into an agreement with Team Hallahan LLC for federal government lobbying services necessary to assist the Department of Port Control with airport-related federal agencies and issues, for a period of one year, with one option to renew for an additional one-year period, exercisable by the Director 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.



## SECOND READING ORDINANCE PASSED

**Ord. No. 885-18.**

By Council Member McCormack.

An ordinance changing the Use, Area and Height of lands in the Barber-Vega neighborhood, South of Bailey Avenue and Train Avenue east to I-90 between Fulton Road and I-71 (Map Change 2585).

1. In the title, line 2, strike "of lands" and insert "**Districts of parcels of lands**".
2. In Section 1, page 2, after the third paragraph beginning with "Thence, southeasterly along the centerline of Brevier Avenue" insert the following:

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

**"And;**

**Beginning at the intersection of the easterly prolongation of the northerly line of a parcel of land conveyed to Harry Yepremian by deed dated January 1, 1978 also known as the northerly forty four (44) feet of the easterly seventy four and a quarter (74.25) feet of Sublot No. 10 in E. Ackley's Subdivision of the Original Brooklyn Township Lot No. 68 (Permanent Parcel Number (PPN) 00723094) as shown by recorded plat in Volume 39 of Deeds, Page 2 of Cuyahoga County Records and the intersection of the centerline of West 27th Street (formerly Empress Street);**

**Thence, southerly along the centerline of West 27th Street to its intersection with the centerline of Barber Avenue;**

**Thence, westerly along the centerline of Barber Avenue to its intersection with the centerline of West 28th Place (formerly Edson Street);**

**Thence, northerly along West 28th Place to its intersection with the easterly prolongation of the southerly line of a parcel of land conveyed by Alice and Clifton Hodge to Darla Hixenbaugh on June 21, 1996 by deed and known as being parts of Sublots Nos. 21 and 22 in E. Ackley's and others' Subdivision of part of the Original Brooklyn Township Lot No. 68 (also known as PPN 00723053) as recorded in Volume 39, Page 2 in Cuyahoga County Records;**

**Thence, westerly along said easterly prolongation to its intersection with the westerly line of said parcel;**

**Thence, northwesterly along said westerly line and its northwesterly prolongation to its intersection with the southerly line of a parcel of land known as being Sublot No. 1 and the southerly three (3) feet to front to rear of Sublot No. 2 in Rieley & Morrison's Re-Subdivision of part of the Original Brooklyn Township Lot No. 68 (PPN 00723058) as shown by recorded plat of said Re-Subdivision in Volume 19 of Maps, Page 15 of Cuyahoga County Records;**

**Thence, northeasterly along the westerly line of said line and its prolongation to its intersection with the centerline of Queen Avenue;**

**Thence, easterly along the centerline of Queen Avenue to its intersection with the centerline of West 28th Place;**

**Thence, northerly along the centerline of West 28th Place to its intersection with the westerly prolongation of the northerly line of a said PPN 00723094;**

**Thence, easterly along said prolongation to its intersection with the centerline of West 27th Street and the point of origin;**

**And;**

**Beginning at the intersection of the centerline of West 30th Street (formerly Mill Street) and the centerline of the now vacated, original Joy Court;**

**Thence, southeasterly and southerly along the centerline of West 30th Street to its intersection with the centerline of Barber Court;**

**Thence, easterly along the centerline of Barber Court to its intersection with the centerline of West 26th Place;**

**Thence, southerly along the centerline of West 26th Place to its intersection with the centerline of Vega Avenue;**

**Thence, westerly along the centerline of Vega Avenue to its intersection with the southerly prolongation to the westerly line of a parcel of land conveyed to Henry White on March 31, 1981 and also known as being the easterly forty eight and a half (48.50) feet of Sublot No. 253 in H. Stone's Addition of the Original Brooklyn Township Lot No. 53 and 68 as shown by the recorded plat in Volume 1 of Maps, Page 41 of Cuyahoga County Records (PPN 00719117);**

**Thence, northerly along said westerly line and the southerly prolongation of the centerline of Pueblo Court to its intersection with the centerline of Barber Avenue;**

**Thence, easterly along the centerline of Barber Avenue to its intersection with the southerly prolongation of the westerly line of a parcel of land conveyed to Theresa Drdek from Wells Fargo Bank NA Trustee on June 13, 2018 and also known as PPN 00719008 in the Cuyahoga County Map Records;**

**Thence, northerly along the westerly line thereof continuing along its northerly prolongation to its intersection with the centerline of Train Avenue;**

**Thence, northeasterly along the centerline of Train Avenue to its intersection with the westerly prolongation of the northerly line of the parcel of land conveyed to TLC Properties Inc. on November 15, 2016 and known as PPN 00723126 as detailed in Cuyahoga County Map Records;**

**Thence, easterly along said northerly line to its intersection with the westerly line of a parcel of land conveyed to the City of Cleveland Land Reutilization Program by James G. Nolan through foreclosure on December 3, 2010 and also known as being part of Original Brooklyn Township Lot No. 68, and part of Sublot No. 18 in A.M. McGregor and R.R. Rhoades Re-Allotment of part of said Original Brooklyn Township Lot No. 68, as shown by the recorded plat in Volume 12 of Maps, Page 14 in Cuyahoga County Records (PPN 00723041);**

**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 easterly line of a parcel of land conveyed by Elizabeth Wilhoite to the City of Cleveland on July 3, 2001 and known as PPN 00723130;**

**Thence, southerly along the easterly line of said parcel to its intersection with the northerly line of a parcel of land conveyed to the City of Cleveland on January 1, 1975 and also known in Cuyahoga County Map Records as PPN 00723046;**

**Thence, easterly along the northerly line of said parcel to its intersection with the easterly line of parcel of land also conveyed to the City of Cleveland on January 1, 1975 and known as PPN 00723047;**

**Thence, southerly along the easterly line of said parcel and its southerly prolongation to its intersection with the centerline of the now vacated centerline of Joy Court S.W.;**

**Thence, easterly and northeasterly along the centerline of Joy Court S.W. to its intersection with the centerline of West 30th and the point of Origin;"**

3. In Section 2, paragraph 12, beginning with "Thence, westerly along the centerline of Auburn", strike the word "westerly" within that phrase and insert "**easterly**"; and in paragraph 13, line 1, strike "westerly" and insert "**easterly**"; and in line 2, strike "00420026" and insert "**00420025**".

4. Strike existing Section 3 in its entirety.

5. In existing Section 4, page 4, strike lines 9 and 10 in their entirety and insert "**Thence, easterly along the northerly line of said parcel to its intersection with the easterly line of**"; in line 13, strike "westerly line of said parcel and" insert "**easterly line of said parcel and its northerly prolongation**"; in existing Section 4, page 5, line 3, strike "westerly" and insert "**easterly**"; in line 6, strike "southerly" and insert "**northerly**"; and strike line 16 in its entirety and the remaining of the page and insert:

**"St. Louis Railroad and the northwesterly prolongation of the centerline of West 30th Street (formerly Mill Street);**

**Thence, southeasterly along said prolongation to its intersection with the southwestly prolongation of the northerly line of PPN 00723050;**

**Thence, north and south easterly along the northerly line of said parcel and its easterly prolongation to its intersection with the centerline of Queen Avenue (formerly North Avenue S.W.);**

**Thence, southerly along the northerly prolongation of the easterly line of PPN 00723108 to its intersection with the northeasterly corner of PPN 00723057;**

**Thence, southeasterly along the westerly line of said parcel and its south easterly prolongation to its intersection with the southerly line of PPN 00723053;**

**Thence, easterly along the southerly line of said parcel and its easterly prolongation to its intersection with the centerline of West 28th Place;**

**Thence, southerly along the centerline of West 28th Place to its intersection with the centerline of Barber Avenue;**

**Thence, westerly along the centerline of Barber Avenue to its intersection with the centerline of West 30th Street;**

**Thence, northwesterly along the centerline of West 30th Street to its intersection with the centerline of the now vacated Joy Court;**

**Thence, westerly along the centerline of the now vacated Joy Court to its intersection with the southerly prolongation of the westerly line of PPN 00723048;**

**Thence, northerly along said westerly line to its intersection with the northeasterly corner of PPN 00723047;**

**Thence, westerly along the northerly line of said parcel to its intersection with the southeasterly corner of PPN 00723130;**

**Thence, northerly along easterly line of said parcel to its intersection with the northerly line of the parcel thereof;**

**Thence, westerly along said northerly line and its westerly prolongation to its intersection with the westerly line of PPN 00723041;**

**Thence, southerly along said westerly line to its intersection with the easterly prolongation of the northerly line of PPN 00723039;**

**Thence, westerly along said northerly line and its westerly prolongation to its intersection with the centerline of Train Avenue;**

**Thence, southwestly along the centerline of Train Avenue to its intersection with the northerly prolongation of the westerly line of PPN 00719009;**

**Thence, northerly along said prolongation to its intersection with the centerline of the Cleveland, Cincinnati, Chicago and St. Louis Railroad;**

**Thence, northeasterly along the centerline of said Railroad to its intersection with the northwesterly prolongation of the centerline of West 30th Street and the point of origin;**

**And;"**

6. In existing Section 4, page 6, at the paragraph beginning with "Thence westerly along said northerly line" between "its" and "prolongation" insert "**westerly**".

7. After existing Section 7, insert new Section 7 to read as follows:

**"Section 7. That the street frontages described as follows:**

**The south side of Train Avenue between the northerly prolongation of West 32nd Street and West 30th Street;**

**And;**  
**The south side of Train Avenue between West 30th Street and the southerly line of the New York, Chicago & St. Louis Railroad;**

**And;**

**The westerly side of West 30th Street between Train Avenue and the southerly line of Permanent Parcel Number (PPN) 00723048;**

**And;**

**The easterly side of West 30th Street between Train Avenue and Barber Avenue;**

**And;**

**The northerly side of Barber Avenue between West 30th Street and West 28th Place;**

**And;**

**The westerly side of West 25th Street between The New York, Chicago & St. Louis Railroad and Barber Avenue;**

**And;**

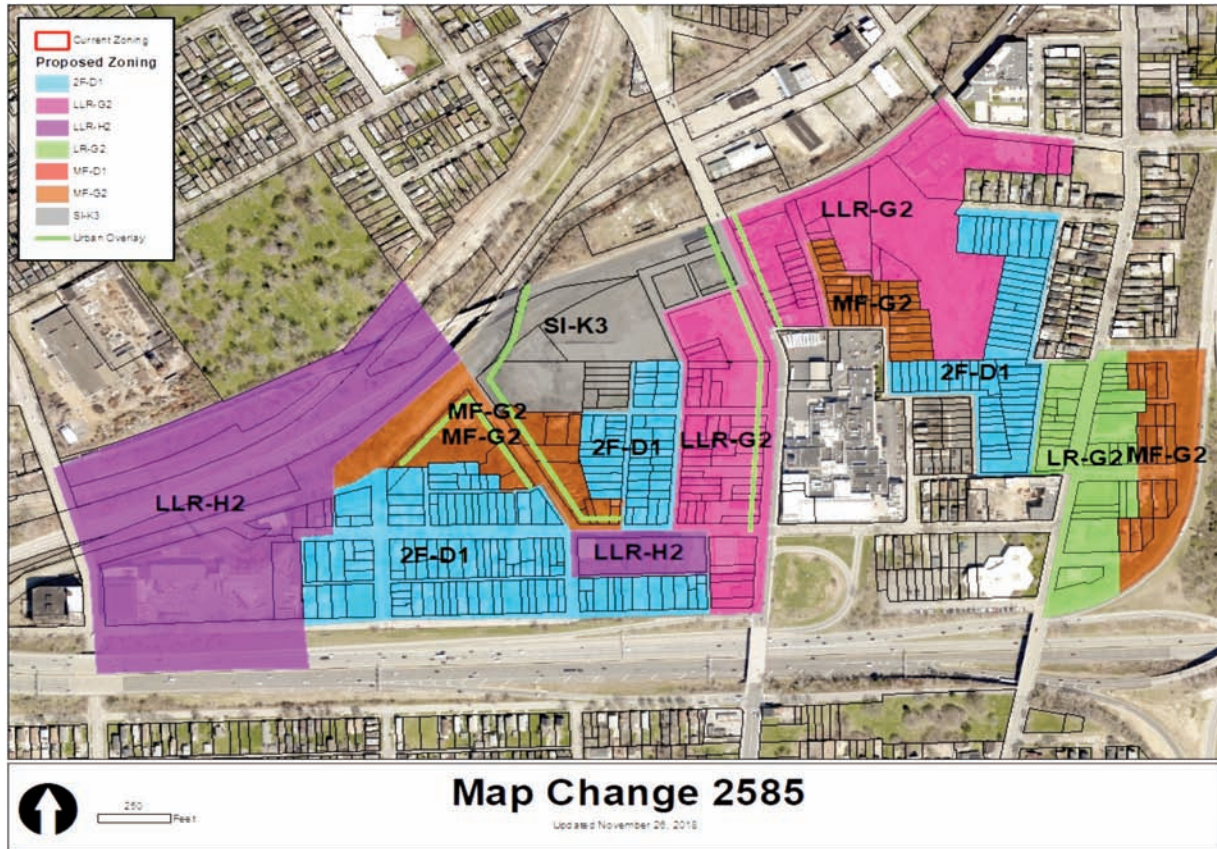
**The easterly side of West 25th Street between said railroad and Potter Court;**

**And as identified on the attached map shall be established as 'Urban Form Overlay Districts'".**

8. Renumber existing Sections 4, 5, 6, and 7, to new Section "3", "4", "5", and "6".

9. In existing Section 8, line 1, strike "in Section 1 through 7" and insert "**above**".

10. 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.

**SECOND READING EMERGENCY RESOLUTIONS ADOPTED**

**Res. No. 1131-18.**  
 By Council Members Keane, Johnson and Brancatelli (by departmental request).  
 An emergency resolution declaring the intent to vacate a portion of Maplewood Avenue.  
 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. 1332-18.**  
 By Council Members Polensek, Johnson and Brancatelli (by departmental request).  
 An emergency resolution declaring the intent to vacate a portion of Utopia Avenue N.E.  
 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. 1348-18.**  
 By Council Members Hairston, Johnson and Brancatelli (by departmental request).  
 An emergency resolution declaring the intent to vacate a portion of East 55th Street (100.00 feet wide)  
 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. 1443-18.**  
 By Council Members B. Jones, Johnson and Brancatelli (by departmental request).  
 An emergency resolution declaring the intent to vacate a portion of East 89th 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.

**MOTION**

The Council Meeting adjourned at 7:47 p.m. to meet at the call of the Chair.  
 The next scheduled Council Meeting is Monday, January 7, 2019, 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**

November 28, 2018

The meeting of the Board of Control convened in the Mayor's office on Wednesday, November 28, 2018 at 10:55 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Davis, Cox, Gordon, McGrath, Menesse, West, Ebersole, McNamara, and Donald.

Absent: Mayor Jackson and Director Kennedy.

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

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

Melissa Burrows, Director, Office of Equal Opportunity.

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

**Resolution No. 503-18.**

By Director Dumas.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 534-17, passed by the Council of the City of Cleveland on May 15, 2017, Meltwater News US, Inc., is selected from a list of firms determined after a full and complete canvass by the Director of Finance as the firm to be employed by contract for a term of 1 year with 2 one-year options to renew to supplement the regularly employed staff of the several departments of the City of Cleveland as necessary to acquire software as a service.

Be it further resolved that the Director of Finance is authorized to enter into contract with Meltwater News US, Inc., based on its proposal dated August 23, 2018, which contract shall be prepared by the Director of Law, shall provide for the furnishing of software as a service as described in the proposal for a fee not to exceed \$59,000.00 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.

Yeas: Directors Langhenry, Dumas, Davis, Cox, Gordon, McGrath, Menesse, West, Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Kennedy.

**Resolution No. 504-18.**

By Director Spronz.

Be it resolved by the Board of Control of the City of Cleveland that the bid of R. J. Platten Contracting Co. for the public improvement of the 2018 Mohican Park Half Basketball Court, Base Bid all items for the Office of Capital Projects, received on August 20, 2018 under the authority of Ordinance No. 648-18, passed on June 4, 2018, upon a unit price basis for the improvement in the aggregate amount of \$65,483.67 is affirmed and approved as the lowest responsible bid, and the Director of the Office of Capital Projects is authorized to enter into contract with the bidder.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of the following subcontractors by R. J. Platten Contracting Co. is hereby approved:

<u>Subcontractor Amount</u>	<u>CSB/MBE/FBE Percentage</u>
Industrial Surface Sealer, Inc. CSB \$3,465.00	5.3%
Ballast Fence CSB \$6,575.53	10.0%
Cunningham Paving CSB \$13,058.00	20.0%

Yeas: Directors Langhenry, Dumas, Davis, Cox, Gordon, McGrath, Menesse, West, Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Kennedy.

**Resolution No. 505-18.**

By Director Spronz.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Cook Paving and Construction Co., Inc. for the public improvement of the 2018 Site Improvements for Kamm's Corner Parking Lot, Base Bid, All Items except Item 4, for the Office of Capital Projects, received on August 17, 2018 under the authority of Ordinance No. 419-18 passed May 14, 2018, upon a unit price basis for the improvement in the aggregate amount of \$318,286.04 is affirmed and approved as the lowest responsible bid, and the Director of the Office of Capital Projects is authorized to enter into contract with the bidder.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Cook Paving and Construction Co., Inc. is hereby approved:

<u>Subcontractor Amount</u>	<u>CSB/MBE/FBE Percentage</u>
RAR Contracting Co. Inc. CSB \$70,000.00	22.0%
Industrial Surface Sealer, Inc. CSB \$10,000.00	3.1%
Royal Landscape-Gardening, Inc. CSB \$18,000.00	5.7%

Yeas: Directors Langhenry, Dumas, Davis, Cox, Gordon, McGrath, Menesse, West, Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Kennedy.

**Resolution No. 506-18.**

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Unique Paving Materials, Corp., for an estimated quantity of high performance cold mix material, all items, for the Division of Streets, Department of Public Works, for a period of one (1) year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with a one-year option to renew, received on August 16, 2018, under the authority of Section No. 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$205,000.00 (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 specified goods and/or services.

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

Yeas: Directors Langhenry, Dumas, Davis, Cox, Gordon, McGrath, Menesse, West, Ebersole, McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Kennedy.

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.

JEFFREY B. MARKS,  
Secretary

**SCHEDULE OF THE BOARD OF ZONING APPEALS**

**MONDAY, DECEMBER 17, 2018**

**9:30 A.M.**

**Calendar No. 18-264:** 6513 Union Avenue (Ward 6)

East West LLC., owner, proposes to establish use as storage/warehouse inside the structure located in a C2 Local Retail Business District. The owner appeals for relief from the strict application of Section 341.01 of the Cleveland Codified Ordinances which states that storage or warehouse is not permitted in a Local Retail Business District but is first permitted in a Semi-Industry District per 345.03(c)(33). (Filed November 26, 2018)



**Calendar No. 18-265:** 1528 East 120th Street (Ward 9)

B.R. Knez proposes to erect a 25' x 36' two story frame single family residence with a detached garage on a Cuyahoga County Land Bank Lot located in a C1 Multi-Family Residential District. The owner appeals for relief from the strict application the following sections of the Cleveland Codified Ordinances:

1. Section 337.23(a) which states that an accessory building shall not be less 10' from main building on adjacent lot; proposing 7.2'.

2. Section 357.06(a) which states that the required front yard setback is 12.75, proposing 12'.

3. Section 357.09(b)(2)(B) which states that the Required Interior Side yard of 8' is required; proposing 5'.

4. Section 357.13(b)(4) which states that Open Front Porch shall not be less than 10'; proposing 6'.

5. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed November 26, 2018)

**Calendar No. 18-266:** 3909 Bailey Avenue (Ward 3)

B.R. Knez proposes to erect an 18' x 44' two story frame single family residence with a detached garage on a Cuyahoga County Land Bank Lot located in a B1 Two-Family Residential District. The owner appeals for relief from the strict application the following sections of the Cleveland Codified Ordinances:

6. Section 337.23(a) which states that an accessory building shall not be less 10' from main building on adjacent lot; proposing 1.5'.

7. Section 357.06(a) which states that the required front yard setback is 23.2'; proposing 12'.

8. Section 357.09(b)(2)(B) which states that the Required Interior Side yard of 6.6' is required; proposing 5.12'.

9. Section 357.13(b)(4) which states that Open Front Porch shall not be less than 10' from property line; proposing 6'.

10. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed November 26, 2018)

**Calendar No. 18-267:** 2291 West 38th Street (Ward 3)

B.R. Knez proposes to erect a 25' x 36' two story frame single family residence with a detached garage on a Cuyahoga County Land Bank Lot located in a B1 Two-Family Residential District. The owner appeals for relief from the strict application the following sections of the Cleveland Codified Ordinances:

1. Section 337.239(a) which states that an accessory building shall not be less 10' from main building on adjacent lot; proposing 4.6'. This section also states that an accessory garage shall be on the rear half of lot or 34' back from the front property line; proposing 26'.

2. Section 355.04(b) which states that the Maximum Gross Floor Area shall not exceed 50 percent of lot size or in this case 1,700 square feet; proposing 1,772 square feet.

3. Section 357.05(b)(2) which states that the side street yard for rear of corner lot has established building line of 6'; proposing 5'.

4. Section 357.06(a) which states that the required Front Yard Setback is 12.75', proposing 12'.

5. Section 357.08(b)(1) which states that the required Rear yard shall not be less than 27.10'; proposing 3'.

6. Section 357.09(b)(2) (A) which states that a dwelling shall not be less than 10' from a main dwelling on adjacent lot; proposing 4.6'.

7. Section 357.13(c) which states that an Air conditioning condenser is not a permitted rear yard encroachment.

8. Section 357.13(b)(4) which states that Open front porch shall not be less than 10' from property line; proposing 6'.

9. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed November 26, 2018)

**Calendar No. 18-268:** 2306 West 38th Street (Ward 3)

B.R. Knez proposes to erect a 25' x 42' two story frame single family residence with a detached garage on a Cuyahoga County Land Bank Lot located in a B1 Two-Family Residential District. The owner appeals for relief from the strict application the following sections of the Cleveland Codified Ordinances:

1. Section 357.13(b)(4) which states that Open front porch and porch roof shall not be less than 10' from property line; proposing 7' and 6'.

2. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed November 26, 2018)

**Denial of Second Hand License****Calendar No. 18-269:** 7105 Lorain Avenue #LUFU18-00239 (Ward 15)

Rhinstoneman LTD., owner, appeals under the authority of Section 76-6(b) of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from the decision of the Division of Assessments and Licenses to deny Second Hand License Application #LUFU18-00239. (Filed November 27, 2018)

**Calendar No. 18-270:** 3340 West 50th Street (Ward 14)

Cleveland Housing Network, owner, proposes to erect a two story single family residence with a detached garage in a B1 Two-Family Residential District. The owner appeals for relief from the strict application the following sections of the Cleveland Codified Ordinances:

1. Section 357.13(b)(4) which states that an Open Front Porch shall not be less than 10' from property line; proposing 7'.

2. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed November 27, 2018)

**Calendar No. 18-271:** 3194 West 52nd Street (Ward 14)

Cleveland Housing Network, owner, proposes to erect a two story single family residence with a detached garage in a B1 Two-Family Residential District. The owner appeals for relief from the strict application the following sections of the Cleveland Codified Ordinances:

1. Section 357.13(b)(4) which states that an open porch is permitted provided that it does not project more than six (6) feet, does not extend within ten (10) feet of the street line and does not aggregate a vertical area in any story more than twenty percent (20%) of the area of the facade in that story. The proposed 19' - 2" x 7' - 6" porch is within 7' - 6" of the street line.

2. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed November 27, 2018)

**Calendar No. 18-272:** 3257 West 38th Street (Ward 14)

Cleveland Housing Network, owner, proposes to erect a one story single family residence with an attached garage in a B1 Two-Family Residential District. The owner appeals for relief from the strict application the following sections of the Cleveland Codified Ordinances:

1. Section 357.05(a) which states that the side street line setback for corner lot in a Residence District shall be not less than 10 percent of the average width of such lot or 5 feet; proposing 3 feet.

2. Section 357.06(a) which states that the average of the setbacks of the existing buildings within 100 feet on both sides of any lot shall determine the location of required front yard line for that lot which is in this case 23 feet; proposing 22.8'.

3. Section 357.09(b)(2)(B) which states that the aggregate width of side yards on the same premises shall not be less than 10 feet; proposing 8 feet.

4. Section 357.09(b)(2)(A) no building shall be erected less than ten feet from a main building on an adjoining lot. The proposed distance to main building on side lot is 5' - 0".

5. Section 357.13(b) which states that open porches shall not project more than 6 feet, proposing 6.50'.

6. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed November 27, 2018)

**POSTPONED FROM  
DECEMBER 3, 2018****Calendar No. 18-249:** 805 Brayton Avenue (Ward 3)

PRO Built, owner, proposes to erect a 2,269 square foot, 3 story frame single family residence with 20' x 20' detached garage in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 355.04(a) which states that the maximum gross floor area shall not exceed 50 percent of lot size or in this case 1,875 square feet and the appellant is proposing 2,269 square feet.

2. Section 357.09(b)(2)(B) which states that the required interior side yard shall not be less than 1/4 the height building or in this case 6.9' and the appellant is proposing 3'.

3. Section 357.13(b)(1) which states that the roof canopy shall not project less than 10 feet from property line and the appellant is proposing 0'.

4. Section 357.13(4) which states that an open concrete porch shall not project more than 4' and the appellant is proposing 5'. The porch shall not be less than 10 feet from property line and the appellant is proposing 0 feet.

5. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed November 2, 2018 - No Testimony)

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

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 3 2018

At the meeting of the Board of Zoning Appeals on Monday, December 3, 2018 the following appeals were scheduled for hearing before the Board.

The following appeals were APPROVED:

Calendar No. 18-159: 4247 Lorain Avenue

B.R. Knez proposes to construct a new mixed use building with 6 residential units, a commercial space and a 4 car parking garage on a City of Cleveland Land Bank lot.

Waste Collection

Calendar No. 18-213: 3205 Denison Avenue

Dorothy Rieman, 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.

Calendar No. 18-250: 1971 West 54th Street

Lawrence Apple proposes to erect a 2.5 story 1,750 square foot single family house with a detached garage on a 3,960 square foot lot on a City of Cleveland Land Bank lot located in a B1 Two-Family Residential District.

Calendar No. 18-251: 6700-6706 Baxter Avenue

Diocese of Cleveland, owner, proposes to build a parking lot in a B1 Two-Family Residential District.

Calendar No. 18-253: 4607 Lorain Avenue

4607 Lorain LLC., owner, proposes to establish first floor retail use and 6 residential units with nonconforming parking in a C2 Local Retail Business District and a Pedestrian Retail Overlay District.

Calendar No. 18-254: 9001 Kinsman Road

RK Utility, LLC., owner, proposes to construct a new retail store and accessory parking in a B3 General Industry District.

Waste Collection

Calendar No. 18-255: 6811 Whitney Avenue

Ted S. Peterson appeals on behalf of owner, Donald P. Mull (deceased) 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.

Calendar No. 18-256: 7505 Franklin Boulevard

Harlequin Design, owner, proposes to erect an attached garage to an existing single family residence in a B1 Two-Family Residential District.

The following appeal was DENIED:

Waste Collection

Calendar No. 18-252: 3045 West 116th Street

Vento Investments, LLC., 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 V18033858 issued on October 8, 2018.

The following appeals were WITHDRAWN:

None.

The following appeals were DISMISSED:

None.

The following case was POSTPONED:

Calendar No. 18-249: PRO Build 805 Brayton Avenue. Postponed to December 17, 2018.

The following cases were heard by the Board of Zoning Appeals on Monday, November 26, 2018 and the decisions were adopted and approved on Monday, December 3, 2018:

The following appeals were APPROVED:

Waste Collection

Calendar No. 18-243: 4432 East 156th Street

William Sancho, 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 and disputes the decision of the hearing examiner in Parking Violations Bureau.

Calendar No. 18-245: 2082 West 95th Street

BNP Real Estate LLC., owner, proposes to change use from a two-family dwelling to a three-family dwelling in a B1 Two-Family Residential District.

Calendar No. 18-246: 2324 Lakeside Avenue

Sixth City Development, owner, proposes to install a new 6 foot tall aluminum fence in a Semi-Industry District.

Calendar No. 18-247: 12021 Wade Park Avenue

B.R. Knez, owner, proposes to construct a new 2 story 1,959 square foot single family house with a detached garage on a 5,600 square foot lot in a B1 Two-Family Residential District.

Calendar No. 18-248: 12024 Wade Park Avenue

B.R. Knez, proposes to construct a new 2 story 1,766 square foot single family house with a detached

garage on a 4,000 square foot Cuyahoga County Land Bank lot in a B1 Two-Family Residential District.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of November 28, 2018

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

\* \* \*

Docket A-201-18.

RE: Appeal of Kitty Cullin / Karl Jones, Owners of the One Dwelling Unit single-Family Residence Two & One-half Story Frame and One Story Garage — Detached; Wood Frame Property, located on the premises known as 10801 Churchill Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated August 2, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellants until February 1, 2019 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

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

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Docket A-205-18.

RE: Appeal of Vanessa Allen, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property, located on the premises known as 10017 Somerset Avenue (aka 10017-19 Somerset Avenue) from a CONDEMNATION ORDER — MAIN STRUCTURE, dated August 9, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until December 15, 2018 to obtain all required permits and until June 1, 2019 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

\* \* \*

Docket A-206-18.

RE: Appeal of Daryl Grimes, Owner of the One Dwelling Unit Single-Family Residence One Story

Frame Property, located on the premises known as 15003 Naples Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated December 13, 2010 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 the time allotted under the permit 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, Gallagher, Saab, Bradley, Maschke. Nays: None.

\* \* \*

**Docket A-207-18.**

RE: Appeal of Karl Jones, Owner of the One Dwelling Unit single-Family Residence Two & One/half Story Frame and One Story Garage — Detached; Wood Frame Property, located on the premises known as 10801 Churchill Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated August 2, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until February 1, 2019 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

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

\* \* \*

**Docket A-209-18.**

RE: Appeal of James R. Hajdin, Owner of the Three Dwelling Units Three-Family Residence Two Story Frame Property, located on the premises known as 7227 Colgate Avenue (Aka 2123 West 73rd Street) from a CONDEMNATION ORDER — MAIN STRUCTURE, dated July 30, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to DENY the Appellant's appeal request for additional time, based upon the condition of the property, the photographic evidence presented, and the fact that the Appellant was not present for the hearing; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Gallagher.

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

**Docket A-219-18.**

RE: Appeal of Sherrie Guthrie, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 3011 Woodbridge Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated August 14, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until January 1, 2019 to clean the yard and until May 1, 2019 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Saab.

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

\* \* \*

**Docket A-224-18.**

RE: Appeal of Catherine Nicholson, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame and One Story Garage — Detached Property, located on the premises known as 3446 East 142nd Street from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated August 15, 2016 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to DENY the appeal because of ownership problems, and to REMAND the property to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

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**Docket A-225-18.**

RE: Appeal of Steven Boyd Laub, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 4010 Gifford Avenue from a NOTICE OF VIOLATION — UNAUTHORIZED/ILLEGAL USE, dated August 17, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until January 30, 2019 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

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

**Docket A-226-18.**

RE: Appeal of Abdelhameed Hamdallah, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 1346 West 59th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated August 21, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until January 1, 2019 to obtain all required permits and until March 1, 2019 to complete abatement of the violations, noting that the property must remain vacant until the violations have been abated; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

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

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**Docket A-227-18.**

RE: Appeal of Nabil Sabeiha, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 2080 West 81st Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated August 21, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until June 1, 2019 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

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**Docket A-228-18.**

RE: Appeal of Michael Dowhaniuk, Owner of the One Dwelling Unit Single-Family Residence Two & One/half Story Frame Property, located on the premises known as 3715 Poe Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated August 20, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until April 1, 2019 to complete abatement of the violations, noting that all required permits must be obtained prior to any work being started; 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. Gallagher.

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



**Docket A-229-18.**

RE: Appeal of Rayfus Clark, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame and One Story Garage — Detached; Wood Frame Property, located on the premises known as 4100 East 64th Street from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated November 14, 2012 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 22, 2018 to obtain all required permits and apply for the six (6) month rehabilitation plan; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

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**Docket A-230-18.**

RE: Appeal of David J. Haders / Amy M. Haders, Owners of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 1849 West 50th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated August 23, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until August 31, 2019 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Gallagher.

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

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**Docket A-231-18.**

RE: Appeal of Edward Persinger, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 3453 West 59th Street from a NOTICE OF VIOLATION — FIRE DAMAGE, dated August 20, 2018 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until May 1, 2019 to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

**APPROVAL OF RESOLUTIONS:**

Separate motions were entered by Mr. Saab 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-191-18 — Hedgewood Limited
- A-192-18 — Hedgewood Limited
- A-199-18 — Wanda Dubaniewicz
- A-211-18 — Mike Burgarcic
- A-212-18 — Shirabba Basheed
- A-213-18 — Jairo Aguirre
- A-214-18 — Laura L. Malloy
- A-215-18 — The PNC Financial Services Group
- A-216-18 — Java Property Group
- A-218-18 — Julia L. Hoverson
- A-220-18 — Tyler Jacob
- A-221-18 — Sendai, LLC
- A-222-18 — Fulton Court Properties, LLC
- A-223-18 — Aries Lighthouse Properties, LLC

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

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**APPROVAL OF MINUTES:**

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

November 14, 2018

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

\* \* \*

JOSEPH F. DENK  
Chairman

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

NONE

**CITY of CLEVELAND BIDS**

**For All Departments**

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

**Each bid must be made in accordance with the specifications and must be submitted on the blanks supplied for the purpose, all of which may be obtained at the office of the said Commissioner of Purchases and Supplies, but no bid will be considered unless delivered to**

**the office of the said commissioner previous to 12:00 noon (Eastern Standard Time) on the date specified in the schedule.**

**187.10 Negotiated contracts; Notice required in Advertisement for Bids.**

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

**THURSDAY, JANUARY 3, 2019**

**File No. 135-18 — Labor and Materials to Refurbish and Repair of Electric Motors, Controls and Motor Transformers**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 696-18, passed by the Council of the City of Cleveland, September 17, 2018.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, DECEMBER 6, 2018 AT 10:00 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, 2ND FLOOR ATRIUM CONFERENCE ROOM.

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

**File No. 137-18 — Collection, Pickup and Disposal of Hazardous and Non-Hazardous Materials**, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, TUESDAY, DECEMBER 18, 2018 AT 10:00 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

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

November 28, 2018 and December 5, 2018



**FRIDAY, JANUARY 4, 2019**

**File No. 136-18 — Service Fittings**, for the various Divisions, Department of Public Utilities, as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976. THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, DECEMBER 6, 2018 AT 10:30 A.M. DISTRIBUTION AND MAINTENANCE FACILITY, 4600 HARVARD AVENUE, CLEVELAND, OHIO 44105. PIPE REPAIR CONFERENCE ROOM. NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

November 28, 2018 and December 5, 2018

**FRIDAY, JANUARY 11, 2019**

**File No. 138-18 — 1201 Lakeside Avenue Chiller Replacement**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1276-16, passed by the Council of the City of Cleveland, November 28, 2016. THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY-FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR MONEY ORDER (NO COMPANY CHECKS, NO CASH, AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS. ALL PLANS AND SPECIFICATIONS MUST BE PURCHASED DIRECTLY FROM THE DIVISION OF PURCHASES AND SUPPLIES. BIDDERS MUST BE ON THE PLAN-HOLDERS LIST TO SUBMIT A BID OR RECEIVE ANY ADDENDA.) OUT-OF-AREA BIDDERS MAY SEND THEIR **NON-REFUNDABLE FEE** FOR PLANS VIA FED EX DELIVERY TO: CITY OF CLEVELAND, DIVISION OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE ROOM 128, CLEVELAND, OHIO 44114. INCLUDE IN YOUR REQUEST YOUR COMPANY'S FED EX ACCOUNT NUMBER, FULL COMPANY NAME AND ADDRESS, COMPANY CONTACT /REPRESENTATIVE FULL NAME, CONTACT TELEPHONE NUMBER, FACSIMILE TELEPHONE NUMBER AND EMAIL ADDRESS. THE FED EX DELIVERY CHARGES FOR THE PLANS AND SPECIFICATIONS WILL BE BILLED TO THE BIDDER'S COMPANY FED EX ACCOUNT NUMBER PROVIDED. THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, FRIDAY, DECEMBER 14, 2018 AT 10:00 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114. 2ND FLOOR ATRIUM CONFERENCE ROOM. QUESTIONS REGARDING THE PURCHASE OF PLANS AND SPECIFICATIONS CAN BE DIRECTED TO ROYCE GRIFFIN AT (216) 664-2628.

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

December 5, 2018 and December 12, 2018

**ADOPTED RESOLUTIONS AND ORDINANCES****Res. No. 1236-18.**

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

**An emergency resolution declaring the intent to vacate a portion of East 103rd Street.**

Whereas, this Council is satisfied that there is good cause to vacate a portion of East 103rd Street, as described; and

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

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

**Section 1.** That this Council declares its intent to vacate a portion of the following described real property:

Situated in the City of Cleveland County of Cuyahoga and State of Ohio and known as being part of Newburgh Lot No. 409 now in the City of Cleveland as shown in the W.H. Doans Subdivision in Volume 12 on Maps, Page 23 of Cuyahoga County Records, further described as follows:

Being all that portion of East 103rd Street (40.00 feet wide) (formerly known as Halsey Street) extending from the south line of Cedar Avenue S.E. (66.00 feet wide) to the north line of Wain Court S.E. (15.00 feet wide).

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

**Section 2.** 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 November 26, 2018.

Effective November 28, 2018.

**Res. No. 1237-18.**

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

**An emergency resolution declaring the intent to vacate a portion of Freeman Avenue S.W.**

Whereas, this Council is satisfied that there is good cause to vacate a portion of Freeman Avenue S.W., as described; and

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

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

**Section 1.** That this Council declares its intent to vacate a portion of the following described real property:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being all that portion of Freeman Avenue S.W. (66.00 feet wide) extending from the West right of way of Columbus Road (80.00 feet wide) westerly to that portion of Freeman Avenue S.W. vacated by ordinance 98591 passed by the council of the City of Cleveland on April 20th 1934.

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

**Section 2.** 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 November 26, 2018.

Effective November 28, 2018.

**Res. No. 1418-18.**

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

**An emergency resolution strongly opposing H.B. 228, the "stand your ground" bill.**

Whereas, on November 14, 2018, the Ohio House passed H.B. 228 a controversial bill that loosens gun safety standards and expands the locations at which a person has no duty to retreat before using force under both civil and criminal law; and

Whereas, H.B. 228 shifts the burden to the state to prove beyond a reasonable doubt that a person did not use force in self-defense; and

Whereas, H.B. 228 was amended to modify the state's preemption of local firearm regulations by preempting municipalities from enacting any kind of firearm restriction, even if that restriction does not contradict state law; and

Whereas, H.B. 228 was further amended to allow any citizen who feels as though a city or village has infringed on their 2d Amendment rights to sue the city; if the city is found guilty, it must pay damages to that citizen; and

Whereas, this Council believes that, by removing the duty to retreat, H.B. 228 makes our communities less safe because the bill encourages violence instead of urging people to try to avoid violence; and

Whereas, the bill comes at a time of unprecedented gun violence in this country: there have been 307 mass shootings in 311 days; and

Whereas, Ohio students, parents, families and law enforcement have asked Ohio legislators to enact common sense gun safety laws; in response, Ohio House Democrats offered a "red flag" gun-safety amendment - the same measure

introduced by Governor John Kasich in March, 2018 - but the amendment was defeated largely on party lines; and

Whereas, this Council supports those Ohio state lawmakers that voted against H.B. 228 and we especially support State Representative Stephanie Howse in her attempt to voice the impact that "stand your ground" legislation has had on minority communities; and

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

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

**Section 1.** That this Council strongly opposes H.B. 228, the "stand your ground" bill.

**Section 2.** That the Clerk of Council is directed to transmit a copy of this resolution to Governor John Kasich and to all members of the Ohio legislature.

**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 November 26, 2018.  
Effective November 28, 2018.

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**Res. No. 1460-18.**  
**By Council Member Conwell.**  
**An emergency resolution objecting to the transfer of location of a C2 and C2X Liquor Permit to 10933 Superior 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 Tune Palace, Inc., DBA Variety Store, 1208 East 105th Street, Cleveland, Ohio 44108, Permit Number 9093566 to 10933 Superior, Inc., DBA East Town, 10933 Superior Avenue, Cleveland, Ohio 44106, Permit Number 6548448; 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 Tune Palace, Inc., DBA Variety Store, 1208 East 105th Street, Cleveland, Ohio 44108, Permit Number 9093566 to 10933 Superior, Inc., DBA East Town, 10933 Superior Avenue, Cleveland, Ohio 44106, Permit Number 6548448; 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 November 26, 2018.  
Effective November 28, 2018.

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**Res. No. 1461-18.**  
**By Council Member Hairston.**  
**An emergency resolution objecting to the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit to 16414-19 Euclid Avenue.**

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit from Big Mommas Hill, LLC, 16417-19 Euclid Avenue, Cleveland, Ohio 44112, Permit Number 0717975 to Torri M. Walker, 16414-19 Euclid Avenue, Cleveland, Ohio 44112, Permit Number 9357766; 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 D1, D2, D3, D3A and D6 Liquor Permit from Big Mommas Hill, LLC, 16417-19 Euclid Avenue, Cleveland, Ohio 44112, Permit Number 0717975 to Torri M. Walker, 16414-19 Euclid Avenue, Cleveland, Ohio 44112, Permit Number 9357766; 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 November 26, 2018.  
Effective November 28, 2018.

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**Ord. No. 1181-18.**  
**By Council Members Keane and Kelley (by departmental request).**

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

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

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

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

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

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

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

Passed November 26, 2018.

Effective November 28, 2018.

**Ord. No. 1238-18.**

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

**An emergency ordinance authorizing the Director of Capital Projects to issue a permit to Robert A. Hill to encroach into the public right-of-way of the 1st un-named alley (10.00 feet wide) west of Bellaire Road and north of Guardian Avenue by installing, using, and maintaining a hoop house and urban garden.**

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

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

**Section 1.** That the Director of Capital Projects is authorized to issue a permit, revocable at the will of Council, to Robert A. Hill, 12207 Brookfield Avenue, Cleveland, Ohio, 44135 ("Permittee"), to encroach into the public right-of-way of the 1st un-named alley (10.00 feet wide) west of Bellaire Road and north of Guardian Avenue by installing, using, and maintaining a hoop house and urban garden at the following location:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being the 1st un-named alley (10.00 feet wide) West of Bellaire Road and North of Guardian Avenue in the Guardian Subdivision, of part of Original Rockport Township Section No. 10 as shown by the recorded plat in Volume 65 of Maps, Page 9 of Cuyahoga County Records, further described as follows:

Being the most Northerly 40.00 foot portion of the 1st un-named alley (10.00 feet wide) West of Bellaire Road and North of Guardian Avenue.

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

**Section 2.** That the Director of Law shall prepare the permit authorized by this ordinance and shall

incorporate such additional provisions as the Director of Law determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, the prospective Permittee has properly indemnified the City against any loss that may result from the encroachment(s) permitted.

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

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

**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 November 26, 2018.

Effective November 28, 2018.

**Ord. No. 1239-18.**

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

**An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the U.S. Department of Health and Human Services, Health Resources & Services Administration for the Healthy Start Initiative: Eliminating Disparities in Perinatal Health for the Moms First Project; authorizing the purchase or lease of television and radio advertising time and other media; and to enter into one or more contracts with various agencies entities, and individuals, to implement the project.**

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

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

**Section 1.** That the Director of Public Health is authorized to apply for and accept a grant in the approximate amount of \$2,000,000 annually for a period of five years, and any other funds as they may become available during the grant term, from the U.S. Department of Health and Human Services, Health Resources & Services Administration for the Healthy Start Initiative: Eliminating Disparities in Perinatal Health to conduct the Moms First Project; that the Director of Public Health 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 executive summary for the grant.

**Section 2.** That the executive summary for the grant, File No. 1239-18-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

**Section 3.** That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

**Section 4.** That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

**Section 5.** That the Director of Public Health is authorized to enter into one or more contracts with various agencies, entities, and individuals to implement the project as described in the file.

**Section 6.** That the Director of Public Health is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the purchase of lease, during the grant term, of television and radio advertising time and other media, for the Department of Public Health

**Section 7.** That the cost of the contract or contracts shall be paid from the fund or funds which are credited the grant proceeds accepted under this ordinance.

**Section 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 November 26, 2018.

Effective November 28, 2018.

**Ord. No. 1262-18.**

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

**An emergency ordinance to amend the title and Section 1 of Ordinance No. 691-18, passed June 4, 2018, relating to one or more contracts for telecommunication service lines needed for Automated Meter Reading, SCADA control, security cameras, and telephones at locations outside of Cuyahoga County and beyond the AT&T service area.**

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

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

**Section 1.** That the title and Section 1 of Ordinance No. 691-18, passed June 4, 2018, are amended to read as follows:

An Emergency Ordinance authorizing the Director of Public Utilities to enter into one or more contracts with Windstream Services, LLC for telecommunication service lines needed for Automated Meter Reading (AMR), SCADA control, security cameras, and telephones at Ledge Tower, Darrow Tower, Shepard Tower and the South Twinsburg Tower located in Twinsburg, Northfield, and Macedonia, Ohio, which



are outside of Cuyahoga County and beyond the AT&T service area; and to authorize payment of monthly charges to Windstream, for a period up to three years.

**Section 1.** That the Director of Public Utilities is authorized to enter into one or more contracts with Windstream Services, LLC ("Windstream") for telecommunication service lines needed for Automated Meter Reading (AMR), SCADA control, security cameras, and telephones at multiple locations of outlying water towers, pump stations, and facilities located in areas which are outside of Cuyahoga County and beyond the AT&T service area, for a period up to three years, in an amount not to exceed \$325,000. The agreement will include the City's obligation to pay monthly charges.

**Section 2.** That the existing title and Section 1 of Ordinance No. 691-18, passed June 4, 2018, 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.

Passed November 26, 2018.

Effective November 28, 2018.

**Ord. No. 1265-18.**

**By Council Members Cleveland, Johnson, Brancatelli 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 for improving a portion of East 55th Street; to apply for and accept any gifts or grants from any public or private entity; authorizing the Director of Capital Projects to enter into any relative agreements; to employ one or more professional consultants to design the improvement; and causing payment of the City's share to the State for the cost of the improvement.**

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

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

**Section 1.** That it is declared to be in the public interest that the consent of the City of Cleveland is given to the Director of Transportation of the State of Ohio ("the State") to construct the following improvement under plans, specifications, and estimates approved by the State: repair and resurfacing East 55th Street from Harvard Avenue to Broadway Avenue, PID 105930 (the "Improvement").

**Section 2.** That the City proposes to cooperate with the State in the cost of the Improvement by assuming and contributing the entire cost and expense of the Improvement, less the amount of federal funds allocated by the Federal Highway Administration, United States Department of Transportation. The City agrees to assume one hundred percent (100%) of the cost of preliminary engineering, right-of-way

and environmental documentation. Also, the City agrees to assume and contribute 100% of the cost of any items included in the construction contract at the request of the City, which are determined by the State not eligible or made necessary by the Improvement. The share of the cost of the City is estimated in the amount of \$390,125, but the estimated amount is to be adjusted in order that the City's ultimate share of the Improvement shall correspond with the percentages of actual costs when the actual costs are determined. Also, the City further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the City. The City shall contribute its share of the cost of these items in accordance with other provisions herein.

**Section 3.** That the Director of Capital Projects is authorized to enter into one or more agreements with the State necessary to complete the planning and construction of the Improvement, which agreements shall contain terms and conditions that the Director of Law determines shall best protect the public interest.

**Section 4. Utilities and Right-of-Way Statement.** The City agrees to acquire and/or make available to ODOT, under current State and Federal regulations, all necessary right-of-way required for the Improvement. The City also understands that right-of-way costs include eligible utility costs. The City agrees to be responsible for all utility accommodation, relocation, and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

**Section 5. Maintenance.** Upon completion of the Improvement, and unless otherwise agreed, the City shall: (1) provide adequate maintenance for the Improvement under all applicable state and federal laws, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Improvement; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

**Section 6.** That the Director of Capital Projects is authorized to enter into contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Improvement and to enter into contracts with the Director of Transportation necessary to complete the above described project. Upon the request of ODOT, the Director of Capital Projects is also authorized to assign all rights, title, and interests of the City to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

**Section 7.** That the City agrees that if Federal Funds are used to pay the cost of any consultant contract, the City shall comply with 23

CFR 172 in the selection of its consultant and the administration of the consultant contract. Further, the City agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The City agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Improvement. The City agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

**Section 8.** That this Council requests the State to proceed with the Improvement.

**Section 9.** That the Director of Capital Projects is authorized to apply for and accept any gifts or grants for this purpose from any public or private entity, including but not limited to NOACA; and 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 this ordinance.

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

**Section 11.** That the Director of Capital Projects is authorized to accept cash contributions from public or private entities, for infrastructure restoration costs associated with relocating, rehabilitating or reconstructing utility infrastructure for the improvement.

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

**Section 13.** That the Director of Capital Projects is authorized to enter into any agreements necessary to implement the improvement.

**Section 14.** That the Director of Capital Projects is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design the Improvement.

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

Director of Law, approved by the Director of Capital Projects, and certified by the Director of Finance.

**Section 15.** That the Clerk of Council is authorized and directed to transmit to the State three (3) certified copies of this ordinance immediately on its taking effect, and it shall become the basis for proceeding with the Improvement.

**Section 16.** That this Council authorizes payment to the State of the City's share of the Improvement.

**Section 17.** That the cost of the professional services and the City's share of the improvement shall be paid from Fund Nos. 20 SF 520, 20 SF 528, 20 SF 534, 20 SF 540, 20 SF 546, 20 SF 554, 20 SF 563, 20 SF 568, 20 SF 574, 20 SF579 and 20 SF-586 and any all funds approved by the Director of Finance, including future bond funds if issued for this purpose, RQS 0103, RLA 2018-52.

**Section 18.** 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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1285-18.**

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

**An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Cuyahoga County Board of Health for the 2019-2021 Get Vaccinated Ohio Program; authorizing the Director to charge and accept fees for this program; and authorizing one or more agreements with Medicaid and Medicaid HMOs for the City to receive payments.**

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

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

**Section 1.** That the Director of Public Health is authorized to apply for and accept a grant in the approximate annual amount of \$95,027.00 for each year of the grant, and any other funds as they become available during the grant term, from the Cuyahoga County Board of Health, to conduct the 2019-2021 Get Vaccinated Ohio Program; that the Director of Public Health 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 in the summary and budget for the grant.

**Section 2.** That the summary for the grant, File No. 1285-18-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority, including the obligation to devote program income from third-party billings, estimated at \$1,000.

**Section 3.** That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

**Section 4.** That the Director of Public Health is authorized to enter into one or more agreements with Medicaid and Medicaid HMOs to receive payments under this ordinance.

**Section 5.** That the Director of Public Health is authorized to charge and accept fees from participants of this program and to deposit those fees into a revolving fund which will be used to provide additional materials equipment, supplies, and services under the program described in the file, and the funds are appropriated for that purpose.

**Section 6.** That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

**Section 7.** 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 Public Health 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 and program income accepted under 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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1286-18.**

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

**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Justice's Bureau of Justice Assistance for the FY 2018 Byrne Justice Assistance Grant (JAG) Local Solicitation; and authorizing one or more contracts with Cuyahoga County and the cities of East Cleveland, Euclid, Garfield Heights, and Cleveland Heights needed 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 Public Safety is authorized to apply for and accept a grant in the approximate amount of \$590,788, and any other funds that may become available during the grant term from the United States Department of Justice's Bureau of Justice Assistance to conduct the FY 2018 Byrne

Justice Assistance Grant (JAG) Local Solicitation; 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 grant application for the grant contained in the file described below.

**Section 2.** That the grant application, File No. 1286-18-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation, is approved in all respects and shall not be changed without additional legislative authority.

**Section 3.** That the Director of Public Safety shall have the authority to extend the term of the grant during the grant term.

**Section 4.** That the Director of Public Safety is authorized to enter into one or more contracts with Cuyahoga County and the cities of East Cleveland, Euclid, Garfield Heights, and Cleveland Heights needed to implement the grant as described in the file.

**Section 5.** 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 Public Safety may sign all documents and do all things that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

**Section 6.** That the costs of the contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance.

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

Passed November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1287-18.**

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

**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Cleveland Police Foundation for the Fourth District Community Policing Project 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 Public Safety is authorized to apply for and accept a grant in the approximate amount of \$100,000, and any other funds that may become available during the grant term from the Cleveland Police Foundation to conduct the Fourth District Community Policing Project; 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 application for the grant contained in the file described below.

**Section 2.** That the application for the grant, File No. 1287-18-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

**Section 3.** That the Director of Public Safety is authorized to extend the term of the grant.

**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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1288-18.**

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

**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Justice, Office for Victims of Crime, for the FY 18 LEV Law Enforcement Based Direct Victim Services Grant; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant.**

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

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

**Section 1.** That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of \$389,241, and any other funds that may become available during the grant term from the United States Department of Justice, Office for Victims of Crime, to conduct the FY 18 LEV Law Enforcement Based Direct Victim Services Grant; 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 project narrative and budget for the grant contained in the file described below.

**Section 2.** That the project narrative and budget for the grant, File No. 1288-18-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

**Section 3.** That the Director of Public Safety is authorized to extend the term of the grant.

**Section 4.** That the Director of Public Safety is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements during the grant term of the necessary items of materials, equipment, supplies, and services, to be purchased

by the Commissioner of Purchases and Supplies on a unit basis for the Department of Public Safety. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 5.** That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a delivery order against the contract or contracts certified by the Director of Finance.

**Section 6.** That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

**Section 7.** That the Director of Public Health is authorized to enter into one or more contracts with various agencies, entities, or individuals to implement the grant as described in the file.

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

**Section 9.** That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1289-18.**

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

**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 18 State Byrne Memorial Justice Assistance Grant for the operation of the Northern Ohio Law Enforcement Task Force (NOLETF); and authorizing the Director to enter into agreements with various municipalities or governmental agencies needed 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 Public Safety is authorized to apply for and accept a grant in the

approximate amount of \$150,000.00, and any other funds that may become available during the grant term from the Ohio Office of Criminal Justice Services to conduct the FY 18 State Byrne Memorial Justice Assistance Grant for the Northern Ohio Law Enforcement Task Force (NOLETF) 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 described in the application for the grant contained in the file described below.

**Section 2.** That the application for the grant, File No. 1289-18-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

**Section 3.** That the Director of Public Safety is authorized to extend the term of the grant during the grant term.

**Section 4.** That the Director of Public Safety is authorized to enter into any agreements with various municipalities or governmental agencies necessary to implement the grant as described in the file.

**Section 5.** 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 Public Safety 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 6.** That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1290-18.**

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

**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Department of Public Safety for the FY 2019 Impaired Driving Enforcement Program and Selective Traffic Enforcement Program (IDEP/STEP) 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 Public Safety is authorized to apply for and accept a grant in the approximate amount of \$76,918.76, and any other funds that may become available during the grant term from the Cleveland Police Foundation to conduct the FY 2019



Impaired Driving Enforcement Program and Selective Traffic Enforcement Program (IDEP/STEP) 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 described in the summary and budget for the grant contained in the file described below.

**Section 2.** That the summary and budget for the grant, File No. 1290-18-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

**Section 3.** That the Director of Public Safety is authorized to extend the term of the grant.

**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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1291-18.**  
**By Council Members Zone and Kelley (by departmental request).**  
**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Cleveland Police Foundation for the Third District Community Policing Project 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 Public Safety is authorized to apply for and accept a grant in the approximate amount of \$30,000, and any other funds that may become available during the grant term from the Cleveland Police Foundation to conduct the Third District Community Policing Project; 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 for the grant contained in the file described below.

**Section 2.** That the award for the grant, File No. 1291-18-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

**Section 3.** That the Director of Public Safety is authorized to extend the term of the grant.

**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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1292-18.**  
**By Council Members Keane and Kelley (by departmental request).**  
**An emergency ordinance authorizing the Director of Public Utilities to consent to the assignment of Contract No. CT 2002 PS 2017-026 from Cleveland Housing Network, Inc. to CHN Housing Partners to provide administration and other related services for the Division of Water's Discount Affordability Program; and to exercise the second option to renew.**

Whereas, under Ordinance No. 1349-16, passed November 28, 2016, the Director of Public Utilities entered into Contract No. CT 2002 PS 2017-026 with Cleveland Housing Network, Inc. to provide administration and other related services for the Division of Water's Discount Affordability Program for a period of one year, with two one-year options to renew, the first of which is exercisable by the Director of Public Utilities; and

Whereas, the first option was exercised by the Director of Public Utilities last year and the director wishes to exercise the second option to renew; and

Whereas, Cleveland Housing Network, Inc. has changed its name to CHN Housing Partners; 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 acknowledges the name change of Cleveland Housing Network, Inc. and consents to assignment of Contract No. CT 2002 PS 2017-026 from Cleveland Housing Network, Inc. to CHN Housing Partners. The Director of Public Utilities is authorized to execute all documents necessary to acknowledge the name change and consent to the assignment.

**Section 2.** That the Director of Public Utilities is authorized to exercise the second option to renew Contract No. CT 2002 PS 2017-026 with CHN Housing Partners for an additional year to provide administration and other related services for the Division of Water's Discount Affordability Program. This ordinance constitutes the additional legislative authority required by Ordinance No. 1349-16 to exercise this option.

**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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1293-18.**  
**By Council Members Keane and Kelley (by departmental request).**  
**An emergency ordinance authorizing the Director of Public Utilities to enter into one or more contracts with Itron Inc. for professional services necessary to provide hardware and software maintenance for automated meter reading devices, for a period of two years.**

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

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

**Section 1.** That the Director of Public Utilities is authorized to enter into one or more contracts with Itron Inc. for professional services necessary to provide hardware and software maintenance for automated meter reading devices for a period of two years, in an amount not to exceed \$319,438.03, for the Department of Public Utilities. The contract or contracts shall be paid from Fund No. 52 SF 001, Request No. RQS 2002, RL 2018-102.

**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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1294-18.**  
**By Council Members Keane and Kelley (by departmental request).**

**An emergency ordinance determining the method of making the public improvement of demolishing the existing pump station on East 37th Street, constructing a new pump station, and replacing the force main between Trumbull Avenue and the pump station; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to apply for and accept any loans or grants from any public or private entity, including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding.**

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

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

**Section 1.** That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of demolishing the existing pump station on East 37th Street, constructing a new pump station, and replacing the force main between Trumbull Avenue and the pump station (the "Improvement"), for the Division of Water Pollution Control, Department of Public Utilities, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement.

**Section 2.** That the Director of Public Utilities is authorized to enter into one or more contracts for the making of the Improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement, provided, however, that each separate trade and each distinct component part of the Improvement may

be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

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

**Section 4.** That the Director of Public Utilities is authorized to apply for and accept one or more grants from various public or private entities to make the Improvement; including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding or other funding to implement the Improvement, that the Director is authorized to file all papers and execute all documents necessary to receive the funds under this ordinance; and that the funds are appropriated for the purposes described in this ordinance.

**Section 5.** That the Director of Public Utilities is authorized to apply for and accept loans to provide funding for the Improvement.

**Section 6.** That the Director of Public Utilities is authorized to enter into any loan agreements with various public entities, including but not limited to, the Ohio Environmental Protection Agency for the Improvement. The agreements shall contain terms and conditions that are acceptable to the Director of Law to protect the public interest. The Director of Public Utilities is further authorized to file all papers and execute all documents necessary to receive the loan funds; and appropriate the loan funds for the purposes described in this ordinance.

**Section 7.** That on execution of any loan agreement, the Director of Public Utilities is authorized to repay the loan funds in accordance with the terms and conditions of the Agreement, from funds approved by the Director of Finance.

**Section 8.** That the Director of Public Utilities is authorized to enter into any agreements necessary to implement this ordinance.

**Section 9.** That the cost of the contracts and other expenditures authorized shall be paid from Fund No. 54 SF 001, 54 SF 400, from the fund or funds to which are credited the proceeds of the sale of future bonds, if issued for this purpose, from the fund or funds to which are credited the NEORS Community Cost Share Program funds, from the fund or funds to which are credited the proceeds from any grant or loan received for this purpose; and from any funds approved by the Director of Finance, Request No. RQS 2003, RLA 2018-50.

**Section 10.** 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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1295-18,  
By Council Members Keane and Kelley (by departmental request).**

**An emergency ordinance determining the method of making the public improvement of constructing the Edgewater Drive, Buhler Avenue, East 97th Street, West 42nd Street and Apple Avenue, and East 39th Street area sewer replacement or rehabilitation projects, which may include but not be limited to installing manholes and catch basins; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement; authorizing the director to employ one or more professional consultants necessary to design the improvement; and authorizing the director to apply for and accept any loans or grants from any public or private entity, including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding.**

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

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

**Section 1.** That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of constructing Edgewater Drive, Buhler Avenue, East 97th Street, West 42nd Street and Apple Avenue, and East 39th Street area sewer replacement or rehabilitation projects, which may include but not be limited to installing manholes and catch basins (the "Improvement"), for the Division of Water Pollution Control, Department of Public Utilities, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement.

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

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

**Section 4.** That the Director of Public Utilities is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design the Improvement.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Utilities from a

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

**Section 5.** That the Director of Public Utilities is authorized to apply for and accept one or more grants from various public or private entities to make the Improvement; including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding or other funding to implement the Improvement, that the Director is authorized to file all papers and execute all documents necessary to receive the funds under this ordinance; and that the funds are appropriated for the purposes described in this ordinance.

**Section 6.** That the Director of Public Utilities is authorized to apply for and accept loans to provide funding for the Improvement.

**Section 7.** That the Director of Public Utilities is authorized to enter into any loan agreements with various public entities, including but not limited to, the Ohio Environmental Protection Agency for the Improvement. The agreements shall contain terms and conditions that are acceptable to the Director of Law to protect the public interest. The Director of Public Utilities is further authorized to file all papers and execute all documents necessary to receive the loan funds; and appropriate the loan funds for the purposes described in this ordinance.

**Section 8.** That on execution of any loan agreement, the Director of Public Utilities is authorized to repay the loan funds in accordance with the terms and conditions of the Agreement, from funds approved by the Director of Finance.

**Section 9.** That the Director of Public Utilities is authorized to enter into any agreements necessary to implement this ordinance.

**Section 10.** That the cost of the contracts and other expenditures authorized shall be paid from Fund No. 54 SF 001, 54 SF 400, from the fund or funds to which are credited the proceeds of the sale of future bonds, if issued for this purpose, from the fund or funds to which are credited the NEORS Community Cost Share Program funds, from the fund or funds to which are credited the proceeds from any grant or loan received for this purpose; and from any funds approved by the Director of Finance, Request No. RQS 2003, RLA 2018-50.

**Section 11.** 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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1296-18.**

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

**An emergency ordinance authorizing the purchase by one or more requirement contracts of water mains, fire hydrants, service connections, valves and appurtenances, for the Division of Water, and concrete repair, tree lawn restoration, pavement restoration, including but not limited to materials, labor and installation if necessary, for the Divisions of Water, Water Pollution Control and Cleveland Public Power, Department of Public Utilities, for a period up to two years.**

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

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

**Section 1.** That the Director of Public Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period up to two years of the necessary items of water mains, fire hydrants, service connections, valves and appurtenances, including but not limited to, materials, labor and installation, as necessary, for the Division of Water, and concrete repair, tree lawn restoration, and pavement restoration including but not limited to, materials, labor and installation, as necessary, for the Divisions of Water, Water Pollution Control and Cleveland Public Power, Department of Public Utilities, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines.

**Section 2.** That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 2002, RL 2018-22)

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

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

Passed November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1325-18.**

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

**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY 17 Assistance to Firefighters Grant; and authorizing the purchase by contract of one driving simulator, for the Division of Fire, Department of Public Safety.**

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

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

**Section 1.** That the Director of Public Safety is authorized to apply for and accept a grant in the amount of \$227,814, and any other funds that become available during the grant term, from United States Department of Homeland Security to conduct the FY 17 Assistance to Firefighters Grant; that the Director of Public Safety is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the application for the grant contained in the file described below.

**Section 2.** That the application for the grant, File No. 1325-18-A, made a part of this ordinance as if fully rewritten, including the obligation of the City of Cleveland to provide cash matching funds in the amount of \$22,781.00 from Fund No. 01-6003-6397, is approved in all respects and shall not be changed without additional legislative authority. (RQS 6001, RL 2018-110)

**Section 3.** That the Director of Public Safety is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: one (1) driving simulator, including training and installation, to be purchased by the Commissioner of Purchases and Supplies for a gross price, for the Division of Fire, Department of Public Safety.

**Section 4.** That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

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

**Section 6.** That the cost of the contract or contracts shall be paid from the fund or funds to which are credited the grant proceeds received under this ordinance and the cash match.

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

shall take effect and be in force from and after the earliest period allowed by law.

Passed November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1326-18.**

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

**An emergency ordinance determining the method of making the public improvement of repairing or replacing roofs and appurtenances, including but not limited to roofing systems; authorizing the Director of Public Utilities to enter into one or more public improvement by requirement contracts for the making of the improvement; and authorizing the purchase by one or more requirement contracts of maintaining, testing, evaluating, repairing or replacing roofs and appurtenances, including but not limited to roofing systems, and repairing water damage to structures and structure components caused by leaky roofs, for the Department of Public Utilities, for a period of two years.**

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

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

**Section 1.** That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of repairing or replacing roofs and appurtenances, including but not limited to roofing systems, for the Divisions of Water, Water Pollution Control, Cleveland Public Power, and the Office of Radio Communications, Department of Public Utilities, by one or more public improvement by requirement contracts duly let to the lowest responsible bidder or bidders on a unit basis for the improvement.

**Section 2.** That the Director of Public Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period of two years for the making of the above public improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the improvement for a period not to exceed the specified term, purchased by the Commissioner of Purchases and Supplies on a unit basis for the Divisions of Water, Water Pollution Control, Cleveland Public Power, and the Office of Radio Communications, Department of Public Utilities. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

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



authority to permit performance of the work authorized by this ordinance.

**Section 4.** That the Director of Public Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period of two years of the necessary items of maintaining, testing, and evaluating roofs, roofing systems, and appurtenances; repairing water damage to structures and structure components caused by leaky roofs; and for repairing or replacing roofs and appurtenances, including but not limited to roofing systems, which are not covered under the public improvement contract or contracts authorized above, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Public Utilities. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 5.** That the costs of the contract or contracts shall be paid from the fund or funds to which are credited the proceeds of the sale of future bonds issued for this purpose and shall also be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a delivery order against the contract or contracts certified by the Director of Finance. (RQN 2002, RL 2018-24)

**Section 6.** That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Utilities may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

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

Passed November 26, 2018.  
Effective November 28, 2018.

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**Ord. No. 1327-12.**  
**By Council Members Conwell, Johnson and Brancatelli (by departmental request).**  
**An emergency ordinance to amend Section 559.244 of the Codified Ordinances of Cleveland, Ohio, 1976, as**

**enacted by Ordinance No. 1327-12, passed December 3, 2012, to create the Ethiopian Garden at 1445 Martin Luther King, Jr. Boulevard.**

Whereas, the City wishes to create the Ethiopian Garden at 1445 Martin Luther King, Jr. Boulevard; 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 Section 559.244 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1327-12, passed December 3, 2012, is amended to create the Ethiopian Garden at 1445 Martin Luther King, Jr. Boulevard, to read as follows:

**Section 559.244 Ethiopian Garden**  
Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being a part of Original One Hundred Acre Lot No. 385, and also contained within Section "C", Brookway Division of Rockefeller Park, and further bounded and described as follows:

Beginning at a stone monument with drill hole found in the centerline of East 105th St., 60 feet wide, at its intersection with the centerline of Wade Park Ave., 70 feet wide; Thence South 89°05'12" West, along the centerline of Wade Park Ave., also being the Southerly line of aforesaid Lot No. 385 a distance of 986.03 feet to a point; Thence North 0°54'48" West, a distance of 555.59 feet to a capped iron pin set in aforesaid Section "C" at the principal place of beginning of the parcel of land herein described;

Thence North 19°16'55" East, a distance of 61.00 feet to a capped iron pin set;

Thence North 28°22'00" East, a distance of 33.00 feet to a capped iron pin set;

Thence North 33°16'00" East, a distance of 47.00 feet to a capped iron pin set;

Thence North 36°25'00" East, a distance of 138.55 feet to a capped iron pin set at a point of curve;

Thence Northeasterly, along a curved line deflecting to the left an arc distance of 239.26 feet to a capped iron pin set at a point of tangency, said curved line having a radius of 500.00 feet, a central angle of 27°25'00" and a chord which bears North 22°42'30" East, 236.98 feet;

Thence North 9°00'00" East, a distance of 27.85 feet to a capped iron pin set;

Thence South 74°23'22" East, a distance of 32.86 feet to a capped iron pin set;

Thence South 2°00'00" West, a distance of 100.68 feet to a capped iron pin set;

Thence South 12°55'00" West, a distance of 52.00 feet to a capped iron pin set;

Thence South 22°13'00" West, a distance of 89.00 feet to a capped iron pin set;

Thence South 35°51'00" West, a distance of 100.00 feet to a capped iron pin set;

Thence South 52°49'00" West, a distance of 111.00 feet to a capped iron pin set;

Thence South 48°06'00" West, a distance of 35.00 feet to a capped iron pin set;

Thence South 29°00'21" West, a distance of 83.74 feet to a capped iron pin set;

Thence North 67°03'42" West, a distance of 9.66 feet to the principal place of beginning and containing 0.566 acres (24,673 sq. ft.) of land, as surveyed by Stephen Hovancsek & Associates, Inc., in June, 2012 under the direction of Robert Smoltz, Registered Surveyor No. 6763, State of Ohio, be the same more or less but subject to all legal highways.

The basis of bearing for this description being Ohio State Plane, North Zone, NAD 83(2007). All capped iron pins set are 5/8-inch diameter rebar, 30 inches long with a plastic cap stamped SH&A 6763.

**Section 2.** That existing Section 559.244 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1327-12, passed December 3, 2012, is repealed.

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

Passed November 26, 2018.  
Effective November 28, 2018.

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**Ord. No. 1330-18.**  
**By Council Members Griffin and Kelley (by departmental request).**  
**An emergency ordinance authorizing the Director of Public Health to enter into one or more contracts with Merrick House to provide services to high-risk residents needed to decrease infant mortality, for a period of one year.**

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

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

**Section 1.** That the Director of Public Health is authorized to enter into one or more contracts with Merrick House to provide services to high-risk residents needed to decrease infant mortality, for a period of one year. The services shall include but not be limited to, face-to-face visits and phone calls to provide high-risk pregnant women enrolled in the program with health education, case management, inter-conceptual care, screenings, referrals, and other services.

**Section 2.** That the aggregate costs of these contracts shall not exceed \$242,864 and shall be paid from Fund No. 01-5005-6376, RQS 5005, RLA 2018-58.

**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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1333-18.**

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

**An emergency ordinance to amend Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1368-17, passed November 20, 2017, relating to food shop licenses and fees and categories and fees.**

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

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

**Section 1.** That Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1368-17, passed November 20, 2017, are amended to read as follows:

**Section 241.05 Food Shop Licenses and Fees**

(a) No food shop shall be operated without the person, firm, association, or corporation conducting the business first applying for and obtaining an annual license. All fees and charges assessed under this section shall be paid to the Commissioner of Assessments and Licenses.

(b) The provisions of RC Chapters 3715 and 3717 pertaining to the licensing, administration and enforcement of food safety programs by the local licensing authority are adopted and incorporated herein by the City of Cleveland.

(c) The holder of a food service operation license as defined by state law shall not be required to obtain a retail food establishment license except when the activities of a retail food establishment and a food service operation are carried on within the same facility by the same person or entity, then the determination of what license applies shall be made according to the primary business of the person or entity as determined by the licensor, the City of Cleveland Director of Public Health, as described in RC 3717.44.

(d) Each application to the Commissioner of Assessments and Licenses for a mobile food service operation license required under RC 3717.43 shall be accompanied by a combined license and inspection fee as follows:

	<b>2018</b>	
<b>Risk Level</b>		<b>Fee</b>
Mobile		\$200.00
	<b>2019</b>	
<b>Risk Level</b>		<b>Fee</b>
Mobile		\$275.00

(e) Each application to the Commissioner of Assessments and Licenses for a vending food service operation license required under RC 3717.43 shall be accompanied by a combined license and inspection fee as follows:

	<b>2018</b>	
<b>Risk Level</b>		<b>Fee</b>
Vending		\$14.20
	<b>2019</b>	
<b>Risk Level</b>		<b>Fee</b>
Mobile		\$14.48

(f) Each application to the Commissioner of Assessments and Licenses for a temporary commercial food service operation and temporary non-commercial food service operation license required under RC 3717.43 shall be accompanied by a combined license and inspection fee as follows:

	<b>2018</b>	
<b>Risk Level</b>		<b>Fee</b>
5-day temporary		\$74.00
5-day temporary (non-commercial)		\$37.00
	<b>2019</b>	
<b>Risk Level</b>		<b>Fee</b>
5-day temporary		\$80.00
5-day temporary (non-commercial)		\$40.00

(g) The Commissioner of Assessments and Licenses may also collect fees for collection and bacteriological examination of samples taken from a food shop in an amount equal to the cost of such collection and examination as determined by the Director of Public Health.

(h) Except for plans pertaining to mobile or temporary food service operations or vending devices, the Commissioner of Assessments and Licenses shall collect fees in the amounts stated below, for plan reviews of food shops prior to submission of plans to the Department of Public Health:

<b>2018 Plan Review Fee</b>	<b>Commercial</b>	<b>Non-Commercial</b>
New Operations, less than 25,000 sq. feet	\$225.00	\$112.50
New Operations, greater than 25,000 sq. feet	\$300.00	\$150.00
Extensive Alteration, less than 25,000 sq. feet	\$75.00	\$37.50
Extensive Alteration, greater than 25,000 sq. feet	\$100.00	\$50.00
<b>2019 Plan Review Fee</b>	<b>Commercial</b>	<b>Non-Commercial</b>
New Operations	\$400.00	\$200.00
Extensive Alteration	\$200.00	\$100.00
Plan Review Reinspection Fee	\$100.00	\$100.00

(i) The Commissioner of Assessments and Licenses shall submit all applications for a food shop license to the Director of Public Health for approval or disapproval of the application.

(j) The Commissioner of Assessments and Licenses is authorized to collect license fees for retail food establishments and food service operations and deposit the fees into a fund created under RC 3717.25 and 3717.45.

(k) For purposes of this section, non-commercial organizations are defined as organizations such as churches, or non-profit organizations operated exclusively for charitable purposes as defined in RC 5739.02(B)(12), provided that displayed foods are not displayed for more than seven (7) consecutive days or more than fifty-two (52) separate days per year.

(l) For a food service operation, a penalty of twenty five percent (25%) of any license fee required by this section must be paid before the issuance of the license if the required license fee is not paid on or before the date it is due.

(m) For purposes of this section, whenever an operation or establishment has applied for a license and scheduled an inspection, for which passage is required prior to license approval, and it cannot obtain the license because it does not meet all applicable requirements to obtain the license, it must pay an additional inspection fee, a Plan Review Reinspection Fee, for that additional inspection.

#### Section 241.35 Categories and Fees

(a) Each application to the Commissioner of Assessments and Licenses for a food service operation license required under RC 3717.43, or for a retail food establishment license required under RC 3717.23 shall be accompanied by a combined license and inspection fee as follows:

(1) Food service operations and retail food establishments less than twenty-five thousand (25,000) square feet of floor space:

	<b>2018</b>	
<b>Risk Level</b>		<b>Fee</b>
Level I		\$250.00
Level II		\$276.00
Level III		\$484.00
Level IV		\$602.00
	<b>2019</b>	
<b>Risk Level</b>		<b>Fee</b>
Level I		\$216.00
Level II		\$240.00
Level III		\$430.00
Level IV		\$536.00

(2) Food service operations and retail food establishments greater than twenty-five thousand (25,000) square feet of floor space:

	<b>2018</b>	
<b>Risk Level</b>		<b>Fee</b>
Level I		\$342.00
Level II		\$356.00
Level III		\$1,140.00
Level IV		\$1,204.00
	<b>2019</b>	
<b>Risk Level</b>		<b>Fee</b>
Level I		\$298.00
Level II		\$312.00
Level III		\$1,030.00
Level IV		\$1,090.00

(3) Non-commercial food service operations and non-commercial retail food establishments less than twenty-five thousand (25,000) square feet of floor space:

	<b>2018</b>	
<b>Risk Level</b>		<b>Fee</b>
Level I		\$125.00
Level II		\$138.00
Level III		\$242.00
Level IV		\$301.00
	<b>2019</b>	
<b>Risk Level</b>		<b>Fee</b>
Level I		\$108.00
Level II		\$120.00
Level III		\$215.00
Level IV		\$268.00

(4) Non-commercial food service operations and non-commercial retail food establishments greater than twenty-five thousand (25,000) square feet of floor space:



	2018	
Risk Level		Fee
Level I		\$171.00
Level II		\$178.00
Level III		\$570.00
Level IV		\$602.00
	2019	
Risk Level		Fee
Level I		\$149.00
Level II		\$156.00
Level III		\$515.00
Level IV		\$545.00

(b) The risk level categories described herein shall have the meaning established in any rules promulgated under RC Chapters 3715 and 3717.

**Section 2.** That existing Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1368-17, passed November 20, 2017, are repealed.

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

Passed November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1350-18.**  
**By Council Members Zone and Kelley (by departmental request).**  
**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Justice Bureau of Justice Assistance for the FY 18 Community-Based Crime Reduction Grant; and authorizing the director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant.**

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

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

**Section 1.** That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of \$979,100, and any other funds that may become available during the grant term from the United States Department of Justice Bureau of Justice Assistance to conduct the FY 18 Community-Based Crime Reduction Grant; 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 abstract for the grant contained in the file described below.

**Section 2.** That the abstract for the grant, File No. 1350-18, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

**Section 3.** That the Director of Public Safety is authorized to 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 Public Safety may sign all documents and do all things that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

**Section 5.** That the Director of Public Safety is authorized to enter

into one or more contracts with or make payments to Case Western Reserve University, Partnership for a Safer Cleveland, and various other agencies, entities, or individuals, as needed, to implement the grant as described in the file.

**Section 6.** That the costs of the contract or contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance.

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

Passed November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1351-18.**  
**By Council Members Zone and Kelley (by departmental request).**

**An emergency ordinance authorizing the Director of Public Safety to enter into an agreement with the Cuyahoga County Solid Waste District to accept funding in support of the Department of Public Safety's Environmental Crimes Task Force for purposes, including but not limited to, the purchase of equipment, training and for overtime necessary to assist in combatting illegal dumping.**

Whereas, there is an acknowledged problem of illegal dumping of scrap tires, solid waste, and construction debris within the City of Cleveland; and

Whereas, the City has established an Environmental Crimes Task Force ("City Task Force") comprised of the offices of Public Safety, Public Health, Building and Housing, Law, and others working collaboratively with the City Task Force to combat illegal dumping in the City; and

Whereas, the City's Department of Public Safety has established an environmental crimes unit that will investigate illegal dumping crimes and seek prosecution for those crimes; and

Whereas, the Cuyahoga County Solid Waste District (the "District"), the District authorized payment in an amount of \$25,700 to the City of Cleveland Department of Public Safety to support the environmental crimes investigations and enforcement activities; and

Whereas, the City wishes to accept the funding from the District; 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 Safety is authorized to enter into an agreement with the District to accept funding in support of the City's Environmental Crimes Task Force, in an amount of \$25,700 and any other funds that become available during the agreement term, for purposes, including but not limited to, the purchase of equipment, training and for overtime necessary to assist in combatting illegal dumping for the period of January 1, 2019 through December 31, 2019, and those funds are appropriated for this purpose.

**Section 2.** That, unless expressly prohibited by the agreement, under Section 108(b) of the Charter, purchases made under the agreement may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety 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 shall be paid from the fund or funds to which are credited any funds accepted under this ordinance.

**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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1355-18.**

**By Council Member Kelley (by departmental request).**

**An emergency ordinance approving the collective bargaining agreement with the Ohio Patrolmen's Benevolent Association Utilities Police (OPBA); and to amend Section 14 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 4, 2015, relating to compensation for various classifications.**

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

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

**Section 1.** That under division (B) of Section 4117.10 of the Revised Code, this Council approves the collective bargaining agreement with the Ohio Patrolmen's Benevolent Association Utilities Police (OPBA), under the terms contained in File No. 1355-18-A, for the period from April 1, 2016 through March 31, 2019, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

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

**Section 2.** That Section 14 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 4, 2015, is amended to read as follows:

**Section 14. Ohio Patrolmen's Benevolent Association (OPBA). (Security Officers) (Utilities Police).** That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. Utilities Police Officers.....	\$14.44	\$22.85

**Section 3.** That existing Section 14 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 4, 2015, is repealed.

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

Passed November 26, 2018.

Effective November 28, 2018.

**Ord. No. 1363-18.**

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

**An emergency ordinance authorizing the Director of Public Safety to enter into one or more requirement contracts without competitive bidding with Fire Force Inc. for self-contained breathing apparatus and appurtenances, for the Division of Fire, Department of Public Safety, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Safety; and to repeal Ordinance No. 1110-18, passed September 24, 2018, relating to a requirement contract for self-contained breathing apparatus.**

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

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

**Section 1.** That this Council determines that the within commodities are non-competitive and cannot be secured from any source other than Fire Force Inc. Therefore, the Director of Public Safety is authorized to make one or more written requirement contracts with Fire Force Inc., on the basis of their proposal, for the requirements for a period not to exceed one year, with a one-year option to renew, exercisable by the Director of Public Safety of the necessary items of self-contained breathing apparatus and appurtenances, to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Division of Fire, Department of Public Safety.

**Section 2.** That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 6001, RL 2018-35 and RQN 6003, RL 2018-43)

**Section 3.** That Ordinance No. 1110-18, passed September 24, 2018, is repealed.

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

Passed November 26, 2018.

Effective November 28, 2018.

**Ord. No. 1365-18.**

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

**An emergency ordinance authorizing the purchase by one or more contracts of one boat to perform maintenance of the Baldwin/Kirtland crib, for the Division of Water, Department of Public Utilities.**

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of

a municipal department; now, therefore,

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

**Section 1.** That the Director of Public Utilities is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: one (1) boat to perform maintenance of the Baldwin/Kirtland crib to be purchased by the Commissioner of Purchases and Supplies for a gross price, for the Division of Water, Department of Public Utilities.

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

**Section 3.** That the cost of the contract or contracts authorized shall be paid from Fund No. 52 SF 001, Request No. RQS 2002, RL 2018-109.

**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 November 26, 2018.

Effective November 28, 2018.

**Ord. No. 1366-18.**  
**By Council Members Keane and Kelley (by departmental request).**  
 An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants or vendors to acquire analytic software for the Division of Cleveland Public Power to, among other things, proactively monitor system performance, reduce outage time, monitor LED street consumption and systemically identify unauthorized usage, and for maintenance and support of the software for a period of two years with two one-year options to renew, the first of which will require additional legislation.

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

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

**Section 1.** That the Director of Public Utilities is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to acquire analytic software necessary to enable the Division of Cleveland Public Power to, among other things, proactively monitor system performance, reduce outage time, monitor LED street consumption and systemically identify unauthorized usage, and for maintenance and support of the software for a period of two years with two one-year options to renew. The first of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the first of the one-year options to renew is exercised, then the second of the one-year options to renew may be exercised at the option of the Director of Public Utilities, without the necessity of obtaining additional authority of this Council.

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

**Section 2.** That the cost of the contract or contracts authorized shall be paid from Fund No. 58 SF 001, Request No. RQS 2004, RL 2018-113.

**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 November 26, 2018.  
 Effective November 28, 2018.

**Ord. No. 1372-18.**  
**By Council Members Griffin and Kelley (by departmental request).**  
 An emergency ordinance to amend the grant agreement entered into under Ordinance No. 1281-17, passed November 20, 2017, relating to the Federal AIDS Prevention Program.

Whereas, under Ordinance No. 1281-17, passed November 20, 2017, this Council authorized the Director of Public Health to apply for and accept a grant from the Ohio Department of Health and the Academy of Educational Development for the 2018-21 Federal AIDS Prevention Program and to enter into related contracts to implement the grant; and

Whereas, additional funding from the Ohio Department of Health will allow the City to assist in implementing the 2019 Regional HIV/STD Prevention Project which will optimize the development, implementation, and evaluation of statewide HIV prevention programs; and

Whereas, under the 2019 Regional HIV/STD Prevention Project, the City will expand its current service area to include the newly formed Region 3 which includes the counties of Ashtabula, Cuyahoga, Geauga, Lake, Lorain, and Medina and to extend the grant program by one year; 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 Health is authorized to amend the grant agreement (the "Amendment") entered into with the Ohio Department of Health entered into under the authority of Ordinance No. 1281-17, passed November 20, 2017. The Amendment will change the scope of the grant to implement the 2019 Regional HIV/STD Prevention Project which will serve six counties in Northeast Ohio known as the newly formed Region 3, including Cuyahoga County; to remove the Academy of Educational Development as a grantor; to accept additional grant funding from the Ohio Department of Public Health which will bring the total amount of the grant to \$1,274,511.16 annually; to extend the term of the grant from 2021 to 2022; and to enter into contract with one or more political subdivisions, agencies or entities necessary to implement the Amendment. A copy of the executive summary and budget is placed in File No. 1372-18-A. All other terms and conditions of the grant agreement entered into under Ordinance No. 1281-17, passed November 20, 2017, shall remain the same.

**Section 2.** The Director of Law shall prepare the Amendment.

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

Passed November 26, 2018.  
 Effective November 28, 2018.

**Ord. No. 1373-18.**  
**By Council Members Griffin and Kelley (by departmental request).**  
 An emergency ordinance to amend the grant agreement entered into under Ordinance No. 1280-17, passed November 20, 2017, relating to the 2018-21 STD Control Prevention Program.

Whereas, under Ordinance No. 1280-17, passed November 20, 2017, this Council authorized the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 2018-21 STD Control Prevention Program and to enter into related contracts to implement the grant; and

Whereas, additional funding from the Ohio Department of Health will allow the City to assist in implementing the 2019 Regional HIV/STD Prevention Project which will optimize the development, implementation, and evaluation of statewide HIV prevention programs; and

Whereas, under the 2019 Regional HIV/STD Prevention Project, the City will expand its current service area to include the newly formed Region 3 which includes the counties of Ashtabula, Cuyahoga, Geauga, Lake, Lorain, and Medina and to extend the grant program by one year; 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 Health is authorized to amend the grant agreement (the "Amendment") entered into with the Ohio Department of Health entered into under the authority of Ordinance No. 1280-17, passed November 20, 2017. The Amendment will change the scope of the grant to implement the 2019 Regional HIV/STD Prevention Project which will serve six counties in Northeast Ohio known as the newly formed Region 3, including Cuyahoga County; to accept additional grant funding from the Ohio Department of Public Health which will bring the total amount of the grant to \$219,743.30 annually; to increase the annual approximate amount of administrative costs by \$5,000; to extend the term of the grant from 2021 to 2022; and to authorize the director to enter into contract with one or more political subdivisions, agencies or entities necessary to implement the Amendment. A copy of the executive summary and budget is placed in File No. 1373-18-A. All other terms and conditions of the grant agreement entered into under Ordinance No. 1280-17, passed November 20, 2017, shall remain the same.

**Section 2.** The Director of Law shall prepare the Amendment.

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

Passed November 26, 2018.  
 Effective November 28, 2018.



**Ord. No. 1376-18.  
By Council Members Griffin and  
Kelley (by departmental request).**

**An emergency ordinance authorizing the Director of Public Health to renew the lease with Alto 55 Erieview, LLC for certain spaces at 65-75 Erieview Plaza for a term of ten years with two five-year options to renew, exercisable by the Director of Public Health, for the public purpose of providing office, administrative, storage spaces for use by various City departments; to accept gifts or grants for the purposes of this ordinance; and authorizing various written standard purchase and requirement contracts needed for movers, furniture, fixtures, equipment, and related office materials, including labor, materials, and installation, if necessary, for the appropriate department.**

Whereas, the City of Cleveland requires certain spaces located at 65-75 Erieview Plaza for the public purpose of providing office, administrative, and storage spaces for use by various City departments; and

Whereas, Alto 55 Erieview, LLC has proposed to lease and build-out space for the City of Cleveland; 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 Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Public Health is authorized to renew the lease with Alto 55 Erieview, LLC for certain spaces at 65-75 Erieview Plaza for the purpose of providing office, administrative, and storage spaces for use by various City departments, including but not limited to the Department of Public Health, Department of Aging, Community Diversion (Community Relations Board), Mayor's Office of Sustainability, Mayor's Office of Quality Control and Performance Management, and the Department of Public Utilities' Chief Information Officer ("Lease Renewal"). The Lease Renewal premises are more fully described as follows: 1,354 of rentable square feet in the basement for storage, and 68,541 of rentable square feet on a portion of the first floor and for all of Floors 2 and 3 for office and administrative purposes.

**Section 2.** That the term of the Lease Renewal authorized by this ordinance shall commence on January 1, 2019 and shall not exceed ten years with two five-year options to renew, exercisable by the Director of Public Health.

**Section 3.** That the rent for the first year of the Lease Renewal for office space shall be at \$14.75 per square foot, with 50% of rent in the first eight months being abated by the landlord, plus rent for storage space at \$8.00 per square foot, which in total shall not exceed \$684,819.

**Section 4.** That the office lease rate shall increase on a yearly basis to \$15.05, \$15.34, \$15.65, \$15.97, \$16.29, \$16.61, \$16.94, \$17.28, and \$17.63 per square foot exclusive of utilities and operating costs. That the storage lease rate shall remain \$8.00 per square foot for years 2 through 5

and shall increase to \$10.00 per square foot for years 6 through 10.

**Section 5.** That the landlord shall provide tenant improvements at 65-75 Erieview Plaza for the benefit of the City and other valuable consideration.

**Section 6.** That the Lease Renewal may provide for the City's payment of appropriate utility and other operating costs of the leased premises.

**Section 7.** That the Lease Renewal shall be prepared by the Director of Law and shall contain any terms and conditions as are required to protect the interests of the City.

**Section 8.** That 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 Renewal authorized by this ordinance.

**Section 9.** That the appropriate director is authorized to apply for and accept any grants or gifts of cash or services from any public or non-public entity to implement this ordinance; that the appropriate director is authorized to file all papers and execute all documents necessary to receive the funds under the grant or to accept the cash or services; and that the funds are appropriated for the purposes of this ordinance.

**Section 10.** That the appropriate director is authorized to make one or more written standard purchase contracts and written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, the period of requirements to be determined by the director, for the necessary items of materials, equipment, supplies, and services needed to implement this ordinance, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the appropriate department. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines.

**Section 11.** That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The appropriate director may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

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

**Section 13.** That the costs of this ordinance shall be paid from Fund No. 01-5005-6376, from the fund or funds to which are credited any gifts or grants received for this purpose, and from any funds approved by the Director of Finance for this purpose. (RQS 5005, RLA 2018-59).

**Section 14.** 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 November 26, 2018.

Effective November 28, 2018.

**Ord. No. 1377-18.  
By Council Members Brancatelli  
and Kelley (by departmental  
request).**

**An emergency ordinance authorizing the Director of Community Development to consent to the assignment of HOME Loan Contract No. 60367 from Glenville Development Corporation to Famicos Foundation for the Glenville Elderly II Project; and authorizing the director to enter into an amendment to the assigned contract regarding certain terms.**

Whereas, under Ordinance No. 1044-01, passed June 19, 2001, this Council authorized the Director of Community Development to enter into agreements with various housing development entities, or their designees, to implement the Housing Trust Fund Program; and

Whereas, one of the contracts entered into under that ordinance was HOME Loan Contract No. 60367 with Glenville Development Corporation ("Glenville") to implement its Glenville Elderly II Project located at 661 E. 103rd Street, which is a low-income housing tax credit project; and

Whereas, Glenville has ceased operations and is now defunct; and

Whereas, the Famicos Foundation ("Famicos") actively started managing the building located at 661 E. 103rd Street, Cleveland, Ohio; and

Whereas, Famicos is seeking to acquire the property and to refinance the existing first mortgage in order to sustain the operation of the building and the Glenville Elderly II Project; and

Whereas, Glenville has consented to the assignment of the HOME Loan Contract to Famicos; 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 Community Development is authorized to consent to the request of Glenville to assign the obligations of HOME Loan Contract No. 60367 to Famicos.

**Section 2.** That the Director of Community Development is authorized to enter into an amendment to HOME Loan Contract No. 60367, assigned by Section 1 of this ordinance ("Amendment"), with Famicos, containing the following new terms:

a. Extend the City's loan maturity date to August 1, 2034.

b. At maturity the \$600,000 loan is forgiven assuming that the project remains and continues to operate as

affordable housing for seniors at 60% of the Area Median Income ("AMI").

c. The City agrees to subordinate the loan upon Famicos' successful attempt to recapitalize the property with additional equity/loans if a new first position loan is required by a recapitalization.

d. Amend the interest rate to 0.00%.

e. Forgive the \$65,293 of deferred interest and any accrued interest as of the amendment date, or as of the

maturity date as determined by Famicos.

Section 3. That the Director of Community Development is authorized to execute all documents and do all things necessary and appropriate to effect the consent to the Assignment and amendments authorized by this legislation. A copy of the Assignment shall be filed in the office of the Commissioner of Accounts.

Section 4. That the amendment shall be prepared by the Director of Law

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 November 26, 2018.

Effective November 28, 2018.

**Ord. No. 1403-18.**

**By Council Member Kelley (by departmental request).**

**An emergency ordinance authorizing the Director of Finance to pay as Moral Claims the sums opposite the names of the claimants.**

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 is authorized to pay as Moral Claims the sums opposite the names of the following claimants and charged against the fund numbers opposite the names of the claimants:

**MORAL CLAIMS COMMISSION  
MORAL CLAIM MEETING ON NOVEMBER 14, 2018  
APPROVED PAYMENTS**

<u>Claimant:</u>	<u>Claim No.</u>	<u>Amount</u>	<u>Division</u>	<u>Fund</u>
<b>DEPARTMENT OF PUBLIC SAFETY</b>				
Word, Carolyn	12617	\$500.00	EMS	01-600400-672000
Goodwin, Jeffery	12628	\$50.00	EMS	01-600400-672000
Battle, Judy	12621	\$500.00	Fire	01-600300-672000
Lenor, Francine	12626	\$500.00	Fire	01-600300-672000
Fristche, Katherine	12619	\$500.00	Police	01-600200-672000
Johnson, Ta'Quetta	12623	\$250.00	Police	01-600200-672000
<b>DEPARTMENT OF PUBLIC WORKS</b>				
Jones, Rosemary	12627	\$125.00	Streets	01-700601-672000

Section 2. That the authority of the Director of Finance to pay the amounts in this ordinance is conditioned on a City-approved written acceptance by the claimant of the City's offer to pay this claim within six months from the effective date of this ordinance.

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 November 26, 2018.

Effective November 28, 2018.

**Ord. No. 1404-18.**

**By Council Member Kelley (by departmental request).**

**An emergency ordinance authorizing the Director of Finance to enter into a multi-party agreement with various public entities to acknowledge their commitment and cooperation necessary to implement the Say Yes to Education Cleveland Program.**

Whereas, Say Yes To Education ("SYTE") is a non-profit organization that devotes money and resources to increase postsecondary education completion rates by addressing barriers to student success while they are in district or district-supported schools; and

Whereas, SYTE, the Cleveland Metropolitan School District, the City of Cleveland, the County of Cuyahoga, the Cleveland Teachers Union, American Federation of Teachers Local 279, Cleveland Council or Administrators and Supervisors, and the Cleveland Public

Library (the "Parties") are each dedicated to improving student outcomes Cleveland Metropolitan School District ("Cleveland Schools"); and

Whereas, the Parties acknowledge and agree that postsecondary access and success for students in Cleveland is an overarching goal of the Parties; and

Whereas, SYTE has already invested significant funds in the Cleveland community to reach their goals and to implement a strategy to ensure the healthy development and long-term success of students in the Cleveland Schools (the "Say Yes to Education Cleveland Strategy"); and

Whereas, proper implementation of the Say Yes to Education Cleveland Strategy will provide students and families with the resources for pursuing a college education, and may lead to a more educated labor force, business incentives, a

stronger tax base, and increased property values; and

Whereas, the Parties desire to enter into a multi-party agreement to acknowledge their commitment and cooperation necessary to implement the Say Yes to Education Cleveland Strategy; 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 Finance is authorized to enter into a multi-party agreement with the Parties to acknowledge their commitment and cooperation necessary to implement the Say Yes to Education Cleveland Strategy.

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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1407-18.**

**By Council Member Kelley (by departmental request).**

**An emergency ordinance authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into one or more contracts with Tyler Technologies for professional services necessary to implement the Odyssey Case Manager Suite Court Management System for the Cleveland Municipal Court, including related professional services.**

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

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

**Section 1.** That the Director of Finance, on behalf of the Cleveland Municipal Court, is authorized to enter into one or more contracts with Tyler Technologies for professional services necessary to implement the Odyssey Case Manager Suite Court Management System for the Cleveland Municipal Court, including related professional services, on the basis of its proposal dated August 21, 2018, for the Cleveland Municipal Court. The contract or contracts shall be paid from Fund Nos. 10 SF 086, 10 SF 087, 10 SF 956, 11 SF 006, from the fund or funds to which are credited proceeds from the sale of future bonds, if issued for this purpose, and from other funds approved by the Director of Finance. (RQS 0115, RLA 2018-64)

**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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1457-18.**

**By Council Member Zonc.**

**An emergency ordinance authorizing the Director of the Department of Public Works to enter into agreement with the Musical Arts Association, The Cleveland Orchestra for the Gordon Square Neighborhood Partners Music Program through the use of Ward 15 Casino Revenue Funds.**

Whereas, this ordinance constitutes an emergency measure providing for

the usual daily operation of a municipal department; now, therefore, Be it ordained by the Council of the City of Cleveland:

**Section 1.** That the Director of the Department of Public Works is hereby authorized to enter into agreement effective February 1, 2019, with the Musical Arts Association, The Cleveland Orchestra for the Gordon Square Neighborhood Partners Music Program for the public purpose of providing afterschool music education to city of Cleveland youth through the use of Ward 15 casino revenue funds.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$10,000 and shall be paid from Fund No. 10 SF 199.

**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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1458-18.**

**By Council Member Brancatelli.**

**An emergency ordinance authorizing the Director of the Department of Public Works to enter into agreement with the Boys & Girls Clubs of Cleveland for the Career Readiness Program through the use of Ward 12 Casino Revenue Funds.**

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

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

**Section 1.** That the Director of the Department of Public Works is hereby authorized to enter into agreement effective October 1, 2018 with the Boys & Girls Clubs of Cleveland for the Career Readiness Program for the public purpose of providing after-school career educational programming for young adults in the city of Cleveland through the use of Ward 12 Casino Revenue Funds.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$12,000 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 November 26, 2018.  
Effective November 28, 2018.

**Ord. No. 1459-18.**

**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 5, 2018, 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.

Passed November 26, 2018.  
Effective November 28, 2018.

**COUNCIL COMMITTEE MEETINGS**

**Monday, December 3, 2018  
9:00 a.m.**

**Committee of the Whole:** Present: Kelley, Chair; Bishop, Brady, Brancatelli, Cleveland, Conwell, Griffin, Hairston, B. Jones, J. Jones, Kazy, Keane, McCormack, Polensek, Santana, Zonc. *Authorized Absence:* Johnson.



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O—Ordinance; R—Resolution; F—File  
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Bold type in sections indicates amendments

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Declaring the intent to vacate a portion of Utopia Avenue N.E. (R 1332-18) .....2071

Designating the Morris A. Bradley Carriage House (aka John F. Puskas Enamels Studio) as a Cleveland Landmark. (O 1321-18) .....2065

Determining to proceed with the plan to provide public services within the Cleveland Kamm's Area Special Improvement District; adopting the assessments; levying the assessments; and authorizing the Director of City Planning and the Director of Finance to enter into an agreement with the Cleveland Kamm's Area Special Improvement District Corporation. (O 1361-18) .....2065

To amend Section 559.244 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1327-12, passed December 3, 2012, relating creating of the Ethiopian Garden at 1445 Martin Luther King, Jr. Boulevard. (O 1327-18) .....**2086**

To vacate a portion of Bellflower Court N.E. (O 1446-18) .....2067

To vacate a portion of East 53rd Street. (O 1445-18) .....2067

**Clerk of Council**

Authorizing the Clerk of Council to enter into an agreement with Mita Marketing LLC for the professional services necessary to assist Cleveland City Council with communications and government relations. (O 1487-18) .....2060

Authorizing the Clerk of Council to enter into an agreement with Western Reserve Land Conservancy d/b/a Thriving Communities Institute to provide professional services regarding the Vacant and Abandoned Property Action Council (VAPAC), reforestation, demolition funding, rehabilitation, code enforcement, greenspace, and property information. (O 1466-18) .....2068

Authorizing the Council President to enter into an agreement with Cobalt Group, Inc. to provide professional and project management services for the Clerk of Council. (O 1490-18) .....2061

**Cleveland Foundation**

Authorizing the Director of Finance to enter into an amendment to the Donor Advised Fund Agreement with The Cleveland Foundation regarding the scholarship balance to be distributed to Say Yes Cleveland Scholarship, Inc. upon the approval and establishment of the Say Yes Cleveland Chapter. (O 1465-18) .....2068

**Cleveland Hopkins International Airport ( CHIA )**

Determining the method of making the public improvement of upgrading, enhancing, refurbishing, and moving City owned jet bridges at Cleveland Hopkins International Airport; and authorizing the Director of Port Control to enter into one or more public improvement requirement contracts for the making of the improvement, for a period of two years, with two one-year options to renew, the first of which shall require additional legislation. (O 1409-18) .....2067

To amend Section 4 of Ordinance No. 919-18, passed October 22, 2018 relating to determining the method of making the public improvement of designing and constructing an updated Ground Transportation Center for Cleveland Hopkins Airport. (O 1375-18) .....2066

**Cleveland Housing Network ( CHN )**

Authorizing the Director of Public Utilities to consent to the assignment of Contract No. CT 2002 PS 2017-026 from Cleveland Housing Network, Inc. to CHN Housing Partners to provide administration and other related services for the Division of Water's Discount Affordability Program; and to exercise the second option to renew. (O 1292-18) .....**2083**

**Cleveland Metropolitan Park District**

Authorizing the Director of Capital Projects to issue a permit to the Board of Park Commissioners of the Cleveland Metropolitan Park District to encroach into the public right-of-way of various streets by installing, using and maintaining an asphalt all-purpose trail. (O 1444-18) .....2067



**Cleveland Metropolitan School District ( CMSD )**

- Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Haddas Windowpane, LLC, or its designee, to assist with the development of the May Company project located at 158 Euclid Avenue; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 1401-18) .....2067
- Authorizing the Director of Finance to enter into a multi-party agreement with various public entities to acknowledge their commitment and cooperation necessary to implement the Say Yes to Education Cleveland Program. (O 1404-18) .....2093

**Cleveland Municipal Court**

- Authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into one or more contracts with Tyler Technologies for professional services necessary to implement the Odyssey Case Manager Suite Court Management System for the Cleveland Municipal Court, including related professional services. (O 1407-18) .....2094

**Cleveland Police Foundation**

- Authorizing the Director of Public Safety to apply for and accept a grant from the Cleveland Police Foundation for the Fourth District Community Policing Project Program. (O 1287-18) .....2081

**Cleveland Public Power ( CPP )**

- Authorizing the Director of Public Utilities to employ one or more professional consultants or vendors to acquire analytic software for the Division of Cleveland Public Power to, among other things, proactively monitor system performance, reduce outage time, monitor LED street consumption and systemically identify unauthorized usage, and for maintenance and support of the software for a period of two years with two one-year options to renew, the first of which will require additional legislation. (O 1366-18) .....2091
- Authorizing the Director of Public Utilities to exercise the option to renew Contract No. CT 2004 PS 2017-4 with Brilliancy, Inc. to provide an online consumer engagement program for the Division of Cleveland Public Power, Department of Public Utilities. (O 1181-18) .....2078
- Authorizing the purchase by one or more requirement contracts of water mains, fire hydrants, service connections, valves and appurtenances, for the Division of Water, and concrete repair, tree lawn restoration, pavement restoration, including but not limited to materials, labor and installation if necessary, for the Divisions of Water, Water Pollution Control and Cleveland Public Power, Department of Public Utilities, for a period up to two years. (O 1296-18) .....2085

**Cleveland Restoration Society**

- Authorizing the Director of the Department of Community Development to enter into agreement with the Cleveland Restoration Society for the Heritage Home Program through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds. (O 1476-18) .....2061

**Codified Ordinances**

- To amend Section 559.244 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1327-12, passed December 3, 2012, relating creating of the Ethiopian Garden at 1445 Martin Luther King, Jr. Boulevard. (O 1327-18) .....2086
- To amend Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1368-17, passed November 20, 2017, relating to food shop licenses and fees and categories and fees. (O 1333-18) .....2087
- To supplement the Codified Ordinances of Cleveland Ohio, 1976 by enacting new Sections 341.051, 341.052, 341.053, and 509.21, and by amending Sections 341.05, 352.05, 352.06, 3115.04, 509.14, 509.99, and 510.04, as amended by various ordinances, related to tree preservation and tree protection during construction and by service providers in the public right-of-way, civil penalties for damaged and removed trees, and establishing a Tree Preservation Fund. (O 1121-18) .....2063

**Collective Bargaining Agreements**

- Approving the collective bargaining agreement with S.E.M.E., Local 1; and to amend Section 18 of Ordinance No. 323-15, passed March 30, 2015, as amended by various ordinances, relating to compensation for various classifications. (O 1454-18) .....2068
- Approving the collective bargaining agreement with the Ohio Patrolmen’s Benevolent Association Utilities Police (OPBA); and to amend Section 14 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 4, 2015, relating to compensation for various classifications. (O 1355-18) .....2090

**Community Development**

Amending Section 2 of Ordinance No. 1411-18 passed November 19, 2018, as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 7, 8, 9 and 10 Casino Revenue Funds. (O 1475-18) .....2061

Authorizing the Director of Community Development to consent to the assignment of HOME Loan Contract No. 60367 from Glenville Development Corporation to Famicos Foundation for the Glenville Elderly II Project; and authorizing the director to enter into an amendment to the assigned contract regarding certain terms. (O 1377-18) .....2092

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 1459-18) .....2094

**Community Relations Board**

Authorizing the Director of the Community Relations Board to enter into agreement with the Mt. Pleasant NOW Development Corporation for the Community Engagement Program through the use of Ward 2 Casino Revenue Funds. (O 1479-18) .....2062

**Condolences**

Condolence Resolution for Damien Forshe. (R 1494-18) .....2059

Condolence Resolution for Hon. President George H.W. Bush. (R 1492-18) .....2059

Condolence Resolution for Sara L. Hendricks. (R 1493-18) .....2059

**Contracts**

Authorizing the Director of Capital Projects to apply for and accept a grant from the Ohio Department of Natural Resources Land and Water Conservation Fund and gifts and grants from various public and private entities to implement the redevelopment of the Estabrook Recreation Center playground area; determining the method of making the public improvement; authorizing one or more public improvement, design, and purchase contracts to implement the improvement. (O 1402-18) .....2067

Authorizing the Director of Community Development to consent to the assignment of HOME Loan Contract No. 60367 from Glenville Development Corporation to Famicos Foundation for the Glenville Elderly II Project; and authorizing the director to enter into an amendment to the assigned contract regarding certain terms. (O 1377-18) .....2092

Authorizing the Director of Economic Development to enter into contract with Medical Mutual, or its designee, to provide economic development assistance to partially finance the renovation of their annex and headquarters located in the historic Rose Building at East 9th Street and Prospect Avenue and other associated costs necessary to redevelop the property. (O 1353-18) .....2065

Authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3002 PS 2017-049 with Downtown Cleveland Alliance to maintain City owned properties at the North Coast Harbor and to fulfill the Common Area Maintenance Agreement with the stakeholders of North Coast Harbor. (O 1368-18) .....2066

Authorizing the Director of Public Health to enter into one or more contracts with Merrick House to provide services to high risk residents needed to decrease infant mortality, for a period of one year. (O 1330-18) .....2086

Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Justice's Bureau of Justice Assistance for the FY 2018 Byrne Justice Assistance Grant (JAG) Local Solicitation; and authorizing one or more contracts with Cuyahoga County and the cities of East Cleveland, Euclid, Garfield Heights, and Cleveland Heights needed to implement the grant. (O 1286-18) .....2081

Authorizing the Director of Public Safety to enter into one or more contracts with the International Association of Chiefs of Police to attend The Leadership in Police Organizations training and for the purchase of related training materials, for the Division of Police, Department of Public Safety. (O 1456-18) .....2068

Authorizing the Director of Public Safety to enter into one or more requirement contracts without competitive bidding with Fire Force Inc. for self-contained breathing apparatus and appurtenances, for the Division of Fire, Department of Public Safety, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Safety; and to repeal Ordinance No. 1110-18, passed September 24, 2018, relating to a requirement contract for self-contained breathing apparatus. (O 1363-18) .....2090

Authorizing the Director of Public Utilities to consent to the assignment of Contract No. CT 2002 PS 2017-026 from Cleveland Housing Network, Inc. to CHN Housing Partners to provide administration and other related services for the Division of Water's Discount Affordability Program; and to exercise the second option to renew. (O 1292-18) .....2083

Authorizing the Director of Public Utilities to exercise the option to renew Contract No. CT 2004 PS 2017-4 with Brillieny, Inc. to provide an online consumer engagement program for the Division of Cleveland Public Power, Department of Public Utilities. (O 1181-18) .....2078

Authorizing the purchase by one or more contracts of one boat to perform maintenance of the Baldwin/Kirtland crib, for the Division of Water, Department of Public Utilities. (O 1365-18) .....2090

Authorizing the purchase by one or more requirement contracts of trees, and labor and materials needed for urban forestry services, including but not limited to, maintaining and planting trees, and removing trees, stumps, and tree waste material, for the Division of Park Maintenance and Properties, Department of Public Works, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Works. (O 1223-18) .....2065

Authorizing the purchase by one or more requirement contracts of water mains, fire hydrants, service connections, valves and appurtenances, for the Division of Water, and concrete repair, tree lawn restoration, pavement restoration, including but not limited to materials, labor and installation if necessary, for the Divisions of Water, Water Pollution Control and Cleveland Public Power, Department of Public Utilities, for a period up to two years. (O 1296-18) .....2085

To amend Section 5 of Ordinance No. 801-18, passed July 18, 2018, relating to a contract with SIFCO Industries, Inc., or its designee, for economic development assistance to partially finance the acquisition of machinery and equipment for its business at 970 East 64th Street. (O 1447-18) .....2067

To amend the title and Section 1 of Ordinance No. 691-18, passed June 4, 2018, relating to one or more contracts for telecommunication service lines needed for Automated Meter Reading, SCADA control, security cameras, and telephones at locations outside of Cuyahoga County and beyond the AT&T service area. (O 1262-18) .....2079

**Cuyahoga County**

Authorizing the Director of Public Safety to apply for and accept a grant from Cuyahoga County, for the FY17 Urban Area Security Initiative Program; and authorizing other contracts to implement this grant. (O 1397-18) .....2066

Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Justice’s Bureau of Justice Assistance for the FY 2018 Byrne Justice Assistance Grant (JAG) Local Solicitation; and authorizing one or more contracts with Cuyahoga County and the cities of East Cleveland, Euclid, Garfield Heights, and Cleveland Heights needed to implement the grant. (O 1286-18) .....2081

**Cuyahoga County Board of Health**

Authorizing the Director of Public Health to apply for and accept a grant from the Cuyahoga County Board of Health for the 2019-2021 Get Vaccinated Ohio Program; authorizing the Director to charge and accept fees for this program; and authorizing one or more agreements with Medicaid and Medicaid HMOs for the City to receive payments. (O 1285-18) .....2081

**Cuyahoga County Public Safety and Justice Services**

Authorizing the Directors of Public Safety or Law to apply for and accept grants from the County Public Safety and Justice Services for the FY 2018 Violence Against Women Act (VAWA) program for a sexual assault advocate and for the Law Enforcement and Prosecution components of the Cleveland Domestic Violence Program; and authorizing one or more contracts with Cuyahoga County, the Cleveland Rape Crisis Center, and other entities to implement the grants. (O 1455-18) .....2068

**Cuyahoga County Solid Waste District**

Authorizing the Director of Public Safety to enter into an agreement with the Cuyahoga County Solid Waste District to accept funding in support of the Department of Public Safety’s Environmental Crimes Task Force for purposes, including but not limited to, the purchase of equipment, training and for overtime necessary to assist in combatting illegal dumping. (O 1351-18) .....2089

**Downtown Cleveland Alliance**

Authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3002 PS 2017-049 with Downtown Cleveland Alliance to maintain City owned properties at the North Coast Harbor and to fulfill the Common Area Maintenance Agreement with the stakeholders of North Coast Harbor. (O 1368-18) .....2066

**Economic Development Department**

Authorizing the Commissioner or Purchases and Supplies to purchase land from the Ohio Department of Transportation located within the project boundaries of the Opportunity Corridor Transportation Project for the Industrial Commercial Land Bank for redevelopment, and/or to accept donation of excess land from the Ohio Department of Transportation located within the project boundaries of the Opportunity Corridor Transportation Project for a public purpose; authorizing the Director of Economic Development to enter into one or more agreements with ODOT for the donation, purchase, or option to purchase and to exercise any option to acquire. (O 1408-18) .....2067



Authorizing the Director of Economic Development to enter into a grant agreement with the Urban League of Greater Cleveland, Inc., or its designee, to provide economic development assistance to assist with general operating expenses associated with its business outreach and assistance. (O 1352-18) .....2065

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Haddas Windowpane, LLC, or its designee, to assist with the development of the May Company project located at 158 Euclid Avenue; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 1401-18) .....2067

Authorizing the Director of Economic Development to enter into contract with Medical Mutual, or its designee, to provide economic development assistance to partially finance the renovation of their annex and headquarters located in the historic Rose Building at East 9th Street and Prospect Avenue and other associated costs necessary to redevelop the property. (O 1353-18) .....2065

Authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by 750 Huron LLC, or its designee, located at 750 Huron Road for the purpose of entering into the chain of title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code. (O 1354-18) .....2065

To amend Section 5 of Ordinance No. 801-18, passed July 18, 2018, relating to a contract with SIFCO Industries, Inc., or its designee, for economic development assistance to partially finance the acquisition of machinery and equipment for its business at 970 East 64th Street. (O 1447-18) .....2067

**Encroachments**

Authorizing the Director of Capital Projects to issue a permit to Robert A. Hill to encroach into the public right-of-way of the 1st un-named alley (10.00 feet wide) west of Bellaire Road and north of Guardian Avenue by installing, using, and maintaining a hoop house and urban garden. (O 1238-18) .....2079

Authorizing the Director of Capital Projects to issue a permit to the Board of Park Commissioners of the Cleveland Metropolitan Park District to encroach into the public right-of-way of various streets by installing, using and maintaining an asphalt all-purpose trail. (O 1444-18) .....2067

**Enterprise Funds**

To make additional appropriations of Twenty-Nine Million (\$29,000,000) to the General Fund, Five Hundred Thousand (\$500,000) to the Special Revenue Fund, One Hundred Ten Thousand (\$110,000) to the Internal Service Fund and Eight Hundred Thousand (\$800,000) to the Enterprise Fund. (O 1451-18) .....2068

To provide for the transfer and amendment to the General Fund appropriations in the amount of Twenty-Two Million Eight Hundred Fifty Thousand (\$22,850,000), Two Hundred Fifty Thousand (\$250,000) within the Internal Service Fund, and Three Hundred Eighty-Five Thousand (\$385,000) within the Enterprise Fund. (O 1450-18) .....2068

**Fairfax Renaissance Development Corporation**

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 1459-18) .....2094

Authorizing the Director of the Department of Public Health to enter into agreement with the Fairfax Renaissance Development Corporation for the Healthy Community Engagement Program through the use of Ward 6 Casino Revenue Funds. (O 1480-18) .....2062

**Famicos Foundation**

Amending Section 2 of Ordinance No. 1411-18 passed November 19, 2018, as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 7, 8, 9 and 10 Casino Revenue Funds. (O 1475-18) .....2061

Authorizing the Director of Community Development to consent to the assignment of HOME Loan Contract No. 60367 from Glenville Development Corporation to Famicos Foundation for the Glenville Elderly II Project; and authorizing the director to enter into an amendment to the assigned contract regarding certain terms. (O 1377-18) .....2092

**Fees**

To amend Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1368-17, passed November 20, 2017, relating to food shop licenses and fees and categories and fees. (O 1333-18) .....2087

**Finance Department**

Approving the collective bargaining agreement with S.E.M.E., Local 1; and to amend Section 18 of Ordinance No. 323-15, passed March 30, 2015, as amended by various ordinances, relating to compensation for various classifications. (O 1454-18) .....2068

Approving the collective bargaining agreement with the Ohio Patrolmen’s Benevolent Association Utilities Police (OPBA); and to amend Section 14 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 4, 2015, relating to compensation for various classifications. (O 1355-18) .....**2090**

Approving the Tax Incentive Review Council’s Year 2017 recommendations. (O 1398-18) .....2066

Authorizing the Director of Finance to enter into a multi-party agreement with various public entities to acknowledge their commitment and cooperation necessary to implement the Say Yes to Education Cleveland Program. (O 1404-18) .....**2093**

Authorizing the Director of Finance to enter into an agreement with the Doerrer Group LLC for federal lobbying services for the City of Cleveland, for a period of one year, with one option to renew for an additional one year period, exercisable by the Director of Finance. (O 1468-18) .....2068

Authorizing the Director of Finance to enter into an amendment to the Donor Advised Fund Agreement with The Cleveland Foundation regarding the scholarship balance to be distributed to Say Yes Cleveland Scholarship, Inc. upon the approval and establishment of the Say Yes Cleveland Chapter. (O 1465-18) .....2068

Authorizing the Director of Finance to pay as Moral Claims the sums opposite the names of the claimants. (O 1403-18) .....**2093**

Authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into one or more contracts with Tyler Technologies for professional services necessary to implement the Odyssey Case Manager Suite Court Management System for the Cleveland Municipal Court, including related professional services. (O 1407-18) .....**2094**

Determining to proceed with the plan to provide public services within the Cleveland Kamm’s Area Special Improvement District; adopting the assessments; levying the assessments; and authorizing the Director of City Planning and the Director of Finance to enter into an agreement with the Cleveland Kamm’s Area Special Improvement District Corporation. (O 1361-18) .....2065

To amend Ordinance No. 814-12, passed June 4, 2012, relating to boilers, Ordinance No. 700-16, passed August 10, 2016, relating to sewer systems, and Ordinance No. 750-18, passed October 8, 2018, relating to switchgear and switches, to add additional funding. (O 1329-18) .....2065

To amend Section 33 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 1453-18) .....2068

To amend Section 51 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications. (O 1405-18) .....2067

To amend Section 53 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications. (O 1473-18) .....2060

To make additional appropriations of Twenty-Nine Million (\$29,000,000) to the General Fund, Five Hundred Thousand (\$500,000) to the Special Revenue Fund, One Hundred Ten Thousand (\$110,000) to the Internal Service Fund and Eight Hundred Thousand (\$800,000) to the Enterprise Fund. (O 1451-18) .....2068

To make temporary appropriations for the current payrolls and other ordinary expenses of the City of Cleveland from the period from January 1, 2019 until the effective date of the annual appropriation ordinance for the fiscal year ending December 31, 2019. (O 1452-18) .....2068

To provide for the transfer and amendment to the General Fund appropriations in the amount of Twenty-Two Million Eight Hundred Fifty Thousand (\$22,850,000), Two Hundred Fifty Thousand (\$250,000) within the Internal Service Fund, and Three Hundred Eighty-Five Thousand (\$385,000) within the Enterprise Fund. (O 1450-18) .....2068

To supplement the Codified Ordinances of Cleveland Ohio, 1976 by enacting new Sections 341.051, 341.052, 341.053, and 509.21, and by amending Sections 341.05, 352.05, 352.06, 3115.04, 509.14, 509.99, and 510.04, as amended by various ordinances, related to tree preservation and tree protection during construction and by service providers in the public right-of-way, civil penalties for damaged and removed trees, and establishing a Tree Preservation Fund. (O 1121-18) .....2063

**Fire Division**

Authorizing the Director of Public Safety to enter into one or more requirement contracts without competitive bidding with Fire Force Inc. for self-contained breathing apparatus and appurtenances, for the Division of Fire, Department of Public Safety, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Safety; and to repeal Ordinance No. 1110-18, passed September 24, 2018, relating to a requirement contract for self- contained breathing apparatus. (O 1363-18) .....**2090**

**General Fund**

To make additional appropriations of Twenty-Nine Million (\$29,000,000) to the General Fund, Five Hundred Thousand (\$500,000) to the Special Revenue Fund, One Hundred Ten Thousand (\$110,000) to the Internal Service Fund and Eight Hundred Thousand (\$800,000) to the Enterprise Fund. (O 1451-18) .....2068

To provide for the transfer and amendment to the General Fund appropriations in the amount of Twenty-Two Million Eight Hundred Fifty Thousand (\$22,850,000), Two Hundred Fifty Thousand (\$250,000) within the Internal Service Fund, and Three Hundred Eighty-Five Thousand (\$385,000) within the Enterprise Fund. (O 1450-18) .....2068

#### Grant Agreement

Authorizing the Director of Economic Development to enter into a grant agreement with the Urban League of Greater Cleveland, Inc., or its designee, to provide economic development assistance to assist with general operating expenses associated with its business outreach and assistance. (O 1352-18) .....2065

To amend the grant agreement entered into under Ordinance No. 1280-17, passed November 20, 2017, relating to the 2018-21 STD Control Prevention Program. (O 1373-18) .....2091

To amend the grant agreement entered into under Ordinance No. 1281-17, passed November 20, 2017, relating to the Federal AIDS Prevention Program. (O 1372-18) .....2091

#### Grants

Authorizing the Director of Capital Projects to apply for and accept a grant from the Ohio Department of Natural Resources Land and Water Conservation Fund and gifts and grants from various public and private entities to implement the redevelopment of the Estabrook Recreation Center playground area; determining the method of making the public improvement; authorizing one or more public improvement, design, and purchase contracts to implement the improvement. (O 1402-18) .....2067

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 2019 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 1396-18) .....2066

Authorizing the Director of Public Health to apply for and accept a grant from the U.S. Department of Health and Human Services, Health Resources & Services Administration for the Healthy Start Initiative: Eliminating Disparities in Perinatal Health for the Moms First Project; authorizing the purchase or lease of television and radio advertising time and other media; and to enter into one or more contracts with various agencies entities, and individuals, to implement the project. (O 1239-18) .....2079

Authorizing the Director of Public Safety to apply for and accept a grant from Cuyahoga County, for the FY17 Urban Area Security Initiative Program; and authorizing other contracts to implement this grant. (O 1397-18) .....2066

Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Justice's Bureau of Justice Assistance for the FY 2018 Byrne Justice Assistance Grant (JAG) Local Solicitation; and authorizing one or more contracts with Cuyahoga County and the cities of East Cleveland, Euclid, Garfield Heights, and Cleveland Heights needed to implement the grant. (O 1286-18) .....2081

Authorizing the Directors of Public Safety or Law to apply for and accept grants from the County Public Safety and Justice Services for the FY 2018 Violence Against Women Act (VAWA) program for a sexual assault advocate and for the Law Enforcement and Prosecution components of the Cleveland Domestic Violence Program; and authorizing one or more contracts with Cuyahoga County, the Cleveland Rape Crisis Center, and other entities to implement the grants. (O 1455-18) .....2068

#### Health Department

Amending Section 1 of Ordinance No. 961-17, passed August 16, 2017, as amended by Ordinance No. 637-18, passed May 14, 2018, as it pertains to authorizing the Director of the Department of Public Health to enter into an agreement with Ohio University for the Aspiring Doctors Pre-College Program through the use of Ward 13 Casino Revenue Funds. (O 1482-18) .....2062

Authorizing the Director of Public Health to apply for and accept a grant from the U.S. Department of Health and Human Services, Health Resources & Services Administration for the Healthy Start Initiative: Eliminating Disparities in Perinatal Health for the Moms First Project; authorizing the purchase or lease of television and radio advertising time and other media; and to enter into one or more contracts with various agencies entities, and individuals, to implement the project. (O 1239-18) .....2079

Authorizing the Director of Public Health to enter into one or more contracts with Merrick House to provide services to high risk residents needed to decrease infant mortality, for a period of one year. (O 1330-18) .....2086

Authorizing the Director of Public Health to renew the lease with Alto 55 Erieview, LLC for certain spaces at 65-75 Erieview Plaza for a term of ten years with two five year options to renew, exercisable by the Director of Public Health, for the public purpose of providing office, administrative, storage spaces for use by various City departments; to accept gifts or grants for the purposes of this ordinance; and authorizing various written standard purchase and requirement contracts needed for movers, furniture, fixtures, equipment, and related office materials, including labor, materials, and installation, if necessary, for the appropriate department. (O 1376-18) .....2092



Authorizing the Director of the Department of Public Health to enter into agreement with the Fairfax Renaissance Development Corporation for the Healthy Community Engagement Program through the use of Ward 6 Casino Revenue Funds. (O 1480-18) .....2062

Authorizing the Director of the Department of Public Health to enter into an agreement with the Neighborhood Leadership Institute for the Boys to Men Health & Empowerment Program through the use of Ward 9 Casino Revenue Funds. (O 1478-18) .....2061

To amend Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1368-17, passed November 20, 2017, relating to food shop licenses and fees and categories and fees. (O 1333-18) .....2087

To amend the grant agreement entered into under Ordinance No. 1280-17, passed November 20, 2017, relating to the 2018-21 STD Control Prevention Program. (O 1373-18) .....2091

To amend the grant agreement entered into under Ordinance No. 1281-17, passed November 20, 2017, relating to the Federal AIDS Prevention Program. (O 1372-18) .....2091

**Holiday Food Basket Program**

Authorizing the Director of the Department of Community Development to enter into agreement with Bellaire Puritas Development Corporation for the Bountiful Basement Holiday Food Basket Program through the use of Wards 16 and 17 Casino Revenue Funds. (O 1477-18) .....2061

**Holiday Food Gift Card Program**

Amending Section 2 of Ordinance No. 1411-18 passed November 19, 2018, as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 7, 8, 9 and 10 Casino Revenue Funds. (O 1475-18) .....2061

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 1459-18) .....2094

**House Bill**

Strongly opposing H.B 228, the “stand your ground” bill. (R 1418-18) .....2077

**Human Resources Department**

Approving the collective bargaining agreement with S.E.M.E., Local 1; and to amend Section 18 of Ordinance No. 323-15, passed March 30, 2015, as amended by various ordinances, relating to compensation for various classifications. (O 1454-18) .....2068

Approving the collective bargaining agreement with the Ohio Patrolmen’s Benevolent Association Utilities Police (OPBA); and to amend Section 14 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 4, 2015, relating to compensation for various classifications. (O 1355-18) .....2090

To amend Section 33 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 1453-18) .....2068

To amend Section 51 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications. (O 1405-18) .....2067

To amend Section 53 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications. (O 1473-18) .....2060

**Illegal Dumping**

Authorizing the Director of Public Safety to enter into an agreement with the Cuyahoga County Solid Waste District to accept funding in support of the Department of Public Safety’s Environmental Crimes Task Force for purposes, including but not limited to, the purchase of equipment, training and for overtime necessary to assist in combatting illegal dumping. (O 1351-18) .....2089

**Internal Service Funds**

To make additional appropriations of Twenty-Nine Million (\$29,000,000) to the General Fund, Five Hundred Thousand (\$500,000) to the Special Revenue Fund, One Hundred Ten Thousand (\$110,000) to the Internal Service Fund and Eight Hundred Thousand (\$800,000) to the Enterprise Fund. (O 1451-18) .....2068

To provide for the transfer and amendment to the General Fund appropriations in the amount of Twenty-Two Million Eight Hundred Fifty Thousand (\$22,850,000), Two Hundred Fifty Thousand (\$250,000) within the Internal Service Fund, and Three Hundred Eighty-Five Thousand (\$385,000) within the Enterprise Fund. (O 1450-18) .....2068

**Landmark Commission**

Designating the Morris A. Bradley Carriage House (aka John F. Puskas Enamels Studio) as a Cleveland Landmark. (O 1321-18) .....2065

**Leases**

Authorizing the Director of Public Health to renew the lease with Alto 55 Erievue, LLC for certain spaces at 65-75 Erievue Plaza for a term of ten years with two five year options to renew, exercisable by the Director of Public Health, for the public purpose of providing office, administrative, storage spaces for use by various City departments; to accept gifts or grants for the purposes of this ordinance; and authorizing various written standard purchase and requirement contracts needed for movers, furniture, fixtures, equipment, and related office materials, including labor, materials, and installation, if necessary, for the appropriate department. (O 1376-18) .....2092

**Licenses**

To amend Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1368-17, passed November 20, 2017, relating to food shop licenses and fees and categories and fees. (O 1333-18) .....2087

**Liquor Permits**

#01630200005. New License Application, D5A. American Hospitality Management, Inc., 6955 Euclid Ave. (Ward 7). (F 1489-18) .....2059  
 #2808241. Stock Application, C1. Foody and Goreify LLC, 3608 Woodland Ave. (Ward 5). (F 1488-18) .....2059  
 Objecting to the transfer of location of a C2 and C2X Liquor Permit to 10933 Superior Avenue. (R 1460-18) .....2078  
 Objecting to the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit to 16414-19 Euclid Avenue. (R 1461-18) .....2078  
 Withdrawing objection to a New C1 Liquor Permit at 3420 Prospect Avenue, E., and repealing Resolution No. 866-18 objecting to said permit. (R 1484-18) .....2063  
 Withdrawing objection to a New C2 and D6 Liquor Permit at 2288 East 55th Street, 1st floor unit, and repealing Resolution No. 335-18 objecting to said permit. (R 1483-18) .....2063  
 Withdrawing objection to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit at 13332-34 Lorain Avenue and repealing Resolution No. 471-18 objecting to said permit. (R 1485-18) .....2063

**Loans**

Authorizing the Director of Economic Development to enter into contract with Medical Mutual, or its designee, to provide economic development assistance to partially finance the renovation of their annex and headquarters located in the historic Rose Building at East 9th Street and Prospect Avenue and other associated costs necessary to redevelop the property. (O 1353-18) .....2065  
 To amend Section 5 of Ordinance No. 801-18, passed July 18, 2018, relating to a contract with SIFCO Industries, Inc., or its designee, for economic development assistance to partially finance the acquisition of machinery and equipment for its business at 970 East 64th Street. (O 1447-18) .....2067

**Medical Mutual**

Authorizing the Director of Economic Development to enter into contract with Medical Mutual, or its designee, to provide economic development assistance to partially finance the renovation of their annex and headquarters located in the historic Rose Building at East 9th Street and Prospect Avenue and other associated costs necessary to redevelop the property. (O 1353-18) .....2065

**Merrick House**

Authorizing the Director of Public Health to enter into one or more contracts with Merrick House to provide services to high risk residents needed to decrease infant mortality, for a period of one year. (O 1330-18) .....2086

**Moral Claims**

Authorizing the Director of Finance to pay as Moral Claims the sums opposite the names of the claimants. (O 1403-18) .....2093

**Mt. Pleasant Now Development Corporation**

Amending Section 2 of Ordinance No. 1410-18 passed November 19, 2018 as it pertains to authorizing the Director of the Department of Aging to enter into an agreement with Mt. Pleasant NOW Development Corporation for the Southwest Senior Leaf and Snow Removal Program through the use of Ward 4 Casino Revenue Funds. (O 1486-18) .....2062  
 Authorizing the Director of the Community Relations Board to enter into agreement with the Mt. Pleasant NOW Development Corporation for the Community Engagement Program through the use of Ward 2 Casino Revenue Funds. (O 1479-18) .....2062

**North Coast Harbor**

Authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3002 PS 2017-049 with Downtown Cleveland Alliance to maintain City owned properties at the North Coast Harbor and to fulfill the Common Area Maintenance Agreement with the stakeholders of North Coast Harbor. (O 1368-18) .....2066

**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 2019 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 1396-18) .....2066

**Northeast Ohio Regional Sewer District**

Determining the method of making the public improvement of demolishing the existing pump station on East 37th Street, constructing a new pump station, and replacing the force main between Trumbull Avenue and the pump station; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to apply for and accept any loans or grants from any public or private entity, including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding. (O 1294-18) .....2083

**Office of Criminal Justice Services**

Authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 18 State Byrne Memorial Justice Assistance Grant for the operation of the Northern Ohio Law Enforcement Task Force (NOLETF); and authorizing the Director to enter into agreements with various municipalities or governmental agencies needed to implement the grant. (O 1289-18) .....2082

**Ohio Department of Natural Resources**

Authorizing the Director of Capital Projects to apply for and accept a grant from the Ohio Department of Natural Resources Land and Water Conservation Fund and gifts and grants from various public and private entities to implement the redevelopment of the Estabrook Recreation Center playground area; determining the method of making the public improvement; authorizing one or more public improvement, design, and purchase contracts to implement the improvement. (O 1402-18) .....2067

**Ohio Department of Public Health**

To amend the grant agreement entered into under Ordinance No. 1280-17, passed November 20, 2017, relating to the 2018-21 STD Control Prevention Program. (O 1373-18) .....2091  
To amend the grant agreement entered into under Ordinance No. 1281-17, passed November 20, 2017, relating to the Federal AIDS Prevention Program. (O 1372-18) .....2091

**Ohio Department of Public Safety**

Authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Department of Public Safety for the FY 2019 Impaired Driving Enforcement Program and Selective Traffic Enforcement Program (IDEP/STEP) Program. (O 1290-18) .....2082

**Ohio Department of Transportation (ODOT)**

Authorizing the Commissioner or Purchases and Supplies to purchase land from the Ohio Department of Transportation located within the project boundaries of the Opportunity Corridor Transportation Project for the Industrial Commercial Land Bank for redevelopment, and/or to accept donation of excess land from the Ohio Department of Transportation located within the project boundaries of the Opportunity Corridor Transportation Project for a public purpose; authorizing the Director of Economic Development to enter into one or more agreements with ODOT for the donation, purchase, or option to purchase and to exercise any option to acquire. (O 1408-18) .....2067  
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 2019 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 1396-18) .....2066



Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving a portion of East 55th Street; to apply for and accept any gifts or grants from any public or private entity; authorizing the Director of Capital Projects to enter into any relative agreements; to employ one or more professional consultants to design the improvement; and causing payment of the City's share to the State for the cost of the improvement. (O 1265-18) .....2080

**Ohio University**

Amending Section 1 of Ordinance No. 961-17, passed August 16, 2017, as amended by Ordinance No. 637-18, passed May 14, 2018, as it pertains to authorizing the Director of the Department of Public Health to enter into an agreement with Ohio University for the Aspiring Doctors Pre-College Program through the use of Ward 13 Casino Revenue Funds. (O 1482-18) .....2062

**Parking Facilities Division**

Authorizing the Director of Public Works to enter into one or more contracts with Link2Park, Inc. dba Linkology for professional services necessary to provide software, hardware, training, technical support, and maintenance, for the Parking Access and Revenue Control System for Willard Parking Garage, Gateway Parking Garage and the West Side Market parking lots, for the Division of Parking Facilities, Department of Public Works, for a period of three years, with one two-year option to renew, exercisable by the Director of Public Works. (O 1474-18) .....2060

**Permits**

Authorizing the Director of Capital Projects to issue a permit to Robert A. Hill to encroach into the public right-of-way of the 1st un-named alley (10.00 feet wide) west of Bellaire Road and north of Guardian Avenue by installing, using, and maintaining a hoop house and urban garden. (O 1238-18) .....2079

Authorizing the Director of Capital Projects to issue a permit to the Board of Park Commissioners of the Cleveland Metropolitan Park District to encroach into the public right-of-way of various streets by installing, using and maintaining an asphalt all-purpose trail. (O 1444-18) .....2067

**Police Division**

Authorizing the Director of Public Safety to enter into one or more contracts with the International Association of Chiefs of Police to attend The Leadership in Police Organizations training and for the purchase of related training materials, for the Division of Police, Department of Public Safety. (O 1456-18) .....2068

**Port Control Department**

Authorizing the Director of Port Control to enter into an agreement with Team Hallahan LLC for federal government lobbying services necessary to assist the Department of Port Control with airport related federal agencies and issues, for a period of one year, with one option to renew for an additional one year period, exercisable by the Director of Port Control. (O 1469-18) .....2068

Authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2017-009 with Feasibility Research Group Ohio, LLC to provide professional services necessary to appraise real and/or personal property, rights of way and/or easements and other interests in real property. (O 1367-18) .....2066

Authorizing the Director of Port Control to exercise the second option to renew the contract with SoundCom Systems authorized by Ordinance No. 1028-16, passed October 24, 2016, for professional services necessary to maintain and support the audio paging sound system for the Department of Port Control. (O 1399-18) .....2067

Determining the method of making the public improvement of repairing, maintaining, and installing asphalt on runways, taxiways, ramps, roadways and other surfaces for the various divisions of the Department of Port Control, and authorizing the Director of Port Control to enter into one or more public improvement requirement contracts for the making of the improvement, for a period of two years, with two one-year options to renew, the first of which shall require additional legislative authority. (O 1242-18) .....2065

Determining the method of making the public improvement of upgrading, enhancing, refurbishing, and moving City owned jet bridges at Cleveland Hopkins International Airport; and authorizing the Director of Port Control to enter into one or more public improvement requirement contracts for the making of the improvement, for a period of two years, with two one-year options to renew, the first of which shall require additional legislation. (O 1409-18) .....2067

To amend Ordinance No. 814-12, passed June 4, 2012, relating to boilers, Ordinance No. 700-16, passed August 10, 2016, relating to sewer systems, and Ordinance No. 750-18, passed October 8, 2018, relating to switchgear and switches, to add additional funding. (O 1329-18) .....2065

To amend Section 4 of Ordinance No. 919-18, passed October 22, 2018 relating to determining the method of making the public improvement of designing and constructing an updated Ground Transportation Center for Cleveland Hopkins Airport. (O 1375-18) .....2066

**Professional Services**

Authorizing the Clerk of Council to enter into an agreement with Western Reserve Land Conservancy d/b/a Thriving Communities Institute to provide professional services regarding the Vacant and Abandoned Property Action Council (VAPAC), reforestation, demolition funding, rehabilitation, code enforcement, greenspace, and property information. (O 1466-18) .....2068

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 2019 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 1396-18) .....2066

Authorizing the Director of Finance to enter into an agreement with the Doerrer Group LLC for federal lobbying services for the City of Cleveland, for a period of one year, with one option to renew for an additional one year period, exercisable by the Director of Finance. (O 1468-18) .....2068

Authorizing the Director of Port Control to enter into an agreement with Team Hallahan LLC for federal government lobbying services necessary to assist the Department of Port Control with airport related federal agencies and issues, for a period of one year, with one option to renew for an additional one year period, exercisable by the Director of Port Control. (O 1469-18) .....2068

Determining the method of making the public improvement of constructing the Edgewater Drive, Buhner Avenue, East 97th Street, West 42nd Street and Apple Avenue, and East 39th Street area sewer replacement or rehabilitation projects, which may include but not be limited to installing manholes and catch basins; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement; authorizing the director to employ one or more professional consultants necessary to design the improvement; and authorizing the director to apply for and accept any loans or grants from any public or private entity, including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding. (O 1295-18) .....2084

**Professional Services Contracts**

Authorizing the Clerk of Council to enter into an agreement with Mita Marketing LLC for the professional services necessary to assist Cleveland City Council with communications and government relations. (O 1487-18) .....2060

Authorizing the Council President to enter into an agreement with Cobalt Group, Inc. to provide professional and project management services for the Clerk of Council. (O 1490-18) .....2061

Authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into one or more contracts with Tyler Technologies for professional services necessary to implement the Odyssey Case Manager Suite Court Management System for the Cleveland Municipal Court, including related professional services. (O 1407-18) .....2094

Authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2017-009 with Feasibility Research Group Ohio, LLC to provide professional services necessary to appraise real and/or personal property, rights of way and/or easements and other interests in real property. (O 1367-18) .....2066

Authorizing the Director of Port Control to exercise the second option to renew the contract with SoundCom Systems authorized by Ordinance No. 1028-16, passed October 24, 2016, for professional services necessary to maintain and support the audio paging sound system for the Department of Port Control. (O 1399-18) .....2067

Authorizing the Director of Public Utilities to employ one or more professional consultants or vendors to acquire analytic software for the Division of Cleveland Public Power to, among other things, proactively monitor system performance, reduce outage time, monitor LED street consumption and systemically identify unauthorized usage, and for maintenance and support of the software for a period of two years with two one-year options to renew, the first of which will require additional legislation. (O 1366-18) .....2091

Authorizing the Director of Public Utilities to enter into one or more contracts with Itron Inc. for professional services necessary to provide hardware and software maintenance for automated meter reading devices, for a period of two years. (O 1293-18) .....2083

Authorizing the Director of Public Works to enter into one or more contracts with Link2Park, Inc. dba Linkology for professional services necessary to provide software, hardware, training, technical support, and maintenance, for the Parking Access and Revenue Control System for Willard Parking Garage, Gateway Parking Garage and the West Side Market parking lots, for the Division of Parking Facilities, Department of Public Works, for a period of three years, with one two-year option to renew, exercisable by the Director of Public Works. (O 1474-18) .....2060

Determining the method of making the public improvement of constructing a retaining wall along the north right-of-way line of Vega beginning at the intersection of Train Avenue approximately 200 feet easterly; authorizing the Director of Capital Projects to enter into one or more contracts for the construction, design, and any other agreements; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes real property and easements. (O 1374-18) .....2066

Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving a portion of East 55th Street; to apply for and accept any gifts or grants from any public or private entity; authorizing the Director of Capital Projects to enter into any relative agreements; to employ one or more professional consultants to design the improvement; and causing payment of the City's share to the State for the cost of the improvement. (O 1265-18) .....2080

**Public Improvement Contracts**

Determining the method of making the public improvement for the grinding of pavement for the local resurfacing of city streets and authorizing the Director of Public Works to enter into one or more public improvement requirement contracts for the making of the improvement, for a period up to one year, with two one-year options to renew, exercisable by the Director of Public Works. (O 1364-18) .....2066

Determining the method of making the public improvement of constructing a retaining wall along the north right-of-way line of Vega beginning at the intersection of Train Avenue approximately 200 feet easterly; authorizing the Director of Capital Projects to enter into one or more contracts for the construction, design, and any other agreements; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes real property and easements. (O 1374-18) .....2066

Determining the method of making the public improvement of constructing the Edgewater Drive, Buhrer Avenue, East 97th Street, West 42nd Street and Apple Avenue, and East 39th Street area sewer replacement or rehabilitation projects, which may include but not be limited to installing manholes and catch basins; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement; authorizing the director to employ one or more professional consultants necessary to design the improvement; and authorizing the director to apply for and accept any loans or grants from any public or private entity, including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding. (O 1295-18) .....2084

Determining the method of making the public improvement of demolishing the existing pump station on East 37th Street, constructing a new pump station, and replacing the force main between Trumbull Avenue and the pump station; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to apply for and accept any loans or grants from any public or private entity, including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding. (O 1294-18) .....2083

Determining the method of making the public improvement of repairing or replacing roofs and appurtenances, including but not limited to roofing systems; authorizing the Director of Public Utilities to enter into one or more public improvement by requirement contracts for the making of the improvement; and authorizing the purchase by one or more requirement contracts of maintaining, testing, evaluating, repairing or replacing roofs and appurtenances, including but not limited to roofing systems, and repairing water damage to structures and structure components caused by leaky roofs, for the Department of Public Utilities, for a period of two years. (O 1326-18) .....2085

Determining the method of making the public improvement of repairing, maintaining, and installing asphalt on runways, taxiways, ramps, roadways and other surfaces for the various divisions of the Department of Port Control, and authorizing the Director of Port Control to enter into one or more public improvement requirement contracts for the making of the improvement, for a period of two years, with two one-year options to renew, the first of which shall require additional legislative authority. (O 1242-18) .....2065

Determining the method of making the public improvement of upgrading, enhancing, refurbishing, and moving City owned jet bridges at Cleveland Hopkins International Airport; and authorizing the Director of Port Control to enter into one or more public improvement requirement contracts for the making of the improvement, for a period of two years, with two one-year options to renew, the first of which shall require additional legislation. (O 1409-18) .....2067

**Public Improvements**

Authorizing the Director of Capital Projects to apply for and accept a grant from the Ohio Department of Natural Resources Land and Water Conservation Fund and gifts and grants from various public and private entities to implement the redevelopment of the Estabrook Recreation Center playground area; determining the method of making the public improvement; authorizing one or more public improvement, design, and purchase contracts to implement the improvement. (O 1402-18) .....2067

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Statler Cleveland Holding, LLC, or its designee, to support debt service and to assist with the redevelopment to the project located at 1127 Euclid Avenue and 1111 Hickory Court; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 1449-18) .....2068

Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving a portion of East 55th Street; to apply for and accept any gifts or grants from any public or private entity; authorizing the Director of Capital Projects to enter into any relative agreements; to employ one or more professional consultants to design the improvement; and causing payment of the City's share to the State for the cost of the improvement. (O 1265-18) .....2080



To amend Ordinance No. 814-12, passed June 4, 2012, relating to boilers, Ordinance No. 700-16, passed August 10, 2016, relating to sewer systems, and Ordinance No. 750-18, passed October 8, 2018, relating to switchgear and switches, to add additional funding. (O 1329-18) .....2065

To amend Section 4 of Ordinance No. 919-18, passed October 22, 2018 relating to determining the method of making the public improvement of designing and constructing an updated Ground Transportation Center for Cleveland Hopkins Airport. (O 1375-18) .....2066

**Public Works**

Authorizing the Director of Public Works to enter into an agreement with the Children’s Hunger Alliance to participate in an after school meal program during the 2019-2020 school year at all City recreation centers and to reimburse the Children’s Hunger Alliance for the cost of any unserved meals, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Works. (O 1472-18) .....2059

Authorizing the Director of Public Works to enter into one or more contracts with Link2Park, Inc. dba Linkology for professional services necessary to provide software, hardware, training, technical support, and maintenance, for the Parking Access and Revenue Control System for Willard Parking Garage, Gateway Parking Garage and the West Side Market parking lots, for the Division of Parking Facilities, Department of Public Works, for a period of three years, with one two-year option to renew, exercisable by the Director of Public Works. (O 1474-18) .....2060

Authorizing the Director of the Department of Public Works to enter into agreement with the Musical Arts Association, The Cleveland Orchestra for the Gordon Square Neighborhood Partners Music Program through the use of Ward 15 Casino Revenue Funds. (O 1457-18) .....2094

Authorizing the purchase by one or more requirement contracts of trees, and labor and materials needed for urban forestry services, including but not limited to, maintaining and planting trees, and removing trees, stumps, and tree waste material, for the Division of Park Maintenance and Properties, Department of Public Works, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Works. (O 1223-18) .....2065

Determining the method of making the public improvement for the grinding of pavement for the local resurfacing of city streets and authorizing the Director of Public Works to enter into one or more public improvement requirement contracts for the making of the improvement, for a period up to one year, with two one-year options to renew, exercisable by the Director of Public Works. (O 1364-18) .....2066

To amend Section 559.244 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1327-12, passed December 3, 2012, relating creating of the Ethiopian Garden at 1445 Martin Luther King, Jr. Boulevard. (O 1327-18) .....2086

To supplement the Codified Ordinances of Cleveland Ohio, 1976 by enacting new Sections 341.051, 341.052, 341.053, and 509.21, and by amending Sections 341.05, 352.05, 352.06, 3115.04, 509.14, 509.99, and 510.04, as amended by various ordinances, related to tree preservation and tree protection during construction and by service providers in the public right-of-way, civil penalties for damaged and removed trees, and establishing a Tree Preservation Fund. (O 1121-18) .....2063

**Purchases and Supplies Division**

Authorizing the Commissioner of Purchases and Supplies to purchase land from the Ohio Department of Transportation located within the project boundaries of the Opportunity Corridor Transportation Project for the Industrial Commercial Land Bank for redevelopment, and/or to accept donation of excess land from the Ohio Department of Transportation located within the project boundaries of the Opportunity Corridor Transportation Project for a public purpose; authorizing the Director of Economic Development to enter into one or more agreements with ODOT for the donation, purchase, or option to purchase and to exercise any option to acquire. (O 1408-18) .....2067

Authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by 750 Huron LLC, or its designee, located at 750 Huron Road for the purpose of entering into the chain of title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code. (O 1354-18) .....2065

**Recognition**

Recognition Resolution for Friendship Foundation of American Vietnamese, Inc. (R 1491-18) .....2059

**Recreation Centers**

Authorizing the Director of Capital Projects to apply for and accept a grant from the Ohio Department of Natural Resources Land and Water Conservation Fund and gifts and grants from various public and private entities to implement the redevelopment of the Estabrook Recreation Center playground area; determining the method of making the public improvement; authorizing one or more public improvement, design, and purchase contracts to implement the improvement. (O 1402-18) .....2067

Authorizing the Director of Public Works to enter into an agreement with the Children's Hunger Alliance to participate in an after school meal program during the 2019-2020 school year at all City recreation centers and to reimburse the Children's Hunger Alliance for the cost of any unserved meals, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Works. (O 1472-18) .....2059

**Resolutions Miscellaneous**

Strongly opposing H.B 228, the "stand your ground" bill. (R 1418-18) .....**2077**

**Safety Department**

Authorizing the Director of Public Safety to apply for and accept a grant from Cuyahoga County, for the FY17 Urban Area Security Initiative Program; and authorizing other contracts to implement this grant. (O 1397-18) .....2066

Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Justice's Bureau of Justice Assistance for the FY 2018 Byrne Justice Assistance Grant (JAG) Local Solicitation; and authorizing one or more contracts with Cuyahoga County and the cities of East Cleveland, Euclid, Garfield Heights, and Cleveland Heights needed to implement the grant. (O 1286-18) .....**2081**

Authorizing the Director of Public Safety to enter into an agreement with the Cuyahoga County Solid Waste District to accept funding in support of the Department of Public Safety's Environmental Crimes Task Force for purposes, including but not limited to, the purchase of equipment, training and for overtime necessary to assist in combatting illegal dumping. (O 1351-18) .....**2089**

Authorizing the Director of Public Safety to enter into one or more contracts with the International Association of Chiefs of Police to attend The Leadership in Police Organizations training and for the purchase of related training materials, for the Division of Police, Department of Public Safety. (O 1456-18) .....2068

Authorizing the Director of Public Safety to enter into one or more requirement contracts without competitive bidding with Fire Force Inc. for self-contained breathing apparatus and appurtenances, for the Division of Fire, Department of Public Safety, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Safety; and to repeal Ordinance No. 1110-18, passed September 24, 2018, relating to a requirement contract for self-contained breathing apparatus. (O 1363-18) .....**2090**

Authorizing the Directors of Public Safety or Law to apply for and accept grants from the County Public Safety and Justice Services for the FY 2018 Violence Against Women Act (VAWA) program for a sexual assault advocate and for the Law Enforcement and Prosecution components of the Cleveland Domestic Violence Program; and authorizing one or more contracts with Cuyahoga County, the Cleveland Rape Crisis Center, and other entities to implement the grants. (O 1455-18) .....2068

**Salaries**

Approving the collective bargaining agreement with S.E.M.E., Local I; and to amend Section 18 of Ordinance No. 323-15, passed March 30, 2015, as amended by various ordinances, relating to compensation for various classifications. (O 1454-18) .....2068

Approving the collective bargaining agreement with the Ohio Patrolmen's Benevolent Association Utilities Police (OPBA); and to amend Section 14 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 4, 2015, relating to compensation for various classifications. (O 1355-18) .....**2090**

To amend Section 33 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications. (O 1453-18) .....2068

To amend Section 51 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications. (O 1405-18) .....2067

To amend Section 53 of Ordinance No. 323-15, passed March 30, 2015, relating to compensation for various classifications. (O 1473-18) .....2060

**Sewers**

Determining the method of making the public improvement of constructing the Edgewater Drive, Buhrer Avenue, East 97th Street, West 42nd Street and Apple Avenue, and East 39th Street area sewer replacement or rehabilitation projects, which may include but not be limited to installing manholes and catch basins; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement; authorizing the director to employ one or more professional consultants necessary to design the improvement; and authorizing the director to apply for and accept any loans or grants from any public or private entity, including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding. (O 1295-18) .....**2084**

**Special Improvement District**

Determining to proceed with the plan to provide public services within the Cleveland Kamm's Area Special Improvement District; adopting the assessments; levying the assessments; and authorizing the Director of City Planning and the Director of Finance to enter into an agreement with the Cleveland Kamm's Area Special Improvement District Corporation. (O 1361-18) .....2065

**Special Revenue Funds**

To make additional appropriations of Twenty-Nine Million (\$29,000,000) to the General Fund, Five Hundred Thousand (\$500,000) to the Special Revenue Fund, One Hundred Ten Thousand (\$110,000) to the Internal Service Fund and Eight Hundred Thousand (\$800,000) to the Enterprise Fund. (O 1451-18) .....2068

**Street Vacation**

Declaring the intent to vacate a portion of East 103rd Street. (R 1236-18) .....**2077**  
 Declaring the intent to vacate a portion of East 55th Street (100.00 feet wide). (R 1348-18) .....2071  
 Declaring the intent to vacate a portion of East 89th Street. (R 1443-18) .....2071  
 Declaring the intent to vacate a portion of Freeman Avenue S.W. (R 1237-18) .....**2077**  
 Declaring the intent to vacate a portion of Maplewood Avenue. (R 1131-18) .....2071  
 Declaring the intent to vacate a portion of Utopia Avenue N.E. (R 1332-18) .....2071  
 To vacate a portion of Bellflower Court N.E. (O 1446-18) .....2067  
 To vacate a portion of East 53rd Street. (O 1445-18) .....2067

**Streets Division**

Determining the method of making the public improvement for the grinding of pavement for the local resurfacing of city streets and authorizing the Director of Public Works to enter into one or more public improvement requirement contracts for the making of the improvement, for a period up to one year, with two one-year options to renew, exercisable by the Director of Public Works. (O 1364-18) .....2066

**Tax Incentive Review Council**

Approving the Tax Incentive Review Council's Year 2017 recommendations. (O 1398-18) .....2066

**Tax Increment Financing ( TIF )**

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Haddas Windowpane, LLC, or its designee, to assist with the development of the May Company project located at 158 Euclid Avenue; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 1401-18) .....2067  
 Authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by 750 Huron LLC, or its designee, located at 750 Huron Road for the purpose of entering into the chain of title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code. (O 1354-18) .....2065

**Taxes**

Approving the Tax Incentive Review Council's Year 2017 recommendations. (O 1398-18) .....2066

**Trees**

To supplement the Codified Ordinances of Cleveland Ohio, 1976 by enacting new Sections 341.051, 341.052, 341.053, and 509.21, and by amending Sections 341.05, 352.05, 352.06, 3115.04, 509.14, 509.99, and 510.04, as amended by various ordinances, related to tree preservation and tree protection during construction and by service providers in the public right-of-way, civil penalties for damaged and removed trees, and establishing a Tree Preservation Fund. (O 1121-18) .....2063

**Urban Forestry Division**

Authorizing the purchase by one or more requirement contracts of trees, and labor and materials needed for urban forestry services, including but not limited to, maintaining and planting trees, and removing trees, stumps, and tree waste material, for the Division of Park Maintenance and Properties, Department of Public Works, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Works. (O 1223-18) .....2065

**Urban League of Greater Cleveland**

Authorizing the Director of Economic Development to enter into a grant agreement with the Urban League of Greater Cleveland, Inc., or its designee, to provide economic development assistance to assist with general operating expenses associated with its business outreach and assistance. (O 1352-18) .....2065

**U.S. Department of Health and Human Services**

Authorizing the Director of Public Health to apply for and accept a grant from the U.S. Department of Health and Human Services, Health Resources & Services Administration for the Healthy Start Initiative: Eliminating Disparities in Perinatal Health for the Moms First Project; authorizing the purchase or lease of television and radio advertising time and other media; and to enter into one or more contracts with various agencies entities, and individuals, to implement the project. (O 1239-18) .....**2079**

**U.S. Department of Homeland Security**

Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY 17 Assistance to Firefighters Grant; and authorizing the purchase by contract of one driving simulator, for the Division of Fire, Department of Public Safety. (O 1325-18) .....**2085**

**U.S. Department of Justice**

Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Justice’s Bureau of Justice Assistance for the FY 2018 Byrne Justice Assistance Grant (JAG) Local Solicitation; and authorizing one or more contracts with Cuyahoga County and the cities of East Cleveland, Euclid, Garfield Heights, and Cleveland Heights needed to implement the grant. (O 1286-18) .....**2081**

**Utilities Department**

Authorizing the Director of Public Utilities to consent to the assignment of Contract No. CT 2002 PS 2017-026 from Cleveland Housing Network, Inc. to CHN Housing Partners to provide administration and other related services for the Division of Water’s Discount Affordability Program; and to exercise the second option to renew. (O 1292-18) .....**2083**

Authorizing the Director of Public Utilities to employ one or more professional consultants or vendors to acquire analytic software for the Division of Cleveland Public Power to, among other things, proactively monitor system performance, reduce outage time, monitor LED street consumption and systemically identify unauthorized usage, and for maintenance and support of the software for a period of two years with two one-year options to renew, the first of which will require additional legislation. (O 1366-18) .....**2091**

Authorizing the Director of Public Utilities to enter into one or more contracts with Itron Inc. for professional services necessary to provide hardware and software maintenance for automated meter reading devices, for a period of two years. (O 1293-18) .....**2083**

Authorizing the Director of Public Utilities to exercise the option to renew Contract No. CT 2004 PS 2017-4 with Brillency, Inc. to provide an online consumer engagement program for the Division of Cleveland Public Power, Department of Public Utilities. (O 1181-18) .....**2078**

Authorizing the purchase by one or more contracts of one boat to perform maintenance of the Baldwin/Kirtland crib, for the Division of Water, Department of Public Utilities. (O 1365-18) .....**2090**

Authorizing the purchase by one or more requirement contracts of water mains, fire hydrants, service connections, valves and appurtenances, for the Division of Water, and concrete repair, tree lawn restoration, pavement restoration, including but not limited to materials, labor and installation if necessary, for the Divisions of Water, Water Pollution Control and Cleveland Public Power, Department of Public Utilities, for a period up to two years. (O 1296-18) .....**2085**

Determining the method of making the public improvement of constructing the Edgewater Drive, Buhner Avenue, East 97th Street, West 42nd Street and Apple Avenue, and East 39th Street area sewer replacement or rehabilitation projects, which may include but not be limited to installing manholes and catch basins; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement; authorizing the director to employ one or more professional consultants necessary to design the improvement; and authorizing the director to apply for and accept any loans or grants from any public or private entity, including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding. (O 1295-18) .....**2084**

Determining the method of making the public improvement of demolishing the existing pump station on East 37th Street, constructing a new pump station, and replacing the force main between Trumbull Avenue and the pump station; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement; and authorizing the director to apply for and accept any loans or grants from any public or private entity, including but not limited to, the Northeast Ohio Regional Sewer District for Community Cost Share Program funding. (O 1294-18) .....**2083**

Determining the method of making the public improvement of repairing or replacing roofs and appurtenances, including but not limited to roofing systems; authorizing the Director of Public Utilities to enter into one or more public improvement by requirement contracts for the making of the improvement; and authorizing the purchase by one or more requirement contracts of maintaining, testing, evaluating, repairing or replacing roofs and appurtenances, including but not limited to roofing systems, and repairing water damage to structures and structure components caused by leaky roofs, for the Department of Public Utilities, for a period of two years. (O 1326-18) .....**2085**



To amend the title and Section 1 of Ordinance No. 691-18, passed June 4, 2018, relating to one or more contracts for telecommunication service lines needed for Automated Meter Reading, SCADA control, security cameras, and telephones at locations outside of Cuyahoga County and beyond the AT&T service area. (O 1262-18) .....2079

**Ward 02**

Authorizing the Director of the Community Relations Board to enter into agreement with the Mt. Pleasant NOW Development Corporation for the Community Engagement Program through the use of Ward 2 Casino Revenue Funds. (O 1479-18) .....2062

**Ward 03**

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Haddas Windowpane, LLC, or its designee, to assist with the development of the May Company project located at 158 Euclid Avenue; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 1401-18) .....2067

Authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by 750 Huron LLC, or its designee, located at 750 Huron Road for the purpose of entering into the chain of title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code. (O 1354-18) .....2065

Changing the Use, Area and Height of lands in the Barber Vega neighborhood, South of Bailey Avenue and Train Avenue east to I-90 between Fulton Road and I-71 (Map Change 2585). (O 885-18) .....2069

Declaring the intent to vacate a portion of Freeman Avenue S.W. (R 1237-18) .....2077

**Ward 04**

Amending Section 2 of Ordinance No. 1410-18 passed November 19, 2018 as it pertains to authorizing the Director of the Department of Aging to enter into an agreement with Mt. Pleasant NOW Development Corporation for the Southwest Senior Leaf and Snow Removal Program through the use of Ward 4 Casino Revenue Funds. (O 1486-18) .....2062

Amending Section 2 of Ordinance No. 1411-18 passed November 19, 2018, as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 7, 8, 9 and 10 Casino Revenue Funds. (O 1475-18) .....2061

Authorizing the Director of the Department of Community Development to enter into agreement with the Cleveland Restoration Society for the Heritage Home Program through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds. (O 1476-18) .....2061

**Ward 05**

#2808241. Stock Application, C1, Foody and Gorcify LLC, 3608 Woodland Ave. (Ward 5). (F 1488-18) .....2059

Authorizing the Director of the Department of Community Development to enter into agreement with the Cleveland Restoration Society for the Heritage Home Program through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds. (O 1476-18) .....2061

Condolence Resolution for Damien Forshe. (R 1494-18) .....2059

To vacate a portion of East 53rd Street. (O 1445-18) .....2067

Withdrawing objection to a New C1 Liquor Permit at 3420 Prospect Avenue, E., and repealing Resolution No. 866-18 objecting to said permit. (R 1484-18) .....2063

Withdrawing objection to a New C2 and D6 Liquor Permit at 2288 East 55th Street, 1st floor unit, and repealing Resolution No. 335-18 objecting to said permit. (R 1483-18) .....2063

**Ward 06**

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 1459-18) .....2094

Authorizing the Director of the Department of Public Health to enter into agreement with the Fairfax Renaissance Development Corporation for the Healthy Community Engagement Program through the use of Ward 6 Casino Revenue Funds. (O 1480-18) .....2062

Declaring the intent to vacate a portion of East 103rd Street. (R 1236-18) .....2077

**Ward 07**

#01630200005. New License Application, D5A. American Hospitality Management, Inc., 6955 Euclid Ave. (Ward 7). (F 1489-18) .....2059

Amending Section 2 of Ordinance No. 1411-18 passed November 19, 2018, as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 7, 8, 9 and 10 Casino Revenue Funds. (O 1475-18) .....2061

Authorizing the Director of the Department of Community Development to enter into agreement with the Cleveland Restoration Society for the Heritage Home Program through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds. (O 1476-18)	2061
Condolence Resolution for Damien Forshe. (R 1494-18)	2059
Declaring the intent to vacate a portion of East 89th Street. (R 1443-18)	2071
Designating the Morris A. Bradley Carriage House (aka John F. Puskas Enamels Studio) as a Cleveland Landmark. (O 1321-18)	2065

**Ward 08**

Amending Section 2 of Ordinance No. 1411-18 passed November 19, 2018, as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 7, 8, 9 and 10 Casino Revenue Funds. (O 1475-18)	2061
Authorizing the Director of the Department of Community Development to enter into agreement with the Cleveland Restoration Society for the Heritage Home Program through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds. (O 1476-18)	2061
Authorizing the Director of the Department of Public Health to enter into agreement with the Young Leaders Program for the Young Leaders Youth After School Program through the use of Ward 8 Casino Revenue Funds. (O 1481-18)	2062
Declaring the intent to vacate a portion of Utopia Avenue N.E. (R 1332-18)	2071

**Ward 09**

Amending Section 2 of Ordinance No. 1411-18 passed November 19, 2018, as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 7, 8, 9 and 10 Casino Revenue Funds. (O 1475-18)	2061
Authorizing the Director of the Department of Public Health to enter into an agreement with the Neighborhood Leadership Institute for the Boys to Men Health & Empowerment Program through the use of Ward 9 Casino Revenue Funds. (O 1478-18)	2061
Objecting to the transfer of location of a C2 and C2X Liquor Permit to 10933 Superior Avenue. (R 1460-18)	2078
To amend Section 559.244 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1327-12, passed December 3, 2012, relating creating of the Ethiopian Garden at 1445 Martin Luther King, Jr. Boulevard. (O 1327-18)	2086
To vacate a portion of Bellflower Court N.E. (O 1446-18)	2067

**Ward 10**

Amending Section 2 of Ordinance No. 1411-18 passed November 19, 2018, as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 7, 8, 9 and 10 Casino Revenue Funds. (O 1475-18)	2061
Authorizing the Director of the Department of Community Development to enter into agreement with the Cleveland Restoration Society for the Heritage Home Program through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds. (O 1476-18)	2061
Condolence Resolution for Sara L. Hendricks. (R 1493-18)	2059
Declaring the intent to vacate a portion of East 55th Street (100.00 feet wide). (R 1348-18)	2071
Objecting to the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit to 16414-19 Euclid Avenue. (R 1461-18)	2078
To amend Section 5 of Ordinance No. 801-18, passed July 18, 2018, relating to a contract with SIFCO Industries, Inc., or its designee, for economic development assistance to partially finance the acquisition of machinery and equipment for its business at 970 East 64th Street. (O 1447-18)	2067

**Ward 11**

Authorizing the Director of Capital Projects to issue a permit to Robert A. Hill to encroach into the public right-of-way of the 1st un-named alley (10.00 feet wide) west of Bellaire Road and north of Guardian Avenue by installing, using, and maintaining a hoop house and urban garden. (O 1238-18)	2079
Authorizing the Director of the Department of Community Development to enter into agreement with the Cleveland Restoration Society for the Heritage Home Program through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds. (O 1476-18)	2061

**Ward 12**

Authorizing the Director of the Department of Public Works to enter into agreement with the Boys & Girls Clubs of Cleveland for the Career Readiness Program through the use of Ward 12 Casino Revenue Funds. (O 1458-18)	2094
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**Ward 13**

Amending Section 1 of Ordinance No. 961-17, passed August 16, 2017, as amended by Ordinance No. 637-18, passed May 14, 2018, as it pertains to authorizing the Director of the Department of Public Health to enter into an agreement with Ohio University for the Aspiring Doctors Pre-College Program through the use of Ward 13 Casino Revenue Funds. (O 1482-18) .....2062

**Ward 15**

Authorizing the Director of the Department of Community Development to enter into agreement with the Cleveland Restoration Society for the Heritage Home Program through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds. (O 1476-18) .....2061  
 Authorizing the Director of the Department of Public Works to enter into agreement with the Musical Arts Association, The Cleveland Orchestra for the Gordon Square Neighborhood Partners Music Program through the use of Ward 15 Casino Revenue Funds. (O 1457-18) .....**2094**  
 Condolence Resolution for Hon. President George H.W. Bush. (R 1492-18) .....2059  
 Recognition Resolution for Friendship Foundation of American Vietnamese, Inc. (R 1491-18) .....2059

**Ward 16**

Authorizing the Director of the Department of Community Development to enter into agreement with Bellaire Puritas Development Corporation for the Bountiful Basement Holiday Food Basket Program through the use of Wards 16 and 17 Casino Revenue Funds. (O 1477-18) .....2061  
 Withdrawing objection to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit at 13332-34 Lorain Avenue and repealing Resolution No. 471-18 objecting to said permit. (R 1485-18) .....2063

**Ward 17**

Authorizing the Director of the Department of Community Development to enter into agreement with the Cleveland Restoration Society for the Heritage Home Program through the use of Wards 4, 5, 6, 7, 8, 10, 11, 15 and 17 Casino Revenue Funds. (O 1476-18) .....2061  
 Declaring the intent to vacate a portion of Maplewood Avenue. (R 1131-18) .....2071  
 Determining to proceed with the plan to provide public services within the Cleveland Kamm's Area Special Improvement District; adopting the assessments; levying the assessments; and authorizing the Director of City Planning and the Director of Finance to enter into an agreement with the Cleveland Kamm's Area Special Improvement District Corporation. (O 1361-18) .....2065

**Water Division**

Authorizing the Director of Public Utilities to consent to the assignment of Contract No. CT 2002 PS 2017-026 from Cleveland Housing Network, Inc. to CHN Housing Partners to provide administration and other related services for the Division of Water's Discount Affordability Program; and to exercise the second option to renew. (O 1292-18) .....**2083**  
 Authorizing the purchase by one or more contracts of one boat to perform maintenance of the Baldwin/Kirtland crib, for the Division of Water, Department of Public Utilities. (O 1365-18) .....**2090**  
 Authorizing the purchase by one or more requirement contracts of water mains, fire hydrants, service connections, valves and appurtenances, for the Division of Water, and concrete repair, tree lawn restoration, pavement restoration, including but not limited to materials, labor and installation if necessary, for the Divisions of Water, Water Pollution Control and Cleveland Public Power, Department of Public Utilities, for a period up to two years. (O 1296-18) .....**2085**

**Water Pollution Control Division**

Authorizing the purchase by one or more requirement contracts of water mains, fire hydrants, service connections, valves and appurtenances, for the Division of Water, and concrete repair, tree lawn restoration, pavement restoration, including but not limited to materials, labor and installation if necessary, for the Divisions of Water, Water Pollution Control and Cleveland Public Power, Department of Public Utilities, for a period up to two years. (O 1296-18) .....**2085**

**Zoning**

Changing the Use, Area and Height of lands in the Barber Vega neighborhood, South of Bailey Avenue and Train Avenue east to I-90 between Fulton Road and I-71 (Map Change 2585). (O 885-18) .....2069