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Cleveland, Ohio  
Monday, February 17, 2020  

There was no City Council meeting on Monday, February 17, 2020.  

The next City Council meeting is Monday, February 24, 2020, at 7:00 p.m. in Council Chambers on the second floor of City Hall.
Board of Control

Wednesday, February 19, 2020

The meeting of the Board of Control convened in the Mayor's office on Wednesday, February 19, 2020, at 10:42 a.m. with Director Langhenry presiding.

Members Present: Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Director Ebersole, McNamara, Donald

Absent: Mayor Jackson, Directors Dumas, McGrath

Others Present: Tiffany White Johnson, Commissioner Purchases & Supplies

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

There being no further business, the meeting was adjourned at 10:48 a.m.

Jeffrey B. Marks
Secretary – Board of Control
Resolution No. 66-20
By Director Dumas

REQUIREMENT CONTRACT

BE IT RESOLVED, by the BOARD OF CONTROL of the CITY OF CLEVELAND that all bids received on February 13, 2020,

for an estimated quantity of unarmed uniformed security guard services, all items,

for the various divisions of City government, Department of Finance,

under the authority of Ordinance No. 1419-19, passed November 25, 2019, are rejected.

Yeas: Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Directors Ebersole, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, McGrath
Resolution No. 67-20  
By Director Davis  

Adopted 2/19/20

WHEREAS, under the authority of Ordinance No. 1366-18, passed by the Council of the City of Cleveland on November 26, 2018, and Board of Control Resolution No. 182-19, adopted May 8, 2019, the City, through its Director of Public Utilities, entered into City Contract No. PS2019*179 with Mshana Group, LLC dba AriesPro to provide analytical software services for an amount not to exceed $251,747.00, for the Division of Cleveland Public Power, Department of Public Utilities; and

WHEREAS, the City desires to obtain, by modifying City Contract No. PS2019*179, additional professional services to complete the installation of the software as defined; and

WHEREAS, AriesPro has proposed by its January 8, 2020, letter to perform the above-mentioned additional services; and

BE IT RESOLVED by the Board of Control of the City of Cleveland that the Director of Public Utilities is, authorized to enter into a first modification to City Contract No. PS2019*179 with AriesPro, on the basis of AriesPro’s January 8, 2020, proposal, for the above-mentioned additional services for a fee of $47,306.00, thereby increasing the fees for all services under the contract to an amount not to exceed $299,053.00.

Yeas: Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Directors Ebersole, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, McGrath
**Resolution No. 68-20**

By Director Davis

**BE IT RESOLVED** by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Middough, Inc., under Contract No. PS2018-215 for General Engineering Services, for the Division of Cleveland Public Power, Department of Public Utilities, is hereby approved:

<table>
<thead>
<tr>
<th>Subcontractor</th>
<th>Work</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>Studio Lumen -Connor Studio (non-certified)</td>
<td>$125,000.00</td>
<td>0%</td>
</tr>
<tr>
<td>Intertek PSI (non-certified)</td>
<td>TBD</td>
<td>0%</td>
</tr>
</tbody>
</table>

Yeas: Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Directors Ebersole, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, McGrath
Resolution No. 69-20
By Director McGrath

BE IT RESOLVED, by the Board of Control of the City of Cleveland that under division (e) of Section 181.102, the compensation to be paid to Zoll Data Systems, Inc., for software licenses and professional services identified in its "Order Form" quote received February 3, 2020, for "Cleveland Fire Department Subscription FireRMS" is fixed at an amount not to exceed $103,383.60 for a period of one year with two one-year options to renew.

Yeas: Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Directors Ebersole, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, McGrath
Resolution No. 70-20
By Director McGrath

WHEREAS, under the authority of Ordinance Nos. 1954-98 and 2051-99, passed by the Council of the City of Cleveland on December 14, 1998, and March 6, 2000, respectively, and Resolution No. 790-00, adopted by the Board of Control on November 15, 2000, the City of Cleveland, through its Director of Public Safety, entered into City Contract No. 58307 with Zoll Data Systems, Inc. f/k/a Pinpoint Technologies, Inc., on October 5, 2001, for Pen-Based Computer Patient Care Report System; and

WHEREAS, under the authority of Ordinance No. 2305-02, passed by the Council of the City of Cleveland on December 9, 2002, the City of Cleveland through its Director of Finance, entered into City Contract No. 61032 with Zoll Data Systems, Inc. f/k/a Pinpoint Technologies, Inc., on April 11, 2003, for licenses and professional services necessary for installation of and training in software to electronically invoice EMS ambulance transports, in compliance with Health Insurance Portability and Accountability Act (HIPAA) requirements; and

WHEREAS, under the authority of Ordinance No. 1385-13, passed by the Council of the City of Cleveland on October 21, 2013, the City of Cleveland, through the Director of Public Safety is authorized to enter into one or more contracts with Zoll Data Systems, Inc., for the acquisition of one or more Rescue Net ePCR Suite and Rescue Net FireRMS software licenses to implement a records management system, including training, data migration, project management, deployment services, maintenance, technical support, and other related services for the Department of Public Safety, Division of Fire; and

WHEREAS, division (d) of Section 181.102 C.O. authorizes a director to enter into an agreement with a software vendor for professional services necessary to perform as needed services to expand, enhance, implement or maintain the software, including but not limited to, integration, implementation, migration, installation, design, interfacing, maintenance, repair, upgrades, enhancements, training, testing and technical support; and

WHEREAS, under the authority of Section 181.102 C.O., the City intends to enter into a contract with Zoll Data Systems, Inc., substantially on the basis of an agreed Statement of Work, version 1.0, and Zoll’s "Order Form" quote received February 3, 2020, for software licenses and professional services to implement a Fire Records Management System for Daily Operations of Incident Data Collection, Occupancies, Inspections, Training Records, Personnel, Shift Scheduling, Vehicles and Equipment Tracking, and Supplies and Inventory and software integration services, and training for the Department of Public Safety, Division of Fire; now, therefore,

BE IT RESOLVED, by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 880-2019, passed by the Council of the City of Cleveland on August 28, 2019, ShotSpotter, Inc., is selected from a list of firms determined after a full and complete canvass by the Director of Public Safety as the firm to be employed by contract to provide a turnkey Software as a Service Gun Shot Detection Solution that
recognizes gunshots from a variety of firearms, including handguns, shotguns, rifles and automatic rifles that will accurately classify the number of gun shots, triangulate location of the gunfire and provide immediate notification to Division of Police Personnel which will shorten the response time and provide better situational awareness. The turnkey solution includes installation and configuration of the gun shot detection sensor equipment, maintenance and equipment support, training and access to the ShotSpotter Investigator Portal and Mobile Alerts.

**BE IT FURTHER RESOLVED**, that the Director of Public Safety is authorized to enter into a contract with ShotSpotter, Inc. based upon its proposal dated November 19, 2019, which contract shall be prepared by the Director of Law, shall provide for rendering the above-mentioned professional services and software and hardware as described in the proposal for an amount not to exceed $244,500, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

**Yeas:** Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Directors Ebersole, McNamara, Donald

**Nays:** None

**Absent:** Mayor Jackson, Directors Dumas, McGrath
Resolution No. 71-20
By Director Cox

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

WHEREAS, the Cleveland Area Golden Gloves NFP, Inc., wishes to use the Public Hall of the Cleveland Public Auditorium on April 4, 2020, for open division finals; and

WHEREAS, the City is willing to allow the Cleveland Area Golden Gloves NFP, Inc. to use the Public Hall in the Cleveland Public Auditorium on April 4, 2020, without charge for rental; now, therefore,

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND, that notwithstanding and as an exception to the Public Auditorium rental rates established by Board of Control Resolution No. 250-12, adopted on June 6, 2012, Cleveland Area Golden Gloves NFP, Inc., may use the Public Hall of the Cleveland Public Auditorium on April 4, 2020, without a rental charge, for open division finals.

BE IT FURTHER RESOLVED, that the City shall charge Cleveland Area Golden Gloves NFP, Inc. the actual costs, at the prevailing rates, of any labor, materials and equipment supplied for the event.

Yeas: Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Directors Ebersole, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, McGrath
Resolution No. 72-20
By Director Cox

WHEREAS, the City of Cleveland owns and operates certain real property commonly known as the Willard Park Garage under the supervision and direction of the Director of Public Works; and

WHEREAS, Great Lakes Valet, LLC has proposed to offer valet parking services to the general public for the Silver Spoon Awards Party event to be held at Public Auditorium at 5:00pm on May 19, 2020, until 10:00pm by using the Willard Park Garage; now, therefore,

BE IT RESOLVED by the Board of Control of the City of Cleveland that, under Section 183.04 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to enter into a concession agreement with Great Lakes Valet, LLC to use Willard Park Garage to operate a valet parking service for a fee of $450.00 plus $5.00 per vehicle parked for the above-mentioned event to be held at Public Auditorium at 5:00pm on May 19, 2020, until 10:00pm.

The concession agreement shall be prepared by the Director of Law and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit public interest.

Yeas: Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Directors Ebersole, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, McGrath
Resolution No. 73-20
By Director Menesse

Adopted 2/19/20

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

WHEREAS, under the Program, the City has acquired Permanent Parcel No. 017-03-094 located at 3146 West 94th Street; and

WHEREAS, under the Program, the City has acquired Permanent Parcel No. 017-03-094 located at 3146 West 94th Street; and

WHEREAS, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies when directed by the Director of Community Development to convey, and the Director of Community Development to execute a deed of easement when certain specified conditions have been met; and

WHEREAS, Robert and Sovanara Baillis have requested a ten foot Shared-Driveway Easement over a certain portion of Permanent Parcel No. 017-03-094; now, therefore,

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under division (a)(5) of Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, when directed by the Director of Community Development, the Commissioner of Purchases and Supplies is authorized to convey a ten foot Shared-Driveway Easement over the following described portion of Permanent Parcel No. 017-03-094 to Robert and Sovanara Baillis for a price of $200.00, which amount is determined to be fair market value.

PARCEL 017-03-094
Legal Description
10' Ingress/Egress Easement

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Sub lot 49 in the F.C. Goodman Subdivision of part of Original Brooklyn Township Lot No. 14, as shown by the recorded plat in Volume 16, Page 2 in the Cuyahoga County Map Records, and further bounded and described as follows:

Beginning at 1" iron pin found in a stone monument box at the intersection of the center line of West 94th Street, (50 feet wide) and the southerly right-of-way line of Lorain Avenue, (66 feet wide);

Thence South 00°00'24" East along said center line of West 94th Street, a distance of 244.44 feet to a point;

Thence South 89°59'47" West, a distance of 25.00 feet to a capped (Parr) 5/8" x 30" iron pin set in the westerly right-of-way line of West 94th Street at the southeast corner of land conveyed to Robert and Sovanara Baillis, recorded in AFN#200610060450, of Cuyahoga County Records, said point also being the Principle Place of Beginning;
Thence South 00°00'24" East along the westerly right-of-way line of West 94th Street, a distance of 10.00 feet to a point;

Thence South 89°59'47" West, a distance of 126.93 feet to a point;

Thence North 00°00'24" West, a distance of 10.00 feet to a capped (Parr) 5/8" x 30" iron pin set at the southwest corner of said land conveyed to Robert and Sovanara Baillis;

Thence North 89°59'47" East along the southerly line of said land conveyed to Robert and Sovanara Baillis, a distance of 126.93 feet to a capped (Parr) 5/8" x 30" iron pin set in the westerly right-of-way line of West 94th Street at the southeast corner of land conveyed to Robert and Sovanara Baillis, said point also being the Principle Place of Beginning, containing 0.0291 acres of land, be the same more or less, but subject to all legal highways. Boundary Survey performed by Alexander Parr, PS #8486, November 21, 2019.

Yeas: Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Directors Ebersole, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, McGrath
Resolution No. 74-20
By Director Menesse

Adopted 2/19/20

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

WHEREAS, under the Program, the City has acquired Permanent Parcel No. 004-02-014 located on Lorain Avenue; and

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

WHEREAS, David L. Mancini and Cindy D. Mancini, Co-Trustees of the David L. Mancini Trust dated September 14, 2017, and David L. Mancini and Cindy D. Mancini, Co-Trustees of the Cindy D. Mancini Trust dated September 14, 2017, have proposed to the City to purchase the parcel for side yard expansion; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 3 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland with David L. Mancini and Cindy Mancini, Co-Trustees of the David L. Mancini Trust dated September 14, 2017, and David L. Mancini and Cindy Mancini, Co-Trustees of the Cindy D. Mancini Trust dated September 14, 2017, for the sale of Permanent Parcel No. 004-02-014, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

BE IT FURTHER RESOLVED THAT the consideration for the sale of the parcel shall be $1,650.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas:  Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Directors Ebersole, McNamara, Donald
Nays: None
Absent: Mayor Jackson, Directors Dumas, McGrath
Resolution No. 75-20
By Director Ebersole

WHEREAS, that under the authority of Ordinance No. 1446-2019, passed by the Cleveland City Council on January 27, 2020, the Commissioner of Purchases and Supplies is authorized to acquire real property necessary to make the public improvement of constructing a new Cleveland Police Division headquarters for consideration not exceeding fair market value as determined by the Board of Control; now, therefore,

BE IT RESOLVED by the Board of Control of the City of Cleveland that the consideration of $400,000.00 to be paid for the purchase of Permanent Parcel No. 124-24-056, located on East 75th Street, Cleveland, from Orfam Ltd Partnership, to hold in the Industrial-Commercial Land Bank, is determined not to exceed fair market value.

Yeas: Directors Langhenry, Davis, Kennedy, Cox, Gordon, Acting Directors Greene, Benson, Directors Ebersole, McNamara, Donald

Nays: None

Absent: Mayor Jackson, Directors Dumas, McGrath
Schedule of the Board of Zoning Appeals

Monday, February 24, 2020

9:30
Calendar No. 20-012: 16113 St. Clair Avenue
Ward 8 – Michael D. Polensek
19 Notices
University Investment Group, owner, proposes for change of use from manufacturing to transportation service in a C2 Local Retail Business district. The owner appeals for relief from the strict application of the following section of the Cleveland Codified Ordinances:

1. Section 343.01, which states that warehouse and transportation service is not permitted but is first permitted in Semi-Industry per division (c)(33) of Section 345.03. Any outside storage of vehicles or material shall be surrounded by a substantial seven-foot-high wall or fence erected to observe all required building lines.

2. Division (e) of Section 349.04, which states that one parking space is required for each two employees expected on the premises during the largest work shift period, plus one for each ten passengers during the peak hour of operation.

3. Division (a) of Section 359.01, which states that substitution of nonconforming use requires BZA approval. (Filed January 16, 2020)

9:30
Calendar No. 20-0013: 2982 East 67 Street
Ward 5 – Phyllis Cleveland
Waste Collection Ticket Appeal
Michael Clifford appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and division (d) of Section 329.02 of the Cleveland Codified Ordinances and disputes the decision of the hearing examiner in Parking Violations Bureau on January 15, 2020, concerning the City of Cleveland Waste Collection issuance of Civil Infraction Ticket Number WC401453385, issued August 8, 2019, regarding failure to comply with division (B) of Section 551.111 in the Cleveland Codified Ordinances. (Filed January 17, 2020)

9:30
Calendar No. 20-014: Appealing City Planning Commission Decision regarding 4705 Bridge Avenue
Ward 3 – Kerry McCormack
B.R. Knez Construction, Inc. appeals under the authority of division (b) of Section 76-6 of the Charter of the City of Cleveland and division (d) of Section 329.02 of the Cleveland Codified Ordinances from the decision of the Cleveland City Planning Commission rendered on December 20, 2019, to deny the appellant's proposed use and design for a townhouse in Two-Family District. (Filed January 17, 2020)
9:30
Calendar No. 20-015:  1959 Carter Road – Parking Garage
Ward 3 – Kerry McCormack
11 Notices
EWAT Holdings, owner, and NRP Properties, propose to construct apartment town
homes and garage in a B3 General Industry Zoning District. The owner appeals for relief
from the strict application of the following sections of the Cleveland Codified
Ordinances:

1. Division (d)(1) of Section 345.04, which states that in a General Industry, no
building or premises shall hereafter be erected, altered or arranged for human
habitation, except that the Board of Zoning Appeals may grant special permission
for temporary dwellings or for permanent dwellings for a limited number of
personnel required to reside on the premises of a permitted use for the safe and
proper operation of that use.

2. Section 355.04, which states that the maximum gross floor area of a residential
building in a "B" Area District is limited to ½ the lot area. In this case, 162,089
square feet of floor area is permitted, and 500,786 square feet are proposed.

3. Division (b)(3) of Section 357.08, which states that the rear yard shall not be less
than 10 feet at any point, and seven feet two inches are proposed.

4. Section 325.03, which states that the minimum size for a parking space is 153
square feet, and 191 parking spaces total (in garage and surface parking) are 128
square feet in size.

5. Section 349.15, which states that 24 bicycle parking spaces required; none
proposed.

6. Section 341.051, which states that a tree preservation plan is required as part of
the building permit application; tree preservation plan not submitted.

7. Division (b) of Section 341.02m which states that CPC approval is required.
(Filled January 21, 2020)

9:30
Calendar No. 20-016:  1957 Carter Road – Building 1
Ward 3 – Kerry McCormack
11 Notices
EWAT Holdings, owner, and NRP Properties, propose to construct apartment town
homes and garage in a B3 General Industry Zoning District. The owner appeals for relief
from the strict application of the following sections of the Cleveland Codified
Ordinances:

1. Division (d)(1) of Section 345.04, which states that in a General Industry, no
building or premises shall hereafter be erected, altered or arranged for human
habitation, except that the Board of Zoning Appeals may grant special permission for temporary dwellings or for permanent dwellings for a limited number of personnel required to reside on the premises of a permitted use for the safe and proper operation of that use.

2. Section 355.04, which states that the maximum gross floor area of a residential building in a "B" Area District is limited to \( \frac{1}{2} \) the lot area. In this case, 162,089 square feet of floor area is permitted, and 500,786 square feet are proposed.

3. Division (b)(3) of Section 357.08, which states that the rear yard shall not be less than 10 feet at any point, and seven feet two inches are proposed.

4. Section 325.03, which states that the minimum size for a parking space is 153 square feet, and 191 parking spaces total (in garage and surface parking) are 128 square feet in size.

5. Section 349.15, which states that 24 bicycle parking spaces required; none proposed.

6. Section 341.051, which states that a tree preservation plan is required as part of the building permit application; tree preservation plan not submitted.

7. Division (b) of Section 341.02, which states that CPC approval is required. (Filled January 21, 2020)

9:30
Calendar No. 20-017: 1953 Carter Road – Building 2
Ward 3 – Kerry McCormack
11 Notices
EWAT Holdings, owner, and NRP Properties, propose to construct apartment town homes and garage in a B3 General Industry Zoning District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (d)(1) of Section 345.04, which states that in a General Industry, no building or premises shall hereafter be erected, altered or arranged for human habitation, except that the Board of Zoning Appeals may grant special permission for temporary dwellings or for permanent dwellings for a limited number of personnel required to reside on the premises of a permitted use for the safe and proper operation of that use.

2. Section 355.04, which states that the maximum gross floor area of a residential building in a "B" Area District is limited to \( \frac{1}{2} \) the lot area. In this case, 162,089 square feet of floor area is permitted, and 500,786 square feet are proposed.

3. Division (b)(3) of Section 357.08, which states that the rear yard shall not be less than 10 feet at any point, and seven feet two inches are proposed.
4. Section 325.03, which states that the minimum size for a parking space is 153 square feet, and 191 parking spaces total (in garage and surface parking) are 128 square feet in size.

5. Section 349.15, which states that 24 bicycle parking spaces required; none proposed.

6. Section 341.051, which states that a tree preservation plan is required as part of the building permit application; tree preservation plan not submitted.

7. Division (b) of Section 341.02, which states that CPC approval is required. (Filled January 21, 2020)

9:30

Calendar No. 20-018: 1951 Carter Road – Building 3
Ward 3 – Kerry McCormack

11 Notices
EWAT Holdings, owner, and NRP Properties, propose to construct apartment town homes and garage in a B3 General Industry Zoning District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (d)(1) of Section 345.04, which states that in a General Industry, no building or premises shall hereafter be erected, altered or arranged for human habitation, except that the Board of Zoning Appeals may grant special permission for temporary dwellings or for permanent dwellings for a limited number of personnel required to reside on the premises of a permitted use for the safe and proper operation of that use.

2. Section 355.04, which states that the maximum gross floor area of a residential building in a “B” Area District is limited to ½ the lot area. In this case, 162,089 square feet of floor area is permitted, and 500,786 square feet are proposed.

3. Division (b)(3) of Section 357.08m which states that the rear yard shall not be less than 10 feet at any point, and seven feet two inches are proposed.

4. Section 325.03, which states that the minimum size for a parking space is 153 square feet, and 191 parking spaces total (in garage and surface parking) are 128 square feet in size.

5. Section 349.15, which states that 24 bicycle parking spaces required; none proposed.

6. Section 341.051, which states that a tree preservation plan is required as part of the building permit application; tree preservation plan not submitted.
7. Division (b) of Section 341.02, which states that CPC approval is required. (Filled January 21, 2020)

9:30
Calendar No. 20-019: 1955 Carter Road – Building 4
Ward 3 – Kerry McCormack
11 Notices
EWAT Holdings, owner, and NRP Properties, propose to construct apartment town homes and garage in a B3 General Industry Zoning District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (d)(1) of Section 345.04, which states that in a General Industry, no building or premises shall hereafter be erected, altered or arranged for human habitation, except that the Board of Zoning Appeals may grant special permission for temporary dwellings or for permanent dwellings for a limited number of personnel required to reside on the premises of a permitted use for the safe and proper operation of that use.

2. Section 355.04, which states that the maximum gross floor area of a residential building in a "B" Area District is limited to $\frac{1}{2}$ the lot area. In this case, 162,089 square feet of floor area is permitted, and 500,786 square feet are proposed.

3. Division (b)(3) of Section 357.08m which states that the rear yard shall not be less than 10 feet at any point, and seven feet two inches are proposed.

4. Section 325.03, which states that the minimum size for a parking space is 153 square feet, and 191 parking spaces total (in garage and surface parking) are 128 square feet in size.

5. Section 349.15, which states that 24 bicycle parking spaces required; none proposed.

6. Section 341.051, which states that a tree preservation plan is required as part of the building permit application; tree preservation plan not submitted.

7. Division (b) of Section 341.02, which states that CPC approval is required. (Filled January 21, 2020)

9:30
Calendar No. 20-020: 1961 Carter Road – Building 5
Ward 3 – Kerry McCormack
11 Notices
EWAT Holdings, owner, and NRP Properties, propose to construct apartment town homes and garage in a B3 General Industry Zoning District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:
1. Division (d)(1) of Section 345.04, which states that in a General Industry, no building or premises shall hereafter be erected, altered or arranged for human habitation, except that the Board of Zoning Appeals may grant special permission for temporary dwellings or for permanent dwellings for a limited number of personnel required to reside on the premises of a permitted use for the safe and proper operation of that use.

2. Section 355.04, which states that the maximum gross floor area of a residential building in a “B” Area District is limited to ½ the lot area. In this case, 162,089 square feet of floor area is permitted, and 500,786 square feet are proposed.

3. Division (b)(3) of Section 357.08, which states that the rear yard shall not be less than 10 feet at any point, and seven feet two inches are proposed.

4. Section 325.03, which states that the minimum size for a parking space is 153 square feet, and 191 parking spaces total (in garage and surface parking) are 128 square feet in size.

5. Section 349.15, which states that 24 bicycle parking spaces required; none proposed.

6. Section 341.051, which states that a tree preservation plan is required as part of the building permit application; tree preservation plan not submitted.

7. Division (b) of Section 341.02, which states that CPC approval is required. (Filled January 21, 2020)

9:30
Calendar No. 20-022: 3814 Whitman Avenue (Rear Dwelling)
Ward 3 – Kerry McCormack
14 Notices
Jeff Heighan Croxen, owner, proposes to erect a 22-foot two-inch by 23-foot, two-story, single-family residence in-law suite on second floor of existing two-car 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. Division (a) of Section 355.04, which states that the minimum required lot area is 6,000 square feet, and the appellant is proposing 4,158 square feet. The minimum lot width of 50 feet is required; proposing 31.5 feet. This section also states that the minimum floor area per residential building is 950 square feet, and the appellant is proposing 510.6 square feet.

2. Section 357.08, which states that the required rear yard is 27 feet seven inches, and the appellant is proposing four feet.
3. Division (b)(2) of Section 357.09, which states that the minimum distance of required interior side to property line is three feet, and the appellant is proposing zero feet. Total width of both Interior Side Yards shall not be less than six feet, and the appellant is proposing four feet seven inches.

4. Division (a) of Section 358.04, which states that no fence shall be higher than its distance from residence building on adjacent lot; proposing six feet and four feet.

5. Division (b) of Section 341.02, which states that City Planning approval is required prior to the issuance of building permit. (Filed January 21, 2020)

Postponed from January 13, 2020

9:30
Calendar No. 19-265: 1453 East 66 Street (aka 1449 East 66 Street)
Ward 7 – Basheer S. Jones
16 Notices
Omar, Ibrahim Abdo & Mohammed Thaker, owners, propose to establish use as a convenient store in a B1 Two-Family Residential District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 337.03, which states that a convenient store is not permitted in the Two-Family Residential District but is first permitted in a Local Retail Business District.

2. Section 359.02, which states that when the use is voluntarily discontinued for six (6) months or more. The intent to voluntarily discontinue a use may be implied from acts or the failure to act, including, but not limited to, the removal of and failure to replace the characteristic equipment and furnishings; or the cessation of business operations for two (2) years or more unless the cessation of business operations was caused by factors out of the control of the business such as the disability or illness of the proprietor or governmental action unrelated to the behavior of the business. If the business operations have ceased for more than two (2) years, the presence of characteristic equipment and furnishings is not relevant. The use was discontinued for two years or more. (Filed October 10, 2019 – Testimony Taken) SECOND POSTPONEMENT MADE AT THE REQUEST OF THE APPELLANT'S ATTORNEY DUE TO A SCHEDULING CONFLICT. FIRST POSTPONEMENT MADE AT THE REQUEST OF THE CITY PLANNING COMMISSION TO ALLOW FOR TIME TO HOLD A PUBLIC MEETING.
Postponed from December 9, 2019

9:30
Calendar No. 19-278: 16802 Puritas Avenue
Ward 17 – Charles Slife

14 Notices
Tony Posanle, owner, proposes to erect 119 lineal feet of six-foot-tall wooden shadowbox fence and 20 lineal feet of 6-foot-tall chain link gate in an A1 One-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (a) of Section 358.03, which states that a fence running parallel to a driveway within 15 feet from property line shall not exceed two-and-half feet in height and shall be at least 75% percent open; the remainder of fence in front yard must be at least 50 percent open.

2. Division (a) of Section 358.04, which states that a fence in the sides street yard shall not exceed four feet in height and shall be at least 50 percent open.

3. Division (a) of Section 358.04, which states that no fence shall be higher than its distance from residence building on adjacent lot; four feet is required, and six feet are requested.

4. Division (c)(1) of Section 358.04m which states that Board of Zoning Appeals approval is required for chain link fence in side street yard. (Filed October 30, 2019 – Testimony Taken) SECOND POSTPONEMENT MADE AT THE REQUEST OF THE BOARD TO ALLOW TIME FOR THE APPELLANT TO MEET WITH CITY PLANNING COMMISSION TO WORK ON THE SIGHT-LINE ISSUES. FIRST POSTPONEMENT MADE AT THE REQUEST OF THE APPELLANT DUE TO A SCHEDULING CONFLICT.

Postponed from January 13, 2020

9:30
Calendar No. 19-289: 13523 Lakewood Heights Boulevard
Violation Notice Appeal
Ward 16 – Brian Kazy
Kelley’s Pub LLC., owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and division (d) of Section 329.02 of the Cleveland Codified Ordinances from Notice of Violation Number V19034271, issued on October 7, 2019, by the Cleveland Department of Building and Housing for failure to comply with division (c) of Section 327.02 of the Cleveland Codified Ordinances, which states that there shall be no change, substitution or extension in the use of any building or premises until the required use permit and Certificate of Occupancy has been issued by the Division of Building and Housing, and division (A) of Section 347.08, which states that trash areas shall be properly screened. (Filed November 12, 2019 – No Testimony) FIRST
POSTPONEMENT MADE AT THE REQUEST OF THE COUNCILMAN FOR FURTHER REVIEW.
Schedule of the Board of Zoning Appeals

Monday, March 2, 2020

9:30
Calendar No. 20-024: 4320 Payne Avenue
Ward 7 – Basheer S. Jones
18 Notices
Tian Ran Temple, owner, proposes to establish use as a residence and religious temple in a C2 Semi-Industry District. The owner appeals for relief from the strict application of the following section of the Cleveland Codified Ordinances:

1. Section 345.03, which states that no residence shall be located within two hundred (200) feet of the boundary line of an adjoining General Industry District, and no existing building within two hundred (200) feet of such boundary line shall be converted or altered to any such use, except by the Board of Zoning Appeals.

2. Section 349.04, which states that 103 off-street parking spaces are required; 12 off-street parking spaces are proposed.

3. Section 352.04, which states that a landscape plan is required; none proposed.

4. Section 355.04, which states that the maximum gross floor area cannot exceed ½ the lot area (+/- 8000 square feet). (Filed January 22, 2020)

9:30
Calendar No. 20-023: 4835 Broadview Road
Ward 13 – Kevin J. Kelley
19 Notices
The L Old Brooklyn LLC, owner, proposes to establish use as 12-unit apartment building in a C1 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 349.04 which states that one accessory off-street parking space is required for each dwelling unit. 12 spaces required, and four are provided. (Filed January 22, 2020)

9:30
Calendar No. 20-025: 5400 Detroit Avenue
Ward 15 – Matt Zone
25 Notices
JEL Law Properties LLC, proposes to establish use as an event center in a C2 Local Retail Business District and a Pedestrian Overlay District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:
1. Division (b)(2)(L) of Section 343.11, which states that an assembly use is first permitted in the General Retail Business District; proposed location is in the Local Retail Business District.

2. Division (e)(2)(E) of Section 343.23, which states that a building with an interior side yard more than four (4) feet in width and located within forty (40) feet of a Pedestrian Retail Frontage should be approved by the City Planning Commission.

3. Section 352.04, which states that a Landscape Plan is required, and none is proposed.

4. Section 352.10, which states that a six-foot-wide landscape frontage strip is required, and none is proposed.

5. Division (i) of Section 343.23, which states that the required parking area of three times the gross floor area is required or in this case, 11,000 square feet.

6. Division (a) of Section 347.08, which states that adequate vehicular access to and from such area for collection of trash shall be provided at reasonable hours.

(Filed January 23, 2020)

9:30
Calendar No. 20-026: 736 Starkweather Avenue
Ward 3 – Kerry McCormack
16 Notices
Amy Roberts, owner, proposes to install a five-foot-high fence with gate and a six-foot-high board-on-board fence in the front yard as per plan in an RA2 District and a Planned Unit Development overlay district. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (a)(2) of Section 358.05, which states that fences in actual front yards shall not exceed four (4) feet in height. A five-foot-high ornamental fence with gate and a six-foot-high board-on-board fence are proposed.

2. Section 341.02, which states that review and approval of the City Planning Dept. is required for exterior alterations in P.U.D. (Filed January 24, 2020)

9:30
Calendar No. 20-027: 7800 Dudley Avenue
Ward 15 – Matt Zone
9 Notices
Michael Groves, owner, proposes to erect a 14-foot by 20-foot, one-story frame, detached garage on existing foundation 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. Division (a)(6)(A) of Section 357.23, which states that the garage shall be located on rear half of lot or at 63 feet back from front property line, and the appellant is proposing 53 feet. (Filed January 24, 2020)

9:30
Calendar No. 20-028: 4014 East 123rd Street
Ward 2 – Kevin L. Bishop
23 Notices
Joseph Nimmer, owner, proposes to establish use as a state-licensed Residential Facility for maximum five residents 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 325.571, which states that a "residential facility" means a publicly or privately operated home or facility, licensed pursuant to state law, that provides accommodations, supervision, and personal care services to any of the following: (a) one (1) or two (2) unrelated persons with mental illness; (b) one (1) or two (2) unrelated adults who are receiving residential state supplement payments as defined in the Ohio Revised Code; or (c) three (3) to sixteen (16) unrelated adults.

2. Division (b) of Section 337.03 and division (h) of Section 337.02, which state that a residential facility in a One- or Two-Family Residential District must be at least 1,000 feet from another residential facility. Proposed use is within 1,000 feet of another residential Facility at 12504 Watterson Avenue, Carter's Adult Home. (Filed January 27, 2020)

Reinstated from January 6, 2020

9:30
Calendar No. 19-296: 13624 West Avenue (Corner Lot)
Ward 16 – Brian Kazy
15 Notices
Ron Hollish, owner, is proposing to erect a 14-foot by 20-foot, one-story frame, accessory gable garage. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (a)(6)(B)(2) of Section 337.23, which states that an accessory garage shall not be less than 18 feet from side street; appellant is proposing 15 feet.

2. Division (a) of Section 337.23, which states that an accessory garage shall be located behind existing setback building line. (Filed November 19, 2019 – No Testimony) APPELLANT MISSED HEARING DUE TO ILLNESS.
Reinstated from January 6, 2020

9:30
Calendar No: 19-256: 11915 Miles Avenue
Ward 2 – Kevin Bishop
22 Notices
Wilmer Hicks proposes to establish use as used car sales in a B1 Two Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.03, which states that a used car lot is not permitted in a Two-Family Residential District but first permitted in General Retail District per division (b)(1)(4) of Section 343.11.

2. Section 352.10, which states that a four-foot-wide frontage landscape strip is required along Miles Avenue between lot and street (Miles Avenue); none is proposed.

3. Section 352.08, which states that a 10-foot-wide transition strip is required at the rear where the lot abuts a Two-Family District; none is proposed.

4. Section 358.04, which states that a fence in the front yard shall be ornamental, no more than four feet tall and shall be no less than 50% open.

5. Section 350.04, which states that a separate permit is required for sign; sign detail is not shown. (Filed October 4, 2019 – Testimony Taken) APPELLANT MISSED THE JANUARY 6TH MEETING BECAUSE OF ILLNESS. POSTPONED ONCE, FROM NOVEMBER 18 TO JANUARY 6TH AT THE REQUEST OF THE DEVELOPMENT CORPORATION TO ALLOW TIME FOR FURTHER REVIEW.

Postponed from January 27, 2020

9:30
Calendar No. 19-304: 4700 Clark Avenue
Ward 3 – Kerry McCormack
16 Notices
James Christensen, owner, proposes to change the use from motor vehicle service station to motor vehicle service garage in a C2 Local Retail Business District and a Pedestrian Retail Overlay District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (b)(2)(A) of Section 352.07, which states that Board of Zoning Approval is required to maintain non-conforming landscaping when change of use is requested. Landscaping is non-conforming due to the absence of a required 10-foot-wide landscape transition strip in the rear abutting residential district, and lack of a six-foot-wide landscape transition strip abutting street.
2. Division (e)(2) of Section 343.23, which states that approval of the City Planning Commission/Dept. is required for conditional use conditions in a Pedestrian Retail Overlay District, specifically off-street parking areas and driveways extending across a public sidewalk. (Filed December 3, 2019 – No Testimony) FIRST POSTPONEMENT MADE AT THE REQUEST OF THE CITY PLANNING COMMISSION TO ALLOW FOR TIME FOR CONDITIONAL USE APPROVAL.

Postponed from January 13, 2020

9:30
Calendar No. 19-301: Appeal of Hug-John/dba Midway Parking Inc. from decision of Commissioner of Licenses and Assessments regarding Notice of Deficiency
Hug-John Inc./dba Midway Parking Inc. appeals under the authority of Section 76-6 of the Charter of the City of Cleveland, and division (d) of Section 329.02 and division (b)(1) of Section 196.71 of the Cleveland Codified Ordinances to dispute the November 4, 2019, decision of the Commissioner of Assessments and Licenses to affirm a Notice of Deficiency that was issued on August 23, 2019. (Filed November 25, 2019 – No Testimony) FIRST POSTPONEMENT MADE AT THE REQUEST OF THE APPELLANT DUE TO A SCHEDULING CONFLICT.

Postponed from January 27, 2020

9:30
Calendar No. 19-307: 917 Fruit Avenue
Ward 3 – Kerry McCormack
10 Notices
Alex Lunato, owner, proposes to erect a two-story, 1,938-square-foot, single-family house with detached garage on a 4,500-square-foot lot 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. Division (a) of Section 355.04, which states that the minimum lot width for a single-family dwelling in a "B" area district is 40 feet; a 30-foot-wide lot is proposed. The minimum lot area for a single-family dwelling in a "B" area district is 4,800 square feet, and the proposed lot area is 4,500 square feet.

2. Division (b)(2)(A) of Section 357.09, which states that no building shall be erected less than six feet from a main building on an adjoining lot; three feet are proposed.

3. Section 341.02, which states that City Planning approval is required prior to the issuance of a building permit. (Filed December 4, 2019 – No Testimony) FIRST POSTPONEMENT MADE AT THE REQUEST OF THE COUNCILMAN TO ALLOW FOR TIME FOR COMMUNITY REVIEW.
Postponed from December 17, 2018

9:30
Calendar No. 18-225: 13528 Miles Avenue
Ward 1 – Joseph T. Jones
21 Notices

Marvin Butler, owner, proposes to change use from poultry house to auto wrecking/junk yard in a C1 Semi-Industry District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 345.03, which states that Auto wrecking/junkyard is not permitted.

2. Division (a)(4) of Section 345.04, which states that the operation of wrecking or dismantling of motor vehicles, or the storage of motor vehicles, pending wrecking or dismantling, in areas with a minimum area of fifty thousand (50,000) square feet providing such premises is enclosed within a minimum seven (7) foot high solid masonry wall or slightly solid, nontransparent, well-maintained substantial fence. Such wall or fence may have one (1) opening not more than twenty (20) feet in width for street access and may have two (2) such openings if the wall or fence along the street is more than two hundred (200) feet in length. All walls or fences referred to in this chapter shall be neatly constructed, kept in good order and repair; no printing, lettering or advertisement shall be made part of or attached thereto or painted on the outside of the wall or fence, except that a sign located at the entrance to the yard may be provided to identify the yard.

3. Division (a) of Section 349.07, which states that accessory off-street parking spaces, driveways and maneuvering areas shall be properly graded for drainage so that all water is drained within the lot providing such parking spaces, surfaced with concrete, asphaltic concrete, asphalt or other surfacing materials approved by the Director of Building and Housing, maintained in good condition and free of debris and trash. The maximum width of driveway is 30 feet wide. (Filed October 10, 2018 – No Testimony) POSTPONED TO ALLOW TIME FOR APPELLANT TO WORK WITH CITY PLANNING AND THE STOREFRONT PROGRAM. THE APPELLANT HAS DECIDED NOT TO WORK WITH THE STOREFRONT PROGRAM RIGHT NOW AND WANTS TO PROCEED WITH CERTIFICATE OF OCCUPANCY.
Agenda of the Board of Building Standards and Building Appeals

Wednesday, March 4, 2020

Board Of Building Standards and Building Appeals
Cleveland City Hall
Room 514
216-664-2418

NOTE: This is a tentative Agenda and may vary both in scope and order of presentation as time permits and circumstances warrant.

BUILDING: PUBLIC HEARING: 9:30 a.m.

Docket A-337-19 7001 Union Avenue
WARD: 6
(Blaine A. Griffin)

David Blackshire, owner of the MXD Mixed Uses-Multiple Uses in one building; Two-Story Masonry Walls/Wood Floors Property, appeals from a NOTICE OF VIOLATION – CONDEMNATION – MAIN STRUCTURE, dated October 10, 2019; appellant is requesting for one (1) year to abate the violations.

Postponed – (Reschedule for April 29, 2020)
Docket A-338-19 11709 Kinsman Road
WARD: 4
(Kenneth Johnson)

Tekora S. Madden, owner of the MXD Mixed Uses-Multiple Uses in one building; Two-Story Frame Property, appeals from a NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE, dated October 9, 2019; appellant is requesting for time to abate the violations.
Postponed – (Reschedule for March 18, 2020)

Docket A-339-19 8111 Madison Avenue
WARD: 15
(Matt Zone)

George Tepes, owner of the R-2 Residential – Non-Transient Apartments (Shared Egress); Two-and-Half Story Masonry Property, appeals from a NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE, dated October 21, 2019; appellant is requesting for six (6) months to abate the violations.
Docket A-344-19  2885 Detroit Avenue  WARD: 3  
(Kerry McCormack)

METOO, LLC, owner of the A-2 Assembly – Nite Clubs, Restaurants; One-Story Masonry Property, appeals from a NOTICE OF VIOLATION – STOP WORK ORDER; NO PERMIT, dated October 18, 2019; appellant is requesting for time to abate the violations.

Docket A-346-19  502 East 185th Street  WARD: 8  
(Michael D. Polensek)

Allison Busch, owner of the R-2 Residential – Non-Transient Apartments (Shared Egress); Three-Story Masonry Walls/Wood Floors Property, appeals from a NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE, dated November 4, 2019; appellant is requesting for nine (9) months to abate the violations.

Docket A-350-19  2899 Hampton Road  WARD: 4  
(Kenneth Johnson)

DRLD LLC, owner of the R-2 Residential – Non-Transient Apartments (Shared Egress); Two-and-Half Story Masonry Walls/Wood Floors Property, appeals from a NOTICE OF VIOLATION – LEAD, dated November 22, 2019; appellant is requesting until May 2020 to complete abatement of the violations.

Docket A-352-19  1176 Norwood Road  WARD: 7  
(Basheer S. Jones)

Michael A. Fullum, owner of the R-2 Residential – Non-Transient Apartments (Shared Egress); Two-Story Frame Property, appeals from a NOTICE OF VIOLATION – LEAD, dated November 22, 2019; appellant is requesting for six (6) months to abate the violations.

Docket A-355-19  971 East 185th Street  WARD: 8  
(Michael Polensek)

Eric J. Puening, owner of the MXD Mixed Uses-Multiple Uses in one building; One-and-Half Story Masonry Property, appeals from a NOTICE OF VIOLATION – UNAUTHORIZED/ILLEGAL USE, dated November 4, 2019; appellant is requesting for time to abate the violations.
HOUSING:

PUBLIC HEARING:

Docket A-216-19
10914 Almira Avenue
WARD: 11
(Brian Mooney)

Ronald Jenkins, owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a NOTICE OF VIOLATION – LEAD, dated July 12, 2019; appellant is requesting for time to abate the violations.

Docket A-334-19
3676 East 71st Street
WARD: 12
(Anthony Brancatelli)

Matthew Novak, owner of the One Dwelling Unit; Single-Family Residence; Two-and-Half Story Frame Property, appeals from a NOTICE OF VIOLATION – EXTERIOR MAINTENANCE, dated October 8, 2019; appellant is requesting for time to abate the violations.

Docket A-335-19
3433 East 78th Street
WARD: 6
(Blaine A. Griffin)

Joan M. Benner, owner of the One Dwelling Unit; Single-Family Residence; Two-Story Wood Frame/Siding/Masonry Veneer Property, appeals from a NOTICE OF VIOLATION – EXTERIOR MAINTENANCE, dated October 8, 2019; appellant is requesting for time to abate the violations.

Docket A-336-19
2936 East 114th Street
WARD: 4
(Kenneth Johnson)

Steven W. Pass, owner of the One Dwelling Unit; Single-Family Residence; One-Story Frame Masonry Property, appeals from a NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE, dated October 24, 2019; appellant is requesting for six (6) months to abate the violations.

Docket A-340-19
630 East 127th Street
WARD: 10
(Anthony T. Hairston)

Horizon Trust Company, owner of the Two Dwelling Units; Two-Family Residence; Two-and-Half Story Frame Property, appeals from a NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE, dated October 30, 2019; appellant is requesting for time to abate the violations.
Docket A-341-19  2404 Schell Avenue  WARD: 13  
( Kevin J. Kelley)  

**Michael Gali**, owner of the One Dwelling Unit; Single-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated October 22, 2019; appellant is requesting for seven (7) months to abate the violations.

Docket A-345-19  9620 Marah Avenue  WARD: 6  
(Blaine A. Griffin)  

**Tamone Enterprises, LLC**, owner of the One Dwelling Unit; Single-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated August 12, 2019; appellant is requesting for three (3) months to abate the violations.

Docket A-346-19  2309 East 84th Street  WARD: 6  
(Blaine A. Griffin)  

**Tony Williams**, owner of the One Dwelling Unit; Single-Family Residence; Two-and-Half Story Wood Frame/Siding/Masonry Veneer Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated November 4, 2019; appellant has requested for nine (9) months to complete abate of the violations.

Docket A-347-19  1138 East 114th Street  WARD: 9  
(Kevin Conwell)  

**Eric Dielmann**, owner of the One Dwelling Unit; Single-Family Residence; Two-and-Half Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated November 12, 2019; appellant is requesting for time to abate the violations.

Docket A-349-19  4469 West 148th Street  WARD: 16  
(Brian Kazy)  

**Stephen Greene**, owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR MAINTENANCE**, dated November 6, 2019; appellant is requesting until January 15, 2020, to complete abatement of the violations.
WITHDRAWN (Per the Appellant Request)
Docket A-351-19 1990 West 54th Street
WARD: 15 (Matt Zone)

JAFA 5400 LLC, owner of the Two Dwelling Units; Two-Family Residence; Two-and-Half Story Frame Property, appeals from a NOTICE OF VIOLATION – EXTERIOR MAINTENANCE, dated November 4, 2019; appellant is requesting for six (6) months to abate the violations.

Docket A-353-19 2186 East 86th Street
WARD: 6 (Blaine A. Griffin)

Tarik Hanafy, owner of the Two Dwelling Units; Two-Family Residence; Two-and-Half Story Wood Frame/Siding/Masonry Veneer Property, appeals from a NOTICE OF VIOLATION – EXTERIOR MAINTENANCE, dated November 19, 2019; appellant is requesting until June 2020 to complete abatement of the violations.

Docket A-354-19 792 London Road
WARD: 8 (Michael Polensek)

Alonzo Hudson, owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a NOTICE OF VIOLATION – HAZARDOUS CONDITIONS, dated November 6, 2019; appellant is requesting for six (6) months to abate the violations.

Docket A-356-19 3316 East 118th Street
WARD: 4 (Kenneth Johnson)

Vera L. Moore, owner of the Two Dwelling Units; Two-Family Residence; Two-and-Half Story Frame Property, appeals from a NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE, dated November 6, 2019; appellant is requesting for six (6) months to abate the violations.
Approval of Resolutions

Docket/s:

A-330-19       JAFA 4718 LLC
A-256-19       Homesavers LLC
A-287-19       The Mahdi Group LLC
A-288-19       The Mahdi Group LLC
A-289-19       The Mahdi Group LLC
A-290-19       The Mahdi Group LLC
A-291-19       The Mahdi Group LLC
A-317-19       Ervin Peto
A-318-19       Lewis Clements
A-320-19       Smart Development Inc. c/o Mustafa Abed
A-321-19       Smart Development Inc. c/o Mustafa Abed
A-322-19       Smart Development Inc. c/o Mustafa Abed
A-323-19       Smart Development Inc. c/o Mustafa Abed
A-325-19       Cudell Improvement Inc.
A-326-19       Uqbah Mosque Foundation
A-327-19       William E. Dunn
A-328-19       Nathmi Iwais
A-329-19       Nathmi Iwais
A-16-20        Marinucci Group LLC
A-17-20        Marinucci Group LLC

Approval of Minutes

February 19, 2020
MEMO

To: Tom Vanover, Commissioner/CBO
From: Carmella Davis, Executive Secretary
       Board of Building Standards and Building Appeals
Date: March 4, 2020
Subject: Request for presence at board hearing

The Board of Building Standards and Building Appeals request the presence of a representative for a Public Hearing on the following Docket/s from the Department of Building and Housing, and the presence of a representative from the Division of Fire on Wednesday, March 4, 2020, at approximately 9:30 a.m.

<table>
<thead>
<tr>
<th>DOCKET NO.</th>
<th>ADDRESS</th>
<th>INSPECTOR/S</th>
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<tbody>
<tr>
<td>BUILDING:</td>
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<tr>
<td>A-337-19</td>
<td>7001 Union Avenue</td>
<td>F. Zekaj</td>
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<tr>
<td>A-339-19</td>
<td>8111 Madison Avenue</td>
<td>M. Medancic</td>
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<td>A-344-19</td>
<td>2885 Detroit Avenue</td>
<td>D. Blazevic</td>
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<td>A-346-19</td>
<td>502 East 185th Street</td>
<td>R. Derrett</td>
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<td>A-350-19</td>
<td>2899 Hampton Road</td>
<td>S. Walters</td>
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<td>A-352-19</td>
<td>1176 Norwood Road</td>
<td>J. Cooper</td>
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<td>A-355-19</td>
<td>971 East 185th Street</td>
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<td>HOUSING:</td>
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<td>A-216-19</td>
<td>10914 Almira Avenue</td>
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<tr>
<td>A-346-19</td>
<td>2309 East 84th Street</td>
<td>A. Jones</td>
</tr>
<tr>
<td>A-347-19</td>
<td>1138 East 114th Street</td>
<td>A. Cvitic</td>
</tr>
<tr>
<td>A-349-19</td>
<td>4469 West 148th Street</td>
<td>K. Lanum</td>
</tr>
<tr>
<td>A-353-19</td>
<td>2186 East 86th Street</td>
<td>A. Jones</td>
</tr>
<tr>
<td>A-354-19</td>
<td>792 London Road</td>
<td>G. Conwell</td>
</tr>
<tr>
<td>A-356-19</td>
<td>3316 East 118th Street</td>
<td>M. Medancic</td>
</tr>
</tbody>
</table>
Public Notice

Notice of Public Hearing by the Council Committee on Development, Planning and Sustainability

Mercedes Cotner Committee Room 217
City Hall, Cleveland, OH

Tuesday, March 3, 2020
9:30 a.m.

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Tuesday, March 3, 2020, at 9:30 a.m., to consider the following ordinances and resolutions now pending in the Council:

Ord. No. 110-2020
By Council Member Kazy
An ordinance establishing the Puritas Avenue Design Review District along mostly commercial properties north and south of Puritas Avenue between West 160th Street and West 137th Street, as shown on the attached map (MC 2606).

Ord. No. 111-2020
By Council Member Kazy
An ordinance expanding the current Rockport Design Review District and the Rockport Expansion Design Review District north along West 130th Street to Puritas Avenue and south along West 130th Street to Enterprise Avenue, as shown on the attached map (Map Change 2602).

Ord. No. 112-2020
By Council Member Kazy
An ordinance changing the Use, Area & Height District of parcels of land immediately north and south of Puritas Avenue from West 160th Street to West 137th Street as shown on the attached map (Map Change 2604).

Ord. No. 113-2020
By Council Member McCormack
An ordinance changing the Area Districts of parcels along Lorain Avenue and West 41st Street south of Fulton Court as identified on the attached map. (Map Change No. 2607); and subjecting an area titled the Site Development Boundary to Section 333.02 of the Cleveland Zoning Code; and attaching the Approved Site Development Plan.

Anthony Brancatelli, Chair
Committee on Development, Planning and Sustainability
Request for Proposal (RFP)

Storage of Impounded Non-Commercial Vehicles and One Stop Impound

The Director of Public Safety Police shall accept proposals from qualified vendors for “Storage of Impounded Non-Commercial Vehicles and One Stop Impound.” The request for proposals (RFP) is available on the City’s website at http://www.city.cleveland.oh.us/cityofcleveland/home; search under RFP.

A pre-proposal meeting will be held on Tuesday, March 3, 2020, at 2:00 pm at Cleveland City Hall, Department of Public Safety, Room 230, 601 Lakeside Avenue, East, Cleveland, Ohio. Deadline for submission of proposals that respond to this RFP is on Friday, March 13, 2020, at 3:00 pm. One (1) original and one (1) copy shall be submitted in a sealed envelope addressed to Director of Public Safety, City of Cleveland Department of Public Safety, 601 Lakeside Avenue, East, Room 230, Cleveland, Ohio, 44114.

The envelope must be clearly marked “RFP Storage of Impound Vehicles Non-Commercial & One Stop Impound.”
City of Cleveland Bids

For All Departments

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

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

Section 187.10 of the Codified Ordinances: Negotiated contracts; Notice required in Advertisements 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 certifications 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.

Click on a bid below to read it:

File No. 17-20
File No. 18-20
File No. 19-20
File No. 20-20

File No. 21-20
File No. 22-20
File No. 23-20
BID OPENS – FRIDAY, MARCH 6, 2020

File No. 17-20: Labor and Materials to Inspect, Test, and Repair Bucket and Derrick Trucks

There will be a NON-MANDATORY Pre-Bid Meeting, Thursday, February 20, 2020, at 10:30 a.m. Located at Cleveland Public Power, 1300 Lakeside Avenue, Cleveland, Ohio 44114, Conference Room A.

Note: Bid must be delivered to 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).
BID OPENS – WEDNESDAY, MARCH 11, 2020

File No. 18-20: First Energy Stadium Insurance
FOR THE DIVISION OF PROPERTY MANAGEMENT FOR THE DEPARTMENT OF PUBLIC WORKS, AS AUTHORIZED BY ORDINANCE 497-08 SECTION 181.101 PASSED BY COUNCIL DECEMBER 8, 2008.

There will be a NON-MANDATORY Pre-Bid Meeting, Wednesday, February 26, 2020, at 10:00 a.m. Located at Public Auditorium, 500 Lakeside Avenue, Cleveland, Ohio 44114, Room LL10A.

Note: Bid must be delivered to 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).
BID OPENS – THURSDAY, MARCH 12, 2020

**File No. 19-20: Rental of Heavy-Duty Equipment Snow Removal and Equipment Operators**
FOR THE DIVISION OF AIRPORT SYSTEMS FOR THE DEPARTMENT OF PORT CONTROL, AS AUTHORIZED BY ORDINANCE 1148-19 PASSED BY COUNCIL OCTOBER 21, 2019.

There will be a NON-MANDATORY Pre-Bid Meeting, Tuesday, February 25, 2020, at 10:00 a.m. Located at Cleveland Hopkins International Airport, 19451 Five Points Road, Cleveland, Ohio 44135.

**Note:** Bid must be delivered to 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).
BID OPENS – THURSDAY, MARCH 12, 2020

File No. 20-20: Labor and Materials Necessary for Painting and Paint Removal on Roadways, Runways and Other Paved Surfaces
FOR THE DIVISION OF AIRPORT SYSTEMS FOR THE DEPARTMENT OF PORT CONTROL, AS AUTHORIZED BY ORDINANCE 878-19 PASSED BY COUNCIL AUGUST 21, 2019.

There will be a NON-MANDATORY Pre-Bid Meeting, Thursday, February 27, 2020, at 10:00 a.m. Located at Cleveland Hopkins International Airport, 19451 Five Points Road, Cleveland, Ohio 44135.

Note: Bid must be delivered to 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).
BID OPENS – FRIDAY, MARCH 27, 2020

File No. 21-20: Willard Park Garage Improvements Phase 3

There will be a Non-Refundable Fee for plans and specifications in the amount of fifty dollars ($50.00) only in the form of a Cashier’s Check or Money Order (No Company Checks, No Cash and No Credit Cards will be accepted to purchase plans. All plans and specifications must be purchased directly from the Division of Purchases and Supplies. Bidders must be on the Plan-holders list to submit a bid or receive any addenda.) Out-of-area bidders may send their Non-Refundable Fee for plans via FedEx 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 FedEx Account number, full company name and address, company contact/representative full name, contact telephone number, facsimile telephone number and email address. The FedEx delivery charges for the plans and specifications will be billed to the bidder’s company FedEx account number provided.

There will be a Non-Mandatory Pre-Bid Meeting, Friday, March 6, 2020, at 1:00 p.m. Located at Cleveland City Hall, 601 Lakeside Avenue, Cleveland, Ohio 44114, Room 517A.

Questions regarding the purchase of plans and specifications can be directed to Royce Griffin at (216) 664-2628.

Note: Bid must be delivered to 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).
BID OPENS – FRIDAY, MARCH 13, 2020

File No. 22-20: Vitrified Clay and PVC Pipe
FOR THE DIVISION OF WATER POLLUTION CONTROL FOR THE DEPARTMENT OF PUBLIC UTILITIES, AS AUTHORIZED BY ORDINANCE 1630-92, SECTION 129.27 PASSED BY COUNCIL SEPTEMBER 21, 1992.

There will be a NON-MANDATORY Pre-Bid Meeting, Thursday, February 27, 2020, at 10:00 a.m. Located at Division of Water Pollution Control, 12302 Kirby Avenue, Cleveland, Ohio 44108, Red Conference Room.

Note: Bid must be delivered to 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).
BID OPENS – THURSDAY, MARCH 12, 2020

**File No. 23-20: (Re-Bid) Processing of Recyclables**

There will be a **NON-MANDATORY Pre-Bid Meeting**, Wednesday, March 4, 2020, at 10:00 a.m. Located at Division of Waste Carr Center Garage, 5600 Carnegie Road, Cleveland, Ohio 44103.

**Note:** Bid must be delivered to 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).
Adopted Resolutions and Passed Ordinances

These resolutions were adopted, and ordinances were passed by City Council on February 10, 2020.

Click on a piece of legislation below to read it:

Ord. No. 28-2020  Res. No. 207-2020
Ord. No. 31-2020  Res. No. 208-2020
Ord. No. 109-2020
Ord. No. 115-2020
Ord. No. 116-2020
Ord. No. 119-2020
Ord. No. 125-2020
Ord. No. 158-2020
Ord. No. 160-2020
Ord. No. 161-2020
Ord. No. 197-2020
Ord. No. 199-2020
Ord. No. 200-2020
Ord. No. 201-2020
Ordinance No. 28-2020

Council Member: Kelley (by departmental request)

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

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

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

Section 1. That under division (B) of Section 4117.10 of the Revised Code, this Council approves the collective bargaining agreement with the Cleveland Police Patrolmen’s Association (C.P.P.A.) Civilian Personnel, under the terms contained in File No. 28-2020-A, for the period from April 1, 2019, through March 31, 2022, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

<table>
<thead>
<tr>
<th>Increase</th>
<th>Approximate Date of Increase</th>
</tr>
</thead>
<tbody>
<tr>
<td>2%</td>
<td>April 1, 2019</td>
</tr>
<tr>
<td>2%</td>
<td>April 1, 2020</td>
</tr>
<tr>
<td>2%</td>
<td>April 1, 2021</td>
</tr>
</tbody>
</table>

Section 2. That Section 10 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 1480-15, passed December 7, 2015, and Ordinance No. 172-2019, passed February 11, 2019, is amended to read as follows:

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

<table>
<thead>
<tr>
<th>Classification</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Bilingual Communication Specialist</td>
<td>$27,891.36</td>
<td>45,367.67</td>
</tr>
<tr>
<td>2 Police Radio Dispatcher</td>
<td>27,895.10</td>
<td>49,482.41</td>
</tr>
<tr>
<td>3 Police Safety Aide</td>
<td>25,352.64</td>
<td>33,774.79</td>
</tr>
<tr>
<td>4 Safety Telephone Operator</td>
<td>25,920.68</td>
<td>39,374.31</td>
</tr>
</tbody>
</table>
Section 3. That existing Section 10 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 1480-15, passed December 7, 2015, and Ordinance No. 172-2019, passed February 11, 2019, 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.


Ordinance No. 31-2020

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 Tinnerman Lofts, LLC, or its designee, to develop the former Vista Print building located at 2048 Fulton Avenue into apartment units and other amenities; to provide for payments to the Cleveland Metropolitan School District; and to declare certain improvements to real property to be a public purpose.

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

WHEREAS, the City has entered into the chain of title for the Property which is more particularly described in this ordinance (the “Real Property”) pursuant to the requirements of Section 5709.41 of the Revised Code prior to the passage of this ordinance; and

WHEREAS, the Real Property is to be developed in accordance with the Cleveland 2020 Citywide Plan, a copy of which is placed in File No. 31-2020-A; and

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

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

WHEREAS, under Section 5709.41 of the Revised Code, the exemption may exceed 75% of the improvements for up to 30 years when a portion of the service payments so collected are distributed to the Cleveland Metropolitan School District (“District”) in an amount equal to the amount the District would have received had the improvement not been exempt; and

WHEREAS, the District has been notified of the intent to enter into the agreement authorized by this ordinance in compliance with division (C)(4) of Section 5709.41(C)(4) and Section 5709.83 of the Revised Code; and

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:
Section 1. That the improvements to be constructed by Tinnerman Lofts, LLC, or its designee, ("Redeveloper"), are declared to be a public purpose for purposes of Section 5709.41 of the Revised Code (the "Improvements"). The Real Property is more fully described as follows:

Property 4: 007-05-015
Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot Nos. 49 to 60 inclusive in Sargent and Dixon's Re-Subdivision of part of Original Brooklyn Township Lot No. 52, as shown by the recorded plat in Volume 2 of Maps, Page 43 of Cuyahoga County Records, and part of Sublot No. 312 in Barber and Lord's Allotment of part of Original Brooklyn Township Lots Nos. 51, 52, 69 and 70, as shown by the recorded plat in Volume 11 of Maps, Page 26 of Cuyahoga County Records and part of China Court, S.W., as vacated by City Ordinance No. 188-47 and that part of Vinton Avenue, S.W., as vacated by City Ordinance No. 1383-41 and Vinton Court, S.W., as vacated by City Ordinance No. 678-42, the northerly 12 feet of Japan Court, S.W., as vacated by City Ordinance No. 1654-42 and part of Original Brooklyn Township Lot No. 52, bounded and described as follows:

Beginning at a point in the southwesterly line of Fulton Road, S.W., distance North 25° 30' 00" west, 17-83/100 feet from the most easterly corner of said Sublot No. 312 in the Barber and Lord's Subdivision which point is distant 25° 30' 00" east, 244-78/100 feet from the intersection of the southwesterly line of Fulton Road, S.W., with the southeasterly line of Lorain Avenue;

Thence South 64° 30' 00" west along the southeasterly line of Parcel No. 2 of premises conveyed to The Tinnerman Products, Inc., by deed recorded in Volume 5043, Page 628 of Cuyahoga County Records, 106-00/100 feet to the most southerly corner of said Parcel No. 2;

Thence South 25° 30' 00" east parallel with the southwesterly line of Fulton Road, S.W., 17-50/100 feet to the northwesterly line of the said Sargent and Dixon's Subdivision;

Thence North 64° 30' 00" east, along the northwesterly line of said Sargent and Dixon's Subdivision, 1-28/100 feet to the intersection of the northeasterly line of Japan Court, S.W., vacated by the City of Cleveland by Ordinance No. 1565-42 and in the northwesterly line of said Sargent and Dixon's Subdivision;

Thence South 25° 28' 20" east, along the northeasterly line of said Japan Court, S.W., now vacated 12-00/100 feet;

Thence South 64° 30' 00" west, parallel with the northwesterly line of the said Sargent and Dixon's Subdivision, 10-00/100 feet to the southwesterly line of Japan Court, S.W.; Thence South 25° 28' 20" east, along the southwesterly line of Japan Court, S.W., 393-46/100 feet to the northwesterly line of Chatham Avenue, S.W.;
Thence South 64° 30' 20" west, along the northwesterly line of Chatham Avenue, S.W., 104-97/100 feet to the northeasterly line of West 36th Street;

Thence North 25° 28' 20" west along the northeasterly line of West 36th Street, 306-20/100 feet to the easterly line of West 37th Place;

Thence North 2° 53' 40" west along the easterly line of West 37th Place, 107-50/100 feet to the northwesterly line of said Sargent and Dixon’s Subdivision which is also the northwesterly line of Vinton Court, S.W., vacated by the City of Cleveland by Ordinance No. 678-42;

Thence South 64° 30' 00" west along the northwesterly line of said Sargent and Dixon's Subdivision, 1-49/100 feet to the southwesterly corner of Parcel No. 3 of premises conveyed to the Tinnerman Products, Inc., by deed recorded in Volume 5043, Page 628 of Cuyahoga County Records;

Thence North 2° 55' 00" west along the westerly line of said Parcel No. 3, 121-37/100 feet to the northwesterly corner of said parcel, which point is in the southerly line of an alley described in Common Pleas Court of Cuyahoga County Case No. 34171, Volume 342, Page 296 of Common Pleas Court Records;

Thence North 87° 05' 00" east along the southerly line of said alley, 35-00/100 feet to the northeasterly corner of said Parcel No. 3, conveyed to the Tinnerman Products, Inc., as aforesaid;

Thence South 14° 38' 10" east along the northeasterly line of said Parcel No. 3, 4-02/100 feet to the northwesterly line of Parcel No. 1 of premises conveyed to the Tinnerman Products, Inc., by deed recorded in Volume 5043, Page 628 of Cuyahoga County Records;

Thence North 64° 30' 00" east along the northwesterly line of said Parcel No. 1, 101-74/100 feet to the southwesterly line of Fulton Road, S.W.;

Thence South 25° 30' 00" east along the southwesterly line of Fulton Road, S.W., 77-17/100 feet to the place of beginning and being further known as all of Sublot No. 1 in Tinnerman Products, Inc Resubdivision to the survey dated February 1949, of Charles W. Root, Registered Professional Engineer and Surveyor, be the same more or less, but subject to all legal highways.

Section 2. That one hundred percent (100%) of the Improvements are declared exempt from real property taxation for a period of thirty years, effective and commencing the first year the value of the Improvements are reflected on the tax duplicate; and that in no event shall the exemption period extend beyond 2052. The terms of the agreement are as follows:

Project Name: Tinnerman Lofts
Project Address: 2048 Fulton Avenue, Cleveland, OH 44113
Developer: Tinnerman Lofts LLC and/or designee
Project Manager: Robin Brown
Ward/Councilperson: 3-Kerry McCormack
City Assistance: Non-School TIF

Project Summary
Tinnerman Lofts LLC, or its designee, (“Redeveloper”) an entity of The Dalad Group is proposing to develop the former Vista Print Building located at 2048 Fulton Avenue, Cleveland, OH 44113 (“Project Site”). In order to assist with project financing, the Developer has requested the City impose a 5709.41, 30-year, Non-School Tax Increment Financing (TIF). The TIF will support debt service related to the project and assist with the development of approximately 51 market rate and workforce housing apartment units. The building will feature solar panels and amenities including a fitness center, roof deck, reserved two-story parking garage, bike storage and a pet-washing station. The total project investment is expected to exceed approximately $10 million.

Company Background
The Dalad Group ("Dalad") is a full-service real estate company based in Independence, Ohio. Founded in 1947, Dalad has been an innovative developer of office, industrial and retail space throughout the region. Dalad has completed numerous historic renovation projects within the City of Cleveland, including the Worthington Yards, Hoyt Block featuring the Blue Point Restaurant, the Hat Factory apartments on West 6th Street, 2320 Lofts located at 2320 Superior (serving CSU students) and the Creswell Building at 1220 Huron Road. Dalad also has a local portfolio of nearly two and a half million square feet of commercial real estate. The Dalad Group provides tenant representation and building management services through its brokerage division, Dalad Realty Company, as well as construction services through its general contracting arm, Dalad Construction Company.

Proposed City Assistance
The request to Cleveland City Council is to authorize the Director of Economic Development to enter into a non-school Tax Increment Finance (TIF) agreement with Tinnerman Lofts, LLC or its designee. This TIF agreement will be up to 30 years in length. The City will declare certain improvements with respect to the project to be a public purpose and exempt 100% of the improvements from real property taxes.

Under the agreement, parcels acquired and re-conveyed to the developer will be subject to a TIF under Section 5709.41 of the Ohio Revised Code in consideration for the developer agreeing to make certain improvements to those parcels and making payments in lieu of taxes (PILOTs) equal to the taxes that would have been paid for those parcels but for the TIF. A portion of the PILOT will be paid to the Cleveland Municipal School District in the amount the District would have otherwise received but for the TIF. The TIF will be immediately effective on the residential after the expiration of the 15-year tax abatement for new residential construction.

Economic Impact
• Creation of three new full-time jobs in the City of Cleveland
• Project estimates $2,625 in new annual City tax revenue generated from residents and new employees

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

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

**Section 4.** That a portion of the service payments collected under this ordinance shall be distributed by the Cuyahoga County Fiscal Officer or Treasurer, or designee to the Treasurer of the District in the amount of the taxes that would have been payable to the District had the Improvements not been exempt from taxation.

**Section 5.** That the Director of Economic Development is authorized to enter into an agreement or agreements with Redeveloper to provide for the exemption and service payments described in this ordinance, including agreements securing the payments described in this ordinance, which agreement or agreements shall contain those terms contained in this ordinance.

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

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

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

**Passed February 10, 2020.**
Ordinance No. 88-2020

Council Members:  Brancatelli and Kelley (by departmental request)

An emergency ordinance authorizing the Directors of Finance and Economic Development to transfer funds from the General Fund to Fund 17 for the purpose of making grants for the Job Creation Incentive and Neighborhood Development Programs, and other loans and grants.

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

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

Section 1.  That the Directors of Finance and Economic Development are authorized to transfer $1,000,000 from Building and Permit fees collected and deposited into the General Fund to Fund No. 17 SF 652 for the purpose of making grants for the Job Creation Incentive Program created under the authority of Ordinance No. 1104-13, passed September 23, 2013.


Section 3.  That the Directors of Finance and Economic Development are authorized to transfer $1,500,000 from Building and Permit fees collected and deposited into the General Fund to Fund No. 17 SF 006 for the purpose of making economic development grants and loans under the authority of Ordinance No. 90-10, passed February 8, 2010, and to deposit repayments into Fund No. 17 SF 006. (RQS 9501, RL 2020-1)

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.


Ordinance No. 109-2020

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

An emergency ordinance approving the report of the Assessment Equalization Board on objections concerning estimated assessments with respect to the continuation and expansion of the Ohio City - Cleveland Business Improvement District and the comprehensive services plan for safety, maintenance and other services to be provided for the District; determining to proceed with the plan to provide public services within the District; adopting the assessments; levying the assessments; and authorizing the City of Cleveland to enter into an agreement with the Ohio City Improvement Corporation.

WHEREAS, under Resolution No. 1281-2019, adopted November 11, 2019, the Assessment Equalization Board (the “Board”) was appointed to hear and determine all objections concerning the estimated assessments under Resolution No. 711-2019, adopted August 21, 2019 (the “Resolution of Necessity”), to provide for public services benefitting the Ohio City - Cleveland Business Improvement District (the “District”); and

WHEREAS, the Board has filed its report with this Council as to its determination of the objections; and

WHEREAS, this Council deems the report proper in all respects; 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 report of the Board, appointed under Resolution No. 1281-2019, adopted November 11, 2019, is approved and placed in File No. 109-2020-A, along with the final assessments for the District, as equalized by the Board.

Section 2. That it is determined to proceed to provide for the plan for public services benefitting the District (collectively, “District Services”), as established in the Resolution of Necessity.

Section 3. That the District Services shall be performed under the provisions of the Resolution of Necessity, and consistent with the plans, specifications, profiles, and assessments approved and filed in the office of the Clerk of Council.

Section 4. That judicial inquiry into all claims for damages resulting from the District Services filed under law shall occur after completion of the District Services.
Section 5. That the cost of the District Services to be assessed against benefited property shall be assessed in the amount, manner and number of installments as provided for in the Resolution of Necessity, as equalized by the Board.

Section 6. That the final assessments, as equalized by the Board, for the cost of the District Services, placed in the file mentioned above and aggregating $3,008,337.66 are adopted and confirmed as final assessments.

Section 7. That the final assessments shall be assessed and levied on the lots and lands benefited and to be charged therewith in the District in proportion to the benefits as described in the Resolution of Necessity.

Section 8. That it is determined that the assessments do not exceed the special benefits resulting from the District Services, and do not exceed any statutory limitation.

Section 9. That the final assessments which have been filed with the Clerk of Council shall remain open to public inspection.

Section 10. That the first-year installments against each lot and parcel of land shall be billed by and paid to the City of Cleveland’s Division of Assessments and Licenses. All first year assessments which have not been paid by the specified due date, as well as the subsequent annual assessments, shall be certified by the Commissioner of the Division of Assessments and Licenses to the County Fiscal Officer on or before the certification deadline for the appropriate assessment years, to be placed on the tax duplicate and collected the same as other taxes, as provided by law.

Section 11. That the Clerk of Council is directed to cause a certified copy of this ordinance to be filed with the County Fiscal Officer within fifteen (15) days after the passage of this ordinance, or as otherwise required by Section 319.61 of the Revised Code.

Section 12. That the Clerk of Council is directed to cause notice of the levy of the assessments to be filed with the County Fiscal Officer within twenty (20) days following the passage of this ordinance, or as otherwise required by Section 319.61 of the Revised Code.

Section 13. That the Clerk of Council is directed to cause a notice of the passage of this ordinance to be published once in a newspaper of general circulation in this City.

Section 14. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were conducted in meetings open to the public, in compliance with all legal requirements.

Section 15. That the Directors of City Planning and Finance are authorized, in their discretion, to enter into a contract with the Ohio City Improvement Corporation setting
forth the terms under which the City will levy an assessment for the District and the use of the proceeds of the assessments levied herein.

Section 16. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.


Ordinance No. 115-2020

Council Member: Kelley (by departmental request)

An emergency ordinance approving the collective bargaining agreement with the Cleveland Scientific Examiners - Fingerprinters (FOP/OLCI); and to amend Section 28 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

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

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

Section 1. That under division (B) of Section 4117.10 of the Revised Code, this Council approves the collective bargaining agreement with the Cleveland Scientific Examiners - Fingerprinters (FOP/OLCI), under the terms contained in File No. 115-2020-A, for the period from April 1, 2019, through March 31, 2022, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

<table>
<thead>
<tr>
<th>Increase</th>
<th>Approximate Date of Increase</th>
</tr>
</thead>
<tbody>
<tr>
<td>2%</td>
<td>April 1, 2019</td>
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<tr>
<td>2%</td>
<td>April 1, 2020</td>
</tr>
<tr>
<td>2%</td>
<td>April 1, 2021</td>
</tr>
</tbody>
</table>

Section 2. That Section 28 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 5, 2015, Ordinance No. 322-18, passed March 26, 2018, and Ordinance No. 562-2018, passed May 14, 2018, is amended to read as follows:

Section 28. Cleveland Scientific Examiners – Fingerprinters (FOP/OLCI) That the salaries and the compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

<table>
<thead>
<tr>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>$30,621.03</td>
<td>$48,530.26</td>
</tr>
<tr>
<td>39,514.39</td>
<td>$66,923.38</td>
</tr>
</tbody>
</table>

Section 3. That existing Section 28 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 5, 2015, Ordinance No. 322-18, passed March 26, 2018, and Ordinance No. 562-2018, passed May 14, 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.


Ordinance No. 116-2020

Council Member:  Kelley (by departmental request)

An emergency ordinance approving the collective bargaining agreement with the Cleveland Utility Workers Union of America, Local 270; and to amend Section 12 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

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

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

Section 1. That under division (B) of Section 4117.10 of the Revised Code, this Council approves the collective bargaining agreement with the Cleveland Utility Workers Union of America, Local 270, under the terms contained in File No. 116-2020-A, for the period from April 1, 2019, through March 31, 2022, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

<table>
<thead>
<tr>
<th>Increase</th>
<th>Approximate Date of Increase</th>
</tr>
</thead>
<tbody>
<tr>
<td>2%</td>
<td>April 1, 2019</td>
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<tr>
<td>2%</td>
<td>April 1, 2020</td>
</tr>
<tr>
<td>2%</td>
<td>April 1, 2021</td>
</tr>
</tbody>
</table>

Section 2. That Section 12 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 9-18, passed January 22, 2018 and Ordinance No. 320-18, passed March 26, 2018, is amended to read as follows:

Section 12. Cleveland Utility Workers Union of America, Local 270. That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

<table>
<thead>
<tr>
<th>Classification</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Building Stationary Engineer</td>
<td>$21.28</td>
<td>$34.28</td>
</tr>
<tr>
<td>2 Chief Building Stationary Engineer</td>
<td>22.75</td>
<td>35.75</td>
</tr>
<tr>
<td>3 Chief Stationary Engineer</td>
<td>24.15</td>
<td>37.15</td>
</tr>
<tr>
<td>4 Stationary Boiler Room Operator</td>
<td>22.07</td>
<td>35.07</td>
</tr>
<tr>
<td>5 Water Plant Operator</td>
<td>21.32</td>
<td>30.47</td>
</tr>
</tbody>
</table>

Section 3. That existing Section 12 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 9-18, passed January 22, 2018 and Ordinance No. 320-18, passed March 26, 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.


Ordinance No. 119-2020

Council Members: Griffin, Johnson, Brancatelli and Kelley (by departmental request)

An emergency ordinance authorizing the Director of Economic Development to enter into a grant agreement with Burten Bell Carr Inc., or its designee, to provide economic development assistance to partially finance costs associated with acquisition, stabilization and holding commercial properties along the Buckeye Road corridor between East 116th and East 130th Streets.

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

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

Section 1. That the Director of Economic Development is authorized to enter into a grant agreement with Burten Bell Carr Inc., or its designee (“Burten Bell”), to provide economic development assistance to partially finance costs associated with acquisition, stabilization and holding commercial properties along the Buckeye Road corridor between East 116th and East 130th Streets. The agreement shall also contain a provision that, if Burten Bell disposes of any properties acquired under this agreement, any proceeds due the City shall be deposited into Fund 17 to be used for future acquisitions and acquisition-related activities in support of the Neighborhood Transformation Activities.

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

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

Section 4. That the costs of the grant shall not exceed an amount of $1,200,000 and shall be paid from Fund No. 01-9997-6985, Request No. RQS 9501, RL 2020-4.

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.

Ordinance No. 125-2020

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

An emergency ordinance authorizing the Director of Capital Projects to employ one or more professional consultants to design Phase I of the Downtown Connector Trail; authorizing a Local Public Agency agreement with the Ohio Department of Transportation; applying and accepting any gifts, grants or other funding; authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes such real property or easements; and authorizing other agreements.

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 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 Phase I of the Downtown Connector Trail (the “Design”).

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

Section 2. That the Director of Capital Projects is authorized to enter into a Local Public Agency agreement with the Ohio Department of Transportation to partially finance the Design.

Section 3. That the Mayor is authorized to apply for and accept any gifts of cash, services, or property, and any grants or other funding from any public or private entity or source, including Federal funds in the approximate amount of $1,700,000 to partially finance the Design; and that the Director is authorized to file all papers and execute all documents necessary to receive any funds; and that the funds are appropriated for the purposes described in this ordinance.

Section 4. That, notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Commissioner of Purchases and Supplies is authorized to acquire for right-of-way purposes such real property or temporary or
permanent easements that are necessary for the Design. The consideration to be paid for the property or easements shall not exceed fair market value.

Section 5. That the Director of Capital Projects is authorized to execute on behalf of the City all documents necessary to acquire the property and to employ and pay all fees for title companies, surveys, escrows, appraisers, and all other costs necessary to acquire, accept, and record the property or easements.

Section 6. That, when appropriate, the Director of Capital Projects is authorized to enter into one or more contracts with the railroads, the 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 for the Design.

Section 7. That the Director of Capital Projects is authorized to accept a cash contribution from public or private entities, for infrastructure restoration costs associated with relocating, rehabilitating or reconstructing utility infrastructure for the Design. The Director of Capital Projects is authorized to enter into agreements with the entities for this purpose.

Section 8. That the Director of Capital Projects is authorized to enter into any agreements necessary to implement this ordinance.

Section 9. That the cost of the contracts and other expenditures authorized in this ordinance 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 SF 579, 20 SF 586, from the fund or funds to which are credited the proceeds from the sale of any future bonds issued for this purpose, from the fund or funds to which are credited any cash, grants, or other funding, including Federal funds received for this purpose, and any other funds approved by the Director of Finance for this purpose. (RQS 0103, RL 2019-11)

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.


Ordinance No. 158-2020

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

An emergency ordinance authorizing the Director of Economic Development to enter into contract with Harbor Bay Real Estate Advisors, LLC, or its designee, to provide economic development assistance to partially finance the development of the Market Square project located at the corner of West 25th Street and Lorain Avenue and other associated costs necessary to redevelop the property.

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

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

Section 1. That the Director of Economic Development is authorized to enter into contract with Harbor Bay Real Estate Advisors, LLC, or its designee, to provide economic development assistance to partially finance the development of the Market Square project located at the corner of West 25th Street and Lorain Avenue and other associated costs necessary to redevelop the property.

Section 2. That the terms of the loan shall be according to the terms set forth in the Summary contained in File No. 158-2020-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation, and are approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the costs of the contract shall not exceed Two Million Dollars ($2,000,000), and shall be paid from Fund No. 17 SF 008, which funds are appropriated for this purpose, RQS 9501, RL 2020-14.

Section 4. That the Director of Economic Development is authorized to accept such collateral as the director determines is sufficient in order to secure repayment of the loan. Any loan agreement, security instrument, or other document shall be prepared and approved by the Director of Law.

Section 5. That the Director of Economic Development is authorized to accept monies in repayment of the loan and to deposit the monies in Fund No. 17 SF 006.

Section 6. That the Director of Economic Development is authorized to charge and accept fees in an amount not to exceed the maximum allowable fees under federal regulations, and the fees are appropriated to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. The fees shall be deposited to and expended from Fund No. 17 SF 305, Loan Fees Fund.
Section 7. That the contract and other appropriate documents needed to complete the transaction authorized by this legislation shall be prepared by the Director of Law.

Section 8. The contract authorized in this legislation will require the recipients of financial assistance to work with, and/or cause their tenants to work with Ohio Means Jobs Cuyahoga County and City of Cleveland to identify and solicit qualified candidates for job opportunities related to the City’s contracts, and place special emphasis on the hard to employ, including but not limited to the disabled and persons who have been convicted of or have pled guilty to a criminal offense, unless the criminal conviction or related circumstances relate to the duties for the particular job sought.

Section 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.


Ordinance No. 160-2020

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, 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 S.E.M.E., Local 1, under the terms contained in File No. 160-2020-A, for the period from April 1, 2019, through March 31, 2022, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

<table>
<thead>
<tr>
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<th>Approximate Date of Increase</th>
</tr>
</thead>
<tbody>
<tr>
<td>2%</td>
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<td>April 1, 2020</td>
</tr>
<tr>
<td>2%</td>
<td>April 1, 2021</td>
</tr>
</tbody>
</table>

Section 2. That Section 18 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 491-15, passed May 4, 2015, Ordinance No. 638-15, passed June 8, 2015, Ordinance No. 1343-16, passed November 21, 2016, Ordinance No. 1454-18, passed December 3, 2018, and Ordinance No. 1153-2019, passed September 30, 2019, is amended to read as follows:

Section 18. S.E.M.E., Local 1. That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

<table>
<thead>
<tr>
<th>Classification</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Auto Body Technician Unit Leader</td>
<td>$28.10</td>
<td>$28.66</td>
</tr>
<tr>
<td>2 Automobile Technician</td>
<td>17.54</td>
<td>23.62</td>
</tr>
<tr>
<td>3 Automobile Technician Unit Leader</td>
<td>24.76</td>
<td>28.66</td>
</tr>
<tr>
<td>4 Heavy Duty Auto Body Technician</td>
<td>23.06</td>
<td>25.00</td>
</tr>
<tr>
<td>5 Heavy Duty Technician</td>
<td>23.21</td>
<td>28.27</td>
</tr>
<tr>
<td>6 Heavy Duty Technician 2</td>
<td>18.04</td>
<td>27.21</td>
</tr>
<tr>
<td>7 Heavy Duty Technician Unit Leader</td>
<td>31.13</td>
<td>35.09</td>
</tr>
<tr>
<td>8 Small Equipment Repair Technician</td>
<td>17.65</td>
<td>22.31</td>
</tr>
<tr>
<td>9 Tire Repair Technician</td>
<td>19.90</td>
<td>21.82</td>
</tr>
<tr>
<td>10 Welder Technician</td>
<td>25.56</td>
<td>27.53</td>
</tr>
</tbody>
</table>
11  Welder/Fabricator Technician  26.34  28.26


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.


Ordinance No. 161-2020

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 Harbor Bay Real Estate Advisors, LLC, or its designee, to partially finance the public purpose improvements including project debt service for project site located at West 25th Street and Lorain Avenue; to provide for payments to the Cleveland Metropolitan School District; and to declare certain improvements to real property to be a public purpose.

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

WHEREAS, under Ordinance No. 1539-2019, passed January 13, 2020, the City has entered into the chain of title for the Property which is more particularly described in this ordinance (the “Real Property’) pursuant to the requirements of Section 5709.41 of the Revised Code prior to the passage of this ordinance; and

WHEREAS, the Real Property is to be developed in accordance with the Cleveland 2020 Citywide Plan, a copy of which is placed in File No. 161 -2020-A; and

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

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

WHEREAS, under Section 5709.41 of the Revised Code, the exemption may exceed 75% of the improvements for up to 30 years when a portion of the service payments so collected are distributed to the Cleveland Metropolitan School District (“District”) in an amount equal to the amount the District would have received had the improvement not been exempt; and

WHEREAS, the District has been notified of the intent to enter into the agreement authorized by this ordinance in compliance with division (C)(4) of Section 5709.41 and Section 5709.83 of the Revised Code; and

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:
**Section 1.** That the improvements to be constructed by Harbor Bay Real Estate Advisors, LLC, or its designee, (“Redeveloper”), are declared to be a public purpose for purposes of Section 5709.41 of the Revised Code (the “Improvements”). The Real Property is more fully described as follows:

**Lot 1**

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and being part of original Brooklyn Township Lot Number 69, being part of a parcel conveyed to Ohio City Legacy LLC as recorded in AFN 201901150661 as shown on the Assembly Plat as recorded in Plat Volume 243, Page 85, also being part of a parcel of land as shown on the partial vacation of Gehring Ave. as recorded in Plat Volume __________, Page __________ being further bounded and described as follows:

Beginning at a drill hole set at the intersection of the south right of way line of Lorain Avenue (102 feet wide) and the east right of way line of West 25th Street (82.50 feet wide), said drill hole being the **POINT OF BEGINNING** of the parcel of land hereinafter described:

1. Thence on the south right of way line of said Lorain Avenue, N 58° 34’ 57” E for a distance of 353.26 feet to a drill hole set on the west right of way line of Gehring Avenue (52 feet wide);

2. Thence on the west right of way line of said Gehring Avenue, S 31° 25’ 03” E for a distance of 4.73 feet to a drill hole set;

3. Thence on the west right of way line of said Gehring Avenue, S 0° 37’ 09” E for a distance of 449.70 feet to a rebar set;

4. Thence on a new division line, S 58° 16’ 39” W for a distance of 120.92 feet to a rebar set on the east right of way line of said West 25th Street;

5. Thence on the east right of way line of said West 25th Street, N 31° 43’ 21” W for a distance of 391.67 feet to the Point of Beginning, containing 2.1417 acres (93,290 sq.ft.) of land, more or less, and subject to all easements, restrictions and covenants of record.


All bearings referred to herein, are relative to grid north of the Ohio State Plane Coordinate System, North Zone, NAD83 (2011), as determined from GNSS measurements tied to the Ohio Department of Transportation’s VRS system.

All rebar set are 5/8 inch diameter by 30 inch long rebar with cap marked “GPD”
Section 2. That one hundred percent (100%) of the Improvements are declared exempt from real property taxation for a period of thirty years, effective and commencing the first year the value of the Improvements are reflected on the tax duplicate; and that in no event shall the exemption period extend beyond 2051. The terms of the agreement are as follows:

Project Name: Market Square
Recipient: Harbor Bay Real Estate Advisors, and/or Designee
Project Site: Corner of West 25th Street and Lorain Avenue
Project Manager: Richard Barga
Ward/Councilperson: 3/McCormack

Company Background
Harbor Bay Real Estate Advisors is a leading real estate development and investment firm, renowned for its relationship-focused, honest approach in creating valuable real estate. Harbor Bay is based on a foundation of great people, high energy and sound discipline. At its core, Harbor Bay strives to build superior communities through well-developed, well-positioned, well-managed real estate. Above all, Harbor Bay prides itself on consistently exhibiting a partnership approach when working with its clients and customers in the evaluation and optimization of real estate.

Harbor Bay & its family affiliates have been around since 1856, comprising multiple generations of real estate development, investment and management. Together, they have developed in excess of two billion dollars in real estate across a broad range of product types including multi-family, industrial, office, retail, student & senior living.
Harbor Bay’s trademark is transformational developments with high impacts to communities.

**Project Summary**
Harbor Bay, through its subsidiary Ohio City Legacy LLC is planning a $135 million apartment-and-office complex in Ohio City’s Market Square. The Cleveland property was purchased for $5.85 million, sold to Chicago-based developer Harbor Bay Real Estate Advisors. The Project will encompass an eight (8) story building comprising of approximately 480,000 total square feet, including 293 residential apartments, 40,000 square feet of retail, event space, and one acre of green space (the “Market Square Project”). A future phase is also considered with a speculative office use. The location on the corner of W. 25th Street and Lorain Avenue is steps from the iconic West Side Market and the Red Line Rapid station. The one-story plaza that is currently there will be razed. The 11 tenants have all already agreed to buyouts and many are looking to relocate their businesses within Ohio City. The project is using the Port Authority’s Capital Lease program for construction cost savings and thus will be subject to the Port’s Prevailing Wage requirement.

The Market Square Project will be predominately constructed using mass timber. Mass timber is the construction of a building using either solid or engineered wood, such as cross-laminated timber, nail-laminated timber, glue-laminated timber, etc., for the primary load-bearing structures. The use of mass timber is a new construction method in the State of Ohio. However, mass timber has been widely used throughout the world, most notably in Canada, Europe and Australia.

In addition to the use of mass timber, the Market Square Project will utilize sustainable and energy efficient materials, equipment and design processes, including but not limited to, LEED or comparable green building certification, interior and exterior LED lighting, energy-efficient HVAC systems, and low flow flush and flow fixtures. It is estimated that the Market Square Project will lead to the creation of 735 direct construction jobs with over $46 million in payroll.

**Proposed City Assistance**
Beyond the construction financing, the City is being asked to assist with a 30-year non-school TIF to pay debt service for the project.

**Economic Impact**
- Approximately 300 residential units
- Anticipated over 700 construction jobs
- 10 new FTE ($208,000 estimated new payroll)

**City Requirements**
- Chapter 187 – MBE/FBE/CBS
- Chapter 188 – Fannie Lewis Law
- Workforce Development Agreement
- Community Benefits Agreement
- Subject to the Prevailing Wage requirement per the Capital Lease program
Section 3. That, under Section 5709.41 of the Revised Code, Redeveloper, or the owners of the Improvements, shall make service payments for a period of thirty years in lieu of the exempt taxes to the Cuyahoga County Fiscal Officer or Treasurer, or designee; the payments shall be charged and collected in the same manner, and shall be in an amount not less than the taxes that would have been paid had the Improvements not been exempt from taxation.

Section 4. That a portion of the service payments collected under this ordinance shall be distributed by the Cuyahoga County Fiscal Officer or Treasurer, or designee to the Treasurer of the District in the amount of the taxes that would have been payable to the District had the Improvements not been exempt from taxation.

Section 5. That the Director of Economic Development is authorized to enter into an agreement or agreements with Redeveloper to provide for the exemption and service payments described in this ordinance, including agreements securing the payments described in this ordinance, which agreement or agreements shall contain those terms contained in this ordinance.

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

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

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


Ordinance No. 197-2020

Council Member: Kelley

An emergency ordinance to repeal Ordinance No. 41-2020, passed January 6, 2020, authorizing the submission to the electors of the City of Cleveland of an initiative petition proposing to amend the Charter of the City of Cleveland by amending Section 27, relating to salary and attendance of Council members; and to repeal Ordinance No. 42-2020, passed January 6, 2020, authorizing the submission to the electors of the City of Cleveland of an initiative petition proposing to amend the Charter of the City of Cleveland by amending Sections 25 and 25-1, relating to dividing the City into wards and reapportionment of wards.

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

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

Section 1. That Ordinance No. 41-2020, passed January 6, 2020, authorizing the submission to the electors of the City of Cleveland of an initiative petition proposing to amend the Charter of the City of Cleveland by amending Section 27, relating to salary and attendance of Council members, is repealed.

Section 2. That Ordinance No. 42-2020, passed January 6, 2020, authorizing the submission to the electors of the City of Cleveland of an initiative petition proposing to amend the Charter of the City of Cleveland by amending Sections 25 and 25-1, relating to dividing the City into wards and reapportionment of wards, 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.


Ordinance No. 199-2020

Council Member: Griffin

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with Fairfax Renaissance Development Corporation for the Neighborhood Technology Center 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 is authorized to enter into an agreement with Fairfax Renaissance Development Corporation effective January 1, 2020, for the Neighborhood Technology Center Program for the public purpose of providing computer training to the residents 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 $18,000 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.


Ordinance No. 200-2020

Council Members:  B. Jones and Zone

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with the Northeast Ohio Coalition for the Homeless for the Street Outreach Worker Program through the use of Wards 7 and 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 Community Development is hereby authorized to enter into agreement with the Northeast Ohio Coalition for the Homeless for the Street Outreach Worker Program for the public purpose of providing social service assistance to the homeless population that resides in the city of Cleveland through the use of Wards 7 and 15 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed $40,000 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.


Ordinance No. 201-2020

Council Members: Bishop, McCormack, Johnson, Cleveland, Griffin, B. Jones, Polensek, Conwell, Brancatelli, Kelley, Santana, Zone, Kazy and Slife.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with the Broadway School of Music and Arts for the Community Arts Instruction and Enrichment Program through the use of Wards 2, 3, 4, 5, 6, 7, 8, 9, 12, 13, 14, 15, 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 authorized to enter into an agreement effective January 1, 2019, with the Broadway School of Music and Arts for the Community Arts Instruction and Enrichment Program for the public purpose of providing music education to low and moderate income students residing in the city of Cleveland through the use of Wards 2, 3, 4, 5, 6, 7, 8, 9, 12, 13, 14, 15, 16 and 17 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed $62,000 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.


Resolution No. 207-2020

Council Member: Brancatelli

An emergency resolution objecting to a New D3 Liquor Permit at 3312 Broadview Road.

WHEREAS, Council has been notified by the Division of Liquor Control of an application for a New D3 Liquor Permit at Mon Frere, LLC, 3312 Broadview Road, Cleveland, Ohio 44109, Permit No. 6098745; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New D3 Liquor Permit at Mon Frere, LLC, 3312 Broadview Road, Cleveland, Ohio 44109, Permit No. 6098745; 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.


Resolution No. 208-2020

Council Member: J. Jones

An emergency resolution objecting to a New C2 Liquor Permit at 13020 Miles Avenue.

WHEREAS, Council has been notified by the Division of Liquor Control of an application for a New C2 Liquor Permit at Dolgen Midwest, LLC, DBA Dollar General Store, 19256, 13020 Miles Avenue, Cleveland, Ohio 44105, Permit No. 22348152725; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New C2 Liquor Permit at Dolgen Midwest, LLC, DBA Dollar General Store, 19256, 13020 Miles Avenue, Cleveland, Ohio 44105, Permit No. 22348152725; and requests the Superintendent of
Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

**Adopted February 10, 2020.**

**Effective February 12, 2020.**
Resolution No. 209-2020

Council Member: Hairston

An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit at 1287 East 55th Street and repealing Resolution No. 845-2019 objecting to said permit.

WHEREAS, this Council objected to a transfer of ownership of a C1 and C2 Liquor Permit to Shines Bait & Tackle, LLC, 1287 East 55th Street, Cleveland, Ohio 44103, Permit No. 8108056 by Resolution No. 845-2019 adopted by the Council on July 24, 2019; 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 C1 and C2 Liquor Permit to Shines Bait & Tackle, LLC, 1287 East 55th Street, Cleveland, Ohio 44103, Permit No. 8108056, be and the same is hereby withdrawn, and Resolution No. 845-2019, 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.


Journal Correction

In the December 4, 2019, City Record, under Second Reading Emergency Ordinances Passed, the Council Member listed as recusing himself from the vote on Ord. No. 1514-2019 was incorrect; the correct recusal is by Council Member Zone.

Ordinance No. 1514-2019

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, greenspace, and property information.

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 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, for a one-year period beginning January 1, 2020, and concluding December 31, 2020.

Section 2. That the cost of said contract shall not exceed $150,000 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.

Passage recommended by the Committee on Finance.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Johnson.

The rules were suspended. Yeas 16. Nays 0. Recusal 1.
Read second time.

Read third time in full.


Recusal by Council Member Zone.
Directory of City Officials

City Council

601 Lakeside Avenue
Room 220
Cleveland, OH 44114

Phone: 216.664.2840

President of Council – Kevin J. Kelley

City Clerk, Clerk of Council – Patricia J. Britt

<table>
<thead>
<tr>
<th>Name</th>
<th>Ward</th>
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<tbody>
<tr>
<td>Joseph T. Jones</td>
<td>1</td>
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<tr>
<td>Kevin L. Bishop</td>
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<td>Kerry McCormarck</td>
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<td>Kenneth L. Johnson, Sr.</td>
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<td>Phyllis E. Cleveland</td>
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<td>Blaine A. Griffin</td>
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<td>Basheer S. Jones</td>
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<td>Michael D. Polensek</td>
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<td>Kevin Conwell</td>
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<td>Anthony T. Hairston</td>
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<td>Brian Mooney</td>
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<td>Anthony Brancatelli</td>
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<td>Kevin J. Kelley</td>
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<td>Jasmin Santana</td>
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<td>Matt Zone</td>
<td>15</td>
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<tr>
<td>Brian Kazy</td>
<td>16</td>
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<tr>
<td>Charles Slife</td>
<td>17</td>
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</table>
Permanent Schedule – Standing Committees of the Council
2018-2021

MONDAY – Alternating

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

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

MONDAY

2:00 P.M. – **Finance Committee**: Kelley (CHAIR), Zone (VICE-CHAIR), Brancatelli, Cleveland, Conwell, Griffin, Kazy, McCormack, Mooney.

TUESDAY

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

TUESDAY – Alternating

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

1:30 P.M. – **Workforce and Community Benefits Committee**: Bishop (CHAIR), Cleveland (VICE-CHAIR), Griffin, B. Jones, J. Jones, Mooney, Slife.

WEDNESDAY – Alternating

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

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

The following Committees meet at the Call of the Chair:

**Mayor’s Appointments Committee**: Kazy (CHAIR), Brancatelli, Cleveland, Kelley, Mooney.

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

**Rules Committee**: Kelley (CHAIR), Cleveland, Hairston, Polensek, Slife.
City Departments

City Hall
601 Lakeside Avenue
Cleveland, OH 44114

MAYOR – Frank G. Jackson
   Sharon Dumas, Interim Chief of Staff
   Darnell Brown, Chief Operating Officer
   Valarie J. McCall, Chief of Communications, Government & International Affairs
   Monyka Price, Chief of Education
   Jason Woods, Chief of Sustainability
   Natoya J. Walker Minor, Chief of Public Affairs
   Edward W. Rybka, Chief of Regional Development
   Tracy Martin-Thompson, Chief of Prevention, Intervention and Opportunity for Youth and Young Adults
   Sheryl Nechvatal, Executive Assistant to the Mayor
   Martin Flask, Project Coordinator
   Jaqueline Sutton, Manager – Mayor’s Action Center (MAC)

AGING – Mary McNamara, Director
   Victoria Corrigan, Administrative Manager
   Jennifer Rosich, Administrative Manager
   Adam Cisler, Administrative Manager
   Tanesha Hunter, Administrative Manager

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS
   Joseph F. Denk, Mechanical Engineer and Chairman
   Howard Bradley, Builder
   Patrick M. Gallagher, Labor Representative
   Robert Maschke, Architect

BOARD OF ZONING APPEALS
   Carol A. Johnson, Chairman
   Tim Donovan
Myrline Barnes
Kelley Britt
Alanna Faith

**BUILDING AND HOUSING** – Ayonna Blue Donald, Director

**Divisions:**
- Anthony Scott, Assistant Director
- Navid Hussain, Commissioner, Construction Permitting
- Richard Riccardi, Assistant Commissioner, Construction Permitting
- Thomas E. Vanover, Commissioner, Code Enforcement
- Karen L. Lopez, Administrative Assistant

**CITY PLANNING COMMISSION** – Freddy L. Collier, Jr., Director

Members: David H. Bowen, Lillian Kuri, Gloria Jean Pinkney, Council Member Charles Slife, Diane Downing, August Fluker.

**CIVIL SERVICE COMMISSION**

- Michael Spreng, Secretary
- Lila Abrams-Fitzpatrick, Administrator
- Munday Workman, Supervisor of Civil Service Records
- Lisa Meece, Chief Examiner

**COMMUNITY DEVELOPMENT** – Tania Menesse, Director

**Divisions:**
- Administrative Service – Joy Anderson, Commissioner
- Office of Fair Housing and Consumer Affairs – John Mahoney, Manager
- Neighborhood Development – James Greene, Commissioner
- Neighborhood Services – Louise Jackson, Commissioner

**COMMUNITY RELATIONS BOARD** – Grady Stevenson, Jr., Director

Members: 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.
ECONOMIC DEVELOPMENT – David Ebersole, Director

FINANCE – Sharon Dumas, Director

Divisions:
  Accounts – Lonya Moss-Walker, Commissioner
  Assessments and Licenses – Dedrick Stephens, Commissioner
  City Treasury – James Hartley, Treasurer
  Financial Reporting and Control – James Gentile, Controller
  Information Technology and Services
    Donald-Anthony Phillips, Chief Information Officer
    Kimberly Roy Wilson, Commissioner
  Internal Audit – Natasha Brandt, Manager
  Printing and Reproduction – Michael Hewett, Commissioner
  Purchases and Supplies – Tiffany White Johnson, Commissioner
  Sinking Fund Commission – Betsy Hruby, Manager
  Taxation – Nassim Lynch, Tax Administrator
  Treasury – James Hartley, Treasurer

HUMAN RESOURCES – Nycole West, Director

LAW – Barbara Langhenry, Director
  Gary Singletary, Chief Counsel
  Ronda Curtis, Chief Corporate Counsel
  Thomas Kaiser, Chief Trial Counsel
  Karrie Howard, Chief Assistant Prosecutor
  Robin Wood, Law Librarian

MAYOR’S 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

MAYOR’S OFFICE OF EQUAL OPPORTUNITY – Melissa K. Burrows, Ph.D.,
  Director
MAYOR’S OFFICE OF QUALITY CONTROL AND PERFORMANCE MANAGEMENT – Sabra T. Pierce-Scott, Director

PHOTO LAB – William Rieter, Chief Photographer
   Ruggero Fatica, Photographer
   Clare Walters, Chief Clerk

PORT CONTROL – Robert Kennedy, Director, Cleveland Hopkins International Airport
   Divisions:
   Cleveland Hopkins International Airport & Burke Lakefront Airport – Khalid Bahhur, Commissioner of Airports
   Burke Lakefront Airport – Tony Campofredano, Airport Leader

PUBLIC HEALTH – Merle Gordon, Director
   Divisions:
   Air Quality – David Hearne, Interim Commissioner
   Environment – Brian Kimball, Commissioner
   Health – Persis Sosiak, Commissioner
   Vital Statistics – Andrea Kacinari, City Registrar

PUBLIC SAFETY – Michael C. McGrath, Director
   Divisions:
   Animal Control Services – Colleen Siedecki, Chief Animal Control Officer
   Emergency Medical Service – Nicole Carlton, Commissioner
   Emergency Operations Center – Laura Palinkas, Assistant Director
   Fire – Angelo Calvillo, Chief
   Police – Calvin D. Williams, Chief
   Professional Standards – George Coulter, General Manager of Administrative Services

PUBLIC UTILITIES – Robert L. Davis, Director
   Divisions:
   Cleveland Public Power – Commissioner
   Radio Communications – Brad Handke, Manager
Security – Robert Jarvis, Chief
TV 20 – Kathy Allen, General Manager
Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer
Cleveland Water – Alex Margevicius, Commissioner
Water Pollution Control – Rachid Zoghaib, Commissioner

PUBLIC WORKS – Michael Cox, Director

Offices:
Administration – John Laird, Manager
Public Auditorium
  Susie Claytor, Deputy Commissioner, Public Auditorium
  Samuel Gissentaner, Commissioner, Recreation
  Esha Hand, Manager of Special Events
  Felicia Hall, Manager, West Side Market

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
Streets – Randell Scott, Acting Commissioner
Traffic Engineering – Robert Mavec, Commissioner
Waste Collection and Disposal – Paul Alcantar, Commissioner

WORKFORCE DEVELOPMENT & OHIO MEANS JOBS –
CLEVELAND/CUYAHOGA COUNTY – Grace A. Kilbane, Executive Director
# Cleveland Municipal Court

**Justice Center – 1200 Ontario Street**

<table>
<thead>
<tr>
<th>Judge</th>
<th>Courtroom</th>
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<tbody>
<tr>
<td>Presiding and Administrative Judge Michael D. Earley</td>
<td>14-C</td>
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<tr>
<td>Judge Pinkey S. Carr</td>
<td>15-C</td>
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<tr>
<td>Judge Marilyn B. Cassidy</td>
<td>13-A</td>
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<tr>
<td>Judge Emanuella Groves</td>
<td>14-B</td>
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<tr>
<td>Judge Lauren C. Moore</td>
<td>15-A</td>
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<tr>
<td>Judge Michael L. Nelson, Sr.</td>
<td>12-A</td>
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<tr>
<td>Judge Ann Clare Oakar</td>
<td>14-A</td>
</tr>
<tr>
<td>Judge W. Mona Scott (Housing Court Judge)</td>
<td>13-B</td>
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<tr>
<td>Judge Charles L. Patton, Jr.</td>
<td>13-D</td>
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<tr>
<td>Judge Suzan M. Sweeney</td>
<td>12-C</td>
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<tr>
<td>Judge Jazmin Torres-Lugo</td>
<td>13-C</td>
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<tr>
<td>Judge Shiela Turner McCall</td>
<td>12-B</td>
</tr>
<tr>
<td>Judge Joseph J. Zone</td>
<td>14-D</td>
</tr>
</tbody>
</table>

Earle B. Turner – Clerk of Courts  
Russell R. Brown III – Court Administrator  
Belinda Gest – Housing Court Administrator  
Robert J. Furda – Chief Bailiff  
Dean Jenkins – Chief Probation Officer  
Gregory F. Clifford – Chief Magistrate
City Links

Board of Building Standards and Building Appeals
http://planning.city.cleveland.oh.us/bza/bbs.html

Board of Zoning Appeals
http://planning.city.cleveland.oh.us/bza/cpc.html

City Bids

Invitations to Bid
http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/Finance/BID

Requests for Proposals/Requests for Qualifications
http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/Finance/RFP

Cleveland Water

Water Pollution Control
http://wpc.clevelandwater.com/?page_id=3342

Cleveland Airports

City Jobs
http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/HumanResources

https://www.governmentjobs.com/careers/cleveland

City of Cleveland
http://www.city.cleveland.oh.us/

City of Cleveland Charter and Codified Ordinances
https://codelibrary.amlegal.com/codes/cleveland/latest/overview

Civil Service Commission
http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/CivilServiceCommission

Cleveland City Council
http://www.clevelandcitycouncil.org/
Cleveland Courts

Cleveland Municipal Court
http://clevelandmunicipalcourt.org/home.html

Clerk of Courts – Cleveland Municipal Court
https://clevelandmunicipalcourt.org/clerk-of-courts

Cleveland Housing Court
http://clevelandhousingcourt.org/