

# The City Record

Official Publication of the Council of the City of Cleveland



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September the Sixteenth, Two Thousand and Fifteen

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**Frank G. Jackson**  
Mayor

**Kevin J. Kelley**  
President of Council

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

**Ward Name**

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

The City Record is available online at  
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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

Ward	Name	Residence	
1	Terrell H. Pruitt	16920 Throckley Avenue	44128
2	Zack Reed	3734 East 149th Street	44120
3	Joe Cimperman	P.O. Box 91688	44101
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	7715 Decker Avenue	44103
8	Michael D. Polensek	17855 Brian Avenue	44119
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
11	Dona Brady	1272 West Boulevard	44102
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Brian J. Cummins	3104 Mapledale Avenue	44109
15	Matthew Zone	1228 West 69th Street	44102
16	Brian Kazy	4300 West 143rd Street	44135
17	Martin J. Keane	15907 Colletta Lane	44111

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

### MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff  
 Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer  
 Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs  
 Martin J. Flask, Executive Assistant to the Mayor of Special Projects  
 Monyka S. Price, Executive Assistant to the Mayor, Chief of Education  
 Jenita McGowan, Executive Assistant to the Mayor, Chief of Sustainability  
 Natoya J. Walker Minor, Executive Assistant to the Mayor, Chief of Public Affairs  
 Edward W. Rybka, Executive Assistant to the Mayor, Chief of Regional Development  
 Dan Williams, Media Relations Director

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

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

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

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

Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,  
 Victor R. Perez, Chief Assistant Prosecutor, Room 106; Robin Wood, Law Librarian,  
 Room 100

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

Natasha Brandt, Manager, Internal Audit  
**DIVISIONS:**  
 Accounts – Lonya Moss Walker, Commissioner, Room 19  
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
 City Treasury – James Hartley, Interim Treasurer, Room 115  
 Financial Reporting and Control – James Gentile, Controller, Room 18  
 Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue  
 Purchases and Supplies – Tiffany White, Commissioner, Room 128  
 Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue  
 Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

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

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

### DEPT. OF PORT CONTROL – Fred Szabo, Interim Director, Cleveland Hopkins International Airport, 5300 Riverside Drive

**DIVISIONS:**  
 Burke Lakefront Airport – Khalid Bahhur, Commissioner  
 Cleveland Hopkins International Airport – Fred Szabo, Commissioner

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

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

### DEPT. OF PUBLIC HEALTH – Toinette Parrilla, Director, 75 Erieview Plaza

**DIVISIONS:**  
 Air Quality – George Baker, Commissioner  
 Environment – Chantez Williams, Commissioner, 75 Erieview Plaza  
 Health – Myron Bennett, Commissioner, 75 Erieview Plaza

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

**DIVISIONS:**  
 Animal Control Services – Edward Jamison, Chief Animal Control Officer, 2690 West 7th Street  
 Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.  
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive  
 Fire – Patrick Kelly, Chief, 1645 Superior Avenue  
 Police – Calvin D. Williams, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

### DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director

**DIVISIONS:**  
 Administrative Services – Jesus Rodriguez, Commissioner  
 Fair Housing and Consumer Affairs Office – John Mahoney, Manager  
 Neighborhood Development – Chris Garland, Commissioner  
 Neighborhood Services – Louise V. Jackson, Commissioner

### DEPT. OF BUILDING AND HOUSING – Ronald J.H. O’Leary, Director, Room 500

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

### DEPT. OF HUMAN RESOURCES – Deborah Southerington, Director, Room 121

### DEPT. OF ECONOMIC DEVELOPMENT – Tracey A. Nichols, Director, Room 210

### DEPT. OF AGING – Jane Fumich, Director, Room 122

**COMMUNITY RELATIONS BOARD –** Room 11, Blaine Griffin, Director, Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Brian Cummins, Eugene R. Miller (Board Lawyer), Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Peter Whitt.

### CIVIL SERVICE COMMISSION – Room 119, Robert Bennett, President; Michael L. Nelson, Sr., Vice-President; Lucille Ambroz, Secretary; Members: Pastor Gregory Jordan, Michael Flickinger.

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

### BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members: Mary Haas McGraw, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, Elizabeth Kukla, Secretary.

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

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

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

### BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry; Utilities Director Paul Bender; Council President Kevin J. Kelley.

### CITY PLANNING COMMISSION – Room 501 – Freddy L. Collier, Jr., Director; Anthony J. Coyne, Chairman; David H. Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean Pinkney, Norman Krumholz, Council Member Phyllis E. Cleveland.

### FAIR HOUSING BOARD – Charles See, Chair; Lisa Camacho, Daniel Conway, Robert L. Render, Genesis O. Brown.

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

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

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

### POLICE REVIEW BOARD – Thomas Jones, Board Chair Person; Vernon Collier, Vermel Whalen, Nancy Cronin, Elvin Vauss.

### CLEVELAND LANDMARKS COMMISSION – Room 519 – Jennifer Coleman, Chair; Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Giancarlo Calicchia, Council Member Terrell H. Pruitt, Robert Strickland, Julie Trott, Robert Vilkas, Donald Petit, Interim Secretary.

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

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

Judge Courtroom  
 Presiding and Administrative Judge Ronald B. Adrine – Courtroom 15A  
 Judge Pinkey S. Carr – Courtroom 12C  
 Judge Marilyn B. Cassidy – Courtroom 13A  
 Judge Michelle Denise Earley – Courtroom 14C  
 Judge Emanuella Groves – Courtroom 14B  
 Judge James H. Hewitt, III – Courtroom 12A  
 Judge Lauren C. Moore – Courtroom 14A  
 Judge Charles L. Patton, Jr. – Courtroom 13D  
 Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B  
 Judge Angela R. Stokes – Courtroom 15C  
 Judge Pauline H. Tarver – Courtroom 13C  
 Judge Ed Wade – Courtroom 12B  
 Judge Joseph J. Zone – Courtroom 14D  
 Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Gregory A. Sims – Chief Bailiff, Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate.

# The City Record



71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 102

WEDNESDAY, SEPTEMBER 16, 2015

No. 5310

## CITY COUNCIL

MONDAY, SEPTEMBER 14, 2015

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

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

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

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

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

Dear Mr. Dreyer:

You are requested, without objection of Cleveland City Council, to serve as Clerk of Council Pro Tempore for the purposes of the September 14, 2015, Your assistance is appreciated.

Sincerely,  
Kevin J. Kelley,  
Council President

Received.

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2015-2017

#### MONDAY — Alternating

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

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

#### MONDAY

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

#### TUESDAY

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

#### TUESDAY — Alternating

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

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

#### WEDNESDAY — Alternating

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

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

### OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, September 14, 2015

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

Council Members present: Anthony Brancatelli, Joe Cimperman, Phyllis E. Cleveland, Kevin Conwell, Brian J. Cummins, T.J. Dow, Jeffrey D. Johnson, Brian Kazy, Kevin J. Kelley, Kenneth L. Johnson, Martin J. Keane, Mamie J. Mitchell, Michael D. Polensek, Terrell H. Pruitt, Zack Reed, and Matthew Zone.

Also present were: Mayor Frank G. Jackson, Chief of Staff Ken Siliman, Chief Operating Officer Darnell Brown, Chief of Government Affairs Valerie J. McCall, Chief of Regional Development Edward W. Rybka, Chief of Education Monyka S. Price, Chief of Sustainability Jenita McGowan, Chief of Public Affairs Natoya Walker-Minor, and Directors Langhenry, Dumas, Spronz, Parrilla, McGrath, Cox, O'Leary, Southerington, Nichols, Griffin, Fumich, Ambroz and Burrows.

Pursuant to Ordinance No. 2926-76, the opening prayer was offered by Executive Pastor Regina Johnson, Glenville Seventh Day Adventist Church, Cleveland, Ohio (Ward 9). Pledge of Allegiance.

#### MOTION

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

#### COMMUNICATIONS

**File No. 1163-15.**

September 14, 2015

Allen Dreyer  
Deputy Clerk  
Cleveland City Council  
601 Lakeside Avenue  
Cleveland, Ohio 44114

1317

**File No. 1113-15.**

From Mayor's Office of Equal Opportunity. City Resident Utilization Report, including Bi-Monthly Status Report on Flats Project, as of August 4, 2015. Received.

**File No. 1114-15.**

From Cuyahoga County Board of Elections. Issue Filing Receipt for Charter Amendment relating to civil service appointments and promotions, to be on November 3, 2015 ballot. Received.

**File No. 1116-15.**

From Director Jane Fumich, Department of Aging, City of Cleveland. Notice of grant acceptance of \$5,000 from National Council on Aging to support the 2015-2016 Flu + You Program. Received.

#### STATEMENT OF WORK ACCEPTANCE

**File No. 1115-15.**

From Mayor's Office of Capital Projects and Department of Public Works, City of Cleveland, for Jefferson Ave. Green Infrastructure Project. Contractor: Platform Cement, Inc. Contract: #PI2015000000009. Date of Acceptance: August 13, 2015. Received.

#### FROM OHIO DIVISION OF LIQUOR CONTROL

**File No. 1117-15.**

RE: #7730337. Transfer of Ownership Application, D1 D2 D3 D6. Sandoval Corp. & Verhiley Corp., 2671 West 10th St. (Ward 3). Received.

**File No. 1118-15.**

RE: #3408043. New License Application, C1. Grocery LLC, 3815 Lorain Ave. (Ward 3). Received.

**File No. 1119-15.**

RE: #8930804. Economic Development Transfer Application, D5 D6. Tight Knit Management LLC, 2871 East 116th St. (Ward 4). Received.

**File No. 1120-15.**

RE: #8652658. Economic Development Transfer Application, D5. Studio 25 LLC, 1615 East 25th St. (Ward 7). Received.

**File No. 1121-15.**  
RE: #9095325. Transfer of Ownership Application, C1 C2 D6. TUP LLC, 2131 East 79th St. (Ward 6). Received.

**File No. 1122-15.**  
RE: #76450200001. Transfer of Location Application, C1 C2 D6. Sadiq Inc., 5605 Detroit Ave. (Ward 15). Received.

**File No. 1123-15.**  
RE: #9268262. Transfer of License Application, D5. Victory Cleveland LLC, 721 Bolivar Ave. (Ward 3). Received.

**File No. 1124-15.**  
RE: #8150515. Transfer of Ownership Application, C1. Silvermens Deli LLC, 3489 East 93rd St. (Ward 6). Received.

**File No. 1125-15.**  
RE: #9954050. Transfer of License Application, D1 D2 D3 D3A D6. Zombie Encore LLC, 5000 Euclid Ave. (Ward 7). Received.

**File No. 1126-15.**  
RE: #0263185. New License Application, D5J. Aringa LLC, 15710 Waterloo Rd. (Ward 8). Received.

**File No. 1135-15.**  
RE: #8001401. Transfer of Ownership Application, D5 D6. 1740 East Seventeenth Street LLC, 1740 East 17th St. (Ward 3). Received.

**File No. 1136-15.**  
RE: #2320750. Transfer of Ownership Application, C1 C2. D & T Market, Inc., 4464 Warner Rd. (Ward 2). Received.

#### CONDOLENCE RESOLUTIONS

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

**Res. No. 1137-15** — Katherine Sweeney.

**Res. No. 1138-15** — Larry Keith Brazzell.

**Res. No. 1139-15** — Samuel James Johnson.

**Res. No. 1140-15** — Luticia Mae (Jackson) Green.

**Res. No. 1141-15** — Linda Kaye Sample.

**Res. No. 1142-15** — Lizzie Moore.

**Res. No. 1143-15** — Evangelist Sarah P. Hill.

**Res. No. 1144-15** — Lexus Michelle Kimbro.

**Res. No. 1145-15** — Bobbie Jean Moore.

**Res. No. 1164-15** — Michael Wright.

#### CONGRATULATIONS RESOLUTIONS

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

**Res. No. 1146-15** — Darlene Fields.

**Res. No. 1147-15** — Beth-El African Methodist Episcopal Zion Church.

**Res. No. 1148-15** — Annual Juvenile Diabetes Research Foundation — Florence Zenobia Crittenden/Ms. Clairol Team.

**Res. No. 1149-15** — Master Sergeant Tracey Y. Stephens.

**Res. No. 1150-15** — Diane (Bell) Dockrill.

**Res. No. 1151-15** — Joyce E. Nader.

**Res. No. 1152-15** — Bruce Meredith.

**Res. No. 1153-15** — Paul E. Leimkuehler.

**Res. No. 1154-15** — Thomas Beverage.

#### RECOGNITION RESOLUTIONS

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

**Res. No. 1155-15** — KaBOOM!

**Res. No. 1156-15** — DaVita Ridge Park Dialysis Center.

**Res. No. 1157-15** — Hospice of the Western Reserve and Helderberg Hospice.

**Res. No. 1158-15** — Sharon Pentecostal Church of God.

**Res. No. 1159-15** — Nizar Qabbani Statue Dedication.

**Res. No. 1160-15** — Ronald & Sally Boehnlein — 60th Wedding Anniversary.

**Res. No. 1161-15** — Hispanic Heritage Month, 2015.

#### WELCOME RESOLUTION

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

**Res. No. 1162-15** — Thomas Luther "Luke" Bryan.

#### FIRST READING EMERGENCY ORDINANCES REFERRED

**Ord. No. 1098-15.**  
**By Council Members Zone and Kelley (by departmental request).**

**An emergency ordinance authorizing the Director of Public Safety to accept the donation of three horses from The Friesian Empire and Equine Center, for the Mounted Unit, Division of Police, Department of Public Safety.**

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

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

**Section 1.** That the Director of Public Safety is authorized to accept the donation of three horses, valued at \$67,397.00, from The Friesian Empire and Equine Center, for the Mounted Unit, Division of Police, Department of Public Safety.

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

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

**Ord. No. 1099-15.**  
**By Council Members Cleveland, K. Johnson and Kelley (by departmental request).**

**An emergency ordinance to amend the title and Section 1 of Ordinance No. 581-15, passed July 22, 2015, relating to the public improvement of constructing a portion of East 29th Street to change the street to East 28th Street.**

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

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

**Section 1.** That the title and Section 1 of Ordinance No. 581-15, passed July 22, 2015, are amended to read as follows:

An Emergency Ordinance determining the method of making the public improvement of **constructing** a portion of East **28th** Street; authorizing the Director of Capital Projects to enter into one or more contracts, for the construction, design, and any other agreements; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes real property.

**Section 1.** That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of **constructing** East **28th** Street from Community College Way to Central Avenue (the "Improvement"), for the Department of Capital Projects, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement.

**Section 2.** That the existing title and Section 1 of Ordinance No. 581-15, passed July 22, 2015, are repealed.

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

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

**Ord. No. 1100-15.**  
**By Council Members Cimperman and Kelley (by departmental request).**

**An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Alcohol Drug Addiction and Mental Health Services Board of Cuyahoga County for the 2016-17 Mental Health and Substance Abuse Treatment and Prevention Program; and to enter into one or more agreements with the Board for the City to receive payments from the Medicaid program.**

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

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

**Section 1.** That the Director of Public Health is authorized to apply for and accept a grant in the annual approximate amount of \$271,631 and any other funds that may become available during the grant term, from the Alcohol Drug Addiction and Mental Health Services Board of Cuyahoga County to conduct the 2016-17 Mental Health and Substance Abuse Treatment and Prevention Program; that the Director of Public Health is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the executive summary and budget for the grant contained in the file described below.

**Section 2.** That the executive summary and budget for the grant, File No. 1100-15-A, made a part of this ordinance as if fully rewritten, is

approved in all respects and shall not be changed without additional legislative authority.

**Section 3.** That the Director of Public Health is authorized to enter into one or more agreements with the Alcohol Drug Addiction and Mental Health Services Board of Cuyahoga County for the City to receive payments from the Medicaid programs for alcohol drug addiction and mental health services provided by the City.

**Section 4.** That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

**Section 5.** That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

**Section 6.** That the Director of Public Health is authorized to charge and accept fees from participants of this program, according to the sliding fee scale placed in the file, and to deposit those fees into a revolving fund which will be used to provide additional materials equipment, supplies, and services under the program described in the file, and the funds are appropriated for that purpose.

**Section 7.** That, unless expressly prohibited by the grant agreement, under Section 108(b) of the Charter, purchases made under the grant agreement may be made through cooperative arrangements with other governmental agencies. The Director of Public Health may sign all documents and do all things that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

**Section 8.** That the costs of the contract or contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds, Medicaid payments accepted under this ordinance, and from the fund or funds to which are credited any fees received under this program.

**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.

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

**Ord. No. 1101-15.**

**By Council Members Brady, Cimperman, J. Johnson, Mitchell, Polensek, Zone, K. Johnson, Brancatelli and Kelley (by departmental request).**

**An emergency ordinance authorizing the Mayor to apply to the District One Public Works Integrating Committee for state funding for the rehabilitation of Clark Avenue, East 152nd Street, Madison Avenue, the Marginal Roads, Martin Luther King Jr. Boulevard, and the Tower City bridges; to apply for and accept gifts and grants from various entities for the improvements; authorizing the Director of Capital Projects to enter into contracts and agreements to design and construct the improvements and other agreements needed**

**to implement the improvements; and authorizing the Commissioner of Purchases and Supplies to acquire, accept, and record for right-of-way purposes real property and easements necessary to make the improvements.**

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

Whereas, under Section 164.03 of the Revised Code, the District One Public Works Integrating Committee has been created to evaluate applications for state financing of capital improvement projects of local subdivisions in Cuyahoga County; and

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

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

**Section 1.** That the Mayor is authorized to apply to the District One Public Works Integrating Committee for state funding for the following infrastructure capital improvements (collectively the "Improvements"):

1. Clark Avenue from Lorain Avenue to West 41st Street;
2. East 152nd Street from Woodworth Road to Waterloo Road;
3. Madison Avenue from West 117th Street to West Boulevard;
4. North Marginal Road, including Western Avenue, from West Boulevard to Lorain and the South Marginal Road from Western Avenue to West 98th Street;
5. Martin Luther King Jr. Boulevard from Kinsman Road to Shaker Boulevard; and
6. Tower City Bridges, PID 95557.

**Section 2.** That the Mayor is authorized to apply to the District One Public Works Integrating Committee for state funding to obtain credit enhancements and loan assistance in support of the city's bonds issued for bridge and road improvements.

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

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

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

**Section 6.** That, provided the City sells future bonds authorized for the purposes of this ordinance, the Director of Capital Projects is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in

order to provide professional design, engineering and construction services necessary for the Improvements.

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

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

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

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

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

**Section 11.** That the Director of Capital Projects is authorized to enter into one or more agreements with private utility companies to pay charges for the installation of underground lines in connection with the Improvements.

**Section 12.** That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Commissioner of Purchases and Supplies is authorized to acquire, accept, and record for right-of-way purposes any real property and easements necessary to make the Improvements. The consideration to be paid for the property and easements shall not exceed fair market value to be determined by the Board of Control.

**Section 13.** That the Director of Capital Projects is authorized to execute, on behalf of the City, all documents necessary to acquire, accept, and record the property and easements and to employ and pay all fees for title companies, surveys, escrows, appraisers, and all other costs necessary for the acquisition of the property and easements.

**Section 14.** That the Mayor or Director of Capital Projects is authorized to file all papers and execute all documents necessary to receive the funds under this ordinance; and that the funds are appropriated for the purposes described in the ordinance.

**Section 15.** That the Director of Capital Projects is authorized to enter into any agreements needed to implement the Improvements, including but not limited to, multi-party agreements between the City and other governmental entities regarding the funding and construction of the Improvements.

**Section 16.** That the cost of the contracts, payments, property acquisition, agreements, cash matches, and other expenditures authorized shall be paid from the fund or funds to which are credited any gift, grant, or other funds received under this ordinance, from cash contributions accepted and appropriated under this ordinance, and from any other funds approved by the Director of Finance, including future bonds funds if issued for this purpose.

**Section 17.** That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

**Ord. No. 1102-15.**

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

**An emergency ordinance authorizing the Director of Capital Projects to issue a permit to Cuyahoga River Community Planning Organization to encroach into the public right-of-way of Jefferson Avenue by installing, using, and maintaining a fish habitat structure.**

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

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

**Section 1.** That the Director of Capital Projects is authorized to issue a permit, revocable at the will of Council, to Cuyahoga River Community Planning Organization, 1299 Superior Avenue, Cleveland, Ohio, 44114 ("Permittee"), to encroach into the public right-of-way of Jefferson Avenue by installing, using, and maintaining a fish habitat structure at the following location:

The intersection of the west bulkhead of the Cuyahoga River and Jefferson Avenue (60.00 feet wide).

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

**Section 2.** That Permittee may assign the permit only with the prior written consent of the Director of Capital Projects. That the encroaching structure(s) permitted by this ordinance shall conform to plans and specifications first approved by the Manager of Engineering and Construction. That Permittee shall obtain all other required permits, including but not limited to Building Permits, before installing the encroachment(s).

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

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

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

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

**Ord. No. 1103-15.**

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

**An emergency ordinance authorizing the Director of Capital Projects to issue a permit to FBE, Inc. to encroach into the public right-of-way of East 71st Street by installing, using, and maintaining streetscape amenities, including but not limited to, a bench, bike rack, sign and sculpture, crushed stone path and assorted flowers and grasses.**

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

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

**Section 1.** That the Director of Capital Projects is authorized to issue a permit, revocable at the will of Council, to FBE, Inc., 7007 Broadway, Cleveland, Ohio, 44105 ("Permittee"), to encroach into the public right-of-way of East 71st Street by installing, using, and maintaining streetscape amenities, including but not limited to, a bench, bike rack, sign and sculpture, crushed stone path, flowers and grasses at the following location:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, known as being part of the Original One Hundred Acre Lot No. 319 and part of East 71st Street (45 feet wide):

Beginning at the centerline intersection of East 71st Street (45 feet wide) and Jerome Drive (50 feet wide) as shown in the plat of Morgana Run Subdivision Phase 1 as filed in Volume 369, Page 83 of Cuyahoga County Map Records;

Thence North 00°05'22" West, along said centerline of East 71st Street, 110.98 feet to the Principal Place of Beginning;

Thence South 89°54'38" West, 22.50 feet to a point in the Westerly sideline of said East 71st Street;

Thence North 00°05'22" West, along said Westerly sideline, 85.00 feet to a point;

Thence North 89°54'38" East, 45.00 feet to a point in the Easterly sideline of said East 71st Street;

Thence South 00°05'22" East, along said Easterly sideline, 85.00 feet to a point;

Thence South 89°54'38" West, 22.50 feet to the Principal Place of Beginning and containing 0.088 acres (3,825 square feet) of land as calculated and described in June 2015 by James R. Pegoraro, Jr. P.S. 8150 of LDC, Inc.

Bearings are assumed and are to represent angles only, be the same more or less, but subject to all legal highways and easements of record.

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

**Section 2.** That Permittee may assign the permit only with the prior written consent of the Director of Capital Projects. That the encroaching structure(s) permitted by this ordinance shall conform to plans and specifications first approved by the Manager of Engineering and Construction. That Permittee shall obtain all other required permits, including but not limited to Building Permits, before installing the encroachment(s).

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

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

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

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

**Ord. No. 1104-15.**

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

**An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PI 2012\*049 with West Roofing Systems Inc to provide roof and roof system repair or replacement for the Department of Port Control.**

Whereas, under the authority of Ordinance No. 956-11, passed August 17, 2011, as amended by Ordinance No. 1050-12, passed August 8, 2012, and Ordinance No. 676-13, passed May 20, 2013, the Director of Port Control

entered into Contract No. PI 2012\*049 with West Roofing Systems Inc to provide roof and roof system repair or replacement for the Department of Port Control; and

Whereas, Ordinance No. 956-11, as amended by Ordinance No. 1050-12, requires further legislation before exercising the second option to renew on this contract; and

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

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

**Section 1.** That the Director of Port Control is authorized to exercise the second option to renew Contract No. PI 2012\*049 for an additional year with West Roofing Systems Inc to provide roof and roof system repair or replacement for the Department of Port Control. This ordinance constitutes the additional legislative authority required by Ordinance No. 956-11, as amended by Ordinance No. 1050-12, to exercise this option.

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

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

**Ord. No. 1105-15.**

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

**An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PS 2013\*197 with Landrum & Brown, Inc. to provide on-call planning services for the Department of Port Control.**

Whereas, under the authority of Ordinance No. 815-12, passed June 4, 2012, the Director of Port Control entered into Contract No. PS 2013\*197 with Landrum & Brown, Inc. to provide on-call planning services for the Department of Port Control; and

Whereas, Ordinance No. 815-12 requires further legislation before exercising the second option to renew on this contract; and

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

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

**Section 1.** That the Director of Port Control is authorized to exercise the second option to renew Contract No. PS 2013\*197 for an additional year with Landrum & Brown, Inc., at a cost not to exceed \$20,146.15, to provide on-call planning services for the Department of Port Control and payable from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 106, 60 SF 115, 60 SF 116, 60 SF 128, 60 SF 130, 60 SF 141, and 60 SF 160. This ordinance constitutes the additional legislative authority required by Ordinance No. 815-12 to exercise this option. (RQS 3001, RL 2015-119)

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

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

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

**Ord. No. 1106-15.**

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

**An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PS 2013\*218 with RS&H Ohio, Inc. to provide on-call planning services for the Department of Port Control.**

Whereas, under the authority of Ordinance No. 815-12, passed June 4, 2012, the Director of Port Control entered into Contract No. PS 2013\*218 with RS&H Ohio, Inc. to provide on-call planning services for the Department of Port Control; and

Whereas, Ordinance No. 815-12 requires further legislation before exercising the second option to renew on this contract; and

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

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

**Section 1.** That the Director of Port Control is authorized to exercise the second option to renew Contract No. PS 2013\*218 for an additional year with RS&H Ohio, Inc. to provide on-call planning services for the Department of Port Control. This ordinance constitutes the additional legislative authority required by Ordinance No. 815-12 to exercise this option.

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

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

**Ord. No. 1107-15.**

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

**An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PS 2013\*200 with Jacobsen Daniels Associates, LLC to provide on-call planning services for the Department of Port Control.**

Whereas, under the authority of Ordinance No. 815-12, passed June 4, 2012, the Director of Port Control entered into Contract No. PS 2013\*200 with Jacobsen Daniels Associates, LLC to provide on-call planning services for the Department of Port Control; and

Whereas, Ordinance No. 815-12 requires further legislation before exercising the second option to renew on this contract; and

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

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

**Section 1.** That the Director of Port Control is authorized to exercise the second option to renew Contract No. PS 2013\*200 for an additional year with Jacobsen Daniels Associates, LLC to provide on-call planning services for the Department of Port Control. This ordinance constitutes the additional legislative authority required by Ordinance No. 815-12 to exercise this option.

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

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

**Ord. No. 1108-15.**

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

**An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide general training and development of employees; and to enter into a contract with the Operator Training Committee of Ohio, each for a period up to two years, with two one-year options to renew, the first of which shall require additional legislation.**

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

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

**Section 1.** That the Director of Public Utilities is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide general training and development of employees, for a period up to two years, with two one-year options to renew. The first of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the first of the one-year options to renew is exercised, then the second of the one-year options to renew may be exercised at the option of the Director of Public Utilities, without the necessity of obtaining additional authority of this Council.

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

**Section 2.** That the Director of Public Utilities is authorized to enter into

one or more contracts with the Operator Training Committee of Ohio (OTCO) for professional services necessary to train Water, Wastewater Collections, and Water Distribution employees, on the basis of its proposal dated September 1, 2015, for the Department of Public Utilities, for a period up to two years, with two one-year options to renew. The first of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the first of the one-year options to renew is exercised, then the second of the one-year options to renew may be exercised at the option of the Director of Public Utilities, without the necessity of obtaining additional authority of this Council.

**Section 3.** That the cost of the contract or contracts authorized shall be paid from Fund Nos. 50 SF 001, 50 SF 003, 52 SF 001, 54 SF 001, and 58 SF 001, RQS 2002, RL 2015-113.

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

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

**Ord. No. 1109-15.  
By Council Members Cimperman and Kelley (by departmental request).**

**An emergency ordinance authorizing the Director of Aging to enter into various written standard purchase and requirement contracts for pest control services needed in connection with the Bed Bug Assistance Program for eligible seniors and adults with disabilities, and to authorize the Director to enter into one or more related professional services, on an as-needed basis, for a period of one**

**year, with two one-year options to renew, exercisable by the Director of Aging.**

Whereas, the City desires to continue the Bed Bug Assistance Program as established under the authority of Ordinance No. 673-13, passed May 20, 2013, for the public purpose of providing bed bug abatement assistance to eligible seniors and adults with disabilities; and

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

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

**Section 1.** That the Director of Aging is authorized to make one or more written standard purchase contracts and written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for a period of one year, with two one-year options to renew, exercisable by the Director of Aging, for the necessary items of pest control services needed in connection with the bed bug assistance program for eligible seniors and adults with disabilities, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Aging. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines.

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

**Section 3.** That the Director of Aging 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 related professional services, on an as-needed basis, for a period of one year, with two-one-year options to renew, exercisable by the Director of Aging to implement the Bed Bug Assistance Program.

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

**Section 4.** That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Aging may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

**Section 5.** That the cost of the contracts and other expenditures authorized shall be paid from Fund No. 01-0201-6320, RQS 0201, RL 2015-117.

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

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

**Ord. No. 1110-15.**

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

**An emergency ordinance to amend Sections 39 and 57 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 Section 39 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 638-15, passed June 8, 2015, and Section 57 of Ordinance No. 323-15, passed March 30, 2015, are amended to read as follows:

**Section 39.** That the salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. Administrative Manager.....	\$27,193.55	\$115,424.36
2. AMR Field Engineer.....	27,325.56	94,320.17
3. Assistant Commissioner of Water.....	27,325.56	134,991.09
4. Assistant Secretary of Sinking Fund Commission.....	27,325.56	108,011.58
5. Chief of Health Planning and Evaluation.....	27,325.56	85,577.88
6. Chief-Systems Analysis.....	27,325.56	108,011.58
7. Consulting Engineer.....	36,000.00	104,888.34
8. Disease Intervention Specialist Supervisor.....	47,396.28	73,079.27
9. Emergency Operations Center Manager.....	27,325.56	96,463.81



<b>10.</b>	<b>FMIS Functional Manager .....</b>	<b>27,325.56</b>	<b>99,702.63</b>
<b>11.</b>	Harbor Manager .....	27,325.56	108,011.58
<b>12.</b>	Health Services Administrator.....	27,325.56	85,577.88
<b>13.</b>	Labor Relations Officer.....	27,325.56	85,577.88
<b>14.</b>	Manager of Compensation and Classifications .....	27,325.56	128,618.41
<b>15.</b>	Manager of Education and Research .....	27,325.56	96,798.67
<b>16.</b>	Manager of Employee Relations .....	27,325.56	99,702.63
<b>17.</b>	Manager of Equal Employment Opportunity.....	27,325.56	99,702.63
<b>18.</b>	Manager of Public Safety Office of Quality Control...	27,325.56	96,463.81
<b>19.</b>	Minority Business Development Administrator.....	27,325.56	85,577.88
<b>20.</b>	Project Coordinator.....	27,325.56	99,702.63
<b>21.</b>	Risk Manager.....	27,325.56	108,011.58
<b>22.</b>	Senior Compensation Analyst/HRIS.....	27,325.56	104,856.16
<b>23.</b>	Superintendent of Electric Trouble Operations .....	27,325.56	85,577.88
<b>24.</b>	Testing, Training and Exercises Planner.....	27,325.56	91,104.71
<b>25.</b>	Water Business Plan Manager.....	27,325.56	99,702.63

**Section 57. Division of Police; Various Positions** The annual salaries of persons appointed to the following classifications within the Division of Police shall be fixed by the Director of Public Safety within the limits established in the following schedules:

	<b>Minimum</b>	<b>Maximum</b>
1. Forensic Video Specialist .....	\$50,000.00	\$78,810.30
2. Crime Analyst I.....	38,000.00	54,641.81
3. Crime Analyst II.....	53,000.00	68,302.26
4. Crime Analyst III.....	66,000.00	84,064.32
5. Intelligence Analyst I.....	38,000.00	54,641.81
6. Intelligence Analyst II.....	53,000.00	68,302.26
7. Intelligence Analyst III .....	66,000.00	84,064.32
<b>8. Mounted Unit Trainer, Instructor, and Handler.....</b>	<b>38,000.00</b>	<b>54,641.81</b>
9. Occupational Medical Director.....	43,107.75	86,888.32
10. Police Stress Consultant .....	75,000.00	131,350.50
11. Public Safety Information Technology Manager .....	65,000.00	115,588.44

**Section 2.** That existing Section 39 of Ordinance No. 323-15, passed March 30, 2015, as amended by Ordinance No. 638-15, passed June 8, 2015, and Section 57 of Ordinance No. 323-15, passed March 30, 2015, are repealed.

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

**FIRST READING ORDINANCES REFERRED**

**Ord. No. 1097-15.**

**By Council Member Kazy.**

**An ordinance changing the Use, Area and Height Districts of parcels along the west side of W. 117th Street, North of Triskett Avenue and South of Arden Avenue to LR (Local Retail), a ‘K’ area District and a ‘2’ Height District as identified on the attached map (Map Change No. 2523).**

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

**Section 1.** That the Use, Area and Height District of lands bounded and described as follows:

Beginning at the intersection of W. 117th Street and Triskett Road;

Thence northerly along said centerline of W. 117th Street to its intersection with the easterly prolongation of the centerline of Arden Avenue;

Thence westerly along said easterly prolongation and centerline to its intersection with the northerly prolongation of the westerly line of a parcel of land conveyed to Anzo, Dominic J. and Anzo, Margaret M. by deed dated May 6, 1994 and recorded in Auditor’s File Number V94444860020 said parcel also being known as 021-21-090;

Thence southerly along said northerly prolongation and westerly line and its southerly prolongation to its intersection with the northerly line of a parcel of land conveyed to ASSAD, ABDUL J & MAJDULIN by deed dated July 14, 2006 and recorded in Auditor’s File Number 200607140942 said parcel also being known as 021-21-013;

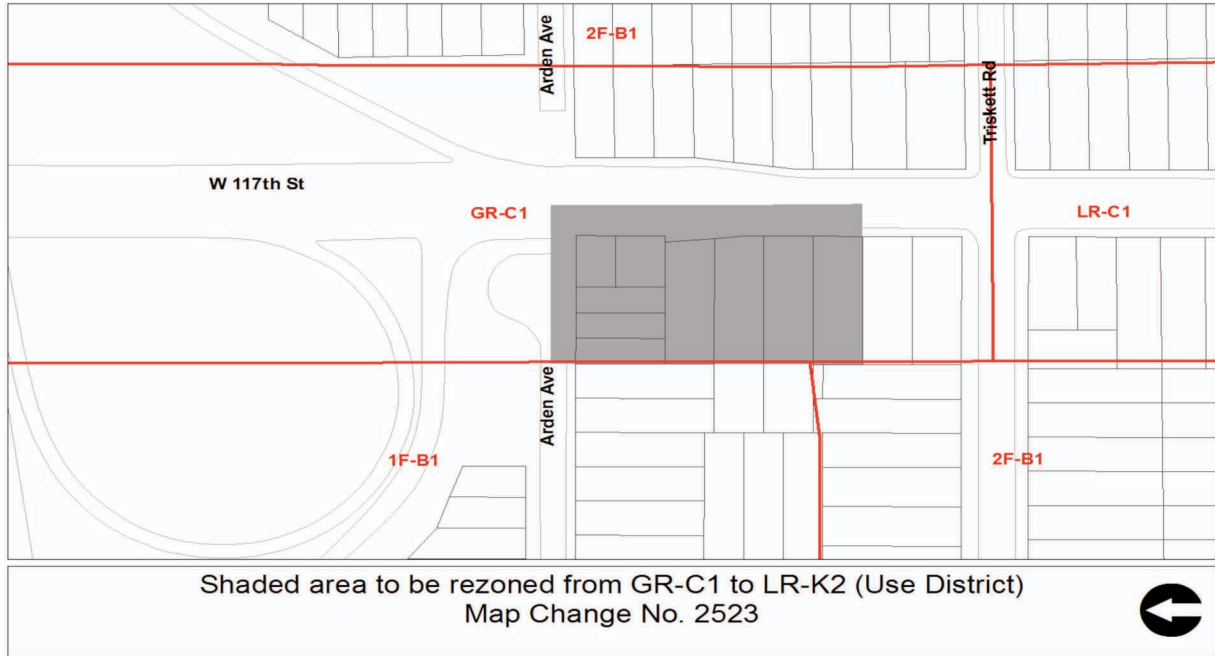
Thence easterly along said northerly line and its easterly prolongation to its intersection with the centerline of W. 117th Street and Triskett Road;

Thence southerly along said centerline to its intersection with the place of origin;

and as shaded on the attached map is changed to a Local Retail Business District, a ‘K’ Area District and a ‘2’ Height District.

**Section 2.** That the change of zoning of lands described in Section 1 shall be identified as Map Change No. 2523, and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for this purpose by the City Planning Commission.

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



Referred to Directors of City Planning Commission, Law; Committee on Development Planning and Sustainability.

**FIRST READING EMERGENCY RESOLUTIONS REFERRED**

**Res. No. 1111-15.**

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

**An emergency resolution accepting the amounts and rates as determined by the Cuyahoga County Budget Commission and authorizing the necessary tax levies and certifying them to the County Fiscal Officer.**

Whereas, this Council, under the provisions of law, has adopted a Tax Budget for the fiscal year commencing January 1, 2016; and

Whereas, the Budget Commission of Cuyahoga County, Ohio, has certified its action on the Tax Budget to this Council together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council and what part is within and what part is outside the 10-mill tax limitation; 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 the amounts and rates as determined by the Budget Commission in its certification are accepted.

**Section 2.** That there is levied on the tax duplicate of the City of Cleveland the rate of each tax necessary to be levied within and without the 10-mill tax limitation, as follows:

**SCHEDULE A**  
 SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY  
 TAX APPROVED BY BUDGET COMMISSION  
 AND COUNTY AUDITOR'S ESTIMATE TAX RATES

Fund	Amount to be Derived From Levies  Outside 10-Mill Limitation  Column II	Amount Approved By Budget Commission  Inside 10-Mill Limitation  Column IV	County Auditor's Estimate of Tax Rate To Be Levied	
			Inside 10-Mill Limitation	Outside 10-Mill Limitation
			Column V	Column VI
GENERAL FUND			----	7.75
GENERAL BOND			4.35	----
RETIREMENT FUND			----	0.30
POLICE PENSION FUND			0.05	0.25
FIRE PENSION FUND			0.05	0.25
<b>TOTAL</b>			<b>4.40</b>	<b>8.30</b>

**Section 3.** That the Clerk of Council is directed to certify a copy of this resolution to the County Fiscal Officer of Cuyahoga County.

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

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

**Res. No. 1112-15.  
By Council Member Kelley (by  
departmental request).**

**An emergency resolution requesting the County Fiscal Officer to make advances during the year 2016, pursuant to Section 321.34, Ohio Revised Code.**

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 under Section 321.34 of the Revised Code, the County Fiscal Officer is hereby requested to draw, and the County Treasurer to pay on draft or drafts made payable to the Treasury of the City of Cleveland, any money that may be in the County Treasury from time to time during the year 2016 and credited to the account of the City of Cleveland and lawfully applicable to the purpose of the 2016 fiscal year, during which year such request will be made. The payments are to be made from time to time in accordance with the schedule set by Cuyahoga County.

**Section 2.** That the Clerk of Council is directed to transmit a certified copy of this resolution to the County Fiscal Officer.

**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.

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

**Res. No. 1134-15.  
By Council Members Polensek, J.  
Johnson and Conwell.**

**An emergency resolution urging the U.S. Environmental Protection Agency to investigate the cause of continued water contamination at Villa Angela Beach and Euclid Beach.**

Whereas, these past summer months the water quality conditions at Villa Angela Beach and Euclid Beach have been consistently poor; at the end of August the probability that *E. coli* exceeded safe levels was at nearly 86%; and

Whereas, often the water quality at other beaches in Cleveland and the surrounding counties is good, while the water quality at Villa Angela and Euclid beaches remains poor; and

Whereas, the Natural Resources Defense Council has found that seven of the nation's 17 worst "repeat offenders" with persistent contamination problems are located on Lake Erie, with five beaches in Cuyahoga County; and

Whereas, Villa Angela Beach and Euclid Beach are on the list of those repeat offenders with the worst water

quality every year for the past five years; and

Whereas, when water quality is always poor, area residents cannot take advantage of cooling off at their neighborhood beaches in the hot summer months; and

Whereas, it is incumbent upon federal officials to determine what is causing the consistent contamination of Lake Erie's water at Villa Angela and Euclid beaches which are the only swimming beaches on Cleveland's east side; and

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

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

**Section 1.** That this Council urges the U.S. Environmental Protection Agency to investigate the cause of continued water contamination at Villa Angela Beach and Euclid Beach.

**Section 2.** That the Clerk of Council is directed to forward copies of this resolution to Senators Rob Portman and Sherrod Brown and Congresswoman Marcia Fudge.

**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.

Referred to Committee on Finance.

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

**Ord. No. 1130-15.**

**By Council Member Cimperman.  
An emergency ordinance consenting and approving the issuance of a permit for the 38th Annual "Walk of Hope", on Saturday, October 3, 2015, sponsored by the Catholic Charities Disability Services and Ministries.**

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

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

**Section 1.** That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the 38th Annual "Walk for Hope," sponsored by the Catholic Charities Disability Services and Ministries, on Saturday, October 3, 2015, leave OLA/St. Joseph Center parking lot on Kenilworth Avenue; head east on Kenilworth to West 11th Street; turn right on West 11th to Starkweather Avenue; turn right on Starkweather to West 14th Street; turn right on West 14th to Kenilworth Avenue; turn right on Kenilworth to West 11th Street; turn left on West 11th and

walk to University Road; turn right on University and walk to West 10th Street; turn right on West 10th and walk to stop sign; veer left to Professor Avenue—staying on the right hand side of the street and walk to Jefferson Avenue; turn right on Jefferson and walk to Starkweather Avenue—cross West 14th Street to the west side of West 14th; turn right on to West 14th Street—cross Kenilworth Avenue and return to OLA/St. Joseph Center, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 1131-15.**

**By Council Member Zone.  
An emergency ordinance consenting and approving the issuance of a permit for the NEOCycle Night Ride on September 12, 2015 and the NEOCycle Criterium on September 13, 2015, sponsored by the Greater Cleveland Sports Commission.**

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

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

**Section 1.** That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the NEOCycle Night Ride on September 12, 2015 and the NEOCycle Criterium on September 13, 2015: Cyclist course: enter eastbound Shoreway via Edgewater Park entrance ramp; head east, maintain the south lane; continue past East 9th Street; turnaround in front of Municipal Parking Lot; head west maintaining north lanes; exit Shoreway at Clifton Boulevard/Lake Avenue; turn right onto Lake Avenue and head west; turn right at West Boulevard; turn right and enter eastbound Shoreway, maintaining south lanes heading east; continue east and exit Shoreway at Edgewater Park Exit Ramp—finish; 1km Course: Father Frascati Drive in front of Battery Park Grass Field to West 73rd

Street; turn right onto West 73rd traveling south to Herman Avenue; turn right onto Herman Avenue traveling west to West 76th Street; turn right onto West 76th traveling north to Father Frascati Drive; turn right onto Father Frascati Drive to finish; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 1132-15.**

**By Council Member Cummins.**

**An emergency ordinance amending the Title and Sections 1 and 2 of Ordinance No. 658-15 passed June 1, 2015 as it pertains to the Aldo Dure or designee for the Be Next Awning & Graphics, Inc. 50/50 Project through the use of Ward 14 Neighborhood Capital 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 Title and Sections 1 and 2 of Ordinance No. 658-15 passed June 1, 2015 are hereby amended to read as follows:

An emergency ordinance authorizing the Director of the Department of Economic Development to enter into an agreement with Aldo Dure or designee for the Be Next Awning & Graphics, Inc. 50/50 Project through the use of Ward 14 **Casino Revenue Funds.**

**Section 1.** That the Director of the Department of Economic Development is authorized to enter into an agreement with Aldo Dure or designee for the Be Next Awning & Graphics, Inc. 50/50 Project located at **5109 Clark Avenue, Cleveland, Ohio 44102** for the public purpose of doing exterior improvements for local business resulting in new job creation for Cleveland residents through the use of Ward 14 **Casino Revenue Funds.**

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

**Section 2.** That the Title and Sections 1 and 2 of Ordinance No. 658-15 passed June 1, 2015 are hereby repealed.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 1133-15.**

**By Council Member Cummins.**

**An emergency ordinance amending the Title and Sections 1 and 2 of Ordinance No. 660-15 passed June 1, 2015 as it pertains to Virginia's Beauty & Barber Shop 50/50 Project through the use of Ward 14 Neighborhood Capital 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 Title and Sections 1 and 2 of Ordinance No. 660-15 passed June 1, 2015 are hereby amended to read as follows:

An emergency ordinance authorizing the Director of the Department of Economic Development to enter into an agreement with Virginia Gonzalez or her designee for the Virginia's Beauty & Barber Shop 50/50 Project through the use of Ward 14 **Casino Revenue Funds.**

**Section 1.** That the Director of the Department of Economic Development is authorized to enter into an agreement with Virginia Gonzalez or her designee for the Virginia's Beauty & Barber Shop 50/50 Project located at 2804 Clark Avenue, Cleveland, Ohio 44109 for the public purpose of doing exterior improvements for local businesses resulting in new job creation for Cleveland residents through the use of Ward 14 **Casino Revenue Funds.**

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

**Section 2.** That the Title and Sections 1 and 2 of Ordinance No. 660-15 passed June 1, 2015 are hereby repealed.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED**

**Res. No. 1127-15.**

**By Council Member Cimperman.**

**An emergency resolution supporting the Round 15 Catalytic Project Application of Landmark Management to the Ohio Development Services Agency for State Historic Preservation Tax Credits for the adaptive reuse and redevelopment of the May Company Building, located at 200 Euclid Avenue.**

Whereas, each year the State of Ohio through the Ohio Development Services Agency allocates State Historic Preservation Tax Credits to encourage private investment in redeveloping historically significant buildings throughout Ohio using a competitive proposal process; and

Whereas, Landmark Management is applying for the State's newly enacted \$25 million tax credit award under the Catalytic Project Application that will only be awarded to one project within the entire State of Ohio during Round 15 for the biennium that includes 2015 and 2016, in order to execute its plans for redevelopment of the May Company Building; and

Whereas, the Cleveland City Council has recognized the need for adaptive reuse and redevelopment of historic buildings in Downtown Cleveland, and desires to have the May Company Building, that has been vacant for twenty years, redeveloped by Landmark Management; and

Whereas, Landmark Management is proposing to restore and redevelop the historic one million square foot May Company Building into an exciting and vibrant new mixed-use development, adding 500 new residents and commercial opportunities to the heart of Public Square; and

Whereas, the building is located where Euclid Avenue meets Public Square, at a central point in Downtown Cleveland at the heart of our transit operations where residents and visitors enter the downtown experience to work, play or visit our community; and

Whereas, the May Company Building's redevelopment will anchor Public Square's \$30 million transformation as Cleveland's "front door" to Public Square at the 2016 Republican National Convention, and have a catalytic impact on the broader image of Cleveland and Ohio on a national stage; and

Whereas, Cleveland City Council supports Landmark Management's proposal for the May Company Building as a high priority initiative for future development in the heart of Downtown to benefit the citizens of the City of Cleveland; and

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

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

**Section 1.** That this Council supports the Round 15 Catalytic Project Application of Landmark Management to the Ohio Development Services Agency for State Historic Preservation Tax Credits for the adaptive reuse and redevelopment of the May Company Building, located at 200 Euclid Avenue.

**Section 2.** That the Clerk of Council is hereby directed to transmit a certified copy of this resolution to David Goodman, Director, Ohio Development Services Agency, and David Goldberg and John Carney, Landmark Management.

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

**Res. No. 1128-15.**  
**By Council Member Cimperman.**  
**An emergency resolution objecting to a New C1 Liquor Permit at 614 W. Superior Avenue.**

Whereas, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Crows Nest, Inc., DBA The Crows Nest, Inc., 614 W. Superior Avenue, Cleveland, Ohio 44113, Permanent Number 1837561; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to a New C1 Liquor Permit at Crows Nest, Inc., DBA The Crows Nest, Inc., 614 W. Superior Avenue, Cleveland, Ohio 44113, Permanent Number 1837561; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

shall take effect and be in force from and after the earliest period allowed by law.

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

**Res. No. 1129-15.**  
**By Council Member Kazy.**  
**An emergency resolution objecting to the transfer of location of a C2 and C2X Liquor Permit to 4282 West 130th Street.**

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of location of a C2 and C2X Liquor Permit from Ocean, Inc., 10808 Dove Avenue, 1st floor, Cleveland, Ohio 44105, Permanent Number 6503136 to Touma, LLC, DBA JJS Grab & Go, 4282 West 130th Street, Cleveland, Ohio 44135, Permanent Number 90092450005; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of location of a C2 and C2X Liquor Permit from Ocean, Inc., 10808 Dove Avenue, 1st floor, Cleveland, Ohio 44105, Permanent Number 6503136 to Touma, LLC, DBA JJS Grab & Go, 4282 West 130th Street, Cleveland, Ohio 44135, Permanent Number 90092450005; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Adopted. Yeas 16. Nays 0.

**SECOND READING EMERGENCY ORDINANCES PASSED**

**Ord. No. 843-15.**

By Council Members Conwell, J. Johnson and Polensek.

An emergency ordinance authorizing the Director of Public Works to lease the East Side Market located at the corner of East 105th Street and St. Clair Avenue to Northeast Ohio Neighborhood Health Services, Inc. for the purpose of offering space for food-related businesses, for a term of five years, with two five-year options to renew, exercisable by the Director of Public Works.

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 881-15.**

By Council Member Dow.

An emergency ordinance designating the Mueller Electric Company Building as a Cleveland Landmark.

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 977-15.**

By Council Member Kelley.

An emergency ordinance authorizing the Clerk of Council to enter into one or more internship agreements with various individuals to provide assistance to the Office of the Clerk and the members of Cleveland City Council in any and all matters related to official Council business.

Approved by Committee on Finance.

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 985-15.**

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to apply for and accept grants from Cuyahoga County for the 2015-2019 Domestic Intervention, Education & Training (DIET) Program.

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 988-15.**

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

An emergency ordinance authorizing the Director of Economic Development to enter into a grant agreement with the Urban League of Greater Cleveland, INC. to provide financial assistance for operating expenses associated with business outreach.

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 989-15.**

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Human Resources to enter into one or more contracts without competitive bidding with RDT Concepts for the purchase of a high-density records storage system, including design, installation, and other components, for the Department of Human Resources.

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**SECOND READING  
ORDINANCE PASSED**

**Ord. No. 855-15.**

By Council Member Dow.

An ordinance applying mapped setbacks to parcels along Chester Avenue, East 97th Street, Woodward Court and East 101st Street of 0' and 6' as shown on the attached map (Map Change No. 2520).

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

The rules were suspended. Yeas 16. Nays 0. Read second time. Read third time in full. Passed. Yeas 16. Nays 0.

**MOTION**

On the motion of Council Member Dow, the absence of Council Member Dona Brady is hereby authorized. Seconded by Council Member Zone.

**MOTION**

The Council Meeting adjourned at 7:42 p.m. to meet on Monday, September 21, 2015, at 7:00 p.m. in the Council Chamber.



Allan Dreyer  
Deputy Clerk,  
Clerk of Council Pro Tempore

**THE CALENDAR**

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

NONE

**BOARD OF CONTROL**

September 9, 2015

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, September 9, 2015 at 10:36 a.m. with Director Langhenry presiding.

Present: Director Langhenry, Directors Dumas, Davis, Interim Director Szabo, Directors Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and O'Leary.

Absent: Mayor Jackson and Director Parrilla.

Others: Deborah Midgett, Acting Commissioner, Purchases & Supplies.

Melissa Burrows, Director, Office of Equal Opportunity.

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

**Resolution No. 341-15.**

By Directors Dumas and Southerington.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 489-15, passed by Cleveland City Council on May 4, 2015, CareWorks USA LTD is selected by the Director of Finance as the consultant to be employed by contract to supplement the regularly employed staff of several departments of the City of Cleveland to provide administration of the Family and Medical Leave Act (FMLA) benefits for City employees, for a period of one year with a one-year option to renew, exercisable by the Director of Finance.

Be it further resolved that the Director of Finance is authorized to enter into contract with CareWorks USA LTD, based on its proposal dated May 20, 2015, which contract shall be prepared by the Director of Law, shall provide for the furnishing of professional services as described in the proposal for a fee of \$121,150.00 for the one-year term and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Director Langhenry, Directors Dumas, Davis, Interim Director Szabo, Directors Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and O'Leary.

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

**Resolution No. 342-15.**

By Director Davis.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Section 129.294 of the Codified Ordinances of Cleveland Ohio, 1976, CH2M Hill Engineers, Inc. is selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities as the firm to

be employed by contract to provide professional consulting services for Leak Detection and Water Audit Implementation Services, and other services including, but not limited to, field leak detection surveying on the water system, water auditing, and program management, for a period of two years, for the Division of Water, Department of Public Utilities.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with CH2M Hill Engineers, Inc. based upon its proposal dated December 19, 2014, which contract shall be prepared by the Director of Law, shall provide that the compensation for the professional services described in the proposal shall not exceed \$1,110,782.91, and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-consultants by CH2M Hill Engineers, Inc. for the above-mentioned professional services is approved:

<u>SUB-CONSULTANTS</u>	<u>WORK PERCENTAGE</u>
Consulting Engineering, Inc. (CSB/MBE)	\$128,362.00 11.556%
Wachs Water Services	\$541,566.61 48.755%

Yeas: Director Langhenry, Directors Dumas, Davis, Interim Director Szabo, Directors Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and O'Leary.

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

**Resolution No. 343-15.**

By Director Cox.

Whereas, under the authority of Ordinance No. 891-10, passed by the Cleveland City Council on August 18, 2010, and Board of Control Resolution No. 0152-11, adopted April 6, 2011, as amended by Board of Control Resolution No. 243-11, adopted May 25, 2011, the City of Cleveland, through the Director of Finance, entered into City Contract No. RC2011\*59 with Otto Environmental Systems (NC), LLC ("Otto") for labor and materials to provide and maintain/repair/refurbish Automated Waste Collection and Curbside Recycling Receptacles and implementing an RFID system, licensed by Otto for the automated waste collection and recycling program; and

Whereas, division (c) of Section 181.102 of the Codified Ordinances of Cleveland, Ohio, 1976, ("C.O.") authorizes a director to execute one or more license agreements for software needed to implement or maintain a previously acquired software system directly with the software licensing firm; 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 implement or maintain the software system, including but not limited to maintenance, repair, upgrades, enhancements and technical support; and

Whereas, under the authority of division (d) of Section 181.102 C.O., the City intends to enter into an agreement with Otto, based on its statement of work dated July 10, 2015, to upgrade and enhance the RFID system to the current version of Sonrai Systems' RFID software, and to maintain and support the software for a period not to exceed three years; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of division (e) of Section 181.102 C.O., the compensation to be paid to Otto Environmental Systems (NC), LLC for the upgrade and enhancement of RFID system software and associated hardware for the Automated Waste Collection and Curbside Recycling Program and for maintenance and support for a period of three years shall not exceed \$257,310.00.

Be it further resolved that the employment of the following subcontractor by Otto Environmental is approved:

Sonrai Systems  
\$257,310.00 — 100%

Yeas: Director Langhenry, Directors Dumas, Davis, Interim Director Szabo, Directors Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson and Director Parrilla.

**Resolution No. 344-15.**

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Zscape, LLC, for an estimated quantity of City-wide tree planting, Items 2, 3, 4, and 6, for the Division of Park Maintenance and Properties, Department of Public Works, for the period of one year beginning with the date of execution of a contract, with a one-year renewal option, received on July 31, 2015, under the authority of Ordinance No. 387-15, passed by the Cleveland City Council on May 18, 2015, which on the basis of the estimated quantity would amount to \$257,462.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the specified goods and/or services.

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

Yeas: Director Langhenry, Directors Dumas, Davis, Interim Director Szabo, Directors Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson and Director Parrilla.

**Resolution No. 345-15.**

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on July 31, 2015, for city wide tree planting, items 1 and

5, for the Division of Park Maintenance, Department of Public Works, under the authority of Ordinance No. 387-15, passed by Cleveland City Council on May 18, 2015, are rejected.

Yeas: Director Langhenry, Directors Dumas, Davis, Interim Director Szabo, Directors Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson and Director Parrilla.

**Resolution No. 346-15.**

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Northeast Lubricants, Ltd., for an estimated quantity of automobile and equipment lubricants, parts A, B, C, D, and E, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, received on July 31, 2015 under the authority of Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$255,076.91 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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

Yeas: Director Langhenry, Directors Dumas, Davis, Interim Director Szabo, Directors Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson and Director Parrilla.

**Resolution No. 347-15.**

By Director Rush.

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 134-01-035 located at 7214 Clement Ave.; and

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

Whereas, the Cuyahoga County Land Reutilization Program has proposed to the City to acquire the parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 12 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 parcels is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved, by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with the Cuyahoga County Land Reutilization Program for the sale and development of Permanent Parcel 134-01-035, 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 parcels shall be \$1.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Director Langhenry, Directors Dumas, Davis, Interim Director Szabo, Directors Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson and Director Parrilla.

**Resolution No. 348-15.**

By Director Rush.

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. 110-15-010 located at 12815 Iroquois 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, Sabrina A. Powell and Budric A. Powell, Sr. have proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

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

2. The proposed purchasers of the parcel are 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 Sabrina A. Powell and Budric A. Powell, Sr. for the sale and development of Permanent Parcel No. 110-15-010 located at 12815 Iroquois Avenue, according to the Land Reutilization Program in such

manner as best carries out the intent of the program.

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

Yeas: Director Langhenry, Directors Dumas, Davis, Interim Director Szabo, Directors Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson and Director Parrilla.

**Resolution No. 349-15.**

By Director Rush.

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. 009-12-062 located at 4240 West 22nd Street; and

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

Whereas, James Trivanovich has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

The member of Council from Ward 12 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved, by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with James Trivanovich for the sale and development of Permanent Parcel No. 009-12-062 located at 4240 West 22nd Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Director Langhenry, Directors Dumas, Davis, Interim Director Szabo, Directors Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson and Director Parrilla.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

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

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

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

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

ROBERT BENNETT,  
President

**CIVIL SERVICE NOTICE**

**ANNOUNCEMENTS — 2015  
Filing Beginning 9/25/2015**

Announ- cement No.	Exam Method	Classi- fication	Exam Type
144	EE	Deputy Budget Administrator	Non-Comp
145	EE	HR Program Planning & Management Administrator	Non-Comp

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

- Lease - from rental agency.
- Lease - from independent party. Must include copy of cancelled check or money order receipts for previous rent and/or security deposit, and fully executed; otherwise, it is unacceptable.
- Utility bills bearing the property address **and** your name.

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

Post Office change of address form properly date stamped.

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

Bank statements (Within last three months).

School registration of children.

Car insurance documents.

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

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

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

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

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

Library cards.

Voter registration cards.

Birth certificates.

Notarized letters or affidavits.

Social Security card.

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

**APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 144**

**DEPUTY BUDGET ADMINISTRATOR (NON-COMP)**

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a **NON COMPETITIVE** examination for the above mentioned classification.

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$26,273.96 to \$91,088.49 per Year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. **APPLICATIONS WILL BE AVAILABLE FOR PICK-UP IN THE CIVIL SERVICE OFFICE TO APPLY TO TAKE THE CIVIL SERVICE EXAMINATION - APPLICATIONS WILL BE AVAILABLE FROM 8:30 A.M. ON, FRIDAY, SEPTEMBER 25, 2015 UNTIL 4:30 P.M. ON THURSDAY, OCTOBER 1, 2015.**

**NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON THURSDAY, OCTOBER 1, 2015.**

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

**EXAMINATION INFORMATION**

**TYPE: EXPERIENCE EVALUATION:** Applicant's eligibility will be determined based on Education and Experience found in Resume.



**NOTE:** Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

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

**NOTE:** THE ELIGIBLE LIST FOR THIS CLASSIFICATION WILL BE VALID FOR ONLY ONE YEAR FROM THE DATE OF ITS APPROVAL BY THE CIVIL SERVICE COMMISSION.

#### DUTIES OF THE POSITION

Under general direction, assists in the management of daily budget activities. Selects and evaluates personnel. Provides staff training and works with employees to correct deficiencies. Coordinates activities related to budget preparation and advises department/division in matters related to budgetary requirements and compliance. Assists in the review, evaluation, compliance, and monitoring of the operational and capital improvement budget plans. Provides information and support to other authority divisions/departments as required. Monitors the preparation of monthly statistical, budgetary, and financial reports. Monitors federal, state, and local laws, rules, and regulations governing local government budgets and recommends strategies to ensure compliance. Performs other job-related duties as required. Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam). Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

**MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:**

A High School Diploma or GED is required. A Bachelor's Degree in Finance, Accounting, Business/Public Administration, Economics or related field from a four (4) year accredited college or university is required, a CPA is preferred. Five years of full time paid progressively responsible professional budgeting experience which includes one year of supervisory experience is required. Must have three years of full time paid experience in governmental accounting systems, which may or may not be part of the five years experience. (Substitution: Two years of experience may substitute for each year of college education lacking.) Must be knowledgeable in Microsoft Office and possess strong analytical, problem-solving, and managerial skills. Knowledge of grant requirements and federal regulations is preferred. A valid State of Ohio Driver's License is required.

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

**NOTE:** Applications must be returned in person. All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications may not be accepted if copies are not submitted with application at time of filing.

**NOTE:** Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

#### AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 145

#### HR PROGRAM PLANNING & MGMT ADMINISTRATOR (NON-COMP)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a NON COMPETITIVE examination for the above mentioned classification.

#### SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$26,273.96 to \$91,088.49 per Year.

#### FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE AVAILABLE FOR PICK-UP IN THE CIVIL SERVICE OFFICE TO APPLY TO TAKE THE CIVIL SERVICE EXAMINATION - APPLICATIONS WILL BE AVAILABLE FROM 8:30 A.M. ON FRIDAY, SEPTEMBER 25, 2015 UNTIL 4:30 P.M. ON THURSDAY, OCTOBER 1, 2015.

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON THURSDAY, OCTOBER 1, 2015.

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

#### EXAMINATION INFORMATION

**TYPE:** EXPERIENCE EVALUATION: Applicant's eligibility will be determined based on Education and Experience found in Resume.

**NOTE:** Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

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

**NOTE:** THE ELIGIBLE LIST FOR THIS CLASSIFICATION WILL BE VALID FOR ONLY ONE YEAR FROM THE DATE OF ITS APPROVAL BY THE CIVIL SERVICE COMMISSION.

#### DUTIES OF THE POSITION

Reports to the Assistant Director or Administrative Manager of the Department of Human Resources. Assists with day-to-day operations of the Department of Human Resources. May supervise and administer daily activities and responsibilities. Performs responsibilities in the following functional areas: departmental development, Human Resource Information Systems (HRIS), employee relations, personnel policy development and administration, recruitment, new employee orientation, training and development, benefits, compensation, and organizational development and performance management. Performs other job-related duties as required. **TYPICAL TASKS:** Assists with administration of policies, procedures and programs, such as ADA, FMLA, Equal Employment Opportunity, Affirmative Action compliance, and the Wellness program. Performs tasks as it relates to benefit and personnel administration. Prepares and compiles reports as necessary. Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam). Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

**MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:**

A High School Diploma or GED is required. A Bachelor's Degree in Human Resources Development, Business/Public Administration, or related field from an accredited four-year college or university is required. Five years of full time paid progressively responsible experience in Human Resources or a comparable field is required. (Substitution: Two years of directly related experience may substitute for each year of post-secondary education lacking.) A valid State of Ohio Driver's License is required.

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

**NOTE:** Applications must be returned in person. All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications may not be accepted if copies are not submitted with application at time of filing.

**NOTE:** Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

#### AN EQUAL OPPORTUNITY EMPLOYER

ROBERT BENNETT,  
President

September 16, 2015.

**SCHEDULE OF THE BOARD  
OF ZONING APPEALS**

**MONDAY SEPTEMBER 28, 2015**

**9:30 A.M.**

**Calendar No. 15-189:** 14217 Glendale Avenue (Ward 2)

Bernard Kerley, owner, proposes to install an 8' high wood, shadow box fence in an A1 One-Family Residential District. The owner appeals for relief from the strict application of Section 358.04(a) which states that fences in the actual front yards and in actual side street yards shall not exceed 4 feet in height and shall be at least 50% open except that in an actual side street yard, a fence that is set back at least 4 feet may be open or solid. Fences in actual rear yards and in actual interior side yards shall not exceed 6 feet in height. (Filed August 31, 2015)

**Calendar No. 15-190:** 14221 Glendale Avenue (Ward 2)

Bernard Kerley, owner, proposes to install an 8' high wood, shadow box fence in an A1 One-Family Residential District. The owner appeals for relief from the strict application of Section 358.04(a) which states that fences in the actual front yards and in actual side street yards shall not exceed 4 feet in height and shall be at least 50% open except that in an actual side street yard, a fence that is set back at least 4 feet may be open or solid. Fences in actual rear yards and in actual interior side yards shall not exceed 6 feet in height. (Filed August 31, 2015)

**Calendar No. 15-191:** 11901 Oakfield Avenue (Ward 2)

Thea Bowman Center, owner, proposes to change use from church and daycare to a community center 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 community center is permitted if located not less than 30' from any adjoining premises in a Residence District not used for a similar purpose by reference from One Family District 337.02(f)(3)(B) and subject to BZA approval.

2. Section 349.04(e) which states that one parking space per each 150 square feet of gross floor area is required or in this case 71 spaces (10,630/150) and none are proposed.

3. Section 349.15 which states that 4 bicycle parking spaces are required and none are proposed. (Filed September 1, 2015)

**Calendar No. 15-192:** 2027 West 11th Street (Ward 3)

Property Eleven LLC, owner, proposes to make interior alterations to existing two family residence including removing an existing one-story addition and reconstructing the 2nd floor and roof of eastern third of building in a C1 Multi-Family Residential District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 349.05(a) which states that no parking spaces shall be located within ten feet of any wall

of a residential building or structure which contains a ground floor opening designed to provide light or ventilation for such building or structure. Driveway causing the nonconformance was added in October of 2011.

2. Section 357.13 which states that parking of motor vehicles in front yard area; trash receptacles pad and 6' high wooden trellis in interior side yards are not permitted yard encroachments. (Filed September 2, 2015)

**Calendar No. 15-193:** 13811 Enterprise Avenue (Ward 16)

Marlow DT LLC, owner, proposes to install approximately 395 linear feet of 6 foot high chain link fence with 3 strands of barbed and 2 slide gates in the actual front yard and in the actual side street yard in a B1 Semi-Industry District. The owner appeals for relief from the strict application of Section 358.05(a)(2) which states that the maximum height of a fence permitted in the actual front yard in a Semi-Industry District is 4' - 6". (Filed September 4, 2015)

**Calendar No. 15-201:** 2654 West 18th Place (Ward 3)

Ohio Awning LLC proposes to construct a parking lot in a C1 Multi-Family Residential District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 337.07 which states that a parking lot is not a permitted in a Residential District

2. Section 339.02(a) which states that a parking lot is first permitted in a Parking District if located 10' from a Residence District.

3. Section 349.08 which states that a parking lot adjacent to a Residential District shall be screened by an opaque wall, a uniformly painted fence of fire-resistant material or a strip of land at least 4 feet wide with densely planted shrubs that form a dense screen year-round. Such wall, fence or shrubs shall be at least 3 feet but not more than 6 feet 6 inches in height; and none are proposed.

4. Section 352.10 which states that a 6 foot wide landscape strip is required along West 18th Place where the parking lot abuts the street and none is proposed.

5. Section 325.03 which states that the required area of a parking space is 180 square feet; ten of the proposed parking spaces would be 120 square feet.

6. Section 349.15 which states that two bicycle parking spaces are required at the rate of one space per twenty car parking spaces and no bicycle parking spaces are proposed. (Filed September 10, 2015)

**Calendar No. 15-202:** 2648 Scranton Road (Ward 3)

Ohio Awning LLC proposes to construct a parking lot in a C2 Local Retail Business District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 352.10 which states that a 6 foot wide landscape strip is required along Scranton Road and Auburn Avenue where parking lots abut the street. Less than the required 6 feet are proposed.

2. Section 349.15 which states that

two bicycle parking spaces are required at the rate of one space per twenty car parking spaces and no bicycle parking spaces are proposed. (Filed September 10, 2015)

**POSTPONED FROM  
SEPTEMBER 8, 2015**

**Calendar No. 15-67:** 5405 Storer Avenue (Ward 14)

Eric Poole, owner, proposes to change use to a pet store/kennel on a parcel located in a B1 General Retail Business District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.11 (B)(2)(g) which states that kennels are a permitted use, provided that all odors, fumes, and noise be confined to the premises and the lot upon which the kennel is located is greater than one hundred feet from a residence district and this property abuts a residential district.

2. Section 352.07 which states that the property is non-conforming in regards to required landscaping: a ten (10) foot wide landscape transition strip providing 75% year round opacity is required where property abuts a residential district: none are proposed. The Board of Zoning Appeals must determine whether the nonconforming landscaping may continue. (Filed April 1, 2015)

Third postponement made at the request of the appellant's attorney due to a scheduling conflict. Second postponement made at the request of the Board in order to allow for the appellant to return with an "operational manual" describing how ventilation, cleaning, square footage required for each animal and a description of general care of animals

Secretary

**REPORT OF THE BOARD  
OF ZONING APPEALS**

**MONDAY, SEPTEMBER 14, 2015**

At the meeting of the Board of Zoning Appeals on Monday, September 14, 2015 the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

**Calendar No. 15-003:** 1460 East 9th Street

City of Cleveland, owner, and Hampton Inn, tenant proposes to install a 5 foot high solid metal gate in side street yard in an E5 General Retail Business District.

**Calendar No. 15-141:** 4305 John Avenue

Nicholas Speck, owner, proposes to erect approximately 100 linear feet of five foot high wood fence and gate in the side street yard in a B1 Two-Family Residential District.

**Calendar No. 15-174:** 2058 West 18th Street

West 18 Bridge LLC, owner, proposes to erect a 22' x 58' - 11" three story single family dwelling unit in

a B1 Two Family Residential District.

**Calendar No. 15-175:** 2050 West 18th Street

West 18 Bridge LLC, owner, proposes to erect a 22' x 53'-2" three story single family dwelling unit in a B1 Two Family Residential District.

**Calendar No. 15-176:** 2145 West 18th Street

Tremont Property Investor, owner, proposes to erect a 24' x 46' three story single family dwelling unit with attached garage in a B1 Two Family Residential District.

**Calendar No. 15-177:** 2141 West 18th Street

Tremont Property Investor, owner, proposes to erect a 24' x 46' three story single family dwelling unit with attached garage in a B1 Two Family Residential District.

**Calendar No. 15-178:** 2135 West 18th Street

Tremont Property Investor, owner, proposes to erect a 24' x 46' three story single family dwelling unit with attached garage in a B1 Two Family Residential District.

The following appeal was **DENIED:**

**Calendar No. 15-145:** 3553 West 117th Street

Edward Francis, owner, appeals to change use from restaurant to Hookah Lounge in a C1 Local Retail Business District.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

**Violation Notice**

**Calendar No. 15-100:** 2424 East 13th Street aka 1245 Webster Avenue

Harvey J. Schach, owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and disputes the Notice of Violation V15010604 issued on April 9, 2015 by the Cleveland Department of Building and Housing.

**Calendar No. 15-125:** 1260 Gardner Court aka 1245 Webster Avenue

Progressive Property North, LP., owner, proposes to establish use as a parking lot in an E5 Semi-Industry District.

The following cases were heard by the Board of Zoning Appeals on Tuesday, September 8, 2015 and the decisions were adopted and approved on Monday, September 14, 2015:

The following appeals were **APPROVED:**

**Calendar No. 15-170:** 5508 Scott Court  
Flora Salivaras, owner, proposes to erect a 27' - 8" x 41' three story frame single family residence addition attached to existing 1 story masonry garage in a B1 Two-Family Residential District.

**Calendar No. 15-171:** 1129 East Boulevard

Reginald Cash, owner, proposes to erect a 19' - 10" x 33' two story frame rear living room addition attached to existing single family residence in an A1 Limited One-Family Residential District.

The following appeal was **DENIED:**

**Calendar No. 14-099:** 4656 Broadview Road

Karen Blackshire, owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from a Notice of Violation.

Secretary

**REPORT OF THE BOARD  
OF BUILDING STANDARDS  
AND BUILDING APPEALS**

NO MEETING

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

**Notice of Public Hearing  
By the Council Committee  
On Development, Planning  
and Sustainability**

**Mercedes Cotner  
Committee Room 217  
City Hall, Cleveland, Ohio  
On Tuesday, September 22, 2015  
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, September 22, 2015, at 9:30 a.m., to consider the following ordinances now pending in the Council:

**Ord. No. 981-15.**

By Council Member Cimperman.  
An ordinance changing the Use District of parcels south of Clinton Ave and north of Franklin Boulevard between W. 32nd Street and W. 29th Street to a Townhouse, Multi-family or Two-Family District, Changing the Area District to F, Changing the Height to 1 as identified on the attached map (Map Change No. 2515).

**Ord. No. 1064-15.**

By Council Member Cimperman.  
An ordinance changing the Use District of parcels North of Detroit, South of Route 2, west of W. 25th Street and east of W. 28th Street to OSR (Open Space Recreation), a 'B' area District and a '2' Height District as identified on the attached map (Map Change No. 2522).

September 9, 2015 and September 16, 2015

**NOTICE OF PUBLIC HEARING**

**Notice of Public Hearing  
By the Council Committee  
On Development, Planning  
and Sustainability**

**Mercedes Cotner  
Committee Room 217  
City Hall, Cleveland, Ohio  
On Tuesday, September 29, 2015  
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, September 29, 2015, at 9:30 a.m., to consider the following ordinances now pending in the Council:

**Ord. No. 849-15.**

By Council Member Brady.  
An ordinance establishing the Variety Design Review District along the south side of Lorain Ave. between W. 123rd Street and W. 129th Street. As shown shaded on the attached Map. (Map Change No. 2511).

**Ord. No. 850-15.**

By Council Member Brady.  
An ordinance establishing an Urban Form Overlay District along the south side of Lorain Avenue between West 123rd Street and West 129th Street (Map Change No. 2518).

**Ord. No. 851-15.**

By Council Member Kazy.  
An ordinance establishing an Urban Form Overlay District on the north side of Lorain Avenue between West 123rd Street and West 136th Street and the south side of Lorain Avenue between West 129th Street and West 136th Street. (Map Change No. 2517).

**Ord. No. 852-15.**

By Council Member Cimperman.  
An ordinance changing the Use District of parcels south of Abbey Ave and north of Willey Ave between W. 19th Street and Scranton Road to a Townhouse, or Local Retail district, changing the Area District to J, and changing the Height to 2 as identified on the attached map (Map Change No. 2519).

**Ord. No. 853-15.**

By Council Member Cimperman.  
An ordinance changing the Use, Area and Height Districts of lands on the northeast corner of Abbey Avenue and West 19th Street to Open Space Recreation, a 'B' Area District and a '1' Height District (Map Change No. 2480).

**Ord. No. 932-15.**

By Council Member Brady.  
An ordinance changing the Use, Area and Height Districts of lands located on the east side of W. 117th Street north of Lorain Avenue to Local Retail, a 'C' Area District, and a '1' Height District (Map Change No. 2521).

September 16, 2015 and September 23, 2015

**CITY OF CLEVELAND BIDS**

**For All Departments**

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

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

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

Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE Code, each prime bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Therefore, any prime contractor wishing to receive credit for using an MBE

or FBE should ensure that applications for certification as to MBE or FBE status compliance with the Code, affirmative action in employment and, if applicable, joint venture status, are submitted to the office of Equal Opportunity ("OEO") prior to the date of bid opening or submission of proposals or as specified by the Director. Failure to comply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties."

**THURSDAY, OCTOBER 1, 2015**

**File No. 110-15 — The Rental of Heavy-Duty Equipment, Snow Removal Equipment and Equipment Operators**, for the various Divisions of Port Control, Department of Port Control, as authorized by Ordinance No. 579-15, passed by the Council of the City of Cleveland, June 8, 2015.

**THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, SEPTEMBER 24, 2015 AT 10:30 A.M. THE DEPARTMENT OF PORT CONTROL, CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S, CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135-3193.**

September 16, 2015 and September 23, 2015

**ADOPTED RESOLUTIONS AND ORDINANCES**

NONE

**COUNCIL COMMITTEE MEETINGS**

**Monday September 14, 2015 2:00 p.m.**

**Development, Planning and Sustainability (Zoning) Committee:** Present: Brancatelli, Chair; Cleveland, Vice Chair; Cimperman, Cummins, Dow, Pruitt, Zone.

**Municipal Services & Properties, Development, Planning & Sustainability, and Finance Committees:** Present in MS&P: K. Johnson, Chair; Dow, Vice Chair; Brancatelli, Cummins, J. Johnson, Kazy, Reed. Present in DP&S: Brancatelli, Chair; Cleveland, Vice Chair; Cimperman, Cummins, Dow, Pruitt, Zone. Present in Finance: Kelley, Chair; Cleveland, Vice Chair; Brady, Brancatelli, Conwell, Keane, Mitchell, Pruitt, Zone.

**Finance Committee:** Present: Kelley, Chair; Cleveland, Vice Chair; Brancatelli, Conwell, Keane, Mitchell, Pruitt, Zone. *Authorized Absence:* Brady.

**Wednesday September 16, 2015 9:30 a.m.**

**Development, Planning and Sustainability (Zoning) Committee:** Cancelled.

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O—Ordinance; R—Resolution; F—File  
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