

The City Record

Official Publication of the Council of the City of Cleveland



December the Thirteenth, Two Thousand and Seventeen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

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

The City Record is available online at
www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

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

MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff

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

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

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

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

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

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

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

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

Dan Williams, Media Relations Director

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:

Architecture and Site Development – _____ Manager

Engineering and Construction – Richard J. Switalski, Manager

Real Estate – James DeRosa, Commissioner

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

OFFICE OF QUALITY CONTROL AND PERFORMANCE MANAGEMENT – Sabra

T. Pierce-Scott, Director

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

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

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

Room 100

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

Natasha Brandt, Manager, Internal Audit

DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19

Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122

City Treasury – James Hartley, Interim Treasurer, Room 115

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

Information Technology and Services – Kimberly Roy-Wilson,

Commissioner, 205 W. St. Clair Avenue

Purchases and Supplies – Tiffany White, Commissioner, Room 128

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

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

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

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner

Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer

Water – Alex Margevicius, Commissioner

Water Pollution Control – Rachid Zoghbaib, Commissioner

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

Airport, 5300 Riverside Drive

DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner

Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

Administration – John Laird, Manager

Special Events and Marketing – Tangee Johnson, Manager

DIVISIONS:

Motor Vehicle Maintenance – Jeffrey Brown, Commissioner

Park Maintenance and Properties – Richard L. Silva, Commissioner

Parking Facilities – Kim Johnson, Interim Commissioner

Property Management – Tom Nagle, Commissioner

Recreation – Samuel Gissentaner, Interim Commissioner

Streets – Frank D. Williams, Interim Commissioner

Traffic Engineering – Robert Mavec, Commissioner

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

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

DIVISIONS:

Air Quality – David Hearn, Interim Commissioner

Environment – Brian Kimball, Commissioner, 75 Erieview Plaza

Health – Persis Sosiak, Commissioner, 75 Erieview Plaza

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

DIVISIONS:

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

Street

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

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

Fire – Patrick Kelly, Chief, 1645 Superior Avenue

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

DEPT. OF COMMUNITY DEVELOPMENT – Michael Cosgrove, Director

DIVISIONS:

Administrative Services – Joy Anderson, Commissioner

Fair Housing and Consumer Affairs Office – John Mahoney, Manager

Neighborhood Development – James Greene, Commissioner

Neighborhood Services – Louise V. Jackson, Commissioner

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

DIVISIONS:

Code Enforcement – Thomas E. Vanover, Commissioner

Construction Permitting – Narid Hussain, Commissioner

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

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

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

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

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

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

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

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

Muhammad, Gia Hoa Ryan, Peter Whitt.

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

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

Brennan, India Pierce Lee.

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

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

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

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

Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516,

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

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

Sullivan.

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

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

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

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

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

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

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

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

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

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

Genesis O. Brown.

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

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

David Perkowski, Joan Shaver Washington, Keith Sutton.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman;

Clint Martin, Mark Rivera.

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

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

Kevin Kelley.

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

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

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

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

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

Langhenry.

CLEVELAND MUNICIPAL COURT

JUSTICE CENTER – 1200 ONTARIO STREET

JUDGE COURTROOM ASSIGNMENTS

Judge Courtroom

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

Judge Pinkey S. Carr – Courtroom 15C

Judge Marilyn B. Cassidy – Courtroom 13A

Judge Janet Rath Colaluca – Courtroom 12B

Judge Michelle Denise Earley – Courtroom 14C

Judge Emanuella Groves – Courtroom 14B

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

Judge Lauren C. Moore – Courtroom 14A

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

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

Judge Michael R. Sliwinski – Courtroom 13C

Judge Suzan Marie Sweeney – Courtroom 12C

Judge Joseph J. Zone – Courtroom 14D

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

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

Magistrate.

The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 104

WEDNESDAY, DECEMBER 13, 2017

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CITY COUNCIL

MONDAY, DECEMBER 11, 2017

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL MAY 15, 2017

MONDAY — Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

The following Committees meet at the Call of the Chair:

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

December 6, 2017

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, December 6, 2017 at 10:38 am. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Absent: Mayor Jackson.

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

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

Melissa Burrows, Director, Office of Equal Opportunity.

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

Resolution No. 604-17.

By Director Dumas.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 534-17, passed by the Council of the City of Cleveland on May 15, 2017, Novarum, Inc. is selected from a list of firms determined after a full and complete canvass by the Director of Finance as the firm to be employed by contract to upgrade and enhance

the existing Wi-Fi network equipment in Ward 13, for the Division of Information Technology and Services, Department of Finance.

Be it further resolved that the Director of Finance is authorized to enter into contract with Novarum, Inc., based on its proposal dated September 27, 2017, 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 not to exceed \$640,000.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 605-17.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that all bids received on November 15, 2017 for an estimated quantity of various lumber materials, supplies and equipment, all items, for the various divisions, Department of Finance, under the authority of Ordinance No. 108-17, passed February 13, 2017 are rejected.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 606-17.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of Professional Electric Products Company for an estimated quantity of various electrical materials, supplies, and equipment (re-bid), items 2, and 4 Appendix A, items 3, 5a-5c, 6a-6f, 6l-6n, 11a, 14, 15, 16, 19, 23, 26, 28, 30, 34, 36, 43, 52-54, 64, 68, 70, and 81-82, for the various divisions, Department of Finance, for a period of two years beginning with the date of execution of a contract, with an option to renew for one additional year exercisable by the Director of Finance, received on October 20, 2017, under the authority of Ordinance No. 1072-17, passed September 25, 2017, which on the basis of the estimated quantity would amount to \$470,137.40, is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services, for the specified items.

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

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 607-17.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of Leff Electric Company, Inc. for an estimated quantity of various electrical materials, supplies and equipment (re-bid), items 3, and 4, Appendix A, items 2, 4, 6f-6k, 6o-6p, 10, 11b-11d, 13, 17, 18, 20, 21, 27, 31, 32-33, 38, 40, 49, 50-51, 60, 63, 65, 69, 72, and 79, for the various divisions, Department of Finance, for a period of two years beginning with the date of execution of a contract, with an option to renew for one additional year exercisable by the Director of Finance, received on October 20, 2017, under the authority of Ordinance No. 1072-17, passed September 25, 2017, which on the basis of the estimated quantity would amount to \$923,290.00 (2% 10 net 30 days), is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services, for the specified items.

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

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 608-17.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the conditional bid of Wesco Distribution, Inc., except for such terms and conditions as are not acceptable to the Director of Law and the Director of Finance, for an estimated quantity of various electrical materials, supplies and equipment (re-bid), item 4, Appendix A, items 1, 5d-5e, 7, 8, 9, 12, 21, 22, 24, 29, 35, 37, 39, 41-42, 44-48, 55, 57-59, 61-62, 66-67, 73-78, and 80, for the various divisions, Department of Finance, for a period of two years beginning with the date of execution of a contract, with an option to renew for one additional year exercisable by the Director of Finance, received on October 20, 2017, under the authority of Ordinance No. 1072-17, passed September 25, 2017, which on the basis of the estimated quantity would amount to \$727,317.50, is

affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services, for the specified items.

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

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 609-17.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that all bids received on October 20, 2017 for an estimated quantity of various electrical materials, supplies and equipment, item 1, for the various divisions, Department of Finance, under the authority of Ordinance No. 1072-17, passed September 25, 2017, are rejected.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 610-17.

By Director Dumas.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on October 27, 2017 for an estimated quantity of labor and materials for maintenance/replacement of uninterruptible power supply systems, appurtenances and specialized batteries, Group 1, Group 2, and Group 3, all items, for the various divisions of the Department of Public Utilities, under the authority of Ordinance No. 704-16, passed July 13, 2016, are rejected.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 611-17.

By Director Kennedy.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following sub-contractors by Anthony Allega Cement Contractor, Inc. under City Contract No. PI2016*041 to provide design/build services related to the CLE Snow Removal Equipment Storage & Vehicle Maintenance Building Addition, authorized by Ordinance No. 699-16, passed by the Council of the City of Cleveland on July 13, 2016, and Board of Control Resolution No. 403-16, adopted September 14, 2016 is approved:

<u>Construction Sub-Contractors</u>	<u>DBE/SBE</u>
<u>%</u>	<u>Amount</u>

Cuyahoga Supply and Tool, Inc.	DBE
0.89%	\$154,028.30

C.J. Zak Co., Inc.	Non-Certified
0.00%	\$ 53,675.00

<u>Design Sub-Consultant</u>	<u>DBE/SBE</u>
<u>%</u>	<u>Amount</u>

Professional Service Industries Inc.	Non-Certified
0.00%	TBD

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 612-17.

By Director Kennedy.

Whereas, under the authority of Ordinance No. 815-12, passed by the Council of the City of Cleveland on June 4, 2012, and Board of Control Resolution No. 481-14, adopted October 8, 2014, the City through its Director of Port Control, entered into Contract No. PS2015*029 with Delta Airport Consultants ("Consultant"), to provide professional services necessary to provide general planning, engineering and design services for a period of one year, with three one-year options to renew, for the various divisions of the Department of Port Control; and

Whereas, the City has determined the need for additional professional services necessary to provide design and construction support services for the Upper Roadway Expansion Joints, Phase 2 project at Cleveland Hopkins International Airport; and

Whereas, the Consultant has proposed by its letter dated October 3, 2017 to perform the additional work necessary for an amount of \$37,883.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Port Control is authorized to enter into a first modification to City Contract No. PS2015*029 between the City of Cleveland and Delta Airport Consultants for additional professional services necessary to provide design and construction support services for the Upper Roadway Expansion Joints, Phase 2 project. The amount to be paid for all services shall be increased by \$37,883.00 from \$175,000.00 to a total amount not to exceed \$212,883.00.

Be it further resolved that the following additional subconsultant to Delta Airport Consultants under Contract No. PS2015*029 is approved:

<u>Subconsultant</u>	<u>Percentage</u>
	<u>Amount</u>
DLZ of Ohio	0.00% MBE
	\$31,460.00

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 613-17.

By Director Kennedy.

Resolved, by the Board of Control of the City of Cleveland that all bids received for the public improvement of Terminal Boiler Replacement-Phase II at Cleveland Hopkins International Airport, Department of

Port Control, received on April 19, 2017, under the authority of Ordinance No. 814-12, passed June 4, 2012, are rejected.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 614-17.

By Director Spronz.

Be it resolved by the Board of Control of the City of Cleveland that the bids received on November 9, 2017 for the public improvement of Music Hall Improvements Roof Repairs, for the Office of Capital Projects, pursuant to the authority of Ordinance No. 733-14, passed by the Council of the City of Cleveland on June 9, 2014, are rejected.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 615-17.

By Director Cosgrove.

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

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 006-29-010 and 006-29-125 located on West 73rd Street and Camden 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, Raif Ahmad has proposed to the City to purchase and develop the parcels as greenspace adjacent to retail business; and

Whereas, the following conditions exist:

1. The member of Council from Ward 3 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 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 Raif Ahmad for the sale and development of Permanent Parcel Nos. 006-29-010 and 006-29-125 located on West 73rd Street and Camden 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 parcels

shall be \$6,200.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 616-17.

By Director Cosgrove.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 135-18-127 located at 10405 Prince Avenue, Cleveland, Ohio, 44105; 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, Terence R. Watson and Darryl D. Watson have proposed to the City to purchase the parcel for a side yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 2 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 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 Terence R. Watson and Darryl D. Watson for the sale of Permanent Parcel No. 135-18-127 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: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

Resolution No. 617-17.

By Director Cosgrove.

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

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 002-35-039 at 1902 W. 50th Street and 007-02-002 at 2055 W. 44th 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, B.R. Knez Construction, Inc. as designee of Ohio City Inc., has proposed to the City to purchase and develop the parcels for new housing construction; and

Whereas, the following conditions exist:

1. The members of Council from Ward 3 and 15 have either approved the proposed sale or not disapproved or requested a hold of the proposed sale within 45 days of notification;

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 B.R. Knez Construction, inc. as designee of Ohio City Inc., for the sale and development of Permanent Parcel Nos. 002-35-039 at 1902 W. 50th Street and 007-02-002 at 2055 W. 44th 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 parcels shall be \$200.00 each, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Davis, Kennedy, Cox, Gordon, McGrath, Cosgrove, West, Interim Director Ebersole, Director McNamara, and Interim Director Donald.
Nays: None.
Absent: Mayor Jackson.

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. There-after, eligible lists will be established which will consist of the names of those candidates who have been successful in all parts of the examination.

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

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 25, 2017

No Meeting

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 11, 2017

At the meeting of the Board of Zoning Appeals on Monday, December 11, 2017 the following appeals were scheduled for hearing before the Board and;

The following appeals were **APPROVED:**

Calendar No. 17-336: 518 Jefferson Avenue
518 Jefferson LLC., owner, proposes to erect a 1,629 square foot dwelling unit on a 1,525 square foot lot in a B1 Two-Family Residential District.

Calendar No. 17-337: 2401 West 6th Street
518 Jefferson LLC., owner, proposes to erect a 1,348 square foot dwelling unit on a 750 square foot lot in a B1 Two-Family Residential District.

Calendar No. 17-338: 2407 West 6th Street
518 Jefferson LLC., owner, proposes to erect a 1,348 square foot dwelling unit on a 750 square foot lot in a B1 Two-Family Residential District.

Calendar No. 17-339: 2395 West 6th Street
518 Jefferson LLC., owner, proposes to erect a 1,592 square foot dwelling unit on a 945 square foot lot in a B1 Two-Family Residential District.

The following appeal was **DENIED:**

Calendar No. 17-342: 7819 Cedar Avenue
2132 E. 79 LLC., owner, proposes to change use from store to tire repair and sales shop in a C2 Local Retail Business District.

The following appeal was **WITHDRAWN:**

Cease and Desist
Calendar No. 17-295: USA Parking Systems
1212 & 1260 Sumner Court.

The following appeals were **DISMISSED:**

None.

The following cases were **POSTPONED:**

Calendar No. 17-247: WHS Realty
8606 Denison Avenue. Postponed to January 29, 2018.

Calendar No. 17-313: Triban Investments, LLC.
1769 West 52nd Street. Postponed to January 16, 2018.

Calendar No. 17-314: Triban Investments, LLC.
1767 West 52nd Street. Postponed to January 16, 2018.

Calendar No. 17-321: Triban Investments, LLC.
5105 Franklin Avenue. Postponed to January 16, 2018.

Calendar No. 17-322: Triban Investments, LLC.
1765 West 52nd Street. Postponed to January 16, 2018.

Calendar No. 17-344: Joe Zawatski
598 East 185th Street. Postponed to January 8, 2018.

The following cases were heard by the Board of Zoning Appeals on Monday, December 4, 2017 and the decisions were adopted and approved on Monday, December 11, 2017:

The following appeals were **APPROVED:**

Calendar No. 17-296: 2925 Detroit Avenue
AK Detroit My Place, LLC., owner, proposes to change use to restaurants, retail stores, amusement/recreation and a dwelling unit in a D2 Local Retail Business District and in a Pedestrian Retail Overlay District (PRO).

Calendar No. 17-297: 16219 Saranac Road
Intermodal Facilities, owner, proposes to establish use as an intermodal chassis storage and maintenance facility in a B3 Semi-Industry District.

Calendar No. 17-329: 1368 East 55th Street
Wilson Avenue Group, owner, to establish use as a restaurant, office, and parking lot on land that is located in B1 Urban Garden District, B1 Two-Family Residential, C3 Semi-Industry, C1 General Retail Business District.

Calendar No. 17-332: 5016 Duke Avenue
Lori Switaj, owner, proposes to erect 85 lineal feet of 6 foot tall wooden fence in a B1 Two Family Residential District.

Calendar No. 17-333: 1927 West 52nd Street
Lori Switaj, owner, proposes to erect 55 lineal feet of 6 foot tall wooden fence in a B1 Two Family Residential District.

Calendar No. 17-341: 5417 Detroit Avenue
GS Detroit Inc., owner, proposes to erect an addition to an existing

restaurant located in a B1 Two Family Residential District, a D2 Local Retail Business District and a Pedestrian Retail Overlay District (PRO).

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

Ohio Environmental Protection Agency (OEPA) has posted two Public Notices about the issuance of permits to discharge to State waters under the National Pollutant Discharge Elimination System (NPDES) Permit Program.

Public Notice No. 17-12-017 covers the facility where the discharge occurs, Northeast Ohio Regional Sewer District's Westerly Wastewater Treatment Center at 5800 W. Memorial Shoreway, in Cleveland.

Public Notice No. 17-12-018 covers the facility where the discharge occurs, Northeast Ohio Regional Sewer District's Easterly Wastewater Treatment Center at 14021 Lakeshore Blvd., in Cleveland.

For more information, go to www.epa.ohio.gov/dsw/permits/individuals/draftperm.aspx#178255132-nedo

December 13, 2017, December 20, 2017, December 27, 2017, January 3, 2018, January 10, 2018

NOTICE OF PUBLIC HEARING

NONE

CITY of CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids. Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE Code, each prime bidder, each minority business enterprise ("MBE") and

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

WEDNESDAY, JANUARY 3, 2018

File No. 175-17 — Crane, Hoist and Material Handling Equipment (Re-Bid), for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 328-15, passed by the Council of the City of Cleveland, April 20, 2015.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, DECEMBER 14, 2017 AT 9:30 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, 4TH FLOOR ATRIUM CONFERENCE ROOM.

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

December 6, 2017 and December 13, 2017

FRIDAY, JANUARY 5, 2018

File No. 174-17 — WPC Pavement and Drainage Improvement Project Phase I, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1276-16, passed by the Council of the City of Cleveland, November 28, 2016.

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

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, DECEMBER 14, 2017 AT 11:00A.M. DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

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

December 6, 2017 and December 13, 2017

THURSDAY, JANUARY 4, 2018

File No. 177-17 — 2018-2020 Citywide Unarmed Security Services (Re-Bid), for various Divisions, Department of Finance, as authorized by Ordinance No. 1073-17, passed by the Council of the City of Cleveland, September 25, 2017.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, DECEMBER 21, 2017 AT 1:30 P.M. CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, ROOM 18.

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

December 13, 2017 and December 20, 2017

WEDNESDAY, JANUARY 10, 2018

File No. 176-17 — Fluorosilicic Acid, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, DECEMBER 21, 2017 AT 9:30 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114, 4TH FLOOR ATRIUM CONFERENCE ROOM.

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

December 13, 2017 and December 20, 2017

FRIDAY, JANUARY 12, 2018

File No. 178-17 — Nottingham Alum Tank Liner Replacement, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1406-15, passed by the Council of the City of Cleveland, November 30, 2017.

THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS. ALL PLANS AND SPECIFICATIONS MUST BE PURCHASED DIRECTLY FROM THE DIVISION OF PURCHASES AND SUPPLIES.)

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, DECEMBER 21, 2017 AT 10:00 A.M. NOTTINGHAM WATER WORKS PLANT, 1300 CHARDON ROAD CLEVELAND, OHIO 44117.

NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND

CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

December 13, 2017 and December 20, 2017

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 1461-17.

By Council Member Brancatelli.
An emergency resolution withdrawing objection to the renewal of a C1 and C2 Liquor Permit at 6506 Fleet Avenue and repealing Resolution No. 985-17 objecting to said renewal.

Whereas, this Council objected to the renewal of a C1 and C2 Liquor Permit to 6506 Fleet Avenue, LLC, 6506 Fleet Avenue, Cleveland, Ohio 44105, Permit Number 7638470 by Resolution No. 985-17, adopted by the Council on August 16, 2017; and

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

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

Be it resolved by the Council of the City of Cleveland

Section 1. That objection to the renewal of a C1 and C2 Liquor Permit to 6506 Fleet Avenue, LLC, 6506 Fleet Avenue, Cleveland, Ohio 44105, Permit Number 7638470, be and the same is hereby withdrawn and Resolution No. 985-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

Adopted December 4, 2017.

Effective December 6, 2017.

Res. No. 1462-17.

By Council Member Cleveland.
An emergency resolution withdrawing objection to the transfer of stock of a C1 Liquor Permit at 5841 Broadway Avenue, Unit A and repealing Resolution No. 520-17, objecting to said transfer.

Whereas, this Council objected to the transfer of stock of a C1 Liquor Permit to Moran Foods, LLC, DBA Sav A Lot, #648, 5841 Broadway Avenue, Unit A, Cleveland, Ohio 44127, Permanent No. 61433920205 by Resolution No. 520-17 adopted by the Council on May, 2017; and

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

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

Be it resolved by the Council of the City of Cleveland

Section 1. That objection to a C1 Liquor Permit to Moran Foods, LLC, DBA Sav A Lot, #648, 5841 Broadway Avenue, Unit A, Cleveland, Ohio 44127, Permanent No. 61433920205, be and the same is hereby withdrawn and Resolution No. 520-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate transfer thereof.

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

Adopted December 4, 2017.
Effective December 6, 2017.

Res. No. 1463-17.

By Council Member Brancatelli.
An emergency resolution withdrawing objection to the transfer of ownership of a D5 Liquor 2218 Broadview Road and repealing Resolution No. 977-17 objecting to said permit.

Whereas, this Council objected to a transfer of ownership of a D5 liquor permit to Ibx Transportation, LLC, DBA Lucy Ethiopian Restaurant & Bar, 2218 Broadview Road, Cleveland, Ohio 44109, Permit Number 4118908 by Resolution No. 977-17 adopted by the Council on August 16, 2017; and

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

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

Be it resolved by the Council of the City of Cleveland

Section 1. That objection to the transfer of ownership of a D5 liquor permit to Ibx Transportation, LLC, DBA Lucy Ethiopian Restaurant & Bar, 2218 Broadview Road, Cleveland, Ohio 44109, Permit Number 4118908, be and the same is hereby withdrawn and Resolution No. 977-17, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

Adopted December 4, 2017.
Effective December 6, 2017.

Ord. No. 605-15.
By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the Director of Finance to employ one or more professional consultants

to create and administer a permitting and billing program for unnecessary police and fire alarms, for a period of two years, with two one-year options to renew, exercisable by the Director of Finance.

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

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

Section 1. That the Director of Finance is authorized to 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 create and administer a permitting and billing program for unnecessary police and fire alarms, for a period of two years, with two one-year options to renew, exercisable by the Director of Finance.

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

Section 2. That the cost of contract or contracts authorized shall be paid from any and all funds approved by the Director of Finance.

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 829-17.
By Council Members Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into one or more contracts with various housing development entities, or their designees, to implement the Housing Trust Fund Program, for costs associated with various housing activities.

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

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

Section 1. That the Director of Community Development is authorized to enter into one or more contracts with various housing development entities, or their designees, for the purpose of implementing the Housing Trust Fund Program.

Section 2. That eligible activities under the Housing Trust Fund Program include new construction,

rehabilitation, site preparation, site acquisition, predevelopment activities and financial assistance to home buyers.

Section 3. That the amount allocated for the contracts shall be approximately \$2,828,292 and prior years balances, and shall be paid from Fund Nos. 19 SF 670, 19 SF 680, 19 SF 690, 19 SF 618, 19 SF 656, 14 SF 040, 14 SF 041, 14 SF 042 and 14 SF 043. Request No. RQS 8006, RL 2017-73.

Section 4. That the Director of Community Development is authorized to accept monies in repayment of loans authorized in this ordinance and to deposit those monies in Fund Nos. 14 and 19 and utilize said repayments and other program income in a revolving fund for making additional expenditures under this program, and such funds are hereby appropriated for that purpose.

Section 5. That the City is authorized to accept promissory notes, naming the City of Cleveland as payee, and mortgages, naming the City of Cleveland as mortgagee, and any other security instrument executed to evidence and secure repayment of loans made under this program.

Section 6. That the Director of Community Development is authorized to enter into forbearance agreements with any recipient of a validly existing loan administered by the City, and to charge and accept fees to cover costs incurred in the preparation of loan documents, closing, and servicing costs. Such fees shall be deposited into Fund No. 19. The revenues generated as a result of charging fees are hereby appropriated for additional program and operating expenses for Housing Trust Fund activities.

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 947-17.
By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of landscape materials, supplies, and services, including labor and materials, needed to maintain, test, install, replace, improve, restore, and refurbish landscaping and tree lawns located at City-owned or leased Public Utility facilities and City right-of-ways, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period up to two years, with two one-year options to renew, the first of which shall require additional legislative authority.

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

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

Section 1. That the Director of Public Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period up to two years, with two one-year options to renew, of the necessary items of landscape materials, supplies, and services, including labor and materials, needed to maintain, test, install, replace, improve, and refurbish landscaping located at City-owned or leased Public Utility facilities, including but not limited to buildings, yards, structures, stations, towers, substations, and City right-of-ways, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities. 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. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the Director of Public Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period up to two years, with two one-year options to renew, of the necessary items of landscape materials, supplies, and services, including labor and materials, to install, replace, and restore tree lawns damaged due to utility work performed by the Department of Public Utilities, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Divisions of Water, Water Pollution Control, Cleveland Public Power, Department of Public Utilities. 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. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 3. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 2002, RL 2017-36)

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

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 948-17.
By Council Members K. Johnson, Zone and Kelley (by departmental request).

An emergency ordinance authorizing the Directors of Public Works and Public Safety, as appropriate, to enter into one or more license agreements with Mount Pleasant Now Development Corporation, or its designee, to use and occupy City-owned properties and ongoing maintenance of historical informational marker signs at Luke Easter Park, Alexander Hamilton Recreation Center, and the Fourth District Police Station.

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

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

Section 1. That, notwithstanding Section 183.16 of the Codified Ordinances of Cleveland, Ohio, the Directors of Public Works and Public Safety, as appropriate, are authorized to enter into one or more license agreements with Mount Pleasant Now Development Corporation, or its designee, ("Mount Pleasant") whereby the City is granting Mount Pleasant the right to use and occupy City properties for the installation and ongoing maintenance of historical informational marker signs at Luke Easter Park, Alexander Hamilton Recreation Center, and the Fourth District Police Station, at a cost of \$1.00 and other valuable consideration. The locations are more fully described as follows:

Location of Luke Easter Park Historic Marker

To be located approximately 5.00 feet North of the North right of way of Kinsman Road opposite of 10612 Kinsman Road. P.P.N. 128-30-001

Location of Alexander Hamilton Recreation Center Historic Marker

To be located approximately 5.00 feet South of the South right of way of 13314 Kinsman Road between two existing bollards. P.P.N. 130-24-014

Location of Fourth District Police Station Historic Marker

To be located approximately 5.00 feet North of the North right of way of 9305 Kinsman Road at the N.E. corner of Ramona Blvd. and Kinsman Road. P.P.N. 128-30-001

Location of Fire Station No. 36 Historic Marker

To be located approximately 10.00 feet West of the West right of way of E. 131st Street to the east of the main entrance of the building located at 3552 E. 131st Street. PPN 137-04-068.

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

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

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

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1045-17.
By Council Members K. Johnson and Brancatelli (by departmental request).

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to 2097 Columbus, LLC to encroach into the public rights-of-way of Freeman Avenue and Columbus Road by installing, using, and maintaining a balcony or an overhang and a balcony at six locations.

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 2097 Columbus, LLC, 7670 Tyler Boulevard Mentor, OH 44060 ("Permittee"), to encroach into the public rights-of-way above Freeman Avenue and Columbus Road by installing, using, and maintaining a balcony or an overhang and a balcony at each of the following six locations:

**OVERHANG ENCROACHMENT
S/L1 THE NINA SUBDIVISION**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, known as being part of Original Brooklyn Townships Lot 69 & 70, also known as being an encroachment within the Right of Way of Columbus Road for the benefit of Sublot No. 1 of the Nina Subdivision as recorded in AFN 201705300505 of Cuyahoga County Map Records;

Beginning at the intersection of the Easterly sideline of Columbus Road (80 feet wide) with the Northerly sideline of Freeman Avenue (66 feet wide), said point further being the Southwesterly corner of said Sublot No. 1 of the Nina Subdivision;

Thence North 00°37'59" West along said Easterly sideline of Columbus Road, 1.50 feet to the PRINCIPAL PLACE of BEGINNING;

COURSE I:

Thence South 89°22'10" West, 1.88 feet to a point;

COURSE II:

Thence North 00°37'50" West, 14.50 feet to a point;

COURSE III:

Thence North 89°22'10" East, 1.88 feet to a point in said Easterly sideline;

COURSE IV:

Thence South 00°37'59" East along said Easterly sideline, 14.50 feet to the Principal Place of Beginning and containing 0.0006 acres (27 square feet) as calculated and described July 2017 by James R. Pegoraro, Jr., P.S. 8150 of LDC, Inc., be the same, more or less, but subject to all legal highways and easements of record.

**OVERHANG ENCROACHMENT
S/L 2 THE NINA SUBDIVISION**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, known as being part of Original Brooklyn Townships Lot 69 & 70, also known as being an encroachment within the Right of Way of Freeman Avenue for the benefit of Sublot No. 2 of the Nina Subdivision as recorded in AFN 201705300505 of Cuyahoga County Map Records;

Beginning at a point in Northerly sideline of Freeman Avenue (66 feet wide), said point further being the Southwesterly corner of said Sublot No. 2 of the Nina Subdivision;

Thence North 89°22'10" East along said Northerly sideline of Freeman Avenue, 0.52 feet to the PRINCIPAL PLACE of BEGINNING;

COURSE I:

Thence North 89°22'10" East, continuing along said sideline, 9.00 feet to a point;

COURSE II:

Thence South 00°37'50" East, 1.00 feet to a point;

COURSE III:

Thence South 89°22'10" West, 9.00 feet to a point;

COURSE IV:

Thence North 00°37'50" West, 1.00 feet to the Principal Place of Beginning and containing 0.0002 acres (9

square feet) as calculated and described July 2017 by James R. Pegoraro, Jr., P.S. 8150 of LDC, Inc., be the same, more or less, but subject to all legal highways and easements of record.

**OVERHANG ENCROACHMENT
S/L 3 THE NINA SUBDIVISION**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, known as being part of Original Brooklyn Townships Lot 69 & 70, also known as being an encroachment within the Right of Way of Freeman Avenue for the benefit of Sublot No. 3 of the Nina Subdivision as recorded in AFN 201705300505 of Cuyahoga County Map Records;

Beginning at a point in Northerly sideline of Freeman Avenue (66 feet wide), said point further being the Southeasterly corner of said Sublot No. 3 of the Nina Subdivision;

Thence South 89°22'10" West along said Northerly sideline of Freeman Avenue, 0.49 feet to the PRINCIPAL PLACE of BEGINNING;

COURSE I:

Thence South 00°37'50" East, 0.50 feet to a point;

COURSE II:

Thence South 89°22'10" West, 19.50 feet to a point;

COURSE III:

Thence North 00°37'50" West, 0.50 feet to a point in said Northerly sideline;

COURSE IV:

Thence North 89°22'10" East along said Northerly sideline, 19.50 feet to the Principal Place of Beginning and containing 0.0002 acres (10 square feet) as calculated and described July 2017 by James R. Pegoraro, Jr., P.S. 8150 of LDC, Inc., be the same, more or less, but subject to all legal highways and easements of record.

**OVERHANG ENCROACHMENT S/L
4 THE NINA SUBDIVISION**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, known as being part of Original Brooklyn Townships Lot 69 & 70, also known as being an encroachment within the Right of Way of Freeman Avenue for the benefit of Sublot No. 4 of the Nina Subdivision as recorded in AFN 201705300505 of Cuyahoga County Map Records;

Beginning at a point in Northerly sideline of Freeman Avenue (66 feet wide), said point further being the Southeasterly corner of said Sublot No. 4 of the Nina Subdivision;

Thence South 89°22'10" West along said Northerly sideline of Freeman Avenue, 2.04 feet to the PRINCIPAL PLACE of BEGINNING;

COURSE I:

Thence South 00°37'50" East, 1.50 feet to a point;

COURSE II:

Thence South 89°22'10" West, 11.33 feet to a point;

COURSE III:

Thence North 00°37'50" West, 1.50 feet to a point in said Northerly sideline;

COURSE IV:

Thence North 89°22'10" East along said Northerly sideline, 11.33 feet to the Principal Place of Beginning and containing 0.0004 acres (17 square feet) as calculated and described July 2017 by James R. Pegoraro, Jr., P.S. 8150 of LDC, Inc., be the same, more or less, but subject to all legal highways and easements of record.

**OVERHANG ENCROACHMENT
S/L 5**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, known as being part of Original Brooklyn Townships Lot 69 & 70, also known as being an encroachment within the Right of Way of Freeman Avenue for the benefit of Sublot No. 5 of the Nina Subdivision as recorded in AFN 201705300505 of Cuyahoga County Map Records;

Beginning at a point in Northerly sideline of Freeman Avenue (66 feet wide), said point further being the Southeasterly corner of said Sublot No. 5 of the Nina Subdivision;

Thence South 89°22'10" West along said Northerly sideline of Freeman Avenue, 1.17 feet to the PRINCIPAL PLACE of BEGINNING;

COURSE I:

Thence South 00°37'50" East, 2.00 feet to a point;

COURSE II:

Thence South 89°22'10" West, 10.00 feet to a point;

COURSE III:

Thence North 00°37'50" West, 2.00 feet to a point in said Northerly sideline;

COURSE IV:

Thence South 89°22'10" West along said Northerly sideline, 10.00 feet to the Principal Place of Beginning and containing 0.0005 acres (20 square feet) as calculated and described July 2017 by James R. Pegoraro, Jr., P.S. 8150 of LDC, Inc., be the same, more or less, but subject to all legal highways and easements of record.

**OVERHANG ENCROACHMENT
S/L 6**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, known as being part of Original Brooklyn Townships Lot 69 & 70, also known as being an encroachment within the Right of Way of Freeman Avenue for the benefit of Sublot No. 6 of the Nina Subdivision as recorded in AFN 201705300505 of Cuyahoga County Map Records;

Beginning at a point in Northerly sideline of Freeman Avenue (66 feet wide), said point further being the Southeasterly corner of said Sublot No. 6 of the Nina Subdivision;

Thence South 89°22'10" West along said Northerly sideline of Freeman Avenue, 2.46 feet to the PRINCIPAL PLACE of BEGINNING;

COURSE I:

Thence South 00°37'50" East, 1.00 feet to a point;

COURSE II:

Thence South 89°22'10" West, 10.58 feet to a point;

COURSE III:

Thence North 00°37'50" West, 1.00 feet to a point in said Northerly sideline;

COURSE IV:

Thence North 89°22'10" East along said Northerly sideline, 10.58 feet to the Principal Place of Beginning and containing 0.0002 acres (11 square feet) as calculated and described July 2017 by James R Pegoraro, Jr., P.S. 8150 of LDC, Inc., 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 the Director of Law shall prepare the permit authorized by this ordinance and shall incorporate such additional provisions as the Director of Law determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, the prospective Permittee has properly indemnified the City against any loss that may result from the encroachment(s) permitted.

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

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

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

Passed December 4, 2017.

Effective December 6, 2017.

**Ord. No. 1079-17.
By Council Members Keane and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to provide customer service satisfaction surveys, data collection and reporting, for a period of one year, with three one-year options to renew, the second of which would require additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to 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 customer service satisfaction surveys, data collection and reporting, for a period of one year, with three one-year options to renew, the second of which would require additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year options to renew is exercised, then the third of the one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council.

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

Section 2. That the cost of the improvement authorized shall be paid from Fund No. 60 SF 001, Request No. RQS 3001, RL 2017-86.

Section 3. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative agreements using state procedures. The Director of Public Service may sign all documents with the State of Ohio or any of its political subdivisions that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

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

Passed December 4, 2017.

Effective December 6, 2017.

**Ord. No. 1084-17.
By Council Members Pruitt and Kelley (by departmental request).**

An emergency ordinance to amend the title and Section 1 of Ordinance No. 544-17, passed June 5, 2017, relating to transformers.

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. 544-17, passed June 5, 2017, are amended to read as follows:

An Emergency Ordinance authorizing the purchase by one or more requirement contracts of labor and materials necessary for the removal, transport, and disposal of transformers, including testing for PCB and Non-PCB materials, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years, with two one-year options to renew, the first of which requires additional legislative authority.

Section 1. That the Director of Public Utilities is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period of two years, with two one-year options to renew, the first of which requires additional legislative authority, of the necessary items of labor and materials necessary for the removal, transport and disposal of transformers, including testing for PCB and Non-PCB materials, in the approximate amount of \$100,000, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Cleveland Public Power, Department of Public Utilities. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. 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. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the existing title and Section 1 of Ordinance No. 544-17, passed June 5, 2017, are repealed.

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

Passed December 4, 2017.

Effective December 6, 2017.

**Ord. No. 1085-17.
By Council Members Pruitt and Kelley (by departmental request).**

An emergency ordinance to enact Section 129.296 of the Codified Ordinances of Cleveland, Ohio, 1976, relating to the Suburban Water Main Renewal Program.

Whereas, the City of Cleveland, Division of Water, has entered into, and will continue to enter into,

Restated Water Service Agreements, Asset Transfer Agreement, and Joint Economic Development Agreements with suburban communities, which include the transfer of ownership of suburban water distribution assets to the City of Cleveland, as well as obligations related to regional cooperation and tax sharing; and

Whereas, the Division of Water is obligated under the Restated Water Service Agreements to replace and rehabilitate such water distribution assets, which include water mains and appurtenances; and

Whereas, in many cases the suburban communities may contract for the replacement and/or rehabilitation of water mains and appurtenances as part of larger construction projects such as road resurfacing performed by said communities; and

Whereas, the Division of Water seeks codified authority to reimburse suburbs for the design, construction, and administration of the water main asset work performed on projects the suburbs administer; 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 Codified Ordinances of Cleveland, Ohio, 1976, are supplemented by enacting new Section 129.296 to read as follows:

Section 129.296 Suburban Water Main Renewal Program

(a) The Director of Public Utilities is authorized to apply and pay for permits, licenses, or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this section.

(b) The Director of Public Utilities is authorized to apply for and accept one or more Water Supply Revolving Loan Account ("WSRLA") loans to provide additional funding for the Suburban Water Main Renewal Program.

(c) The Director of Public Utilities is authorized to enter into one or more loan agreements with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for a WSRLA loan, and shall contain additional terms that are acceptable to the Director of Law to protect the public interest. The Director of Public Utilities is further authorized to file all papers and execute all documents necessary to receive the funds under the WSRLA Agreements; and appropriate the loan funds for the purposes as set forth in the WSRLA Agreements.

(d) That on execution of the WSRLA Agreement, the Director of Public Utilities is authorized to repay the loan funds to the Ohio Environmental Protection Agency and the Ohio Water Development Authority under the terms and conditions of the WSRLA Agreements, from the operating revenues of the Division of Water.

(e) The Director of Public Utilities is authorized to provide funds to any contracting suburban community that is a signatory to the

Restated Water Service Agreement that, while following the City's rules and regulations for the Suburban Water Main Renewal Program, properly replaces or rehabilitates such water distribution assets, which include water mains and all related appurtenances, and that perform any other capital improvements to the community's existing water distribution system. The Director of Public Utilities is also authorized to enter into any agreements necessary to effect the reimbursement authorized under this section.

(f) The costs for the contracts shall be paid from funds appropriated for the Department of Public Utilities for this purpose and from the fund or funds which are credited from the sale of any waterwork revenue bond proceeds, if issued for this purpose.

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

Passed December 4, 2017.
Effective December 6, 2017.

**Ord. No. 1086-17.
By Council Members Pruitt and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Public Utilities to exercise the option to renew Contract No. 69444 with Dominion Products and Services, Inc. to develop, market, implement, and manage Water and Sewer Service Line Residential Service Contract and Protection Plan Program and a Water Heater Repair and Replacement Plan Program.

Whereas, under the authority of Ordinance No. 500-08, passed June 2, 2008, the Director of Public Utilities entered into Contract No. 69444 with Dominion Products and Services, Inc. ("Dominion") to develop, market, implement, and manage a Water and Sewer Service Line Residential Service Contract and Protection Plan Program for a period of five years, with one five-year option to renew which required additional legislation to exercise; and

Whereas, under Ordinance No. 988-14, passed November 17, 2014, while exercising the option to renew required by Ordinance No. 500-08, the Director of Public Utilities also received authority to amend Contract No. 69444 to add the Water Heater Repair and Placement Plan Program; and

Whereas, Ordinance No. 988-14 also re-configured the five-year option authorized in Ordinance No. 500-08 to a term of three years with one two-year option to renew, which required additional legislation to exercise; and

Whereas, this ordinance represents the authority to exercise that option; and

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

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

Section 1. That the Director of Public Utilities is authorized to exercise the option to renew Contract No. 69444 for an additional two years with Dominion to develop, market, implement, and manage Water and Sewer Service Line Residential Service Contract and Protection Plan Program and a Water Heater Repair and Replacement Plan Program.

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1162-17.

By Council Members K. Johnson 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 105th Street, East 131st Street, Fulton Road, Harvard Avenue and Lorain Avenue; to apply for and accept gifts, grants, and other funding 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; 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; giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving Clark Avenue and Lorain Avenue; and cause payment to the State of Ohio for the City's share of the cost of the Clark Avenue and Lorain Avenue improvement.

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 rehabilitation from West 41st Street to Quigley Road, PID 104932;

2. East 105th Street rehabilitation from East Boulevard to Greenlawn Avenue;

3. East 131st Street rehabilitation from Miles Avenue to Union Avenue;

4. Fulton Road reconstruction from Clark Avenue to Lorain Avenue;

5. Harvard Avenue rehabilitation from Lee Road to Evanston; and

6. Lorain Avenue rehabilitation from West 117th Street to West 65th Street, PID 89248.

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 funding from public or private entities, including but not limited to NOACA, 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 described in 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 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 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 15. That the Director of Capital Projects is authorized to enter into one or more Local Project Administration agreements with the

Ohio Department of Transportation to fund and construct any portion of the Improvements contained in this ordinance, and to enter into one or more contracts for the expenditures of grants or other funding to implement this ordinance with the lowest and best responsible bidder or engineer.

Section 16. That it is declared to be in the public interest that the consent of the City of Cleveland is given to the Director of Transportation of the State of Ohio ("the State") to construct the following improvement under plans, specifications, and estimates approved by the State: rehabilitation Clark Avenue from West 41st Street to Quigley Road, PID No. 104932 (the "Clark Improvement") and repair and resurfacing of Lorain Avenue from West 117th Street to West 65th Street, PID 89248 (the "Lorain Improvement").

Section 17. That the City proposes to cooperate with the State in the cost of the Improvement by assuming and contributing the entire cost and expense of the Improvement, less the amount of federal funds allocated by the Federal Highway Administration, United States Department of Transportation. The City agrees to assume one hundred percent (100%) of the cost of preliminary engineering, right-of-way and environmental documentation. Also, the City agrees to assume and contribute 100% of the cost of any items included in the construction contract at the request of the City, which are determined by the State not eligible or made necessary by the Clark Improvement and Lorain Improvement. The share of the cost of the City is estimated in the amount of \$2,693,982 for the Clark Improvement and \$851,630 for the Lorain Improvement, but the estimated amount is to be adjusted in order that the City's ultimate share of the Improvements shall correspond with the percentages of actual costs when the actual costs are determined.

Section 18. That the Director of Capital Projects is authorized to enter into one or more agreements with the State necessary to complete the planning and construction of the Clark and Lorain Improvements, which LPA-ODOT-Let agreements shall contain terms and conditions that the Director of Law determines shall best protect the public interest.

Section 19. Utilities and Right-of-Way Statement. The City agrees to acquire and/or make available to ODOT, under current State and Federal regulations, all necessary right-of-way required for the Clark and Lorain Improvements. The City also understands that right-of-way costs include eligible utility costs. The City agrees to be responsible for all utility accommodation, relocation, and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

Section 20. Maintenance. Upon completion of the Clark and Lorain Improvements, and unless otherwise agreed, the City shall: (1) provide adequate maintenance for the Improvement under all applicable state and federal laws, including,

but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Improvement; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

Section 21. That the Director of Capital Projects is authorized to enter into contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Clark and Lorain Improvements and to enter into contracts with the Director of Transportation necessary to complete the above described project. Upon the request of ODOT, the Director of Capital Projects is also authorized to assign all rights, title, and interests of the City to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

Section 22. That the City agrees that if Federal Funds are used to pay the cost of any consultant contract, the City shall comply with 23 CFR 172 in the selection of its consultant and the administration of the consultant contract. Further, the City agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The City agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Clark and Lorain Improvements. The City agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

Section 23. That this Council requests the State to proceed with the Clark and Lorain Improvements.

Section 24. That the cost of the contracts, payments, property acquisition, agreements, cash matches, payment to the State for the City's share of the cost of the Clark Avenue rehabilitation and Lorain Avenue rehabilitation, 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, Fund Nos. 20 SF 520, 20 SF 528, 20 SF 534, 20 SF 540, 20 SF 546, 20 SF 554, 20 SF 563, 20 SF 568, 20 SF 574, 20 SF 579 and any all funds approved by the Director of Finance, including future bond funds if issued for this purpose.

Section 25. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1163-17.
By Council Members McCormack, K. Johnson and Brancatelli (by departmental request).

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to Key Center Properties LLC to encroach into the public right-of-way of St. Clair Avenue by installing, using, and maintaining an entrance vestibule and canopy.

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 Key Center Properties LLC, 1300 Key Tower, 127 Public Square, Cleveland, Ohio 44114-1310 ("Permittee"), to encroach into the public right-of-way of St. Clair Avenue by installing, using, and maintaining an entrance vestibule and canopy at the following location:

KEY TOWER VESTIBULE AND CANOPY ENCROACHMENT

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of the Original Two Acre Lots Nos. 61 and 62 and further bounded and described:

Beginning at the intersection of the easterly right of way of Ontario Street (99 feet wide) and the southerly right of way of St. Clair Avenue N.E. (formerly St. Clair Street) (99 feet wide), referenced by a p.k. nail found North 87° 39' 20" West, 1.80 feet;

Thence North 55° 54' 24" East along the southerly right of way of St. Clair Avenue N.E., 114.20 feet to the Principal Place of Beginning of encroachment herein described;

Thence North 34° 09' 37" West, 12.30 feet to a point;

Thence North 55° 50' 23" East, 9.85 feet to a point;

Thence South 34° 09' 37" East, 12.31 feet to the southerly right of way of said St. Clair Avenue N.E.;

Thence South 55° 54' 24" West along the southerly right of way of St. Clair Avenue N.E., 9.85 feet to the Principal Place of Beginning, containing 121 square feet of land as described by Peter John Gauriloff, P.S. No. 8647 of the Riverstone Company in June of 2017 and subject to all legal highways, easements, reservations and

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

Section 2. That the Director of Law shall prepare the permit authorized by this ordinance and shall incorporate such additional provisions as the Director of Law determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, the prospective Permittee has properly indemnified the City against any loss that may result from the encroachments permitted.

Section 3. That Permittee may assign the permit only with the prior written consent of the Director of Capital Project. That the

encroaching structures permitted by this ordinance shall conform to plans and specifications first approved by the Manager of the City's Division of Engineering and Construction. That Permittee shall obtain all other required permits, including but not limited to Building Permits, before installing the encroachments.

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

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1182-17.
By Council Member McCormack.
An emergency ordinance to change the name of the park known as "Tremont Valley Playfield" to "Clark Field".

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 name of the park known as "Tremont Valley Playfield" is changed to "Clark Field" and the Director of Public Works is authorized and directed to take the necessary action to affect said name change and to post the proper signs at the field.

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.

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1211-17.
By Council Members Zone and Kelley (by departmental request).

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

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

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

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

Cleveland Community Diversion Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the draft agreement for the grant contained in the file described below.

Section 2. That the draft agreement for the grant, File No. 1211-17-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Community Relations shall have the authority to extend the term of the grant during the grant term.

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1217-17.
By Council Members Pruitt and Kelley (by departmental request).

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

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

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

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

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

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

Section 2. That the Director of Public Utilities is authorized to execute all documents and do all things necessary and appropriate to effect the consent to assignment. A copy of the assignment shall be filed in the Office of the Commissioner of Accounts.

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1243-17.
By Council Members Cummins, K. Johnson, Brancatelli and Kelley (by departmental request).

An emergency ordinance to vacate a portion of Southpoint Drive S.W., Eglindale Avenue S.W., West 17th Street, and Ginger Court.

Whereas, under Resolution No. 725-16, adopted July 13, 2016, this Council declared its intention to vacate a portion of Southpoint Drive S.W., Eglindale Avenue S.W., West 17th Street, and Ginger Court; and

Whereas, notice of the adoption of the above vacation was served on the abutting property owners affected by the resolution which stated a time and place when objections would be heard before the Board of Revision of Assessments; and

Whereas, on September 26, 2017, the Board of Revision of Assessments approved the above vacation under the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating a portion of the above and that it will not be detrimental to the general interest and that it should be made; and

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

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

Section 1. That this Council declares that the following described real property is vacated:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original Brooklyn Township Lots numbers 66 and 73, further described as follows:

Being all that portion of Southpoint Drive S.W. (50.00 feet wide) (formerly known as Aiken Avenue), (changed by Ord. 394-92 passed 5/18/1992), extending from the East line of Scranton Road S.W. (65.00 feet wide) easterly to its terminus.

Being all that portion of Eglindale Avenue S.W. (50.00 feet wide), extending from the East line of Scranton Road S.W. (65.00 feet wide) easterly to its terminus.

Being all that remaining portion of Ginger Court S.E. (12.00 feet wide), extending from that portion vacated by Ord. 921 passed 6-14-1971 Easterly and Northerly to the South line of Southpoint Drive S.E. (50.00 feet wide).

Being all that remaining portion of West 17th Street (60.00 feet wide) extending from the South line of Southpoint Drive S.E. (50.00 feet wide) southerly and northerly to its terminus.

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

Section 2. That there is reserved to the City of Cleveland an easement of full width as described above for AT&T, Cleveland Public Power, the Illuminating Company, the Water Department and that access be maintain and approved throughout construction for Cleveland Fire Department.

That no structures shall be erected on the premises described in this easement except those constructed under the approval of, and in compliance with, plans approved by AT&T, Cleveland Public Power, the Illuminating Company, the Water Department, the Cleveland Fire Department and the City of Cleveland.

Section 3. That provided all required approvals have been obtained, the Manager of Engineering and Construction is directed to record the vacation plat in the office of the Recorder of Cuyahoga County.

Section 4. That the Clerk of Council is directed to transmit a copy of this ordinance to the Fiscal Officer of Cuyahoga County.

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1257-17.

By Council Member Kelley.

An ordinance changing the Use, Height and Area District of a parcel east of Ridge Road between I-71 and Associate Avenue as identified on the attached map (Map Change No. 2574).

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

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

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of the original Brooklyn Township Lot No. 36 and more fully bounded and described as follows:

Beginning at an iron pin monument found at the intersection of the centerline of Ridge Road (width varies) with the Northerly line of original Lot No. 25;

Thence South 05°31'32" East along said centerline of Ridge Road, 339.77 feet to the Southwesterly corner of Parcel No. 1 of land conveyed to Mike Epstein by deed dated May 3, 1946 and recorded in Volume 508, Page 321 of Cuyahoga County Map Records;

Thence South 89°06'42" East along the Southerly line of said parcel of land conveyed to Mike Epstein, 630.57 feet to a point on the Easterly line of said Original Lot No. 25 and the principal place of beginning (1/2" iron pin set with Cap No. 7344);

Thence South 89°06'42" East, a distance of 305.00 feet to a 1/2" iron pin set with Cap No. 7344;

Thence South 40°41'27" East, a distance of 400.00 feet to a 1/2" iron pin set with Cap No. 7344;

Thence South 38°29'05" West, a distance of 332.87 feet to a 1/2" iron pin set with Cap No. 7344;

Thence North 89°02'23" West, a distance of 360.00 feet to a point on the Easterly line of said Original Lot No. 25 (1/2" iron pin set with Cap No. 7344);

Thence North 00°08'12" East along the Easterly line of said Original Lot No. 25, a distance of 562.57 feet to a point and the principal place of beginning, to be the same more or less, but subject to all legal highways and containing 5.7964 acres of land.

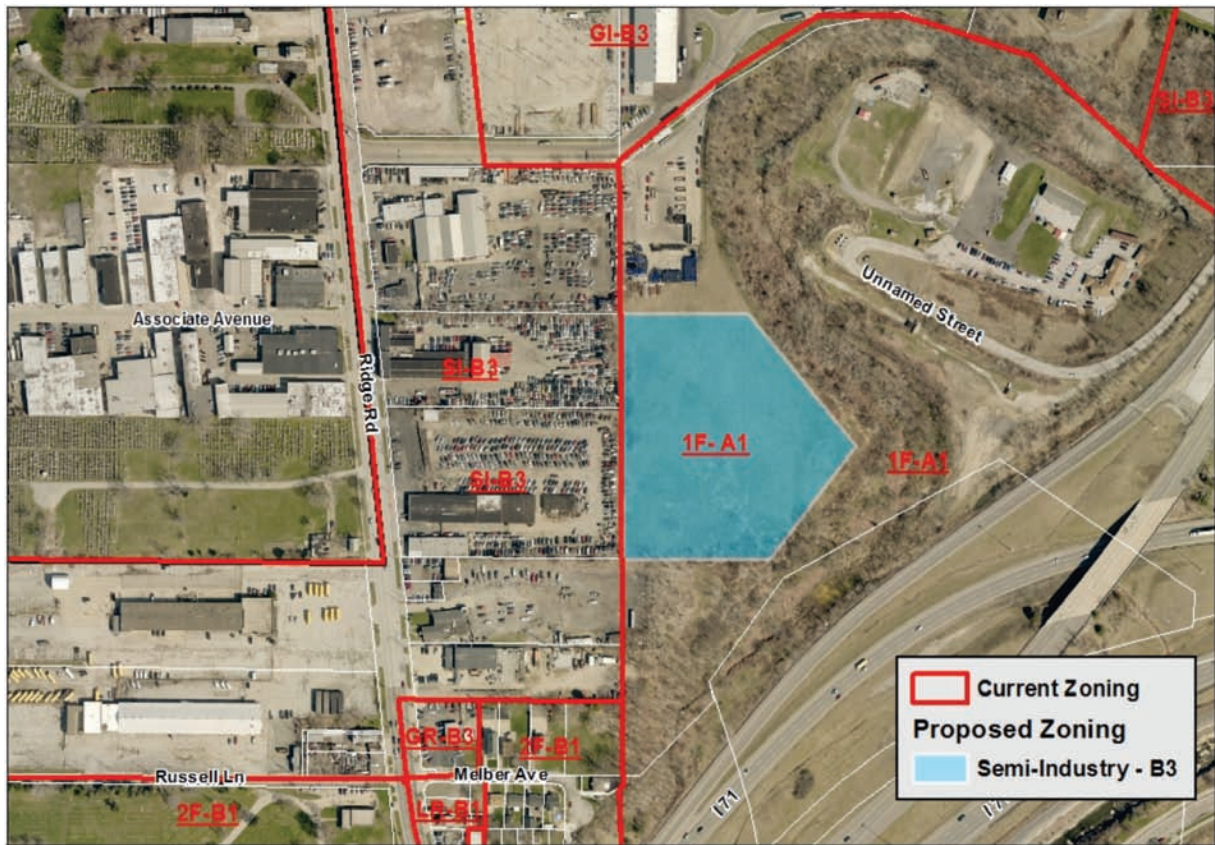
This legal description was prepared by Mackay Engineering and Surveying Company on April 18, 2016 under the supervision of Michael Mackay, P.S. #7344

The basis of bearings is based on the centerline of Ridge Road Bearing North 05°31'32" West.


And as identified on the attached map shall be changed to a 'Semi-Industry' Use District, a 'B' Area District and a '3' Height District.

Section 2. That the change of zoning of lands described in Section 1 shall be identified as Map Change No. 2574, 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.



Map Change 2574
Changing the Use, Height and Area District of a parcel east of Ridge Road between I-71 and Associate Avenue as identified on the attached map



Passed December 4, 2017.
Effective January 3, 2018.

Ord. No. 1273-17.
By Council Member J. Johnson.
An emergency ordinance designating the Cleveland Twist Drill Company Building No. 10 as a Cleveland Landmark.

Whereas, under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, the Cleveland Landmarks Commission (the "Commission"), has proposed to designate the Cleveland Twist Drill Company Building No. 10 as a landmark; and

Whereas, a public hearing under division (b)(2) of Section 161.04 was held on September 28, 2017 to discuss the proposed designation of the Cleveland Twist Drill Company Building No. 10 as a landmark; and

Whereas, the Commission has recommended designation of the Cleveland Twist Drill Company Building No. 10 as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

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

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

Section 1. That the Cleveland Twist Drill Company Building No. 10 whose street address in the City of Cleveland is 1310 East 49th Street, Cuyahoga County Auditor's Permanent Parcel Number is 104-04-022, and is also known as the following described property:

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and known as being Sublot Nos. 551 and 552, of the Leonard Case Heir's Allotment of part of 10 Acre Lot Nos. 154 through 164 inclusive as shown on the recorded plat in Volume 12 of Maps, Page 6 of Cuyahoga County Records and the Northwesterly one-half of a vacated Hamilton Court (16 feet wide) as shown in the recorded plat in Volume 212, Page 75 of Cuyahoga County Records, now known as Parcel "A" as shown in the Plat of Lot Split of 4806 Hamilton Avenue, recorded in Volume 386, Page 67 of Cuyahoga County Records and together forming a parcel bounded and described as follows:

Beginning at the intersection of the Southeasterly line of Hamilton Avenue, N.E. (formerly Hamilton Street) and the Southwesterly line of East 49th Street, (formerly Kirtland Street);

Thence Southwesterly along the Southerly line of Hamilton Avenue, N.E. a distance of about 103.72 feet to the Northwesterly corner of said Sub Lot No. 552;

Thence Southeasterly along the Southwesterly line of said Sub Lot 552, about 128.12 feet to a point on the centerline of the vacated 16-foot alley referred to above;

Thence Northeasterly along said centerline about 103.96 feet to a nail in the Southwesterly line of East 49th Street;

Thence Northwesterly along said Southwesterly line about 128 feet to the place of beginning be the same more or less but subject to all legal highways.

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

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1274-17.
By Council Member Brancatelli.
An emergency ordinance designating Baxter Street Cemetery (AKA Bohemian Chewra Kascha Cemetery and Bemissi Bohemian Chewra Kadischa Cemetery) as a Cleveland.

Whereas, under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, the Cleveland Landmarks Commission (the "Commission"), has proposed to designate Baxter Street Cemetery (AKA Bohemian Chewra Kadischa Cemetery) as a landmark; and

Whereas, the owner of Baxter Street Cemetery (AKA Bohemian Chewra Kadischa Cemetery) and has been properly notified and has consented in writing to the proposed designation; and

Whereas, the Commission has recommended designation of Baxter Street Cemetery (AKA Bohemian Kadischa Cemetery) as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

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

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

Section 1. That Baxter Street Cemetery (AKA Bohemian Chewra Kadischa Cemetery) whose street address in the City of Cleveland is 6611 Baxter Avenue, AKA 6610 Osmond Court, Cuyahoga County Auditor's Permanent Parcel Numbers are 132-04-028, 132-04-029, and is also known as the following described property:

Situated in the City of Cleveland (formerly Newburgh Township), County of Cuyahoga, and State of Ohio and known as Sublot Nos. 11 and 12 in E. F. Barstow's Allotment, and a part of original lot number 318 in former Newburgh Township which more fully appears in Volume 7 of maps, Page 26 of Cuyahoga County Records and together being bounded and described as follows:

Beginning at a point distant 400 feet Easterly from the Easterly line of East 65th Street, (formerly Tod Street) where it intersects with the Southerly line of Osmond Court, S.E. (formerly Osmond Street), said point being the Northwesterly corner of Sublot 11;

Thence Easterly 74.08 feet along the Northerly line of Sublots 11 and 12 to the Northeasterly corner of Sublot 12;

Thence Southwesterly at an angle 141.75 feet to the Southerly line of Sublot 12;

Thence Westerly 53.5 feet along the Southerly line of Sublots 11 and 12 to the Southwesterly corner of Sublot 11;

Thence Northerly 140 feet along the Westerly line of Sublot 11 to the point of beginning, be the same more or less but subject to all legal highways.

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

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1277-17.
By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance authorizing the Directors of Public Works and Finance to employ one or more temporary employment agencies to provide professional services to supply temporary and seasonal personnel for the Department of Public Works and the Project Clean program and for the various departments of the City during each of the years 2018 and 2019, for a period up to one year.

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

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

Section 1. That the Director of Public Works is authorized to employ by contract or contracts, for a period up to one year, one or more temporary employment agency or agencies for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland during each of the years 2018 and 2019 in order to provide professional services necessary to supply temporary and seasonal personnel for the Department of Public Works and the Project Clean program.

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

Section 2. That the Director of Finance is authorized to employ by contract or contracts, for a period up to one year, one or more temporary employment agency or agencies for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland to provide the professional services necessary to supply temporary and seasonal personnel, as needed for the several departments of the City.

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

Section 3. That the costs for the services contemplated shall be paid from funds approved by the Director of Finance.

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1278-17.
By Council Members K. Johnson and Kelley (by departmental request).
An emergency ordinance authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2018 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non-profit organizations for the implementation of the 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 Works is authorized to apply for and accept a grant in the approximate amount of \$400,000.00, from the Ohio Department of Education, to conduct the 2018 Summer Food Service Program for the purposes described in the summary; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the summary for the grant contained in the file described below.

Section 2. That the summary for the grant, File No. 1278-17-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Works is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements during the grant term of unitized breakfasts and lunches for the breakfast and lunch program to be served at City recreation centers and at various non-profit agencies and other agencies or recreation facilities as determined by the Director, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Recreation, Department of Public Works. 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 shall determine.

Section 4. That provided the agencies meet the eligibility requirements of the Ohio Department of Education, the Director of Public Works is authorized to make one or more written contracts with the various non-profit organizations to implement this ordinance.

Section 5. That the Director of Public Works is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the grant period for the necessary items of various natural foods, food products, beverages, condiments and paper products, to be served as part of the meal program at Camp George L. Forbes, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Recreation, Department of Public Works. 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 shall determine.

Section 6. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies under a delivery order against the contract or contracts certified by the Director of Finance.

Section 7. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Works 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 8. That, notwithstanding the provisions of Section 181.24 of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, bidders for the contract or contracts authorized by this ordinance shall be required to submit a bid bond in the amount of five percent of the amount of the bid, as required by United States Treasury Circular 570.

Section 9. That the costs of the contract or contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance.

Section 10. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1283-17.

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

An emergency ordinance authorizing the Director of Public Utilities to exercise the first option to renew Contract No. PS 2016-028 with Partners Environmental Consulting, Inc. to provide general environmental, health, safety, sustainability, and engineering consulting services for the various divisions of the Department of Public Utilities.

Whereas, under the authority of Section 129.294 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Utilities entered into Contract No. PS 2016-028 with Partners Environmental Consulting, Inc. to provide general environmental, health, safety, sustainability, and engineering consulting services for the various divisions of the Department of Public Utilities; and

Whereas, Section 129.294 requires further legislation before exercising the first option to renew on this contract; and

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

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

Section 1. That the Director of Public Utilities is authorized to exercise the first option to renew Contract No. PS 2016-028 for an additional year with Partners Environmental Consulting, Inc. to provide general environmental, health, safety, sustainability, and engineering consulting services for the various divisions of the Department of Public Utilities.

Section 2. That the cost of the first option to renew shall be paid

from Fund No. 52 SF 001, Request No. RQS 2002, RLA 2017-40.

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1304-17.

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

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to the Playhouse Square Foundation to encroach into the public rights-of-way of Euclid Avenue, East 17th Street, and Brownell Court by installing, using, and maintaining an entry canopy, apartment balconies, a building overhang at the northeast corner, and an earth retention system with tiebacks.

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 the Playhouse Square Foundation, 1501 Euclid Avenue, Cleveland Ohio, 44115 ("Permittee"), to encroach into the public rights-of-way of Euclid Avenue, East 17th Street, and Brownell Court, by installing, using, and maintaining an entry canopy, apartment balconies, a building overhang at the northeast corner, and an earth retention system with tiebacks, at the following locations:

Encroachment #1 - Euclid Avenue Earth Retention

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being part of Sublots 17 and 18 in Block 4 of Seymour & Baldwin's Allotment of part of Original 10 Acre Lots 51 and 52 as shown by the plat recorded in Volume "U", Page 616 of Cuyahoga County Deed Records, and bounded and described as follows:

Commencing at a stone monument found at an angle point in the centerline of Euclid Avenue (99 feet wide), said point being distant South 79°11'56" West measured along said centerline 23.06 feet from its intersection with the centerline of East 14th Street, (86 feet wide);

(L1) Thence North 81°02'24" East along the centerline of Euclid Avenue a distance of 13.23 feet to a point;

(L2) Thence South 34°43'03" East a distance of 54.96 feet to a drill hole set in the Southerly line of Euclid Avenue at its intersection with the Northeastly line of East 14th Street;

(L3) Thence North 81°02'24" East along the Southerly line of Euclid Avenue a distance of 199.08 feet to

its intersection with the Easterly line of a parcel of land conveyed to The T. W. Grogan Company by deed recorded in Volume 14489, Page 175 of Cuyahoga County Records, also known as the principal place of beginning;

Course 1. (L4) Thence North 08°53'30" West a distance of 6.50 feet to a point;

Course 2. (L5) Thence North 81°02'24" East a distance of 237.67 feet to a point;

Course 3. (L6) Thence South 08°56'48" East a distance of 156.95 feet to a point on the westerly right of way of East 17th Street;

Course 4. (C1) Thence along the westerly line of said East 17th Street along a curve to the right having a Chord Bearing of North 14°26'14" West, Chord Length of 67.93 feet and a Radius of 355.00 feet to a point;

Course 5. (L7) Thence North 08°56'48" West continuing along the westerly line of East 17th Street a distance of 67.82 feet to a point;

Course 6. (C2) Thence continuing along the westerly line of East 17th Street along a curve to the left having a Chord Bearing of North 53°57'09" West, Chord Length of 21.22 feet, and a Radius of 15.00 feet to a point on the southerly line of Euclid Avenue;

Course 7. (L8) Thence South 81°02'24" West a distance of 216.17 feet to the Point of Beginning and containing 0.0556 acres be the same more or less but subject to all legal highways and easements of record.

Elevation: At to below existing grade.

Basis of bearing: Bearings are based on the centerline of Euclid Avenue as shown in the Euclid Corridor Centerline Survey produced by the City of Cleveland Division of Engineering & Construction.

Encroachment #2 - Brownell Court Earth Retention

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being part of Sublots 17 and 18 in Block 4 of Seymour & Baldwin's Allotment of part of Original 10 Acre Lots 51 and 52 as shown by the plat recorded in Volume "U", Page 616 of Cuyahoga County Deed Records, and bounded and described as follows:

Commencing at a stone monument found at an angle point in the centerline of Euclid Avenue (99 feet wide), said point being distant South 79°11'56" West measured along said centerline 23.06 feet from its intersection with the centerline of East 14th Street, (86 feet wide);

(L1) Thence North 81°02'24" East along the centerline of Euclid Avenue a distance of 13.23 feet to a point;

(L2) Thence South 34°43'03" East a distance of 54.96 feet to a drill hole set in the Southerly line of Euclid Avenue at its intersection with the Northeastly line of East 14th Street;

(L3) Thence North 81°02'24" East along the Southerly line of Euclid Avenue a distance of 199.08 feet to its intersection with the Easterly line of a parcel of land conveyed to The T. W. Grogan Company by deed recorded in Volume 14489, Page 175 of Cuyahoga County Records;

(L4) Thence South 08°53'30" East along the easterly line of said T.W. Grogan Parcel a distance of 190.29 feet to a point on the northerly line of Brownell Court, also known as the principal place of beginning;

Course 1. (L5) Thence North 81°02'37" East along the northerly line of Brownell Court a distance of 237.86 feet to a point;

Course 2. (L6) Thence South 08°53'30" East a distance of 6.50 feet to a point;

Course 3. (L7) Thence South 81°02'37" West a distance of 237.86 feet to a point;

Course 4. (L8) Thence North 08°53'30" West a distance of 6.50 feet to the Point of Beginning and containing 0.0354 acres be the same more or less but subject to all legal highways and easements of record.

Elevation: At to below existing grade.

Basis of bearing: Bearings are based on the centerline of Euclid Avenue as shown in the Euclid Corridor Centerline Survey produced by the City of Cleveland Division of Engineering & Construction.

Encroachment #3 - Euclid Garage Canopy

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being part of Sublots 17 and 18 in Block 4 of Seymour & Baldwin's Allotment of part of Original 10 Acre Lots 51 and 52 as shown by the plat recorded in Volume "U", Page 616 of Cuyahoga County Deed Records, and bounded and described as follows:

Commencing at a stone monument found at an angle point in the centerline of Euclid Avenue (99 feet wide), said point being distant South 78°31'38" West measured along said centerline 23.06 feet from its intersection with the centerline of East 14th Street, (86 feet wide);

(L1) Thence North 81°02'24" East along the centerline of Euclid Avenue a distance of 13.23 feet to a point;

(L2) Thence South 34°43'03" East a distance of 54.96 feet to a drill hole set in the Southerly line of Euclid Avenue at its intersection with the Northeastly line of East 14th Street;

(L3) Thence North 81°02'24" East along the Southerly line of Euclid Avenue a distance of 199.08 feet to its intersection with the Easterly line of a parcel of land conveyed to The T. W. Grogan Company by deed recorded in Volume 14489, Page 175 of Cuyahoga County Records, also known as the principal place of beginning;

Course 1. (L4) Thence North 08°53'30" West a distance of 3.00 feet to a point;

Course 2. (L5) Thence North 81°02'24" East a distance of 155.25 feet to a point;

Course 3. (L6) Thence South 08°53'30" East a distance of 3.00 feet to a point on the southerly line of Euclid Avenue (99' wide);

Course 4. (L7) Thence South 81°02'24" West a distance of 155.25 feet to the Point of Beginning and containing 0.0106 acres be the same more or less but subject to all legal highways and easements of record.

Elevation: Beginning at elevation 670.25.

Basis of bearing: Bearings are based on the centerline of Euclid Avenue as shown in the Euclid Corridor Centerline Survey produced by the City of Cleveland Division of Engineering & Construction.

Encroachment #4 - Euclid Building Projection #01

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being part of Sublots 17 and 18 in Block 4 of Seymour & Baldwin's Allotment of part of Original 10 Acre Lots 51 and 52 as shown by the plat recorded in Volume "U", Page 616 of Cuyahoga County Deed Records, and bounded and described as follows:

Commencing at a stone monument found at an angle point in the centerline of Euclid Avenue (99 feet wide), said point being distant South 79°11'56" West measured along said centerline 23.06 feet from its intersection with the centerline of East 14th Street, (86 feet wide);

(L1) Thence North 81°02'24" East along the centerline of Euclid Avenue a distance of 13.23 feet to a point;

(L2) Thence South 34°43'03" East a distance of 54.96 feet to a drill hole set in the Southerly line of Euclid Avenue at its intersection with the Northeasterly line of East 14th Street;

(L3) Thence North 81°02'24" East along the Southerly line of Euclid Avenue a distance of 199.08 feet to its intersection with the Easterly line of a parcel of land conveyed to The T. W. Grogan Company by deed recorded in Volume 14489, Page 175 of Cuyahoga County Records;

(L4) Thence North 81°02'24" East continuing along the southerly line of said Euclid Avenue a distance of 164.15 feet to a point also known as the principal place of beginning;

Course 1. (L5) Thence North 08°56'48" West a distance of 18.00 feet to a point;

Course 2. (L6) Thence North 81°02'24" East a distance of 61.23 feet to a point;

Course 3. (L7) Thence South 08°56'48" East a distance of 18.00 feet to a point;

Course 4. (L8) Thence South 81°02'24" West a distance of 61.23 feet to the Point of Beginning and containing 0.0253 acres be the same more or less but subject to all legal highways and easements of record.

Elevation: Beginning at elevation 668.75

Basis of bearing: Bearings are based on the centerline of Euclid Avenue as shown in the Euclid Corridor Centerline Survey produced by the City of Cleveland, Division of Engineering & Construction.

Encroachment #5 - East 17th Street Canopy Projection

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being part of Sublots 17 and 18 in Block 4 of Seymour & Baldwin's Allotment of part of Original 10 Acre Lots 51 and 52 as shown by the plat recorded in Volume "U", Page 616 of Cuyahoga County Deed Records, and bounded and described as follows:

Commencing at a stone monument found at an angle point in the centerline of Euclid Avenue (99 feet

wide), said point being distant South 79°11'56" West measured along said centerline 23.06 feet from its intersection with the centerline of East 14th Street, (86 feet wide);

(L1) Thence North 81°02'24" East along the centerline of Euclid Avenue a distance of 13.23 feet to a point;

(L2) Thence South 34°43'03" East a distance of 54.96 feet to a drill hole set in the Southerly line of Euclid Avenue at its intersection with the Northeasterly line of East 14th Street;

(L3) Thence North 81°02'24" East along the Southerly line of Euclid Avenue a distance of 199.08 feet to its intersection with the Easterly line of a parcel of land conveyed to The T. W. Grogan Company by deed recorded in Volume 14489, Page 175 of Cuyahoga County Records;

(L4) Thence North 81°02'24" East continuing along the southerly line of said Euclid Avenue a distance of 216.17 feet to a point;

(C1) Thence along a curve to the right having a Chord Bearing of South 53°57'09" East, Chord Length of 21.22 feet and a Radius of 15.00 feet to a point on the westerly right of way of East 17th Street;

(L5) Thence S08°56'48" East along the westerly line of said East 17th Street a distance of 30.34 feet to a point also known as the principal place of beginning;

Course 1. (L6) Thence North 81°03'12" East a distance of 3.00 feet to a point;

Course 2. (L7) Thence South 08°56'48" East a distance of 83.56 feet to a point on the westerly line of said East 17th Street;

Course 3. (C2) Thence along the westerly line of East 17th Street a curve to the right having a Chord Bearing of North 12°40'26" West, Chord Length of 46.15 feet and a Radius of 355.00 feet to a point on the westerly right of way of East 17th Street

Course 4. (L8) Thence North 08°56'48" West a distance of 37.51 feet to the Point of Beginning and containing 0.0469 acres be the same more or less but subject to all legal highways and easements of record.

Elevation: Beginning at elevation 666.75.

Basis of bearing: Bearings are based on the centerline of Euclid Avenue as shown in the Euclid Corridor Centerline Survey produced by the City of Cleveland Division of Engineering & Construction.

Encroachment #6 - Euclid Building Projection #02

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being part of Sublots 17 and 18 in Block 4 of Seymour & Baldwin's Allotment of part of Original 10 Acre Lots 51 and 52 as shown by the plat recorded in Volume "U", Page 616 of Cuyahoga County Deed Records, and bounded and described as follows:

Commencing at a stone monument found at an angle point in the centerline of Euclid Avenue (99 feet wide), said point being distant South 79°11'56" West measured along said centerline 23.06 feet from its intersection with the centerline of East 14th Street, (86 feet wide);

(L1) Thence North 81°02'24" East along the centerline of Euclid

Avenue a distance of 13.23 feet to a point;

(L2) Thence South 34°43'03" East a distance of 54.96 feet to a drill hole set in the Southerly line of Euclid Avenue at its intersection with the Northeasterly line of East 14th Street;

(L3) Thence North 81°02'24" East along the Southerly line of Euclid Avenue a distance of 199.08 feet to its intersection with the Easterly line of a parcel of land conveyed to The T. W. Grogan Company by deed recorded in Volume 14489, Page 175 of Cuyahoga County Records;

(L4) Thence North 81°02'24" East continuing along the southerly line of said Euclid Avenue a distance of 163.93 feet to a point also known as the principal place of beginning;

(L5) Thence North 08°56'48" West a distance of 10.12 feet to a point;

(L6) Thence North 81°02'24" East a distance of 56.32 feet to a point;

(L7) Thence South 08°56'48" East a distance of 10.12 feet to a point;

(L8) Thence South 81°02'24" West a distance of 56.32 feet to the Point of Beginning and containing 0.0130 acres be the same more or less but subject to all legal highways and easements of record.

Elevation: Beginning at elevation 676.66 through elevation 865.66

Encroachment #7 - East 17th Street Balcony Projection

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being part of Sublots 17 and 18 in Block 4 of Seymour & Baldwin's Allotment of part of Original 10 Acre Lots 51 and 52 as shown by the plat recorded in Volume "U", Page 616 of Cuyahoga County Deed Records, and bounded and described as follows:

Commencing at a stone monument found at an angle point in the centerline of Euclid Avenue (99 feet wide), said point being distant South 79°11'56" West measured along said centerline 23.06 feet from its intersection with the centerline of East 14th Street, (86 feet wide);

(L1) Thence North 81°02'24" East along the centerline of Euclid Avenue a distance of 13.23 feet to a point;

(L2) Thence South 34°43'03" East a distance of 54.96 feet to a drill hole set in the Southerly line of Euclid Avenue at its intersection with the Northeasterly line of East 14th Street;

(L3) Thence North 81°02'24" East along the Southerly line of Euclid Avenue a distance of 199.08 feet to its intersection with the Easterly line of a parcel of land conveyed to The T. W. Grogan Company by deed recorded in Volume 14489, Page 175 of Cuyahoga County Records;

(L4) Thence North 81°02'24" East continuing along the southerly line of said Euclid Avenue a distance of 216.17 feet to a point;

(C1) Thence along a curve to the right having a Chord Bearing of South 62°07'28" East, Chord Length of 17.98 feet and a Radius of 15.00 feet to a point on the westerly right of way of East 17th Street also known as the principal place of beginning;

(L5) Thence North 81°02'24" East a distance of 8.61 feet to a point;

(L6) Thence South 08°56'48" East a distance of 15.72 feet to a point;

(L7) Thence South 81°02'24" West a distance of 8.00 feet to a point on the westerly line of East 17th Street;

(L8) Thence North 08°56'48" West along the westerly line of said East 17th Street a distance of 11.49 feet to a point of curvature;

(C2) Thence continuing along the westerly line of East 17th Street a curve to the left having a Chord Bearing of North 17°07'01" West, Chord Length of 4.27 feet and a Radius of 15.00 feet to the Point of Beginning and containing 0.0029 acres be the same more or less but subject to all legal highways and easements of record.

Elevation: Encroachment begins at Building Floor 6 and ends at Building Floor 33.

Encroachment #8 - Construction Tiebacks

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being part of Sublots 17 and 18 in Block 4 of Seymour & Baldwin's Allotment of part of Original 10 Acre Lots 51 and 52 as shown by the plat recorded in Volume "U", Page 616 of Cuyahoga County Deed Records, and bounded and described as follows:

Commencing at a stone monument found at an angle point in the centerline of Euclid Avenue (99 feet wide), said point being distant South 79°11'56" West measured along said centerline 23.06 feet from intersection with the centerline of East 14th Street, (86 feet wide);

(L1) Thence North 81°02'24" East along the centerline of Euclid Avenue a distance of 13.23 feet to a point;

(L2) Thence South 34°43'03" East a distance of 54.96 feet to a drill hole set in the Southerly line of Euclid Avenue at its intersection with the Northeasterly line of East 14th Street;

(L3) Thence North 81°02'24" East along the Southerly line of Euclid Avenue a distance of 199.08 feet to its intersection with the Easterly line of a parcel of land conveyed to The T. W. Grogan Company by deed recorded in Volume 14489, Page 175 of Cuyahoga County Records, also known as the principal place of beginning;

(L4) Thence North 08°57'54" West a distance of 60.00 feet to a point;

(L5) Thence North 81°02'24" East a distance of 299.02 feet to a point;

(L6) Thence South 08°56'48" East a distance of 270.31 feet to a point on the Southerly right of way of Brownell Court;

(L7) Thence South 81°02'37" West a distance of 299.18 feet to a point on said Easterly line of The T.W. Grogan Company parcel;

(L8) Thence with said Easterly line North 08°57'23" West a distance of 20.00 feet to a point on the Northerly right of way of said Brownell Court;

(L9) Thence with said Northerly right of way line North 81°02'37" East a distance of 244.68 feet to a point of curvature on the Westerly right of way of East 17th Street;

(C1) Thence along said westerly line of said East 17th Street along a curve to the left having a Chord Bearing of North 18°08'59" West, Chord Length of 32.12 feet and a

Radius of 294.98 feet to a point of reverse curvature;

(C2) Thence continuing with said Westerly right of way line along a curve to the right having a Chord Bearing of North 15°06'31" West, Chord Length of 76.21 feet and a Radius of 354.98 feet to a point;

(L10) Thence North 08°56'48" West continuing along the westerly line of East 17th Street a distance of 67.82 feet to a point;

(C3) Thence continuing along the westerly line of East 17th Street along a curve to the left having a Chord Bearing of North 53°57'10" West, Chord Length of 21.22 feet, and a Radius of 15.00 feet to a point on the southerly line of Euclid Avenue;

(L11) Thence South 81°02'24" West a distance of 216.17 feet to the Point of Beginning and containing 0.8339 acres be the same more or less but subject to all legal highways and easements of record.

Elevation: At to below existing grade.

The exact location of each tieback to be installed and its depth shall be first approved by the Director of Capital Projects and shown on approved plan sheets on file in the Survey and House Numbering Section of the Office of Capital Projects.

Basis of bearing: Bearings are based on the centerline of Euclid Avenue as shown in the Euclid Corridor Centerline Survey produced by the City of Cleveland Division of Engineering & Construction.

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

Section 2. That the Director of Law shall prepare the permit authorized by this ordinance and shall incorporate such additional provisions as the Director of Law determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, the prospective Permittee has properly indemnified the City against any loss that may result from the encroachment(s) permitted.

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

Section 4. That the permit shall reserve to the City reasonable right of entry to the encroachment locations.

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1305-17.

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

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with ABM Aviation, Inc. dba Air Serv, for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport for use as office space and break room to support their wheelchair operations for Southwest Airlines and Delta Air Lines, and cleaning services, and other ancillary services, for the Department of Port Control, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to enter into a Lease Agreement ("Lease") with ABM Aviation, Inc. dba Air Serv ("Lessee") for use and occupancy of approximately 286 square feet of space located in the passenger terminal building at Cleveland Hopkins International Airport ("Leased Premises") for use as office space and break room to support their wheelchair operations for Southwest Airlines and Delta Air Lines, and cleaning services, and other ancillary services. The term of the Lease shall be for a two-year period, with three one-year options to renew, the first of which requires additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control only if additional legislative authority is obtained. If such additional legislative authority is granted, the second and third one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. For use of the Leased Premises, Lessee shall pay the City an annual rate, payable in twelve equal monthly installments, to be determined based on the airports' annual rates and charges calculation, subject to annual changes based on said budget.

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

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1306-17.

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

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with

AIR CANADA, for the lease of ticket counter space located in the passenger terminal building at Cleveland Hopkins International Airport to support checking in and processing passengers flying on Air Canada, for the Department of Port Control, for a period of one year, with four one-year options to renew, the second of which requires additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to enter into a Lease Agreement ("Lease") with AIR CANADA ("Lessee") for use and occupancy of approximately 92 square feet of ticket counter space located on the south end of the ticketing level in the passenger terminal building at Cleveland Hopkins International Airport ("Leased Premises") to support checking in and processing passengers flying on Air Canada. The term of the Lease shall be for a one-year period, with four one-year options to renew, the second of which requires additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year options to renew is exercised, then the third and fourth one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council.

For use of the Leased Premises, Lessee shall pay the City an annual rate, payable in twelve equal monthly installments, to be determined based on the airports' annual rates and charges calculation, subject to annual changes based on said budget.

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1307-17.

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

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with Avflight Services Corporation, for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling operation for Allegiant Air, for the

Department of Port Control, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to enter into a Lease Agreement ("Lease") with Avflight Services Corporation ("Lessee") for use and occupancy of approximately 284 square feet of space located on the ramp level beneath Gate A-3 on Concourse A of the passenger terminal building at Cleveland Hopkins International Airport ("Leased Premises") to support its ground handling operation for Allegiant Air. The term of the Lease shall be for a two-year period, with three one-year options to renew, the first of which requires additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control only if additional legislative authority is obtained. If such additional legislative authority is granted, the second and third one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. For use of the Leased Premises, Lessee shall pay the City an annual rate, payable in twelve equal monthly installments, to be determined based on the airports' annual rates and charges calculation, subject to annual changes based on said budget.

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1308-17.

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

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with Flight Service & Systems Inc., for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its skycap services for American Airlines, Inc. and ground handling and skycap services for JetBlue Airways, for the Department of Port Control, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to enter into a Lease Agreement ("Lease") with Flight Service & Systems Inc. ("Lessee") for use and occupancy of approximately 237 square feet of space located on the ramp level beneath Gate C-6 on Concourse C of the passenger terminal building at Cleveland Hopkins International Airport ("Leased Premises") for use as office space and break room to support their wheelchair operations for American Airlines and JetBlue Airways, and cleaning services, and other ancillary services. The term of the Lease shall be for a two-year period, with three one-year options to renew, the first of which requires additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control only if additional legislative authority is obtained. If such additional legislative authority is granted, the second and third one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. For use of the Leased Premises, Lessee shall pay the City an annual rate, payable in twelve equal monthly installments, to be determined based on the airports' annual rates and charges calculation, subject to annual changes based on said budget.

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1309-17.

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

An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with Southwest Airlines Co. to lease cargo space at Building #216 at the South Cargo Facility of Cleveland Hopkins International Airport, for the Department of Port Control, for a period of two years, with three one-year options to renew, the first of which requires additional legislative authority.

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

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

Section 1. That the Director of Port Control is authorized to enter into a Lease Agreement ("Lease") with Southwest Airlines Co. ("Lessee") for use and occupancy of approximately 6,400 square feet of cargo space at Building #216 at the South Cargo Facility of Cleveland Hopkins International Airport

("Leased Premises"). The term of the Lease shall be for a period of two years commencing on execution of the contract, with three one-year options to renew, the first of which requires additional legislative authority. The first of the one-year options to renew may be exercised by the Director of Port Control only if additional legislative authority is obtained. If such additional legislative authority is granted, the second and third one-year options to renew may be exercised at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council. For use of the Leased Premises, Lessee shall pay the City a rate which shall be based on an independent third-party appraisal. For each option term, the rental rate shall be adjusted based on the United States Department of Labor, Consumer Price Index: "All Urban Consumers" Cleveland and Akron, OH; however, never lower than the rate during the initial term.

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

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1310-17.

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

An emergency ordinance determining the method of making the public improvement of installing public art displays; authorizing the Director of Port Control to enter into one or more public improvement contracts for the making of the improvement; authorizing the Director to employ one or more professional consultants to design and/or implement the improvement; and to enter into various written standard purchase and requirement contracts needed in connection with the improvement, for a period of one year with three one-year options to renew, the second of which requires additional legislative authority.

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

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

Section 1. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of installing public art displays and other specific dedication spaces at Cleveland Hopkins International and Burke Lakefront Airports (the "Improvement"), for the Department of Port Control, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement.

Section 2. That the Director of Port Control is authorized to enter

into one or more contracts for the making of the Improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement, provided, however, that each separate trade and each distinct component part of the Improvement may be treated as a separate Improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

Section 3. That the Director of Port Control is authorized to apply and pay for permits, licenses, or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this ordinance.

Section 4. That the Director of Port Control is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design and/or implement the Improvement.

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

Section 5. That the Director of Port Control 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 the necessary items of materials, equipment, supplies, and services necessary to implement the Improvement, including labor and materials if necessary, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Port Control. 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, for a period of one year with three one-year options to renew. The first of the one-year options to renew may be exercised by the Director of Port Control, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year options to renew is exercised, then the third of the one-year options to renew may be exercisable at the option of the Director of Port Control, without the necessity of obtaining additional authority of this Council.

Section 6. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director

of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance.

Section 7. 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 Port Control 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 8. That the cost of the contracts and other expenditures authorized shall be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 115, 60 SF 116, 60 SF 126, 60 SF 128, 60 SF 130, 60 SF 141, 60 SF 160, and from any fund or funds to which are credited the proceeds of any grants accepted and PFC's if authorized for the purposes of this ordinance. (RQS 3001, RL 2017-98)

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1311-17.

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

An emergency ordinance to amend the title, the thirteenth whereas clause, and Section 1 of Ordinance No. 103-17, passed April 3, 2017, relating to authorizing the general fund to receive and use revenue from tax remittances collected by Cleveland Public Power and to transfer tax receipts collected back to Cleveland Public Power.

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, the thirteenth whereas clause, and Section 1 of Ordinance No 103-17, passed April 3, 2017, are amended to read as follows:

An Emergency Ordinance authorizing the general fund to receive and use revenue from tax remittances collected by Cleveland Public Power during the years 2017, 2018, and 2019 and transfer tax receipts collected back to Cleveland Public Power.

Whereas, legislative authority is necessary to clarify that the general fund shall receive all tax remittances collected by Cleveland Public Power during 2017, 2018, and 2019 and transfer 50% of the tax receipts collected in 2017 and 100% of the tax receipts collected in 2018 and 2019 back to Cleveland Public Power; and

Section 1. That as an exception to Ordinance No. 910-98, passed

February 14, 2000, as amended by Ordinance No. 1886-02, passed October 28, 2002, partially repealed by Ordinance No. 2068-05, passed November 21, 2005; Ordinance No. 2088-03, passed October 27, 2003; Ordinance No. 2197-04, passed January 10, 2005; Ordinance No. 158-06, passed March 20, 2006; Ordinance No. 1842-06, passed February 5, 2007; Ordinance No. 1768-07, passed December 10, 2007; Ordinance No. 1248-09, passed September 28, 2009; Ordinance No. 1560-10, passed November 29, 2010; Ordinance No. 193-13, passed March 18, 2013, and Ordinance No. 1350-14, passed December 1, 2014, the general fund shall receive all tax remittances collected under Section 5727.81 of the Revised Code during calendar years 2017, 2018, and 2019 and transfer 50% of the tax receipts collected in 2017 and 100% of the tax receipts collected in 2018 and 2019 back to Cleveland Public Power.

Section 2. That the existing title, the thirteenth whereas clause, and Section 1 of Ordinance No 103-17, passed April 3, 2017, are repealed.

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1312-17.
By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to exercise the first option to renew Contract No. RC 2016-26 with Pro-Tech Systems Group, Inc. to provide for labor and materials to refurbish the PCCS and SCADA systems, including replacement parts, equipment and computer and software components, for the Division of Water.

Whereas, under the authority of Ordinance No. 796-14, passed July 16, 2014, the Director of Public Utilities entered into Contract No. RC 2016-26 with Pro-Tech Systems Group, Inc. to provide for labor and materials to refurbish the water Plant Process Control ("PCCS") systems and Supervisory Control and Data Acquisition ("SCADA") system, including replacement parts, equipment, computer software, software upgrades, support software, software implementation, system changes, configurations, programming, tuning, upgrades, services, support and maintenance; and

Whereas, Ordinance No. 796-14 requires further legislation before exercising the first option to renew on this contract; and

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

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

Section 1. That the Director of Public Utilities is authorized to exercise the first option to renew

Contract No. RC 2016-26 for an additional year with Pro-Tech Systems Group, Inc. for the requirements to provide labor and materials to refurbish the PCCS and SCADA systems, including replacement parts, equipment, computer software, software upgrades, support software, software implementation, system changes, configurations, programming, tuning, upgrades, services, support and maintenance, for the Division of Water. (RQN 2002, RL 2017-39)

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1313-17.
By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to exercise the first options to renew various contracts for the requirements of services and materials necessary for hauling and disposing of water treatment plant residuals from the Crown Water Treatment Plant, for the Division of Water.

Whereas, under the authority of Ordinance No. 654-15, passed July 22, 2015, the Director of Public Utilities entered into Contract Nos. RC 2016-52 with Kurtz Bros., Inc., and RC 2016-51 with Emerald Environmental Service, Inc. for the requirements of services and materials necessary for hauling and disposing of water treatment plant residuals from the Crown Water Treatment Plant, for the Division of Water; and

Whereas, Ordinance No. 654-15 requires further legislation before exercising the first option to renew on these contracts; and

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

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

Section 1. That the Director of Public Utilities is authorized to exercise the first option to renew Contract Nos. RC 2016-52 with Kurtz Bros., Inc., and RC 2016-51 with Emerald Environmental Service, Inc. for the requirements of services and materials necessary for hauling and disposing of water treatment plant residuals from the Crown Water Treatment Plant, for the Division of Water. (RQN 2002, RL 2017-38)

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1323-17.

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

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to Tremont West Development Corporation to encroach into the public rights-of-way of Jefferson Avenue and Professor Street by installing, using, and maintaining an art bench and planting bed.

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 Tremont West Development Corporation, 2406 Professor Street, Cleveland, Ohio 44113 ("Permittee"), to encroach into the public rights-of-way of Jefferson Avenue and Professor Street by installing, using, and maintaining an art bench and planting bed at the N.W. corner of Jefferson Avenue and Professor Street. The exact location of each encroaching structure shall be first approved by the Director of Capital Projects and shown on approved plans in the Office of Capital Projects' Plats, Surveys and House Numbering Section file titled "Tremont West Development Corporation Art Bench and Planting Bed 2017."

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

Section 2. That the Director of Law shall prepare the permit authorized by this ordinance and shall incorporate such additional provisions as the Director of Law determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, the prospective Permittee has properly indemnified the City against any loss that may result from the encroachment(s) permitted.

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

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

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1365-17.

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

An emergency ordinance determining the method of making the public improvement of reconstructing access roads at Industrial Parkway/West 160th St and Enterprise Business Park; 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.

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

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

Section 1. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of reconstructing access roads at Industrial Parkway/West 160th Street from West 150th Street to Puritas Avenue and Enterprise Business Park including Enterprise Pkwy./Briar Rd. and West 139th Street (the "Improvement"), 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 Improvement.

Section 2. That the Director of Capital Projects is authorized to enter into one or more contracts for the making of the public improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement, provided, however, that each separate trade and each distinct component part of the Improvement may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

Section 3. That the Director of Capital Projects is authorized to apply and pay for permits, licenses, or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this ordinance.

Section 4. That the Director of Capital Projects is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design the Improvement.

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

Section 5. That, notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Commissioner of Purchases and Supplies is authorized to acquire for right-of-way purposes such real property as is necessary to make the Improvement. The consideration to be paid for the property shall not exceed fair market value.

Section 6. That the Director of Capital Projects is authorized to execute on behalf of the City all documents necessary to acquire the property and to employ and pay all fees for title companies, surveys, escrows, appraisers, review appraisers, and all other costs necessary for the acquisition of the property.

Section 7. That the Director of Capital Projects is authorized to apply for and accept any gifts or grants for this purpose from any public or private entity, including but not limited to, the State of Ohio and the Northeast Ohio Regional Sewer District to implement the Improvement; and that the Director is authorized to file all papers and execute all documents necessary to receive any funds or services; and that the funds are appropriated for the purposes described in this ordinance.

Section 8. That, when appropriate, the Director of Capital Projects is authorized to enter into one or more contracts with the railroads, the Greater Cleveland Regional Transit Authority, the Northeast Ohio Regional Sewer District, and other entities to obtain services or to acquire property rights such as easements and licenses, necessary to construct the Improvement.

Section 9. That the Director of Capital Projects is authorized to accept cash contributions from the public or private entities, including but not limited to, the Greater Cleveland Regional Transit Authority and the Northeast Ohio Regional Sewer District, for the Improvement. That the Director of Capital Projects is authorized to enter into agreements with the entities for this purpose.

Section 10. That the Director of Capital Projects is authorized to enter into one or more agreements with private utility companies to pay charges for the design and installation of underground lines in connection with the improvement.

Section 11. That the Director of Capital Projects is authorized to enter into any agreements necessary to implement the Improvement.

Section 12. That the cost of this ordinance shall be paid from Fund Nos. 20 SF 520, 20 SF 528, 20 SF 534, 20 SF 540, 20 SF 546, 20 SF 554, 20 SF 563, 20 SF 568, 20 SF 574, 20 SF 579, from the fund or funds to which are credited proceeds from the sale of future bonds if issued for this purpose, from the fund or funds to which are credited any cash contribution, payment, grant, or gift accepted under this ordinance, and any funds approved by the Director of Finance for this purpose. (RQS 0103, RLA 2017-46)

Section 13. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1366-17.

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

An emergency ordinance giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving a portion of Prospect Avenue; to apply for and accept any gifts or grants from any public or private entity; authorizing the Director of Capital Projects to enter into any relative agreements; to employ one or more professional consultants to design the improvement; and causing payment of the City's share to the State for the cost of the improvement.

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

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

Section 1. That it is declared to be in the public interest that the consent of the City of Cleveland is given to the Director of Transportation of the State of Ohio ("the State") to construct the following improvement under plans, specifications, and estimates approved by the State: repairing and resurfacing Prospect Avenue from East 22nd Street to Carnegie, PID 105933 (the "Improvement").

Section 2. That the City proposes to cooperate with the State in the cost of the Improvement by assuming and contributing the entire cost and expense of the Improvement, less the amount of federal funds allocated by the Federal Highway Administration, United States Department of Transportation. The City agrees to assume one hundred percent (100%) of the cost of preliminary engineering, right-of-way and environmental documentation. Also, the City agrees to assume and contribute 100% of the cost of any items included in the construction contract at the request of the City, which are determined by the State not eligible or made necessary by the Improvement. The share of the cost of the City is estimated in the amount of \$420,000, but the estimated amount is to be adjusted in order that the City's ultimate share of the Improvement shall correspond with the percentages of actual costs when the actual costs are determined.

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

Section 4. Utilities and Right-of-Way Statement. The City agrees to acquire and/or make available to ODOT, under current State and Federal regulations, all necessary right-of-way required for the Improvement. The City also understands

that right-of-way costs include eligible utility costs. The City agrees to be responsible for all utility accommodation, relocation, and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

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

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

Section 7. That the City agrees that if Federal Funds are used to pay the cost of any consultant contract, the City shall comply with 23 CFR 172 in the selection of its consultant and the administration of the consultant contract. Further, the City agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The City agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Improvement. The City agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

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

Section 9. That the Director of Capital Projects is authorized to apply for and accept any gifts or grants for this purpose from any public or private entity, including but not limited to NOACA; and that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in this ordinance.

Section 10. That, when appropriate, the Director of Capital Projects is authorized to enter into one or more contracts with the railroads, Greater Cleveland Regional Transit Authority, the Northeast Ohio

Regional Sewer District and other entities to obtain services or to acquire property rights such as easements and licenses, necessary to construct the improvements described in this ordinance.

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

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

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

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

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

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

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

Section 17. That the cost of the professional services and the City's share of the improvement shall be paid from Fund Nos. 20 SF 520, 20 SF 528, 20 SF 534, 20 SF 540, 20 SF 546, 20 SF 554, 20 SF 563, 20 SF 568, 20 SF 574, 20 SF 579, the fund or funds to which are deposited the proceeds from the sale of future bonds, if issued for this purpose, and other funds approved by the Director of Finance, Request No. RQS 0103, RLA 2017-47.

Section 18. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1367-17.

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

An emergency ordinance authorizing the Director of Community Development to amend Contract Nos. 48465 and 49004 with Perry Payne, Ltd., to accept discount prepayments of its CDBG and HUD 108 loans regarding the rehabilitation of the land and building known as the Perry Payne Building located at 740 Superior Avenue.

Whereas, under Ordinance No. 150-95, passed March 13, 1995, this Council authorized the Director of Community Development to enter into CDBG Contract No. 48465 with Perry Payne, Ltd. in the amount of \$550,000, and under Ordinance No. 1304-94, passed August 23, 1994, as amended by Ordinance No. 150-95, passed March 13, 1995, this Council authorized the Director of Community Development to enter into HUD 108 Contract No. 49004 in the amount of \$2,100,000, for the rehabilitation of the land and building known as the Perry Payne Building located at 740 Superior Avenue; and

Whereas, Perry Payne, Ltd. now desires to apply for HUD Mortgage Insurance for Supplemental Loans and in order to make the application, the City would have to consent to subordinate its loans to new debt and to restructure current debt and agree to an extended repayment term until 2056; and

Whereas, however, Perry Payne, Ltd. has requested the opportunity to prepay both loans at one-third of their outstanding balances; and

Whereas, by accepting the prepayments, the Department of Community Development and the City would realize an immediate influx of funds rather than wait until 2056 for the debt to be fully paid off, thereby making the additional funds available for other eligible projects; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, safety, property and welfare, in that its enactment is a necessary prerequisite to providing immediate assistance to create and preserve job opportunities and advance and promote commercial and economic development in the City of Cleveland, now therefore

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

Section 1. That the Director of Community Development is authorized to enter into an amendment to the CDBG loan, Contract No. 48465, with Perry Payne, Ltd. to accept a discounted prepayment.

Section 2. That the Director of Community Development is authorized to enter into an amendment to the HUD 108 loan, Contract No. 49004, with Perry Payne, Ltd. to accept a discounted prepayment.

Section 3. That the Director of Community Development is authorized to accept on behalf of the City discounted prepayments from Perry Payne, Ltd on the unpaid balance, currently \$550,000 on CDBG Contract No. 48465, and the unpaid balance, currently \$1,405,000 on the HUD 108 Contract No. 49004. The total approximate amount of the discounted prepayments is \$650,000, which is

approximately 1/3 of the outstanding loan balances. Terms and conditions of the discounted prepayments are more fully set forth in the executive summary placed in File No. 1367-17-A.

Section 4. That the Director of Community Development is authorized to file all papers and execute all documents necessary to receive the funds under the prepayments.

Section 5. That the amendments authorized by this ordinance shall be prepared by the Director of Law and shall contain terms and conditions that the director deems necessary to protect and benefit the public interest.

Section 6. That the Director of Community Development is authorized to release any and all collateral taken to secure repayments of the CDBG and HUD 108 loans referenced in this ordinance and to execute all documents necessary to release the collateral of the loans. Any release of security instruments shall be prepared and approved by the Director of Law.

Section 7. That the Director of Community Development is authorized to deposit the prepayments into Fund No. 14 and will be used for other neighborhood projects.

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1370-17.
By Council Members Dow, Brantcatelli and Kelley (by departmental request).

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

Whereas, under Resolution No. 1068-17, adopted October 2, 2017, the Assessment Equalization Board (the "Board") was appointed to hear and determine all objections concerning the estimated assessments under Resolution No. 834-17, adopted August 16, 2017, to provide for services benefitting The Cleveland Superior Arts Improvement District (the "District"); and

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

Whereas, this Council deems the report proper in all respects; and

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

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

Section 1. That the report of the Board, appointed under Resolution No. 1068-17, adopted October 2, 2017, is approved and placed in File No. 1370-17-A, along with the final assessments for the District, as equalized by the Board.

Section 2. That it is determined to proceed to provide for the plan for public services benefitting the District (collectively, "District Services"), as established in Resolution No. 834-17 (the "Resolution of Necessity").

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

Section 4. That judicial inquiry into all claims for damages resulting from the District Services filed under law shall occur after completion of the District Services.

Section 5. That the cost of the District Services to be assessed against benefited property shall be assessed in the amount, manner and number of installments as provided for in the Resolution of Necessity, as equalized by the Board.

Section 6. That the final assessments, as equalized by the Board, for the cost of the District Services, stated in the file mentioned above and aggregating \$645,944.60, are adopted and confirmed as final assessments.

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

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

Section 9. That the Clerk of Council is directed to file in her office a list of the assessments and the description of the lots and lands.

Section 10. That the annual installments against each lot and parcel of land shall be certified by the Clerk of Council to the County Auditor on or before the certification deadline in each of years 2018, 2019, and 2020, to be placed on the tax duplicate and collected the same as other taxes in each of the immediately following years, as provided by law.

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

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

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

Section 14. That it is found and determined that all formal actions

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

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

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1375-17.
By Council Members Zane and Kelley (by departmental request).

An emergency ordinance to amend Sections 1 and 2 of Ordinance No. 708-17, passed July 12, 2017, relating to a grant from the Ohio Office Criminal Justice Services for the 2016 Ohio Drug Law Enforcement Fund grant.

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

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

Section 1. That Sections 1 and 2 of Ordinance No. 708-17, passed July 12, 2017, are amended to read as follows:

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of \$427,608.58, and any other funds that may become available during the grant term from the Ohio Office of Criminal Justice Services to conduct the 2016 Ohio Drug Law Enforcement Fund Grant; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the application for the grant contained in the file described below.

Section 2. That the application for the grant, File No. 708-17-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation, including the obligation of the City of Cleveland to provide cash matching funds in the amount of \$142,536.21 from Fund No. 10 SF 026, is approved in all respects and shall not be changed without additional legislative authority. (RQS 6001, RL-2017-51 and RQS 6001, RL 2017-97)

Section 2. That existing Sections 1 and 2 of Ordinance No. 708-17, passed July 12, 2017, are repealed.

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1409-17.
By Council Members Pruitt and Kelley (by departmental request).
An emergency ordinance to amend Section 2 of Ordinance No. 1291-15, passed November 30, 2015, relating to professional services to conduct a sewer system evaluation survey and condition assessment of study areas under the City's Capital Improvement Plan.

Whereas, under Ordinance No. 1291-15, passed November 30, 2015, this Council authorized the employment of professional services to conduct a sewer system evaluation survey and condition assessment of study areas and to provide technical assistance and other related services under the City's Capital Improvement Plan; and

Whereas, under that ordinance, Contract No. PS 2016-189 was entered into with AECOM Technical Services, Inc.; and

Whereas, Ordinance No. 1291-15 funded the contract using funds appropriated for this purpose in budget year 2016; and

Whereas, Contract No. PS 2016-189 requires annual funding until the obligations under the contract are fulfilled; and

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

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

Section 1. That Section 2 of Ordinance No. 1291-15, passed November 30, 2015, is amended to read as follows:

Section 2. That the cost of the contract or contracts authorized shall be paid from annual funds appropriated for this purpose.

Section 2. That existing Section 2 of Ordinance No. 1291-15, passed November 30, 2015, is repealed.

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1411-17.
By Council Members K. Johnson and Kelley (by departmental request).
An emergency ordinance authorizing the Director of Public Works to lease certain property located north of Otter Avenue between East 81st

Street and East 83rd Street to Rid-All Foundation, Inc. for the purpose of continuing operation of a greenhouse and an EPA-licensed Level 2 compost facility and for associated urban agriculture and educational uses, for a term of five years.

Whereas, the City of Cleveland owns certain property located north of Otter Avenue between East 81st Street and East 83rd Street, which is not needed for the City's public use; and

Whereas, Rid-All Foundation, Inc. ("Rid-All") has proposed to lease the property from the City for the purpose of continuing operation of a greenhouse and an EPA-licensed Level 2 compost facility and for associated urban agriculture and educational uses; and

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

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

Section 1. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to lease to Rid-All ("Lessee"), certain property located north of Otter Avenue between East 81st Street and East 83rd Street, also known as PPN 126-27-028, which is not needed for the City's public use and is more fully described as follows:

Parcel "A"

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all of Sublot Nos. 264 and 265 in the Gill, Brainard, Hower and Higbies Subdivision as shown in the recorded plat, Volume 5, Page 37 of Cuyahoga County Map Records, being part of Sublot Nos. 38, 39 and 40 in the William Brooker Subdivision as shown in the recorded plat, Volume 5, Page 56 of Cuyahoga County Map Records, being part of Sublot Nos. 33, 34, 40, 41, 47 and 48 in the Walker and Betts Subdivision as shown in the recorded plat, Volume 11, Page 21 of Cuyahoga County Map Records and being a part of East 82nd Street as vacated by City of Cleveland Ordinance Number 45532, all of which are part of Original One Hundred Acre Lot No. 423, further described as follows:

Being a 1.4292 acre parcel of land known as Parcel "A" in the Consolidation Plat prepared for The City of Cleveland, Ohio as shown in the recorded plat, Volume 365, Page 36 of Cuyahoga County Map Records, be the same more or less and subject to all legal highways.

Section 2. That the term of the lease authorized by this ordinance shall be for a term of five years.

Section 3. That the property authorized by this ordinance shall be leased at the appraised leased value of \$5,150.00 annually, which is determined to be fair market value, exclusive of utilities.

Section 4. That the lease may authorize the Lessee to make improvements to the leased premises subject to the approval of appropriate City agencies and officials.

Section 5. That the lease shall be prepared by the Director of Law.

Section 6. That the Director of Public Works, the Director of Law, and other appropriate City officials are authorized to execute any other documents and certificates, and take any other actions which may be necessary or appropriate to effect the lease authorized by this ordinance.

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1412-17.
By Council Members Zone and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY 2016 Assistance to Firefighters Grant; and authorizing the purchase by one or more requirement contracts of materials, equipment, supplies, services, and training needed to implement the grant, including thermal imaging cameras, for the Division of Fire, Department of Public Safety.

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

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

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the amount of \$286,173, and any other funds that become available during the grant term, from United States Department of Homeland Security to conduct the FY 2016 Assistance to Firefighters Grant; that the Director of Public Safety is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the award package and application for the grant contained in the file described below.

Section 2. That the award package and application for the grant, File No. 1412-17-A, made a part of this ordinance as if fully rewritten, including the obligation of the City of Cleveland to provide cash matching funds in the amount of \$28,617 from Fund No. 01-6003-6397, is approved in all respects and shall not be changed without additional legislative authority. (RQS 6001, RL 2017-103)

Section 3. That the Director of Public Safety is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements during the grant period of the necessary items of materials, equipment, supplies, services, and training needed to implement the grant, including thermal imaging cameras, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner

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

Section 4. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount

of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance.

Section 5. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

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

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1420-17.

By Council Member Conwell.

An ordinance changing the Use, Area, and Height Districts of parcels along Superior Avenue Between E. 105th Street and E. 125th Street and adding an Urban Form Overlay District.

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

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

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and known as being part of the Original Lot Nos. 376, 377, 379, 380, 395, 396, 387, 388, 389 and described as follows:

Beginning at the intersection of the centerline of South Boulevard and the centerline of East 105th Street;

Thence, westerly along the centerline of South Boulevard to its intersection with the northerly prolongation of the westerly line of subplot No. 150 in the B. Schatzinger Superior Park Division No. 2 as part of the Original One Hundred Acre Lot Nos. 376 & 377 as shown by recorded plat of said subdivision in Volume 37, Page 5 of Cuyahoga County Records;

Thence, southerly along said westerly line to the southeasterly corner of said subplot No. 150;

Thence, westerly along the southerly line of subplot No. 149 in the B. Schatzinger Superior Park Subdivision to its intersection with the northeast corner of subplot No. 77 in said subdivision;

Thence, southerly along the westerly line of subplot No. 77 to the intersection of said subplot's southwesterly corner;

Thence, easterly along the northerly line of subplot No. 76 of said subdivision to its intersection with the north easterly corner of subplot No. 75 of said subdivision;

Thence, southerly along the westerly line of said subplot to its intersection with the centerline of Westchester Avenue;

Thence, easterly along said centerline of Westchester Avenue to its intersection with the northerly prolongation of the westerly line of subplot No. 74 in the B. Schatzinger subdivision;

Thence, southerly along said prolongation to its intersection with the southwest corner of said subplot No. 74;

Thence, westerly along the southerly line of subplot No. 73 in said subdivision to its intersection with the centerline of East 104th Place;

Thence, southerly along the centerline of East 104th Place to its intersection with the centerline of Olivet Avenue (formerly Gertrude Street as recorded in Cuyahoga County Map Records);

Thence, westerly along said centerline of Olivet Avenue to its intersection with the northerly prolongation of the westerly line of subplot No. 4 in the William Phillips subdivision of part of the Original One Hundred Acre Lots Nos. 377 & 385 as shown by recorded plat of said subdivision in Volume 18 of Maps, and Page 8 of Cuyahoga County Records;

Thence, southerly and parallel with the easterly line of said subplot No. 4 to its intersection with the easterly prolongation of the northerly line of Tanner Ave;

Thence, easterly along said prolongation to the northwesterly corner of subplot No. 68 located in the Morley and Morrison subdivision of part of the Original One Hundred Acre Lot No. 385 as shown by recorded plat of said subdivision in Volume 26, Page 24 of Cuyahoga County Records;

Thence, southerly along the westerly line of subplot Nos. 68 -71 of said subdivision to its intersection with the northeasterly corner of subplot No. 59 in said subdivision;

Thence, westerly along the northerly line of said subplot No. 59 to its intersection with the centerline of East 103rd Street, and southerly along the centerline of E. 103rd Street to its intersection with the centerline of Superior Ave;

Thence, south westerly along the centerline of Superior Avenue to its intersection with the north easterly line of East Boulevard;

Thence, south easterly along the northwesterly line of East Boulevard to its intersection with the westerly prolongation of the southerly line of subplot No.9 located in the Morley & Morrison subdivision as recorded in Volume 25, Page 26 of Cuyahoga County Map Records;

Thence, easterly along said westerly prolongation to its intersection with the north easterly corner of subplot No. 8 located in said subdivision;

Thence, southerly along the easterly line of subplot Nos. 8, 7 & 6 in said subdivision to its intersection with the centerline of Churchill Avenue (previously Boulevard Court as recorded in Cuyahoga County Map Records);

Thence, easterly along the centerline of Churchill Avenue to its intersection with the centerline of East 105th Street;

Thence, southerly along the centerline of East 105th Street to its intersection with the easterly prolongation of the southerly line of subplot No. 13 in the Original One Hundred Acre Lot of East Boulevard Co. subdivision as recorded in Volume 27, Page 26 of Cuyahoga County map Records;

Thence, westerly along said prolongation to its intersection with the centerline of East 103rd Street;

Thence, southerly along said centerline to its intersection with the centerline of Ashbury Avenue;

Thence, southeasterly along said centerline to its intersection with the centerline of East 105th Street and northerly along the centerline of E. 105th Street to its intersection with the centerline of Lee Road;

Thence, easterly along the centerline of Lee Road to its intersection with the southerly prolongation of the easterly line of subplot No. 77 located in the Original One Hundred Acre Lot No. 386 of the J.H. Wade Et Al. Re-Sub Subdivision as recorded in Volume 33, Page 18 of the Cuyahoga County Map Records;

Thence, northerly along said prolongation and along the easterly line of subplot Nos. 77 to 84 in said subdivision to its intersection with the centerline of Orville Avenue North East (N.E.);

Thence, westerly along the centerline of Orville Avenue N.E. to its intersection with the southerly prolongation of the westerly line of subplot No. 144 in said subdivision;

Thence, northerly along said southerly prolongation and the westerly line of said subplot to its intersection with the northeasterly corner of subplot No. 143 in said subdivision;

Thence, easterly along the northerly line of subplot No. 144 in said subdivision to its intersection with the south westerly corner of subplot No. 6 in said subdivision;

Thence, northerly along the westerly line of said subplot to its intersection with the centerline of Churchill Avenue;

Thence easterly along the centerline of Churchill Avenue to its intersection with the centerline of East 107th Street, and northerly along said centerline to its intersection with the centerline of Rockhurst Avenue N.E.;

Thence, northeasterly along said centerline to its intersection with the centerline of East 110th Street;

Thence, northerly along said centerline to its intersection with the westerly prolongation or the northerly line of subplot No. 52 located in the Original One Hundred Acre Lot No. 387 located in the Hamilton Allotment as recorded in Volume 24, Page 13 of Cuyahoga County Map Records;

Thence, easterly along the northerly line of said subplot to its intersection with said subplot's northeasterly corner;

Thence, northerly along the westerly line of subplot No. 51 of said subdivision to its intersection with said subplot's northwesterly corner;

Thence, easterly along the northerly line of subplot No. 51 and along the easterly prolongation of said subplot to its intersection with the centerline of East 111th Street;

Thence, northerly along the centerline of East 111th Street to its intersection with the westerly prolongation of the southerly line of subplot Nos. 6, 7, 8 & 9 in Hamilton's Allotment of part of the Original One Hundred Acre Lot No. 387 as shown in Volume 23 of Maps, Page 13 of Cuyahoga County Records;

Thence, easterly along said westerly prolongation of the southerly line of said subplot Nos. 6, 7, 8 & 9 to its intersection with the southeasterly corner of subplot No. 9;

Thence, northerly along the easterly line of subplot No. 9 to its intersection with the southwest corner of subplot No. 111 in the Schatzinger & Hartwick's subdivision of part of the Original One Hundred Acre Lot No. 387, as shown by a recorded plat in Volume 27, Page 13 of Cuyahoga County Records;

Thence, easterly along the southerly line of said subplot No. 111 to its intersection with the westerly line of a parcel of land conveyed to Anna C. Lear by deed dated August 28, 1909 and recorded in Volume 1238, Page 250 of Cuyahoga County Records;

Thence, northerly along said westerly line of a parcel of land so conveyed to Anna C. Lear to an angle point;

Thence, northwesterly along the southwest line of land so conveyed to Anna C. Lear to its intersection with the northerly line of said land;

Thence, easterly along said northerly line of land conveyed to Anna C. Lear to its intersection with the centerline of E. 112th Street;

Thence, southerly along said centerline of E. 112th Street to its intersection with the westerly prolongation of the southerly line of subplot Nos. 50, 51, & 52 in the Schatzinger & Hartwick Subdivision of part of the Original One Hundred Acre Lot No. 387 and also known as Cuyahoga County Permanent Parcel Number 120-03-052 as recorded in Volume 27 of Maps, and Page 13 of Cuyahoga County Records;

Thence, easterly along said westerly prolongation to its intersection with the southeasterly corner of said parcel;

Thence, northerly along the easterly line of said parcel to its intersection with the southwest corner of Cuyahoga County Permanent Parcel Number 120-03-014 also known as part of subplot Nos. 47, 48 & 49 in said Schatzinger & Hartwick's subdivision as recorded in Volume 27, Page 13 of Cuyahoga County Records;

Thence, easterly along the southerly line of said parcel to its intersection with the centerline of E. 114th Street;

Thence, northerly along the centerline of E. 114th Street to its intersection with the centerline of Superior Avenue;

Thence, northeasterly along the centerline of Superior Avenue to its intersection with the centerline of E. 115th Street;

Thence, southerly along the centerline of E. 115th Street to its intersection with the centerline of Edith Avenue N.E.;

Thence, easterly along the centerline of Edith Avenue N.E. to the southeasterly corner of part of subplot No. 4 in L.E. Holden's Subdivision of part of the Original One Hundred Acre Lot No. 387 as shown by the recorded plat in Volume 12 of Maps, Page 41 of Cuyahoga County Records and also known as Cuyahoga County Permanent Parcel Number 120-04-006;

Thence, northerly along the easterly line of said parcel to its intersection with the southwest corner of subplot No. 201 in the B. Schatzinger & Honora Bailey's Allotment of part of the Original One Hundred Acre Lot No. 387 as recorded in Volume 27, Page 11 of Cuyahoga County Records and known as Permanent Parcel Number 120-04-007;

Thence, easterly along said southerly line of said parcel to its intersection with the southerly prolongation of the easterly line of a parcel of land known as No. 120-04-009 and parts of subplot Nos. 201 & 202 in the B. Schatzinger & Honora Bailey's Allotment in of part of the Original One Hundred Acre Lot No. 387 as recorded in said volume and page of the Cuyahoga County Records;

Thence, northerly along said southerly prolongation to its intersection with the southwest corner of a piece of land conveyed to the City of Cleveland on November 16, 2009 and being parts of subplot Nos. 202 & 203 in said Subdivision and recorded in Volume 27, Page 11 of Cuyahoga County Records;

Thence, easterly along the southerly line of a piece of land conveyed to the City of Cleveland to its intersection with the centerline of E. 117th Street formerly called Cloverdale Street as shown in Cuyahoga County Map Records;

Thence, northerly along said centerline to its intersection with the westerly prolongation of the southerly line of sublots Nos. 230 & 231 in the B. Schatzinger and Honora Bailey Allotment of part of the Original One Hundred Acre Lot No. 387 as recorded in Cuyahoga County Records;

Thence, easterly along said westerly prolongation to the southeasterly corner of said subplot No. 231;

Thence, southerly along the westerly line of a piece of land conveyed to Forest Hill Jehovah Witnesses on August 30, 2006 and part of subplot No. 19 in the George M. Hick's Subdivision of part of the Original One Hundred Acre Lots No. 387 & 388 as shown by recorded plat of said subdivision in Volume 144 of Maps, Page 46 of Cuyahoga County Records and to its intersection with the southeasterly corner of said land;

Thence, easterly along the southerly line of said land conveyed to Forest Hill Jehovah Witness to its southeasterly corner;

Thence northerly along the easterly line of said land conveyed, to its intersection with the southwesterly corner of subplot No. 1 in said subdivision;

Thence, easterly along the southerly line of said subplot to its southeasterly corner;

Thence, northerly along easterly line of said parcel to its intersection with the southwesterly corner of Parcel Number 120-05-004 also known as a parts of sublots No. 2 & No. 3 in Martin Dodge's Superior Street Allotment of part of the Original One Hundred Acre Lot No. 388; as recorded in Volume 18, Page 17 of Cuyahoga County Map Records;

Thence, easterly along the southerly line of said parcel and its easterly prolongation to its intersection with the centerline of E. 120th Street;

Thence, southerly along the centerline of E. 120th Street to its intersection with the westerly prolongation of the southerly line of subplot Nos. 42 - 47 in Martin Dodge's Superior Street Allotment of park of Original One Hundred Acre Lot No. 388 as recorded in Cuyahoga County Map Records Volume 18, Page 17;

Thence, easterly along said westerly prolongation to its intersection with the centerline of Lakeview Road N.E.;

Thence, southeasterly along the centerline of Lakeview Road N.E. to its intersection with the southwesterly prolongation of the southerly line of subplot No. 60 located in the Superior Land Co. Re-Sub Subdivision as part of the Original One Hundred Acre Lot No. 388 as recorded in Volume 38, Page 7 of Cuyahoga County Map Records;

Thence, northeasterly along said prolongation to its intersection with the southeasterly corner of said subplot;

Thence, northwesterly along the northeasterly line of said subplot to its intersection with the centerline of Thompson Avenue N.E.;

Thence, easterly along the centerline of Thompson Avenue N.E. to its intersection with the centerline of E. 124th Street;

Thence, southerly along the centerline of E. 124th Street to its intersection with the westerly prolongation of the northerly line of subplot No. 183 in The Archer Avenue Subdivision of part of the Original One Hundred Acre Lot Nos. 388 & 389 as recorded in Volume 25 of Maps, and Page 29 of Cuyahoga County Records;

Thence, easterly along said westerly prolongation of the northerly line of said subplot to its intersection with the westerly line of E. 125th Street;

Thence, northerly along the westerly line of E. 125th Street through the centerline of Superior Avenue to its intersection with the centerline of Benton Court N.E.;

Thence, westerly along the centerline of Benton Court N.E. to its intersection with the centerline of E. 124th Street (formerly Plymouth Street) and southwesterly along the centerline of Benton Court N.E. to its intersection with the northeasterly corner of subplot No. 3 in the Mary R. & M.W. Montgomery Subdivision as part of the Original One Hundred Acre Lot No. 380 - as recorded in Volume 6 of Maps, Page 20 of Cuyahoga County Records;

Thence, northwesterly along the easterly line of subplot Nos. 31, 30 & 29 in the Mary R. & M.W. Montgomery subdivision to the northeasterly corner of subplot No. 29 in said subdivision of part of the Original One Hundred Acre Lot No. 380 as recorded in Volume 6 of Maps, and Page 20 of Cuyahoga County Records;

Thence, southwesterly along the northerly line of said subplot No. 29 and along said subplot's easterly prolongation to its intersection with the centerline of E. 123rd Street;

Thence, northwesterly along the centerline of E. 123rd Street to its intersection with the easterly prolongation of the northwesterly line of Sublot No. 33 in the Montgomery Subdivision of part of the Original One Hundred Acre Lot No. 380 as recorded in Cuyahoga County Map Records also being part of the land conveyed to The Catholic Charities Facilities Corporation as recorded in Volume 95 - 02074, Page 19 of Cuyahoga County Records, to an angle point and then southwesterly along the northerly line of the same parcel of land to its intersection with the centerline of Lakeview Road N.E. ;

Thence, northwesterly along the centerline of Lakeview Road N.E. to its intersection with the northeasterly prolongation of a piece of land conveyed to The City of Cleveland on March 31, 2009 by Lakeview & Superior Development Group and part of the Original One Hundred Acre Lot Nos. 379 & 389 also known as Cuyahoga County Permanent Parcel Number 110-31-002;

Thence, northwesterly along said prolongation to an angle and southwesterly along the northeasterly line of said parcel to its intersection with the northwesterly corner of said piece of land conveyed to the City of Cleveland on March 31, 2009;

Thence, southeasterly along the opposite line of said parcel running parallel with Lakeview Road N.E., to its intersection with the northeasterly corner of subplot No. 58 in E.Q. Potter's Subdivision of part of the Original One Hundred Acre Lots Nos. 379 & 380, as recorded in Volume 45 of Maps, Page 7 of Cuyahoga County Records and together with sublots Nos. 56, & 57 make up Cuyahoga County Permanent Parcel Number 110-31-003;

Thence, southwesterly along the northeasterly line of said parcel to its intersection with the centerline of Carolina Road (formerly Dugway Road as shown in Cuyahoga County Records);

Thence, northwesterly along said centerline to its intersection with the northeasterly prolongation of subplot No. 29 in E.Q. Potter's Subdivision of part of the Original One Hundred Acre Lot Nos. 379, 380, 387 & 388 as shown by recorded plat in Volume 45 of Maps, Page 7 of Cuyahoga County Records and together with Sublot Nos. 27 and 28 make up Cuyahoga County Permanent Parcel Number 110-31-004;

Thence, southwesterly along said prolongation to an angle and southwesterly along the northerly line of said parcel to its intersection with the centerline of E. 115th Street;

Thence, northerly along said centerline of E. 115th Street to its intersection with the easterly prolongation of a piece of land conveyed to the Northeast Ohio Regional Sewer District on December 22, 2015 and known as subplot No. 3 in the E.Q. Potter's Subdivision of part of the Original 100 Acre Lots Nos. 379, 380, 388, & 389 as shown in Volume 45, Page 7 of Cuyahoga County Records and together with parts of subplot Nos. 1 and 2 make up Cuyahoga County Permanent Parcel Number 110-31-073;

Thence, westerly along the northerly line of said parcels to its northwesterly corner;

Thence, southerly along said parcel's westerly line to its intersection with the north easterly corner of a piece of land conveyed to the Northeast Ohio Sewer District on July 27, 2015 and is known as Cuyahoga County Permanent Parcel Number 110-31-009;

Thence, westerly along said parcel to its intersection with the centerline of E. 114th Street;

Thence, southerly along said centerline to its intersection with the easterly prolongation of a piece of land conveyed to Micgers, LLC on April 12, 2013 and known as being located in the Deming Bros Company Subdivision as part of the Original One Hundred Acre Lot No. 387 also known as Cuyahoga County Permanent Parcel Number 109-240-13 as recorded in Cuyahoga County Records;

Thence, westerly along the northerly line of said parcel to its intersection with the easterly line of a parcel of land conveyed to Antioch Chapel Baptist Church on November 17, 1977 and known as sublots Nos. 11 and 12 and the easterly two and a half feet of subplot No. 10 in the A.J. Marsh's Subdivision of part of the Original One Hundred Acre Lot No. 379 & 387 as recorded in Volume 21 of Maps, Page 3 of Cuyahoga County Records and together make up Cuyahoga County Permanent Parcel Number 109-24-014;

Thence, northerly along said easterly line of subplot No. 12 to its intersection with the northeasterly corner of said subplot;

Thence, southwesterly along the northerly line of said subplot Nos. 12, 11 and 10 continuing southwesterly along the northerly lines of sublots Nos. 1-9 in the A.J. Marsh Subdivision running parallel to Superior Avenue to its intersection with the easterly line of Cuyahoga County Permanent Parcel Number 109-24-022 recorded as being part of sublots Nos. 1, 2, 3 and part of subplot No. 55 in Charles Goulder's Parkwood Avenue Subdivision and being part of the Original One Hundred Acre Lots Nos. 379 & 387 as recorded in Volume 20 of Maps, Page 28 of Cuyahoga County Records;

Thence, northerly along the easterly line of said parcel to its northeasterly corner;

Thence, westerly along the northerly line of said parcel to its intersection with the easterly side of E. 111th Street;

Thence, southerly along said easterly line of E. 111th Street to its intersection with the easterly prolongation of the northerly line of subplot No. 4 in the Charles Goulder's Parkwood Avenue Subdivision of part of the Original One Hundred Acre Lots Nos. 379 & 387, as recorded in Volume 20 of Maps, Page 8 of Cuyahoga County Records and together with subplot Nos. 6, 5, and 55 form Cuyahoga County Permanent Parcel Number 109-24-023;

Thence, westerly along the easterly prolongation of said parcel to its intersection with the centerline of Parkwood Street;

Thence, southerly along said centerline to its intersection with the centerline of Tecumseh Street;

Thence, southwesterly along the centerline of Tecumseh Street to its intersection with the southeasterly prolongation of the easterly line of a piece of land conveyed to Athens Fire Baptist Church on January 1, 1975 and known as Cuyahoga County Permanent Parcel Number 109-18-056 according to Cuyahoga County Records;

Thence, northwesterly along said easterly line to its intersections with the centerline of Hathaway Avenue and continue to the centerline of E. 105th Place;

Thence, northwesterly along the centerline of E. 105th Place to its intersection with the centerline of Olivet Court N.E.;

Thence, westerly along the southwesterly prolongation of a parcel of land conveyed to Bethany Baptist Church by L.C. Weatherspoon of part of the Original One Hundred Acre Lot Nos. 378 and 386 as recorded in Volume 356 of Maps, and Page 55 of Cuyahoga County Records and known as Permanent Parcel Number 109-18-007 & 199-18-006;

Thence, northwesterly along said parcels through the intersection of the centerline of Olivet Avenue continuing northwesterly to the intersection of the centerline of E. 106th Place;

Thence, northwesterly along the centerline of E. 106th Place to its intersection with the centerline of Mansion Court;

Thence, northwesterly along said centerline to its intersection with the southerly prolongation of the easterly line of subplot No. 37 in the O.D. Jordan Subdivision of part of the Original One Hundred Acre Lot No. 378;

Thence, northwesterly along said easterly line to its intersection with the centerline of Tacoma Avenue N.E.;

Thence, westerly along said centerline of Tacoma Avenue N.E. to its intersection with the centerline of E. 105th Street;

Thence, northwesterly along said centerline to the intersection of the centerline of South Boulevard and the point of origin;

And as identified on the attached map shall be changed to a 'Limited Retail District, a 'G' Area District and a '2' Height District;

Section 2. That the Use District of lands bounded and described as follows:

Beginning at the intersection of the centerline of E. 105th Street and the centerline of Churchill Ave. N.E.;

Thence, southerly along the centerline of E. 105th Street to its intersection with the easterly prolongation of the southerly line of subplot No. 12 located in the East Boulevard Co's Allotment as record in Volume 47 of Maps, Page 27 of Cuyahoga County Records;

Thence, westerly along said prolongation to its intersection with the centerline of Churchill Street;

Thence, northerly along the centerline of Churchill Street to an angle point and northwesterly along said centerline to the intersection with Churchill Avenue N.E.,

Thence, easterly along Churchill Avenue N.E. to the point of origin;

And;

Beginning at the intersection of the centerline of Superior Avenue and the centerline of E. 115th Street;

Thence, south easterly along the centerline of E. 115th Street to its intersection with the north easterly prolongation of the southerly line of Cuyahoga County Permanent Parcel Number 120-04-002 or better known as being Parcel Number '2' in the Burkes Development Corporation Lot Split and part of the Original One Hundred Acre Lot No. 387 as record in Volume 250, Page 8 of Cuyahoga County Records;

Thence, southwesterly along said northeasterly prolongation of the southerly line to its intersection with the easterly line of a parcel of land within the southerly 44 feet of subplot Nos. 1, 2 & 3 in Schatzinger and Hartwick's Subdivision of part of the Original One Hundred Acre Lot No. 387 as recorded in Volume 27 of Maps, Page 13 of Cuyahoga County Records and also known as Permanent Parcel Number 120-04-120;

Thence northerly along said easterly line to its intersection with the southeasterly corner of a piece of land known as Parcel 'A' in a Parcel Split of Lands owned by 16912 Miles Corporation part of the Original One Hundred Acre Lot No. 387 and as recorded in Volume 253 of Maps, Page 8 of Cuyahoga County Records;

Thence, westerly along southerly line of said parcel to its intersection with the centerline of E. 114th Street (Formerly Lawndale);

Thence, northerly along said centerline to its intersection with the centerline of Superior Ave;

Thence, easterly along centerline of Superior Avenue to place of origin; And as identified on the attached map shall be changed to a 'Multi-Family' District, a 'G' Area District and a '2' Height District;

Section 3. That the Use District of lands bounded and described as follows:

Beginning at the intersection of the centerline of Chesterfield Avenue and the centerline of Lakeview Road N.E.;

Thence, southeasterly along the centerline of Lakeview Road N.E. to its intersection with the northeasterly prolongation of the southerly line of Cuyahoga County Permanent Parcel Number 110-31-082 also known as Building 7 in the Glenville Commons Condominiums recorded in Condominium Plat Maps, Volume 76, Page 4 to 10 and part of the Original One Hundred Acre Lot No. 379;

Thence, northwesterly along the southerly line of said parcel to an angle point and continue southwest to its intersection with said parcel's southwesterly corner;

Thence, northwesterly along said parcels westerly to an angle point and continuing northeasterly along said parcel's westerly line to its intersection with the southerly line of Cuyahoga County Permanent Parcel Number 110-30-021 also known as part of Block 'A' in the Knight-Richardson & Moore's Subdivision of part of Original One Hundred Acre Lot No. 379 as shown by recorded plat in Volume 24 of Maps, Page 5 of Cuyahoga County Records;

Thence, westerly along said parcel's southerly line to an intersection with the southeasterly corner of subplot No. 176 also known as part of said subdivision and part of the Original One Hundred Acre Lot No. 379;

Thence, slight northeasterly along subplot Nos. 176 to 184 to its intersection with the northeasterly corner of subplot No. 184 also located in said subdivision and the Original One Hundred Acre Lot No. 379 as recorded in Volume 24 of Maps, and Page 5 of Cuyahoga County Records;

Thence, easterly along the northeasterly prolongation of subplot No. 184 along the northerly line of Cuyahoga County Permanent Parcel Number 110-30-027 to its intersection with the centerline of Lakeview Road N.E. and the point of origin;

And as identified on the attached map shall be changed to a 'Multi-Family' District a, 'D' Area District and a '1' Height District;

Section 4. That the street frontages described as follows:

The north side of Superior Avenue between E. 103rd Street and E. 125th Street;

And;

The south side of Superior Avenue between East Boulevard and E. 125th St;

And;

The west side of E. 105th Street between Ashbury Avenue and Tacoma Avenue;

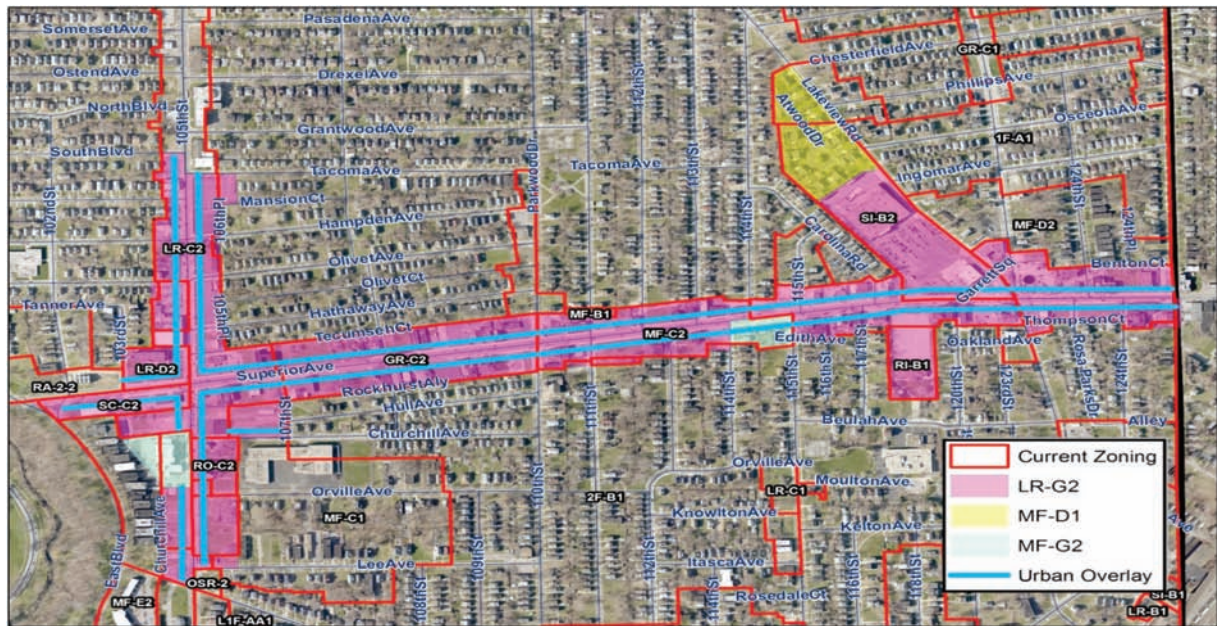
And;

The east side of E. 105th Street between Lee Avenue and Tacoma Avenue;

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

Section 5. That the change of zoning of lands described in Section 1 through 5 shall be identified as Map Change No. 2575, 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 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



Map Change 2575
 Changing the Use, Area and Height Districts of parcels along Superior Avenue
 between E. 105th Street and E. 125th Street

Passed December 4, 2017.
Effective January 3, 2018.

Ord. No. 1431-17.
By Council Members Dow, Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Health Tech Hospitality, LLC, or its designee, to support debt service related to the development of a Hilton Tru Hotel located at 6975 Euclid Avenue; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose.

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

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

Whereas, the Real Property is to be developed in accordance with the Cleveland 2020 Citywide Plan, a copy of which is placed in File No. 1431-17-A; and

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

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

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

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

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

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

Section 1. That the improvements to be constructed by Health Tech Hospitality, LLC, or its designee, ("Redeveloper"), are declared to be a public purpose for purposes of Section 5709.41 of the Revised Code. The Real Property is more fully described as follows:

LEGAL DESCRIPTION OF
 PARCEL "A" 1.5531 ACRES
 CITY OF CLEVELAND, OHIO
 Situated in the City of Cleveland,
 County of Cuyahoga and State of
 Ohio, and known as being 1.5531
 acre Consolidated Parcel "A" in a
 Lot Split and Consolidation Plat for

Health Tech Hospitality, LLC, of part of Original 100 Acre Lot Number 338 as shown by the plat recorded in AFN 201708280541 of Cuyahoga County Map Records.

Be the same more or less, but subject to all legal highways and easements of record.

Section 2. That one hundred percent (100%) of the Improvements are declared exempt from real property taxation for a period of thirty years; and that in no event shall the exemption period extend beyond 2049. The terms of the agreement are as follows:

DEPARTMENT OF
 ECONOMIC DEVELOPMENT
 SUMMARY FOR THE
 LEGISLATIVE FILE

Project Name: Hilton Tru
Project Address: 6975 Euclid Avenue,
 Cleveland, OH 44115
Developer: Health Tech
 Hospitality, LLC
Project Manager: Cassie Slansky
Ward/Councilperson: 7 - Dow
City Assistance: Non-School TIF

Project Summary and Discussion

Health Tech Hospitality, LLC, or designee, ("Developer") is proposing to develop a Hilton Tru, located at 6975 Euclid Avenue, Cleveland, OH 44115 ("Project Site"). In order to assist with the project financing, the Developer has requested the City impose a 5709.41, 30-Year, Non-School TIF. The TIF will support debt service related to the project and assist with the development of the hotel. The project will create and/or cause to create 20 new W-2 jobs at the Project Site with an approximate payroll of \$750,000. TIF proceeds are estimated to generate approximately \$1,448,771.

In 2015, the City sold parcels in the block located at E. 69th-70th Street between Euclid Avenue and Chester Avenue out of the Industrial Commercial Land Bank. Economic Development targeted this property and worked with Midtown Cleveland, who owned the remaining developable property to position the site for redevelopment.

As development has continued, HTH has acquired a license to the development of a Hilton Tru, an "upscale economy" hotel flag. Costs for the FFE and construction and design for "upscale" flag elevated the original cost projections. The total development costs have increased from \$12M to approximately \$14M. This has forced the developer to raise more equity, but not being able to provide the returns required, thus making the project infeasible.

Proposed City Assistance

- This ordinance will authorize the Director of Economic Development to enter into a 30-year non-school Tax Increment Finance (TIF) agreement with Health Tech Hospitality, LLC, and/or its designee. The City will have declared certain improvements with respect to the project to be a public purpose and exempt 100% of the improvements from real property taxes.
- The Developer agrees to make certain improvements to the parcel and make payments in lieu of taxes (PILOTS) equal to the

taxes that would have been paid for the parcel but for the TIF. A portion of the PILOTS will be paid to the Cleveland Metropolitan School District in the amount the District would have otherwise received but for the TIF by the County ("District Payments"). The balance of the PILOTS will be utilized to fund eligible project costs and project debt. The developer will be responsible for any shortfall of PILOT payments for project costs.

Economic Impact

- Creation of 20 jobs in the City of Cleveland
- Project estimates \$18,750 in new annual City tax revenue generated from residents and new employees

City Requirements

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

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

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

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

Section 6. That under Section 5709.43 of the Revised Code, there is established an identified Urban Redevelopment Tax Increment Equivalent Fund into which shall be deposited service Payments in Lieu of Taxes ("PILOTS") which shall be used for the purposes described in this ordinance, or File, or for other economic development purposes as determined by the Director of Economic Development.

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

Section 8. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1433-17.

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

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from PetSmart Charities to assist with financing the cost of the construction of a new City Kennel.

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

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

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of \$150,000, and any other funds that may become available during the grant term from PetSmart Charities to assist with financing the cost of the construction of a new City Kennel; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the application for the grant contained in the file described below.

Section 2. That the application for the grant, File No. 1433-17-A, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

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

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

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1434-17.

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

An emergency ordinance authorizing the Director of Public Safety to enter into an amendment to Contract No. CT 6001 PS 2016-165 with Intergraph Corporation dba Hexagon Safety & Infrastructure to provide additional services needed to implement the Computer Aided Dispatch System Upgrade Project; and authorizing contracts to implement the Computer Aided Dispatch system Upgrade as required by the Department of Justice Consent Decree.

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

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

Section 1. That the Director of Public Safety is authorized to enter into an amendment to Contract No. CT 6001 PS 2016-165 with Hexagon Safety & Infrastructure dba Intergraph Corporation to provide additional services needed to implement the Computer Aided Dispatch System Upgrade Project, for the Division of Police, Division of Fire, and the Division of Emergency Medical Service, Department of Public Safety. The additional services shall include software maintenance, CAD configuration services for ProQA and Unified CallTaker, map services, training, and the exchange of I/MAP Editor CC for I/Map Editor software for ArcGIS CC software, on the basis of its proposal dated September 13, 2017.

Section 2. That the Director of Public Safety is authorized to enter into one or more (professional services) contracts with Priority Dispatch Corporation to implement the Computer Aided Dispatch System Upgrade Project by acquiring and implementing ProQA for the Division of Police, and for other related services, including but not limited to, acquiring related and implementing software, monitoring and reporting, quality assurance, system administration configuration, and training, on the basis of its proposal dated August 7, 2017.

Section 3. That the Director of Public Safety is authorized to make one or more written (standard) contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: ruggedized smart phones, tablet devices, ruggedized mobile computer devices to support the capture of data, and for installation of mobile data computers, including labor and materials if necessary, needed to implement the Computer Aided Dispatch System Upgrade Project as required by the Department of Justice Consent Decree, to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Department of Public Safety.

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

Section 5. That the cost of the contract amendment and the contract or contracts shall be paid from Fund Nos. 11 SF 006 and 20 SF 578, and from the fund or funds to which are credited the proceeds from the sale of future bonds if authorized for this purpose, and other funds approved by the Director of Finance. (RQS 6001, RL 2017-105)

Section 6. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1435-17.

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

An emergency ordinance to amend Section 2 of Ordinance No. 109-17, passed February 1, 2017, relating to written standard and requirement contracts of labor and materials necessary to inspect, test, maintain, repair, and upgrade elevators, escalators, and moving or speed walks for the various divisions of City government, for a period of five years.

Whereas, under Ordinance No. 109-17, passed February 13, 2017, this Council authorized Contract No. MA 1505 RCD 2017-4 with Schindler Elevator Corporation for labor and materials necessary to inspect, test, maintain, and repair and upgrade elevators, escalators, and moving or speed walks for the various divisions of City government; and

Whereas, Ordinance No. 109-17 funded the contract or contracts using funds appropriated for this purpose; and

Whereas, one of the jobs needing repair under this contract will be paid from bond funds only; and

Whereas, under state law, bond funds must be identified and the language existing in the ordinance does not identify them; and

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

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

Section 1. That Section 2 of Ordinance No. 109-17, passed February 13, 2017 is amended to read as follows:

Section 2. That the costs of the requirement contract or contracts for the two repairs to the elevators at the Justice Center in an estimated sum of \$102,000 shall be paid from Fund No. 20 SF 578 and other proper appropriation accounts and that the costs of the requirement contract or contracts for any other use under this contract shall be charged against the proper appropriation accounts and that the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 1505, RL 2017-3 and RQS 6001, RL 2017-107.

Section 2. That existing Section 2 of Ordinance No. 109-17, passed February 13, 2017, is repealed.

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

Passed December 4, 2017.
Effective December 6, 2017.

**Ord. No. 1436-17.
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 perform a rate study for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities.

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

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

Section 1. That the Director of Public Utilities is authorized to 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 perform a rate study for the Divisions of Water, Cleveland Public Power, and Water Pollution Control.

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

Director of Law, approved by the Director of Public Utilities, and certified by the Director of Finance.

Section 2. That the cost of contract or contracts authorized shall be paid from Fund Nos. 52 SF 001, 54 SF 001, and 58 SF 001, Request No. RQS 2005, RL 2017-104.

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

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1437-17.

By Council Member Kelley (by departmental request).

An emergency ordinance to make temporary appropriations for the current payrolls and other ordinary expenses of the City of Cleveland from the period from January 1, 2018 until the effective date of the annual appropriation ordinance for the fiscal year ending December 31, 2018.

Whereas, it is desired to postpone the passage of the annual appropriation ordinance until the amended certificate is received, based on the actual balances as the same may be determined by the Director of Finance and the County Budget Commission; 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. To provide for the current payrolls, sinking fund and other ordinary expenses of the City of Cleveland for the period from January 1, 2018 until the effective date of the Annual Appropriation Ordinance for the fiscal year ending December 31, 2018, there be and there is hereby appropriated for the period from January 1, 2018 until the effective date of the Annual Appropriation Six Hundred Sixty Four Million, Five Hundred Thirty Five Thousand, Nine Hundred Thirty Five Dollars (\$664,535,935) out of taxes due the City of Cleveland and any other revenues accrued or occurring during said period of time and said funds are respectively appropriated as follows:

GENERAL FUND

Legislative Branch	\$2,767,621
Judicial Branch	\$13,493,256
Executive Branch	
General Government	\$6,936,065
Department of Aging	\$422,854
Department of Human Resources	\$1,795,310
Department of Community Development (Consumer Affairs)	\$81,871
Department of Law	\$5,280,694
Department of Finance	\$6,645,606
Department of Public Health	\$3,739,765
Department of Public Safety	\$104,764,960
Department of Public Works	\$26,502,903
Department of Building and Housing	\$3,851,079
Department of Economic Development	\$515,123
Nondepartmental	\$24,298,626
Total Executive Branch	\$184,834,856
TOTAL GENERAL FUND	\$201,095,733
Special Revenue Funds	\$69,918,880
Internal Service Funds	\$54,989,161
Enterprise Funds	\$305,613,250
Agency Funds	\$4,045,973
Debt Service Funds	\$28,872,938
TOTAL APPROPRIATIONS FOR 2018	\$664,535,935

GENERAL FUND

LEGISLATIVE BRANCH

Council and Clerk of Council		\$2,767,621
I. Personnel and Related Expenses	\$1,441,055	
II. Other Expenses	\$1,326,566	
TOTAL LEGISLATIVE BRANCH		<u>\$2,767,621</u>

JUDICIAL BRANCH

Municipal Court - Judicial Division		\$8,637,634
I. Personnel and Related Expenses	\$5,838,656	
II. Other Expenses	\$2,798,978	
Municipal Court - Clerk's Division		\$3,466,451
I. Personnel and Related Expenses	\$2,934,839	
II. Other Expenses	\$531,612	
Municipal Court - Housing Division		\$1,389,171
I. Personnel and Related Expenses	\$1,255,507	
II. Other Expenses	\$133,664	
TOTAL JUDICIAL BRANCH		<u>\$13,493,256</u>

EXECUTIVE BRANCH

GENERAL GOVERNMENT

Office of the Mayor		\$892,521
I. Personnel and Related Expenses	\$851,620	
II. Other Expenses	\$40,901	
Office of Capital Projects		\$1,846,111
I. Personnel and Related Expenses	\$1,627,266	
II. Other Expenses	\$218,845	
Office of Quality Control & Performance Management		\$453,279
I. Personnel and Related Expenses	\$308,959	
II. Other Expenses	\$144,320	
Landmarks Commission		\$57,416
I. Personnel and Related Expenses	\$52,543	
II. Other Expenses	\$4,873	
Board of Building Standards and Appeals		\$35,603
I. Personnel and Related Expenses	\$31,987	
II. Other Expenses	\$3,616	
Board of Zoning Appeals		\$70,596
I. Personnel and Related Expenses	\$61,375	
II. Other Expenses	\$9,221	
Civil Service Commission		\$659,743
I. Personnel and Related Expenses	\$260,877	
II. Other Expenses	\$398,866	
Community Relations Board		\$1,242,984
I. Personnel and Related Expenses	\$508,784	
II. Other Expenses	\$734,200	
City Planning Commission		\$847,969
I. Personnel and Related Expenses	\$547,994	
II. Other Expenses	\$299,975	
Boxing and Wrestling Commission		\$6,854
I. Personnel and Related Expenses	\$6,854	
Office of Sustainability		\$298,189
I. Personnel and Related Expenses	\$173,249	
II. Other Expenses	\$24,940	

Office of Equal Opportunity		\$265,669
I. Personnel and Related Expenses	\$206,789	
II. Other Expenses	\$58,880	
Office of Budget & Management		\$259,131
I. Personnel and Related Expenses	\$228,279	
II. Other Expenses	\$30,852	
TOTAL GENERAL GOVERNMENT		<u>\$6,936,065</u>

DEPARTMENT OF AGING

Department of Aging		\$422,854
I. Personnel and Related Expenses	\$319,764	
II. Other Expenses	\$103,090	
TOTAL DEPARTMENT OF AGING		<u>\$422,854</u>

DEPARTMENT OF HUMAN RESOURCES

Department of Human Resources		\$1,795,310
I. Personnel and Related Expenses	\$413,996	
II. Other Expenses	\$1,381,314	
TOTAL DEPARTMENT OF HUMAN RESOURCES		<u>\$1,795,310</u>

DEPARTMENT OF COMMUNITY DEVELOPMENT-DIRECTOR'S OFFICE

Department of Community Development-Director's Office		\$81,871
I. Personnel and Related Expenses	\$78,011	
II. Other Expenses	\$3,860	
TOTAL DEPARTMENT OF COMMUNITY DEVELOPMENT-DIRECTOR'S OFFICE		<u>\$81,871</u>

DEPARTMENT OF LAW

Division of Law		\$5,280,694
I. Personnel and Related Expenses	\$2,068,916	
II. Other Expenses	\$3,211,778	
TOTAL DEPARTMENT OF LAW		<u>\$5,280,694</u>

DEPARTMENT OF FINANCE

Finance Administration		\$468,265
I. Personnel and Related Expenses	\$271,649	
II. Other Expenses	\$196,616	
Division of Accounts		\$706,221
I. Personnel and Related Expenses	\$372,541	
II. Other Expenses	\$333,680	
Division of Assessments and Licenses		\$1,463,054
I. Personnel and Related Expenses	\$954,840	
II. Other Expenses	\$508,214	
Division of Treasury		\$274,649
I. Personnel and Related Expenses	\$216,511	
II. Other Expenses	\$58,138	
Division of Purchases and Supplies		\$220,382
I. Personnel and Related Expenses	\$204,417	
II. Other Expenses	\$15,965	
Bureau of Internal Audit		\$427,834
I. Personnel and Related Expenses	\$168,242	
II. Other Expenses	\$259,592	

Division of Financial Reporting and Control		\$417,607
I. Personnel and Related Expenses	\$407,563	
II. Other Expenses	\$10,044	
Information Systems Services		\$2,667,594
I. Personnel and Related Expenses	\$870,607	
II. Other Expenses	\$1,796,987	
TOTAL DEPARTMENT OF FINANCE		<u>\$6,645,606</u>

DEPARTMENT OF PUBLIC HEALTH

Public Health Administration		\$735,580
I. Personnel and Related Expenses	\$305,618	
II. Other Expenses	\$429,962	
Division of Health		\$1,955,232
I. Personnel and Related Expenses	\$730,225	
II. Other Expenses	\$1,225,007	
Division of Environment		\$740,879
I. Personnel and Related Expenses	\$414,863	
II. Other Expenses	\$326,016	
Division of Air Quality		\$308,074
I. Personnel and Related Expenses	\$178,834	
II. Other Expenses	\$129,240	
TOTAL DEPARTMENT OF PUBLIC HEALTH		<u>\$3,739,765</u>

DEPARTMENT OF PUBLIC SAFETY

Public Safety Administration		\$3,298,290
I. Personnel and Related Expenses	\$1,002,061	
II. Other Expenses	\$2,296,229	
Division of Police		\$58,285,047
I. Personnel and Related Expenses	\$53,260,526	
II. Other Expenses	\$5,024,521	
Division of Fire		\$25,719,356
I. Personnel and Related Expenses	\$24,096,391	
II. Other Expenses	\$1,622,965	
Division of Emergency Medical Services		\$9,166,927
I. Personnel and Related Expenses	\$7,702,609	
II. Other Expenses	\$1,464,318	
Division of Animal Care and Control		\$939,063
I. Personnel and Related Expenses	\$605,464	
II. Other Expenses	\$333,599	
Division of Correction		\$4,481,650
I. Personnel and Related Expenses	\$3,043,957	
II. Other Expenses	\$1,437,693	
Office of Professional Standards		\$559,508
I. Personnel and Related Expenses	\$289,175	
II. Other Expenses	\$270,333	
Police Review Board		\$46,352
I. Personnel and Related Expenses	\$39,600	
II. Other Expenses	\$6,752	
Community Police Commission		\$274,276
I. Personnel and Related Expenses	\$109,662	
II. Other Expenses	\$164,614	
Police Inspector General		\$64,554
I. Personnel and Related Expenses	\$60,094	
II. Other Expenses	\$4,460	

Department of Justice		\$1,929,937
I. Personnel and Related Expenses	\$823,892	
II. Other Expenses	\$1,106,045	
TOTAL DEPARTMENT OF PUBLIC SAFETY		<u>\$104,764,960</u>

DEPARTMENT OF PUBLIC WORKS

Division of Public Works Administration		\$931,274
I. Personnel and Related Expenses	\$848,709	
II. Other Expenses	\$82,565	
Division of Recreation		\$5,776,736
I. Personnel and Related Expenses	\$2,945,775	
II. Other Expenses	\$2,830,961	
Division of Parking Facilities-On Street		\$365,326
I. Personnel and Related Expenses	\$338,441	
II. Other Expenses	\$26,885	
Division of Property Management		\$2,623,922
I. Personnel and Related Expenses	\$1,583,954	
II. Other Expenses	\$1,039,968	
Division of Park Maintenance and Properties		\$6,507,268
I. Personnel and Related Expenses	\$2,809,963	
II. Other Expenses	\$3,697,305	
Division of Waste Collection and Disposal		\$9,131,926
I. Personnel and Related Expenses	\$4,343,758	
II. Other Expenses	\$4,788,168	
Division of Traffic Engineering		\$1,166,451
I. Personnel and Related Expenses	\$805,302	
II. Other Expenses	\$361,149	
TOTAL DEPARTMENT OF PUBLIC WORKS		<u>\$26,502,903</u>

DEPARTMENT OF BUILDING AND HOUSING

Building and Housing Dir Office		\$921,742
I. Personnel and Related Expenses	\$539,413	
II. Other Expenses	\$382,329	
Division of Code Enforcement		\$2,447,289
I. Personnel and Related Expenses	\$2,308,230	
II. Other Expenses	\$139,059	
Division of Construction Permit		\$482,048
I. Personnel and Related Expenses	\$471,791	
II. Other Expenses	\$10,257	
TOTAL DEPARTMENT OF BUILDING AND HOUSING		<u>\$3,851,079</u>

DEPARTMENT OF ECONOMIC DEVELOPMENT

Economic Development		\$515,123
I. Personnel and Related Expenses	\$506,430	
II. Other Expenses	\$8,693	
TOTAL DEPARTMENT OF ECONOMIC DEVELOPMENT		<u>\$515,123</u>

NONDEPARTMENTAL

County Auditor Deductions		\$473,000
II. Other Expenses	\$473,000	
Other Administrative		\$7,512,321
II. Other Expenses	\$7,512,321	

Transfers to Other Funds		\$16,313,305
II. Other Expenses	\$16,313,305	
TOTAL NONDEPARTMENTAL		\$24,298,626
TOTAL EXECUTIVE BRANCH		\$184,834,856
TOTAL GENERAL FUND		\$201,095,733

SPECIAL REVENUE FUNDS

Restricted Income Tax Fund		\$50,682,383
II. Other Expenses	\$50,682,383	
Street Construction, Maintenance & Repair Fund		\$13,930,747
I. Personnel and Related Expenses	\$6,216,020	
II. Other Expenses	\$7,714,727	
Division of Public Auditorium & Stadium-Stadium		\$5,305,750
II. Other Expenses	\$5,305,750	
TOTAL SPECIAL REVENUE FUNDS		\$69,918,880

INTERNAL SERVICE FUND

Sinking Fund Commission		\$273,959
I. Personnel and Related Expenses	\$53,451	
II. Other Expenses	\$220,508	
Information Systems Services-Telephone Exchange		\$3,096,758
I. Personnel and Related Expenses	\$426,616	
II. Other Expenses	\$2,670,142	
Health Self Insurance		\$35,658,710
II. Other Expenses	\$35,658,710	
Prescription Self Insurance		\$7,118,086
II. Other Expenses	\$7,118,086	
Division of Motor Vehicle Maintenance		\$6,301,752
I. Personnel and Related Expenses	\$1,692,332	
II. Other Expenses	\$4,609,420	
Division of Printing and Reproduction		\$874,124
I. Personnel and Related Expenses	\$243,097	
II. Other Expenses	\$631,027	
City Storeroom and Central Warehouse		\$220,778
I. Personnel and Related Expenses	\$32,698	
II. Other Expenses	\$188,080	
Radio		\$1,444,994
I. Personnel and Related Expenses	\$186,098	
II. Other Expenses	\$1,258,896	
TOTAL INTERNAL SERVICE FUNDS		\$54,989,161

ENTERPRISE FUND

DEPARTMENT OF PUBLIC UTILITIES

Utilities Administration		\$1,976,748
I. Personnel and Related Expenses	\$1,518,636	
II. Other Expenses	\$458,112	
Division of Fiscal Control		\$2,324,970
I. Personnel and Related Expenses	\$1,731,728	
II. Other Expenses	\$593,242	
Division of Water		\$134,524,542
I. Personnel and Related Expenses	\$24,245,919	
II. Other Expenses	\$110,278,623	

Division of Water Pollution Control		\$9,873,589
I. Personnel and Related Expenses	\$3,211,357	
II. Other Expenses	\$6,662,232	
Division of Cleveland Public Power		\$82,864,246
I. Personnel and Related Expenses	\$7,448,053	
II. Other Expenses	\$75,416,193	
TOTAL DEPARTMENT OF PUBLIC UTILITIES		<u>\$231,564,095</u>
DEPARTMENT OF PORT CONTROL		
Divisions of Cleveland Hopkins & Burke Lakefront Airports - Operations		\$65,870,636
I. Personnel and Related Expenses	\$9,602,013	
II. Other Expenses	\$56,268,623	
TOTAL DEPARTMENT OF PORT CONTROL		<u>\$65,870,636</u>
DEPARTMENT OF PUBLIC WORKS		
Division of Cemeteries		\$695,962
I. Personnel and Related Expenses	\$390,757	
II. Other Expenses	\$305,205	
Golf Course Fund		\$7,294
I. Personnel and Related Expenses	\$94	
II. Other Expenses	\$7,200	
Division of Parking Facilities-Off Street Parking		\$5,261,124
I. Personnel and Related Expenses	\$381,366	
II. Other Expenses	\$4,879,758	
Division of Public Auditorium		\$1,273,024
I. Personnel and Related Expenses	\$399,142	
II. Other Expenses	\$873,882	
Division of Public Auditorium & Stadium- West Side Market		\$925,115
I. Personnel and Related Expenses	\$143,009	
II. Other Expenses	\$782,106	
Division of Property Management - East Side Market		\$16,000
II. Other Expenses	\$16,000	
TOTAL DEPARTMENT OF PUBLIC WORKS		<u>\$8,178,519</u>
TOTAL ENTERPRISE FUND		<u>\$305,613,250</u>
AGENCY FUND		
Central Collection Agency		\$4,045,973
I. Personnel and Related Expenses	\$2,366,813	
II. Other Expenses	\$1,679,160	
TOTAL AGENCY FUND		<u>\$4,045,973</u>
DEBT SERVICE FUND		
Sinking Fund Commission		\$28,872,938
III. Debt Service	\$28,872,938	
TOTAL DEBT SERVICE FUNDS		<u>\$28,872,938</u>

Section 2. That all expenditures and payments made under and pursuant to the ordinance appropriating such sum or sums of money shall be charged against the annual appropriation ordinance for the fiscal year ending December 31, 2018, when such appropriation ordinance shall become effective, and to the various departments and divisions and payment of whose officers and employees and operating expenses such sum or sums of money here-

under shall then have paid out or expended. Provided, however, that no payment shall be made under the authority of this ordinance after the effective date of said Annual Appropriation Ordinance for the fiscal year ending December 31, 2018.

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.

Passed December 4, 2017.

Effective December 6, 2017.

**Ord. No. 1439-17.
By Council Members Cleveland
and Kelley by departmental
request).**

An emergency ordinance authorizing the Director of Workforce Development to apply for, accept and expend funds and resources from the Ohio Department of Job and Family Services, or other fiscal agents, for the 2017 Workforce Innovation and Opportunity Act and Workforce Development Program grants; to enter into contracts and memoranda of understanding with various entities necessary to administer and implement the Workforce Development programs; to enter into one or more agreements with Cuyahoga County, or other fiscal agents, to accept monies for implementation of the programs; and to sublease areas at OhioMeansJobs Cleveland-Cuyahoga County One-Stop Service Center, located at 1910 Carnegie Avenue.

Whereas, the Workforce Innovation and Opportunity Act of 2014, Public Law 113-128 ("WIOA"), the purpose of which is to "... provide workforce investment activities, through statewide and local workforce investment systems, that increase the employment, retention, and earnings of participants, and increase attainment of recognized postsecondary credentials by participants, and, as a result, improve the quality of the workforce, reduce welfare dependency, increase economic self-sufficiency, meet the skill requirements of employers, and enhance the productivity and competitiveness of the nation" was enacted; and

Whereas, the Governor of the State of Ohio has designated the geographic boundaries of the City of Cleveland ("City") and Cuyahoga County as a Local Workforce Area for purposes of administering WIOA in Northeastern Ohio; and

Whereas, in order to better address the needs of the citizens of the City and the County, maximize the use of available funds, and comply with federal and state policies, and generally administer funds and programs under the Workforce Innovation and Opportunity Act ("WIOA"), and other Workforce Development programs, the City and the County have agreed to continue to operate consolidated Workforce programs in accordance with an Intergovernmental Agreement entered into by the Mayor and the Cuyahoga County Board of Commissioners on June 4, 2007 ("IGA"); and

Whereas, in accordance with the inter-governmental agreement for the WIOA Program Year ("PY") 2017 for the period of July 1, 2017 through June 30, 2019, the City will serve as the administrative entity and will be reimbursed from grant funds for all expenses; and

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

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

Section 1. That the Director of Workforce Development (the "Director") is authorized to apply for, accept and expend grants and resources from the Ohio Department of Job and Family Services, Department of Labor, Cuyahoga County or other fiscal agents, for the Workforce Development program services described in Section 2 to eligible individuals and businesses. The Director is authorized to file all papers and execute all documents necessary to receive the funds under the grants.

Section 2. That the Director is authorized to enter into one or more contracts with various agencies, entities or organizations to administer and implement the following components of the grants:

Youth Activities

- YOUTH REQUIRED PROGRAM ELEMENTS
 - Tutoring, Study Skills and Instruction
 - Alternative Secondary School Services
 - Summer Employment
 - Paid Work Experience
 - Occupational Skills Training
 - Leadership Development
 - Supportive Services
 - Mentoring
 - Follow-up Services
 - Comprehensive Guidance and Counseling
 - Financial Literacy
 - Entrepreneurial Skills Training
 - Help to transition to post-secondary education
- PRE-VOCATIONAL SERVICES AND ACTIVITIES
- JOB READINESS TRAINING
- JOB DEVELOPMENT/JOB PLACEMENT
- ON-THE-JOB TRAINING
- JOB FAIRS, WIB MEETINGS, YOUTH COUNCIL, PROVIDER MEETINGS
- YOUTH COMMITTEE
- YOUTH RESOURCE CENTER
- SUMMER JOB PROGRAMS
- SPECIAL PROJECTS

Adult Activities

- OCCUPATIONAL SKILLS TRAINING
- ON-THE-JOB TRAINING
- CUSTOMIZED TRAINING
- COHORT TRAINING
- INCUMBENT WORKER TRAINING
- SPECIALIZED POPULATION SERVICES
- SUPPORTIVE SERVICES
- JOB READINESS TRAINING
- FOLLOW-UP
- JOB DEVELOPMENT AND EMPLOYER SERVICES

- JOB FAIRS, WDB MEETINGS, PROVIDER MEETINGS
- CAREER SERVICES
- INTENSIVE SERVICES
- ENTREPRENEURIAL ACTIVITIES
- EMPLOYEE AND EMPLOYER RECOGNITION EVENTS
- PRE-VOCATIONAL SERVICES AND ACTIVITIES
- WDB INITIATIVES AND SPECIAL PROJECTS

Dislocated Worker Activities

- OCCUPATIONAL SKILLS TRAINING
- ON-THE-JOB TRAINING
- CUSTOMIZED TRAINING
- COHORT TRAINING
- INCUMBENT WORKER TRAINING
- SPECIALIZED POPULATION SERVICES
- SUPPORTIVE SERVICES
- JOB READINESS TRAINING
- PRE-VOCATIONAL SERVICES AND ACTIVITIES
- FOLLOW-UP
- JOB DEVELOPMENT AND EMPLOYERS SERVICES
- JOB FAIRS, WIB MEETINGS, PROVIDER MEETINGS
- RAPID RESPONSE
- CAREER SERVICES
- INTENSIVE SERVICES
- ENTREPRENEURIAL ACTIVITIES
- EMPLOYEE AND EMPLOYER RECOGNITION EVENTS
- WDB INITIATIVES AND SPECIAL PROJECTS
- SECTOR STRATEGIES AND CAREER PATHWAYS

Section 3. That the Director is authorized to enter into one or more memoranda of understanding ("MOU") with various entities, agencies, or individuals participating in the OhioMeansJobs Cleveland-Cuyahoga County One-Stop Service Center, activities and/or programs relating to cost-sharing contributions, for the purposes of implementing the Workforce Development programs as described in this ordinance. The Director is further authorized to enter into various agreements necessary to carry out the purposes of the MOUs. The Director is authorized to accept monies under the cost-sharing MOUs, and to deposit the cost sharing contributions with the County as the designated fiscal agent under the IGA.

Section 4. the Director is authorized to enter into one or more agreements with Cuyahoga County to accept monies from the County to implement the Workforce Innovation and Opportunity Act and other Workforce Development programs as described in this ordinance. Any funds accepted under this Section shall be used only for additional services or contracts under this program, and the funds are appropriated for that purpose.

Section 5. That the Director is authorized to enter into one or more grants or contracts with various entities, agencies, or individuals in order for the City of Cleveland to provide services under the Workforce Innovation and Opportunity Act, and Workforce Development programs authorized under this ordinance, and to receive payment for the services. The Director is authorized to accept monies under these grants and contracts to deposit the funds with the County as the designated fiscal agent. Any funds accepted under this Section shall be used only for additional services or contracts under this program, and the funds are appropriated for that purpose.

Section 6. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director is authorized to sublease various areas at the OhioMeansJobs Cleveland-Cuyahoga County One-Stop Service Center, located at 1910 Carnegie Avenue, to various entities, agencies, or individuals, to provide Workforce Development and Economic Development services authorized under this ordinance.

Section 7. That the term of the subleases authorized by this ordinance shall not exceed two years, subject to annual appropriation and to the provisions of the City's lease agreement.

Section 8. That the subleases may authorize the various entities, agencies, or individuals to make improvements to the subleased premises subject to the approval of appropriate City agencies and officials, and to authorize the sublessees to contribute a share of operating costs

Section 9. That the subleases shall be prepared by the Director of Law.

Section 10. That the Director of Workforce Development, the Director of Law, the Chief of Public Affairs and other appropriate City officials are authorized to execute any other documents and certificates, and take any other actions which may be necessary or appropriate to effect the subleases authorized by this ordinance.

Section 11. That the Director is authorized to accept monies under the subleases authorized above, and to deposit the rent collected, and other program income with the County as the designated fiscal agent. Any funds accepted under this Section shall be used only for additional services or contracts under this program, and the funds are appropriated for that purpose.

Section 12. That the Director is authorized to enter into one or more contracts with various entities, agencies, or individuals to provide business services and/or rental space at 1910 Carnegie Avenue, Cleveland, Ohio 44115, and to receive payment for the services. The Director is authorized to accept monies for the services, and to deposit the payments with the County as the designated fiscal agent. Any funds accepted under this Section shall be used only for additional services or contracts under this program, and the funds are appropriated for that purpose.

Section 13. That the cost of any contract or contracts authorized in this ordinance shall be paid from the WIOA and other Workforce Development grant or contract funds received.

Section 14. That the following amounts are estimated costs to be

reimbursed to the City for administration of the Workforce Development programs and activities during this Program Year:

I. Salaries and payroll related expenses of about \$1,000,000.

II. Operational and building related costs (Rent, Utilities, Security, Janitorial) at 1910 Carnegie Avenue, Cleveland, Ohio 44115, in an amount not to exceed \$1,000,000.

III. Other Workforce Development grants, MOU Agreements, programs and activities in an amount not to exceed \$300,000

IV. Miscellaneous costs (Indirect costs, chargebacks, supplies) in an amount not to exceed \$230,000.

Section 15. That the Mayor or the Director are authorized to enter into such other agreements as may be necessary to implement the City - County Workforce Development programs.

Section 16. That the contracts and agreements authorized by this ordinance shall be prepared by the Director of Law.

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.

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1440-17.

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

An emergency ordinance authorizing the Director of Public Utilities to enter into an amendment to Contract No. CT PS 2017-025 with the City of Cleveland Heights to extend the transitional period for one additional year to cover costs associated with the conversion to direct service; and to amend Section 535.04 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 579-16, passed June 6, 2016, relating to water rates; and determining the method of making the public improvement of constructing improvements to the distribution system in Cleveland Heights; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement.

Whereas, under Ordinance No. 579-16, passed June 6, 2016, this Council authorized the Director of Public Utilities to enter into Contract No. CT PS 2016-025 with the City of Cleveland Heights for the purpose of transitioning Cleveland Heights from a Master Meter Community to a Direct Service Community; and

Whereas, under the contract, the transitional time was estimated to be one year; and

Whereas, an additional year is needed for the transition to complete the AMR meter switch in Cleveland Heights; and

Whereas, the amendment to Section 535.04 will allow Cleveland Heights' customers who are enrolled in Cleveland's homestead or affordability programs to be charged a new discounted Transition rate during the extended transition period to offset Cleveland's Higher Fixed Charge for these customers; and

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

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

Section 1. That the Director of Public Utilities is authorized to enter into an amendment to Contract No. CT PS 2017-025 with the City of Cleveland Heights to extend the transition period for one year and to amend the transition rates charged for all former Cleveland Heights customers that are enrolled in Cleveland's homestead or affordability programs during that extended transition time. All other provisions of Ordinance No. 579-16 shall remain the same.

Section 2. That Section 535.04 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 579-16, passed June 6, 2016, is amended to read as follows:

Section 535.04 Water Rates

(a) *Water Rates.*

(1) *Quarterly Water Rate Schedule for Direct Service Accounts.*

Quarterly Fixed Charge*

Meter Size	2016	2017	2018	2019	2020
5/8 in. to 1 in. Meter	\$27.00	\$27.00	\$27.00	\$27.00	\$27.60
1-1/2 in. to 2 in. Meter	\$53.00	\$53.00	\$53.00	\$53.00	\$54.15
3 in. to 4 in. Meter	\$180.00	\$180.00	\$180.00	\$180.00	\$184.05
6 in. Meter	\$320.00	\$320.00	\$320.00	\$320.00	\$327.15
8 in. Meter	\$480.00	\$480.00	\$480.00	\$480.00	\$490.65
10 in. Meter	\$610.00	\$610.00	\$610.00	\$610.00	\$623.55
12 in. Meter	\$730.00	\$730.00	\$730.00	\$730.00	\$746.25
Homestead	\$17.00	\$17.00	\$17.00	\$17.00	\$17.40

* Fixed charge for compound meters is based upon the larger size. Also, fixed charges are not prorated but apply to all quarterly bills generated in a specific calendar year.

Quarterly Consumption Charge**

Meter Size	2016	2017	2018	2019	2020
City of Cleveland Regular Rates					
0 to .6 MCF	\$19.26	\$19.26	\$19.26	\$20.57	\$21.85
Additional MCFs	\$32.74	\$32.74	\$32.74	\$34.97	\$37.14
Homestead - All MCFs	\$12.52	\$12.52	\$12.52	\$13.37	\$14.20
Low and 1st High Service Suburbs					
0 to .6 MCF	\$25.04	\$25.04	\$25.04	\$26.74	\$28.41
Additional MCFs	\$42.56	\$42.56	\$42.56	\$45.45	\$48.28
Homestead - All MCFs	\$16.27	\$16.27	\$16.27	\$17.38	\$18.46
2nd High Service Suburbs					
0 to .6 MCF	\$30.82	\$30.82	\$30.82	\$32.92	\$34.96
Additional MCFs	\$52.39	\$52.39	\$52.39	\$55.95	\$59.44
Homestead - All MCFs	\$20.03	\$20.03	\$20.03	\$21.39	\$22.72
3rd High Service Suburbs***					
0 to .6 MCF	\$35.63	\$35.63	\$35.63	\$38.05	\$40.42
Additional MCFs	\$60.57	\$60.57	\$60.57	\$64.69	\$68.72
Homestead - All MCFs	\$23.16	\$23.16	\$23.16	\$24.74	\$26.27

** Water consumption charges are prorated if a billing cycle covers a multi-year period.

*** Including all direct service communities in Medina, Summit and Geauga Counties.

(2) *Monthly Water Rate Schedule for Direct Service Accounts.*

Monthly Fixed Charge*

Meter Size	2016	2017	2018	2019	2020
5/8 in. to 1 in. Meter	\$9.00	\$9.00	\$9.00	\$9.00	\$9.20
1-1/2 in. to 2 in. Meter	\$17.65	\$17.65	\$17.65	\$17.65	\$18.05
3 in. to 4 in. Meter	\$50.00	\$50.00	\$60.00	\$60.00	\$61.35
6 in. Meter	\$106.65	\$106.65	\$106.65	\$106.65	\$109.05
8 in. Meter	\$160.00	\$160.00	\$160.00	\$160.00	\$163.55
10 in. Meter	\$203.35	\$203.35	\$203.35	\$203.35	\$207.85
12 in. Meter	\$243.35	\$243.35	\$243.35	\$243.35	\$248.75
Homestead	\$5.65	\$5.65	\$5.65	\$5.65	\$5.80

* Fixed charge for compound meters is based upon the larger size. Also, fixed charges are not prorated but apply to all quarterly bills generated in a specific calendar year.

Monthly Consumption Charge**

Meter Size	2016	2017	2018	2019	2020
City of Cleveland					
0 to .2 MCF	\$19.26	\$19.26	\$19.26	\$20.57	\$21.85
Additional MCFs	\$32.74	\$32.74	\$32.74	\$34.97	\$37.14
Homestead - All MCFs	\$12.52	\$12.52	\$12.52	\$13.37	\$14.20

Low and 1st High Service Suburbs

0 to .2 MCF	\$25.04	\$25.04	\$25.04	\$26.74	\$28.41
Additional MCFs	\$42.56	\$42.56	\$42.56	\$45.45	\$48.28
Homestead - All MCFs	\$16.27	\$16.27	\$16.27	\$17.38	\$18.46

2nd High Service Suburbs

0 to .2 MCF	\$30.82	\$30.82	\$30.82	\$32.92	\$34.96
Additional MCFs	\$52.39	\$52.39	\$52.39	\$55.95	\$59.44
Homestead - All MCFs	\$20.03	\$20.03	\$20.03	\$21.39	\$22.72

3rd High Service Suburbs***

0 to .2 MCF	\$35.63	\$35.63	\$35.63	\$38.05	\$40.42
Additional MCFs	\$60.57	\$60.57	\$60.57	\$64.69	\$68.72
Homestead - All MCFs	\$23.16	\$23.16	\$23.16	\$24.74	\$26.27

** Water consumption charges are prorated if a billing cycle covers a multi-year period.

*** Includes all direct service communities in Medina, Summit and Geauga Counties.

(3) *Monthly Master Meter Water Rate Schedule.*

Master Meter Charge (per MCF)

Community	2016	2017	2018	2019	2020
Bedford	\$33.35	\$33.35	\$33.35	\$35.05	\$36.69
Chagrin Falls	\$38.56	\$38.56	\$38.56	\$40.53	\$42.42
Cleveland Heights	\$33.35	\$33.35	\$33.35	\$35.05	\$36.69
Lakewood	\$27.10	\$27.10	\$27.10	\$28.48	\$29.81
Gauga County	\$38.72	\$38.72	\$38.72	\$40.69	\$42.60

(4) *Additional Transition Rate to Be Charged to Customers of Cleveland Heights' Water System Converting to Cleveland Direct Service* (Customers will also be charged Cleveland's Suburban Direct Service First and Second High Rates, as appropriate):

Community	Regular Transition Rate		Homestead/Affordability Version of Transition Rate	
	Rate (\$/MCF)	Duration	Rate (\$/MCF)	Duration
Customers within Cleveland Heights Proper	\$38.91	2017-2021	\$15.56	2018-2021
Cleveland Heights' Customers in University Heights	\$11.81	2017-2026	\$4.72	2018-2026
All other Cleveland Heights' Customers	\$30.74	2017-2021	\$12.30	2018-2021

(5) *Emergency Stand By Water Rate Schedule.*

Emergency Stand By Charge (per MCF)

Community	2016	2017	2018	2019	2020
Berea	\$39.44	\$39.44	\$39.44	\$39.44	\$39.44
Lake County	\$38.36	\$38.36	\$38.36	\$38.36	\$38.36
North Ridgeville	\$31.41	\$31.41	\$31.41	\$31.41	\$31.41
Medina County	\$45.72	\$45.72	\$45.72	\$45.72	\$45.72
Hudson	\$45.72	\$45.72	\$45.72	\$45.72	\$45.72
Portage County	\$45.72	\$45.72	\$45.72	\$45.72	\$45.72

(b) *For Master Meter Communities.* All bills for water furnished shall be rendered monthly to the municipality or district to which water is so furnished, and if not paid within fifteen (15) days after the date of billing by the City of Cleveland, such bills shall be subject to a penalty of five percent (5%) added thereto. In the event that any monthly bill is not paid within four (4) months after written notice is given by the City of Cleveland, the City of Cleveland may, at its option, cease to furnish water to such municipality or district pending payment of any overdue amount.

(c) *Rates for Standby Emergency Water Service.* The rates to be charged for standby emergency water service shall consist of an annual standby fee of three thousand six hundred dollars (\$3,600.00) per year in addition to the charge for consumption provided in division (a) of this section. Standby fees for standby emergency water service shall be payable in advance. All bills for water furnished under this section shall be rendered upon the termination of customer's emergency period or, if the duration of the emergency is longer than thirty (30) days, in thirty (30) day intervals. In the event that any standby fee is not paid in advance or any consumption bill is not paid within four (4) months after written notice is given by the City of Cleveland, the City of Cleveland may at its option, cease to furnish standby emergency water service to such customer pending payment of any overdue amount.

(d) *Large Industrial Customers.* All water used in excess of sixty-two million five hundred thousand (62,500,000) cubic feet during a three (3) month billing period shall be charged at a rate of seventy-five percent (75%) of the rate prescribed in this section for water used in excess of one thousand (1,000) cubic feet.

(e) *Customers Supplied from More than One (1) Service District.* Customers with premises supplied with water from more than one (1) service district shall be billed at the rate for the service district from which the predominant quantity of water is supplied.

(f) Water rates shall be charged based on the location of the water meter when determining whether a water account is located within City of Cleveland or a suburban community, or whether it is located within Cuyahoga County.

(g) All rates shall be effective on January 1 of each year.

Section 3. That existing Section 535.04 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 579-16, passed June 6, 2016, is repealed.

Section 4. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of modifying, removing, installing, replacing, and constructing improvements to the distribution system in Cleveland Heights, for the Division of Water, Department of Public Utilities, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the improvement.

Section 5. That the Director of Public Utilities is authorized to enter into one or more contracts for the making of the public improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the improvement, provided, however, that each separate trade and each distinct component part of the improvement may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

Section 6. That the Director of Public Utilities is authorized to apply and pay for permits, licenses, or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this ordinance.

Section 7. That the cost of the improvement and other expenditures and other expenditures authorized shall be paid from Fund No. 52 SF 001, RQS 2002, RL 2017-108.

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

Passed December 4, 2017.

Effective December 6, 2017.

**Ord. No. 1441-17.
By Council Members Brancatelli
and Kelley (by departmental
request).**

An emergency ordinance authorizing the Director of Community Development to consent to the assignment of Housing Trust Fund Loan No. 59770 from New Village Corporation to Ohio City, Inc.; and authorizing the director to enter into an Amendment to the assigned contract regarding certain terms.

Whereas, Council authorized the Director of Community Development to enter into Housing Trust Fund Loan No. 59770 with New Village Corporation ("New Village") to implement the Housing Trust Fund Program which include the eligible activities of new construction, rehabilitation, site preparation, site acquisition, predevelopment activities and financial assistance to home buyers; and

Whereas, under Ordinance No. 907-02, passed June 17, 2002, Contract No. 59770 was amended ("Contract No. 59770, as amended"); and

Whereas, New Village is willing to allow Ohio City, Inc. to assume the obligations of Contract No. 59770, as amended; and

Whereas, New Village has requested consent of the City to the assignment of Contract No. 59770, as amended, to Ohio City, Inc.; and

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

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

Section 1. That the Director of Community Development is authorized to consent to the request of New Village to assign the obligation of Contract No. 59770, as amended, to Ohio City, Inc.

Section 2. That the Director of Community Development is authorized to enter into an Amendment to

Contract No. 59770, as amended, assigned to Ohio City, Inc. under Section 1 of this ordinance ("Amendment"), containing the terms regarding the assignment, subordination, and restructuring of Contract No. 59770, as amended, which are placed in File No. 1441-17-A.

Section 3. That the Director of Community Development is authorized to execute all documents and do all things necessary and appropriate to effectuate the consent to the Assignment and Amendments authorized by this legislation. A copy of the Assignment shall be filed in the office of the Commissioner of Accounts.

Section 4. That the Amendment shall be prepared by the Director of Law and shall contain any additional provisions that he deems necessary to protect and benefit the public interest.

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

Passed December 4, 2017.

Effective December 6, 2017.

**Ord. No. 1448-17.
By Mayor Jackson and Council
Members Polensek and Kelley.**

An emergency ordinance designating Kirby Avenue between Eddy Road and Coit Road with a secondary and honorary designation of "Ollie Teresa Shaw Way".

Whereas, the citizens of Cleveland want to honor Ollie Teresa Shaw with a street sign designation of "Ollie Teresa Shaw Way" 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 Kirby Avenue between Eddy Road and Coit Road is designated with a secondary and honorary designation of "Ollie Teresa Shaw Way".

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

Passed December 4, 2017.

Effective December 6, 2017.

**Ord. No. 1464-17.
By Council Members K. Johnson,
Polensek, Conwell and J. Johnson.**

An emergency ordinance amending the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9 and 10 Casino Revenue Funds.

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

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

Section 1. That the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 is hereby amended to read as follow:

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9, and 10 Casino Revenue Funds.

Section 1. That the Director of the Department of Community Development be authorized to enter into an agreement effective November 14, 2017 with Famicos Foundation for the Holiday Food Gift Card Program for the public purpose of providing food gift cards to low-to-moderate income residents residing in the city of Cleveland through the use of Ward(s) 4, 8, 9 and 10 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$85,000 and shall be paid from Fund No. 10 SF 188.

Section 2. That the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 is hereby repealed.

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1465-17.

By Council Member Conwell.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with Ashbury Community Services, Inc. for the Ashbury Senior Computer Community Center Program through the use of Ward 9 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development be authorized to enter into an agreement effective September 1, 2017 with Ashbury Community Services, Inc for the Ashbury Senior Computer Community Center Program for the public purpose of providing computer training classes for adults and senior citizens residing in the city of Cleveland through the use of Ward 9 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$32,250 and shall be paid from Fund No. 10 SF 188.

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

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1466-17.

By Council Member Keane.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with the Greater Cleveland Sports Commission for the Urban Youth Initiative through the use of Ward 17 Casino Revenue Funds

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

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

Section 1. That the Director of the Department of Community Development is authorized to enter into an agreement effective January 1, 2017 with the Greater Cleveland Sports Commission for the Urban Youth Initiative for the public purpose of providing organized recreational sporting activities to City of Cleveland youth through the use of Ward 17 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$50,000 and shall be paid from Fund No. 10 SF 188.

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1467-17.

By Council Member K. Johnson.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with Concerned Citizens Community Council for the Community Pro-Vision Project through the use of Ward 4 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into agreement effective January 2, 2018 with Concerned Citizens Community Council for the Community Pro-Vision Project for the public purpose of social support services and community programming to low income residents in the city of

Cleveland through the use of Ward 4 Casino Revenue Funds.

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

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1468-17.

By Council Member K. Johnson.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with the First Street Coalition or with its designated fiscal agent Union Miles Development Corporation for the Mt. Pleasant INFO Neighborhood Magazine/Newsletter Project through the use of Ward 4 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into an agreement effective November 14, 2017 with the First Street Coalition or with its designated fiscal agent Union Miles Development Corporation for the Mt. Pleasant INFO Neighborhood Magazine/Newsletter Project for the public purpose of providing a community newspaper promoting community, residential and economic opportunities to residents in Cleveland's Union Miles and Mt. Pleasant Neighborhood area and the city of Cleveland through the use of Ward 4 Casino Revenue Funds.

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

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1469-17.**By Council Member Reed.**

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with the Mt. Pleasant NOW Development Corporation for the Holiday Food Gift Card Program through the use of Ward 2 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into an agreement effective November 20, 2017 with the Mt. Pleasant NOW Development Corporation for the Holiday Food Gift Card Program for the public purpose of providing food cards and food baskets to needy low to moderate income residents residing in the city of Cleveland through the use of Ward 2 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$7,500 and shall be paid from Fund No. 10 SF 188.

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1470-17.**By Council Member Polensek.**

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with Collinwood & Nottingham Village Development Corporation for the Code Enforcement & Nuisance Abatement Prevention Program through the use of Ward 8 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into agreement effective January 1, 2018 with Collinwood & Nottingham Village Development Corporation for the Code Enforcement & Nuisance Abatement Prevention Program for the public purpose of eliminating slum and blight in City of Cleveland neighborhoods through the use of Ward 8 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$42,720 and shall be paid from Fund No. 10 SF 188.

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1472-17.**By Council Members McCormack and Zone.**

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with Zygote Press for the Global Arts Initiative Re-imagining Youth Summer Media Workshop through the use of Wards 3 and 15 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into agreement effective June 1, 2017 with Zygote Press for the Global Arts Initiative Re-imagining Youth Summer Media Workshop for the public purpose of providing city of Cleveland public school students after-school educational programming on learning about the immigration experience from youth refugees through the use of Wards 3 and 15 Casino Revenue Funds.

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

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

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1473-17.**By Council Member Cummins.**

An emergency ordinance amending Section 1 of Ordinance No. 735-17 passed June 5, 2017 as it pertains to the Ashbury Community Services, Inc., Senior Computer Community Center Program through the use of Ward 14 Neighborhood Equity Funds.

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

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

Section 1. That Section 1 of Ordinance No 735-17 passed June 5, 2017 is hereby amended to read as follows:

Section 1. That the Director of the Department of Community Development be authorized to enter into an agreement effective September 1, 2016 with Ashbury Community Services, Inc., for the Ashbury Senior Computer Community Center Program for the public purpose of providing computer training classes for adults and senior citizens residing in the city of Cleveland through the use of Ward 14 Neighborhood Equity Funds.

Section 2. That Section 1 of Ordinance No 735-17 passed June 5, 2017 is hereby repealed.

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

Passed December 4, 2017.

Effective December 6, 2017.

Ord. No. 1474-17.**By Council Member Cleveland.**

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with MidTown Cleveland, Inc., for the Euclid Innerbelt Bridge Transformation Project through the use of Ward 5 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into agreement effective May 1, 2017 with MidTown Cleveland, Inc., for the Euclid Innerbelt Bridge Transformation Project for the public purpose of providing public art beautification to the Campus District and MidTown Cleveland neighborhood in the city of Cleveland through the use of Ward 5 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$20,000 and shall be paid from Fund No. 10 SF 188.

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

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

shall take effect and be in force from and after the earliest period allowed by law.
Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1475-17.
By Council Member Cleveland.
An emergency ordinance to add the name "Deacon Shelton and Louise Tufts Way" as a secondary and honorary name to East 78th Street from Central Avenue to Cedar Avenue.

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

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

Section 1. That, notwithstanding and as an exception to the Codified Ordinances of the City of Cleveland, 1976, the name "Deacon Shelton and Louise Tufts Way" shall be added as a secondary and honorary name to East 78th Street from Central Avenue to Cedar Avenue

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.

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1476-17.
By Council Member Cleveland.
An emergency ordinance to add the name "Rev. Dr. Daniel H. Black, Sr. Way" as a secondary and honorary name to Beaver Avenue from East 62nd Street to East 65th 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, notwithstanding and as an exception to the Codified Ordinances of the City of Cleveland, 1976, the name "Rev. Dr. Daniel H. Black, Sr. Way" shall be added as a secondary and honorary name to Beaver Avenue from East 62nd Street to East 65th Street.

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.

Passed December 4, 2017.
Effective December 6, 2017.

Ord. No. 1477-17.
By Council Member Polensek.
An emergency ordinance to add the name "Jared Plesec Way" as a secondary and honorary name to

Groveswood Avenue between East 176th Street and East 177th 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, notwithstanding and as an exception to the Codified Ordinances of the City of Cleveland, 1976, the name "Jared Plesec Way" shall be added as a secondary and honorary name to Groveswood Avenue between East 176th Street and East 177th Street.

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.

Passed December 4, 2017.
Effective December 6, 2017.

COUNCIL COMMITTEE MEETINGS

**Wednesday, December 13, 2017
1:30 p.m.**

Rules Committee: Kelley (chair), Cleveland, Keane, Polensek. *Authorized Absence:* Pruitt.

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O—Ordinance; R—Resolution; F—File
Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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Planning, engineering, and design services for Upper Roadway Expansion Joints, Phase 2 — first modify Contract #PS2015*029 per BOC Res. 481-14 (BOC Res. 612-17) 2182

Terminal Boiler Replacement Phase 2 — per Ord. 814-12 — all bids rejected — Division of Airports (BOC Res. 613-17) 2182

Board of Control — Professional Service Contracts

Planning, engineering, and design services for Upper Roadway Expansion Joints, Phase 2 — first modify Contract #PS2015*029 per BOC Res. 481-14 — Dept. of Port Control (BOC Res. 612-17) 2182

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CLE Snow Removal Equipment Storage & Vehicle Maintenance Building Addition — approve subcontractors — Contract #PI2016*041 per Ord. 699-16 — Division of Airports, Dept. of Port Control (BOC Res. 611-17) 2182

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Terminal Boiler Replacement Phase 2 — per Ord. 814-12 — all bids rejected — Division of Airports, Dept. of Port Control (BOC Res. 613-17) 2182

Board of Control — Public Utilities Department

Uninterruptible power supply systems, appurtenances and specialized batteries maintenance and replacement — per Ord. 704-16 — all bids rejected (BOC Res. 610-17)..... 2182

Board of Control — Requirement Contracts

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Electrical materials, supplies and equipment (re-bid) — per Ord. 1072-17 to Leff Electric Company, Inc. — Dept. of Finance (BOC Res. 607-17) 2182

Electrical materials, supplies and equipment (re-bid) — per Ord. 1072-17 to Professional Electric Products Company — Dept. of Finance (BOC Res. 606-17) 2181

Electrical materials, supplies and equipment (re-bid) — per Ord. 1072-17 to Wesco Distribution, Inc. — Depts. of Finance, Law (BOC Res. 608-17) 2182

Lumber materials, supplies and equipment — per Ord. 108-17 — all bids rejected — Dept. of Finance (BOC Res. 605-17) 2181

Uninterruptible power supply systems, appurtenances and specialized batteries maintenance and replacement — per Ord. 704-16 — all bids rejected — Dept. of Public Utilities (BOC Res. 610-17) 2182

Board of Zoning Appeals — Report

Cedar Avenue, 7819 (Ward 6) — 2132 E. 79 LLC, owner — appeal heard on 12/11/17 (Cal. 17-342) 2184

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Detroit Avenue, 2925 (Ward 3) — AK Detroit My Place, LLC, owner — appeal granted and adopted on 12/11/17 (Cal. 17-296) 2184

Detroit Avenue, 5417 (Ward 15) — GS Detroit Inc., owner — appeal granted and adopted on 12/11/17 (Cal. 17-341) 2184

Duke Avenue, 5016 (Ward 15) — Lori Switaj, owner — appeal granted and adopted on 12/11/17 (Cal. 17-332) 2184

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Budget

To make temporary appropriations for the current payrolls and other ordinary expenses of the City of Cleveland from the period from January 1, 2018 until the effective date of the annual appropriation ordinance for the fiscal year ending December 31, 2018. (O 1437-17)**2214**

Capital Projects

Authorizing the Director of Capital Projects to issue a permit to 2097 Columbus, LLC to encroach into the public rights of way of Freeman Avenue and Columbus Road by installing, using, and maintaining a balcony or an overhang and a balcony at six locations. (O 1045-17)**2187**
 Authorizing the Director of Capital Projects to issue a permit to Key Center Properties LLC to encroach into the public right of way of St. Clair Avenue by installing, using, and maintaining an entrance vestibule and canopy. (O 1163-17)**2192**
 Authorizing the Director of Capital Projects to issue a permit to the Playhouse Square Foundation to encroach into the public rights of way of Euclid Avenue, East 17th Street, and Brownell Court by installing, using, and maintaining an entry canopy, apartment balconies, a building overhang at the northeast corner, and an earth retention system with tiebacks. (O 1304-17)**2197**
 Authorizing the Director of Capital Projects to issue a permit to Tremont West Development Corporation to encroach into the public rights of way of Jefferson Avenue and Professor Street by installing, using, and maintaining an art bench and planting bed. (O 1323-17)**2202**
 Authorizing the Mayor to apply to the District One Public Works Integrating Committee for state funding for the rehabilitation of Clark Avenue, East 105th Street, East 131st Street, Fulton Road, Harvard Avenue and Lorain Avenue; to apply for and accept gifts, grants, and other funding 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; 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; giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving Clark Avenue and Lorain Avenue; and cause payment to the State of Ohio for the City's share of the cost of the Clark Avenue and Lorain Avenue improvement. (O 1162-17)**2190**
 Designating Kirby Avenue between Eddy Road and Coit Road with a secondary and honorary designation of "Ollie Teresa Shaw Way". (O 1448-17)**2225**
 Determining the method of making the public improvement of reconstructing access roads at Industrial Parkway/West 160th St and Enterprise Business Park; 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. (O 1365-17)**2203**
 Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving a portion of Prospect Avenue; to apply for and accept any gifts or grants from any public or private entity; authorizing the Director of Capital Projects to enter into any relative agreements; to employ one or more professional consultants to design the improvement; and causing payment of the City's share to the State for the cost of the improvement. (O 1366-17)**2203**
 To add the name "Deacon Shelton and Louise Tufts Way" as a secondary and honorary name to East 78th Street from Central Avenue to Cedar Avenue. (O 1475-17)**2228**
 To add the name "Jared Plesec Way" as a secondary and honorary name to Grovewood Avenue between East 176th Street and East 177th Street. (O 1477-17)**2228**
 To add the name "Rev. Dr. Daniel H. Black, Sr. Way" as a secondary and honorary name to Beaver Avenue from East 62nd Street to East 65th Street. (O 1476-17)**2228**

Casino Revenue Funds

Amending the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9 and 10 Casino Revenue Funds. (O 1464-17)**2225**
 Authorizing the Director of the Department of Community Development to enter into an agreement with Ashbury Community Services, Inc. for the Ashbury Senior Computer Community Center Program through the use of Ward 9 Casino Revenue Funds. (O 1465-17)**2226**

City Kennel

Authorizing the Director of Public Safety to apply for and accept a grant from PetSmart Charities to assist with financing the cost of the construction of a new City Kennel. (O 1433-17)**2213**

City of Cleveland Bids

Citywide Unarmed Security Services (2018-20) (Re-bid) — Department of Finance — per Ord. 1073-17 — bid due January 4, 2018 (advertised 12/13/2017 and 12/20/2017)..... 2185

Crane, Hoist and Material Handling Equipment (Re-bid) — Department of Public Utilities — Division of Water — per Ord. 328-15 — bid due January 3, 2018 (advertised 12/6/2017 and 12/13/2017)..... 2185

Fluorosilicic Acid — Department of Public Utilities — Division of Water — per C.O. Sec. 129.24 — bid due January 10, 2018 (advertised 12/13/2017 and 12/20/2017)..... 2185

Nottingham Alum Tank Liner Replacement — Department of Public Utilities — Division of Water — per Ord. 1406-15 — bid due January 12, 2018 (advertised 12/13/2017 and 12/20/2017)..... 2185

WPC Pavement and Drainage Improvement Project Phase 1 — Department of Public Utilities — Division of Water — per Ord. 1276-16 — bid due January 5, 2018 (advertised 12/6/2017 and 12/13/2017)..... 2185

City of Cleveland Heights

Authorizing the Director of Public Utilities to enter into an amendment to Contract No. CT PS 2017 025 with the City of Cleveland Heights to extend the transitional period for one additional year to cover costs associated with the conversion to direct service; and to amend Section 535.04 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 579-16, passed June 6, 2016, relating to water rates; and determining the method of making the public improvement of constructing improvements to the distribution system in Cleveland Heights; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement. (O 1440-17) 2222

City Planning Commission

Approving the report of the Assessment Equalization Board on objections concerning estimated assessments with respect to the formation of The Cleveland Superior Arts Improvement District and the comprehensive services plan for safety, maintenance and other services to be provided for the District; determining to proceed with the plan to provide services within the District; adopting the assessments; levying the assessments; and authorizing the City to enter into an agreement with the Cleveland Superior Arts Improvement Corporation. (O 1370-17) 2205

Changing the Use, Area, and Height Districts of parcels along Superior Avenue Between E. 105th Street and E. 125th Street and adding an Urban Form Overlay District. (O 1420-17) 2207

Changing the Use, Height and Area District of a parcel east of Ridge Road between I-71 and Associate Avenue as identified on the attached map (Map Change No. 2574). (O 1257-17) 2193

Designating Baxter Street Cemetery (AKA Bohemian Chewra Kascha Cemetery and Bemissi Checra Kieliche Cemetery) as a Cleveland Landmark. (O 1274-17) 2195

Designating Kirby Avenue between Eddy Road and Coit Road with a secondary and honorary designation of "Ollie Teresa Shaw Way". (O 1448-17) 2225

Designating the Cleveland Twist Drill Company Building No. 10 as a Cleveland Landmark. (O 1273-17) 2195

To add the name "Deacon Shelton and Louise Tufts Way" as a secondary and honorary name to East 78th Street from Central Avenue to Cedar Avenue. (O 1475-17) 2228

To add the name "Jared Plesec Way" as a secondary and honorary name to Grovewood Avenue between East 176th Street and East 177th Street. (O 1477-17) 2228

To add the name "Rev. Dr. Daniel H. Black, Sr. Way" as a secondary and honorary name to Beaver Avenue from East 62nd Street to East 65th Street. (O 1476-17) 2228

To vacate a portion of Southpoint Drive S.W., Eglindale Avenue S.W., West 17th Street, West 22nd Place and Ginger Court. (O 1243-17) 2193

Cleveland Hopkins International Airport (CHIA)

Authorizing the Director of Port Control to enter into a Lease Agreement with ABM Aviation, Inc. dba Air Serv, for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport for use as office space and break room to support their wheelchair operations for Southwest Airlines and Delta Air Lines, and cleaning services, and other ancillary services, for the Department of Port Control, for a period of two years, with three one year options to renew, the first of which requires additional legislative authority. (O 1305-17) 2199

Authorizing the Director of Port Control to enter into a Lease Agreement with AIR CANADA, for the lease of ticket counter space located in the passenger terminal building at Cleveland Hopkins International Airport to support checking in and processing passengers flying on Air Canada, for the Department of Port Control, for a period of one year, with four one year options to renew, the second of which requires additional legislative authority. (O 1306-17) 2199

Authorizing the Director of Port Control to enter into a Lease Agreement with Avflight Services Corporation, for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling operation for Allegiant Air, for the Department of Port Control, for a period of two years, with three one year options to renew, the first of which requires additional legislative authority. (O 1307-17) 2200

Authorizing the Director of Port Control to enter into a Lease Agreement with Flight Service & Systems Inc., for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its skycap services for American Airlines, Inc. and ground handling and skycap services for JetBlue Airways, for the Department of Port Control, for a period of two years, with three one year options to renew, the first of which requires additional legislative authority. (O 1308-17)2200

Authorizing the Director of Port Control to enter into a Lease Agreement with Southwest Airlines Co. to lease cargo space at Building #216 at the South Cargo Facility of Cleveland Hopkins International Airport, for the Department of Port Control, for a period of two years, with three one year options to renew, the first of which requires additional legislative authority. (O 1309-17)2200

Cleveland Metropolitan School District (CMSD)

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Health Tech Hospitality, LLC, or its designee, to support debt service related to the development of a Hilton Tru Hotel located at 6975 Euclid Avenue; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 1431-17)2212

Cleveland Public Power (CPP)

Authorizing the purchase by one or more requirement contracts of landscape materials, supplies, and services, including labor and materials, needed to maintain, test, install, replace, improve, restore, and refurbish landscaping and tree lawns located at City owned or leased Public Utility facilities and City right of ways, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period up to two years, with two one year options to renew, the first of which shall require additional legislative authority. (O 947-17)2186

To amend the title and Section 1 of Ordinance No. 544-17, passed June 5, 2017, relating to transformers. (O 1084-17)2189

To amend the title, the thirteenth whereas clause, and Section 1 of Ordinance No. 103-17, passed April 3, 2017, relating to authorizing the general fund to receive and use revenue from tax remittances collected by Cleveland Public Power and to transfer tax receipts collected back to Cleveland Public Power. (O 1311-17)2201

Codified Ordinances

To enact Section 129.296 of the Codified Ordinances of Cleveland, Ohio, 1976, relating to the Suburban Water Main Renewal Program. (O 1085-17)2189

Collinwood & Nottingham Village Development Corporation

Authorizing the Director of the Department of Community Development to enter into agreement with Collinwood & Nottingham Village Development Corporation for the Code Enforcement & Nuisance Abatement Prevention Program through the use of Ward 8 Casino Revenue Funds. (O 1470-17)2227

Community Development

Amending Section 1 of Ordinance No. 735-17 passed June 5, 2017 as it pertains to the Ashbury Community Services, Inc., Senior Computer Community Center Program through the use of Ward 14 Neighborhood Equity Funds. (O 1473-17)2227

Amending the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9 and 10 Casino Revenue Funds. (O 1464-17)2225

Authorizing the Director of Community Development to amend Contract Nos. 48465 and 49004 with Perry Payne, Ltd., to accept discount prepayments of its CDBG and HUD 108 loans regarding the rehabilitation of the land and building known as the Perry Payne Building located at 740 Superior Avenue. (O 1367-17)2204

Authorizing the Director of Community Development to consent to the assignment of Housing Trust Fund Loan No. 59770 from New Village Corporation to Ohio City, Inc.; and authorizing the director to enter into an Amendment to the assigned contract regarding certain terms. (O 1441-17)2225

Authorizing the Director of Community Development to enter into one or more contracts with various housing development entities, or their designees, to implement the Housing Trust Fund Program, for costs associated with various housing activities. (O 829-17)2186

Authorizing the Director of the Department of Community Development to enter into an agreement with Ashbury Community Services, Inc. for the Ashbury Senior Computer Community Center Program through the use of Ward 9 Casino Revenue Funds. (O 1465-17)2226

Community Development Block Grant Program (CDBG)

Authorizing the Director of Community Development to amend Contract Nos. 48465 and 49004 with Perry Payne, Ltd., to accept discount prepayments of its CDBG and HUD 108 loans regarding the rehabilitation of the land and building known as the Perry Payne Building located at 740 Superior Avenue. (O 1367-17)2204

Community Relations

- Authorizing the Director of Community Relations to apply for and accept a grant from Cuyahoga County Juvenile Court to conduct the 2018-19 Cleveland Community Diversion Program. (O 1211-17)**2192**

Contracts

- Authorizing the Director of Community Development to amend Contract Nos. 48465 and 49004 with Perry Payne, Ltd., to accept discount prepayments of its CDBG and HUD 108 loans regarding the rehabilitation of the land and building known as the Perry Payne Building located at 740 Superior Avenue. (O 1367-17)**2204**
- Authorizing the Director of Community Development to consent to the assignment of Housing Trust Fund Loan No. 59770 from New Village Corporation to Ohio City, Inc.; and authorizing the director to enter into an Amendment to the assigned contract regarding certain terms. (O 1441-17)**2225**
- Authorizing the Director of Community Development to enter into one or more contracts with various housing development entities, or their designees, to implement the Housing Trust Fund Program, for costs associated with various housing activities. (O 829-17)**2186**
- Authorizing the Director of Finance to employ one or more professional consultants to create and administer a permitting and billing program for unnecessary police and fire alarms, for a period of two years, with two one year options to renew, exercisable by the Director of Finance. (O 605-15)**2186**
- Authorizing the Director of Port Control to employ one or more professional consultants to provide customer service satisfaction surveys, data collection and reporting, for a period of one year, with three one year options to renew, the second of which would require additional legislative authority. (O 1079-17)**2189**
- Authorizing the Director of Public Safety to enter into an amendment to Contract No. CT 6001 PS 2016 165 with Intergraph Corporation dba Hexagon Safety & Infrastructure to provide additional services needed to implement the Computer Aided Dispatch System Upgrade Project; and authorizing contracts to implement the Computer Aided Dispatch system Upgrade as required by the Department of Justice Consent Decree. (O 1434-17)**2213**
- Authorizing the Director of Public Utilities to consent to assignment of Contract No. RCD 2016 3 from Forterra Pressure Pipe, Inc. to TPG Pressure, Inc. dba Thompson Pipe Group Pressure. (O 1217-17)**2193**
- Authorizing the Director of Public Utilities to employ one or more professional consultants to perform a rate study for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities. (O 1436-17)**2214**
- Authorizing the Director of Public Utilities to enter into an amendment to Contract No. CT PS 2017 025 with the City of Cleveland Heights to extend the transitional period for one additional year to cover costs associated with the conversion to direct service; and to amend Section 535.04 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 579-16, passed June 6, 2016, relating to water rates; and determining the method of making the public improvement of constructing improvements to the distribution system in Cleveland Heights; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement. (O 1440-17)**2222**
- Authorizing the Director of Public Utilities to exercise the first option to renew Contract No. PS 2016 028 with Partners Environmental Consulting, Inc. to provide general environmental, health, safety, sustainability, and engineering consulting services for the various divisions of the Department of Public Utilities. (O 1283-17)**2196**
- Authorizing the Director of Public Utilities to exercise the first options to renew various contracts for the requirements of services and materials necessary for hauling and disposing of water treatment plant residuals from the Crown Water Treatment Plant, for the Division of Water. (O 1313-17)**2202**
- Authorizing the Director of Public Utilities to exercise the option to renew Contract No. 69444 with Dominion Products and Services, Inc. to develop, market, implement, and manage Water and Sewer Service Line Residential Service Contract and Protection Plan Program and a Water Heater Repair and Replacement Plan Program. (O 1086-17)**2190**
- Authorizing the Director of Workforce Development to apply for, accept and expend funds and resources from the Ohio Department of Job and Family Services, or other fiscal agents, for the 2017 Workforce Innovation and Opportunity Act and Workforce Development Program grants; to enter into contracts and memoranda of understanding with various entities necessary to administer and implement the Workforce Development programs; to enter into one or more agreements with Cuyahoga County, or other fiscal agents, to accept monies for implementation of the programs; and to sublease areas at OhioMeansJobs Cleveland Cuyahoga County One Stop Service Center, located at 1910 Carnegie Avenue. (O 1439-17)**2221**
- Authorizing the Mayor to apply to the District One Public Works Integrating Committee for state funding for the rehabilitation of Clark Avenue, East 105th Street, East 131st Street, Fulton Road, Harvard Avenue and Lorain Avenue; to apply for and accept gifts, grants, and other funding 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; 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; giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving Clark Avenue and Lorain Avenue; and cause payment to the State of Ohio for the City's share of the cost of the Clark Avenue and Lorain Avenue improvement. (O 1162-17)**2190**

Authorizing the purchase by one or more requirement contracts of landscape materials, supplies, and services, including labor and materials, needed to maintain, test, install, replace, improve, restore, and refurbish landscaping and tree lawns located at City owned or leased Public Utility facilities and City right of ways, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period up to two years, with two one year options to renew, the first of which shall require additional legislative authority. (O 947-17)**.2186**

Determining the method of making the public improvement of installing public art displays; authorizing the Director of Port Control to enter into one or more public improvement contracts for the making of the improvement; authorizing the Director to employ one or more professional consultants to design and/or the improvement; and to enter into various written standard purchase and requirement contracts needed in connection with the improvement, for a period of one year with three one year options to renew, the second of which requires additional legislative authority. (O 1310-17)**.2201**

Determining the method of making the public improvement of reconstructing access roads at Industrial Parkway/West 160th St and Enterprise Business Park; 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. (O 1365-17)**.2203**

To amend Section 2 of Ordinance No. 109-17, passed February 1, 2017, relating to written standard and requirement contracts of labor and materials necessary to inspect, test, maintain, repair, and upgrade elevators, escalators, and moving or speed walks for the various divisions of City government, for a period of five years. (O 1435-17)**.2213**

To amend the title and Section 1 of Ordinance No. 544-17, passed June 5, 2017, relating to transformers. (O 1084-17)**.2189**

To enact Section 129.296 of the Codified Ordinances of Cleveland, Ohio, 1976, relating to the Suburban Water Main Renewal Program. (O 1085-17)**.2189**

Cuyahoga County

Authorizing the Director of Community Relations to apply for and accept a grant from Cuyahoga County Juvenile Court to conduct the 2018-19 Cleveland Community Diversion Program. (O 1211-17)**.2192**

Authorizing the Director of Workforce Development to apply for, accept and expend funds and resources from the Ohio Department of Job and Family Services, or other fiscal agents, for the 2017 Workforce Innovation and Opportunity Act and Workforce Development Program grants; to enter into contracts and memoranda of understanding with various entities necessary to administer and implement the Workforce Development programs; to enter into one or more agreements with Cuyahoga County, or other fiscal agents, to accept monies for implementation of the programs; and to sublease areas at OhioMeansJobs Cleveland Cuyahoga County One Stop Service Center, located at 1910 Carnegie Avenue. (O 1439-17)**.2221**

Economic Development Department

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Health Tech Hospitality, LLC, or its designee, to support debt service related to the development of a Hilton Tru Hotel located at 6975 Euclid Avenue; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 1431-17)**.2212**

Encroachments

Authorizing the Director of Capital Projects to issue a permit to 2097 Columbus, LLC to encroach into the public rights of way of Freeman Avenue and Columbus Road by installing, using, and maintaining a balcony or an overhang and a balcony at six locations. (O 1045-17)**.2187**

Authorizing the Director of Capital Projects to issue a permit to Key Center Properties LLC to encroach into the public right of way of St. Clair Avenue by installing, using, and maintaining an entrance vestibule and canopy. (O 1163-17)**.2192**

Authorizing the Director of Capital Projects to issue a permit to the Playhouse Square Foundation to encroach into the public rights of way of Euclid Avenue, East 17th Street, and Brownell Court by installing, using, and maintaining an entry canopy, apartment balconies, a building overhang at the northeast corner, and an earth retention system with tiebacks. (O 1304-17)**.2197**

Authorizing the Director of Capital Projects to issue a permit to Tremont West Development Corporation to encroach into the public rights of way of Jefferson Avenue and Professor Street by installing, using, and maintaining an art bench and planting bed. (O 1323-17)**.2202**

Famicos Foundation

Amending the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9 and 10 Casino Revenue Funds. (O 1464-17)**.2225**

Finance Department

Authorizing the Director of Finance to employ one or more professional consultants to create and administer a permitting and billing program for unnecessary police and fire alarms, for a period of two years, with two one year options to renew, exercisable by the Director of Finance. (O 605-15)2186
Authorizing the Directors of Public Works and Finance to employ one or more temporary employment agencies to provide professional services to supply temporary and seasonal personnel for the Department of Public Works and the Project Clean program and for the various departments of the City during each of the years 2018 and 2019, for a period up to one year. (O 1277-17)2195
To amend Section 2 of Ordinance No. 109-17, passed February 1, 2017, relating to written standard and requirement contracts of labor and materials necessary to inspect, test, maintain, repair, and upgrade elevators, escalators, and moving or speed walks for the various divisions of City government, for a period of five years. (O 1435-17)2213
To make temporary appropriations for the current payrolls and other ordinary expenses of the City of Cleveland from the period from January 1, 2018 until the effective date of the annual appropriation ordinance for the fiscal year ending December 31, 2018. (O 1437-17)2214

Fire Division

Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY 2016 Assistance to Firefighters Grant; and authorizing the purchase by one or more requirement contracts of materials, equipment, supplies, services, and training needed to implement the grant, including thermal imaging cameras, for the Division of Fire, Department of Public Safety. (O 1412-17)2206
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General Fund

To amend the title, the thirteenth whereas clause, and Section 1 of Ordinance No. 103-17, passed April 3, 2017, relating to authorizing the general fund to receive and use revenue from tax remittances collected by Cleveland Public Power and to transfer tax receipts collected back to Cleveland Public Power. (O 1311-17)2201
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Grants

Authorizing the Director of Community Relations to apply for and accept a grant from Cuyahoga County Juvenile Court to conduct the 2018-19 Cleveland Community Diversion Program. (O 1211-17)2192
Authorizing the Director of Public Safety to apply for and accept a grant from PetSmart Charities to assist with financing the cost of the construction of a new City Kennel. (O 1433-17)2213
Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY 2016 Assistance to Firefighters Grant; and authorizing the purchase by one or more requirement contracts of materials, equipment, supplies, services, and training needed to implement the grant, including thermal imaging cameras, for the Division of Fire, Department of Public Safety. (O 1412-17)2206
Authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2018 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non-profit organizations for the implementation of the Program. (O 1278-17)2196
Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving a portion of Prospect Avenue; to apply for and accept any gifts or grants from any public or private entity; authorizing the Director of Capital Projects to enter into any relative agreements; to employ one or more professional consultants to design the improvement; and causing payment of the City's share to the State for the cost of the improvement. (O 1366-17)2203
To amend Sections 1 and 2 of Ordinance No. 708-17, passed July 12, 2017, relating to a grant from the Ohio Office Criminal Justice Services for the 2016 Ohio Drug Law Enforcement Fund grant. (O 1375-17)2205

Holiday Food Gift Card Program

Amending the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9 and 10 Casino Revenue Funds. (O 1464-17)2225
Authorizing the Director of the Department of Community Development to enter into an agreement with the Mt. Pleasant NOW Development Corporation for the Holiday Food Gift Card Program through the use of Ward 2 Casino Revenue Funds. (O 1469-17)2227

Housing and Urban Development (HUD)

Authorizing the Director of Community Development to amend Contract Nos. 48465 and 49004 with Perry Payne, Ltd., to accept discount prepayments of its CDBG and HUD 108 loans regarding the rehabilitation of the land and building known as the Perry Payne Building located at 740 Superior Avenue. (O 1367-17)2204
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Landmark Commission

Designating Baxter Street Cemetery (AKA Bohemian Chewra Kascha Cemetery and Bemissi
Cheri Kieliche Cemetery) as a Cleveland Landmark. (O 1274-17)**2195**

Designating the Cleveland Twist Drill Company Building No. 10 as a Cleveland Landmark.
(O 1273-17)**2195**

Lease Agreement

Authorizing the Director of Port Control to enter into a Lease Agreement with ABM Aviation,
Inc. dba Air Serv, for the lease of space located in the passenger terminal building at
Cleveland Hopkins International Airport for use as office space and break room to
support their wheelchair operations for Southwest Airlines and Delta Air Lines, and
cleaning services, and other ancillary services, for the Department of Port Control, for a
period of two years, with three one year options to renew, the first of which requires
additional legislative authority. (O 1305-17)**2199**

Authorizing the Director of Port Control to enter into a Lease Agreement with AIR CANADA,
for the lease of ticket counter space located in the passenger terminal building at
Cleveland Hopkins International Airport to support checking in and processing
passengers flying on Air Canada, for the Department of Port Control, for a period of one
year, with four one year options to renew, the second of which requires additional
legislative authority. (O 1306-17)**2199**

Authorizing the Director of Port Control to enter into a Lease Agreement with Avflight
Services Corporation, for the lease of space located in the passenger terminal building at
Cleveland Hopkins International Airport to support its ground handling operation for
Allegiant Air, for the Department of Port Control, for a period of two years, with three
one year options to renew, the first of which requires additional legislative authority.
(O 1307-17)**2200**

Authorizing the Director of Port Control to enter into a Lease Agreement with Flight Service &
Systems Inc., for the lease of space located in the passenger terminal building at
Cleveland Hopkins International Airport to support its skycap services for American
Airlines, Inc. and ground handling and skycap services for JetBlue Airways, for the
Department of Port Control, for a period of two years, with three one year options to
renew, the first of which requires additional legislative authority. (O 1308-17)**2200**

Authorizing the Director of Port Control to enter into a Lease Agreement with Southwest
Airlines Co. to lease cargo space at Building #216 at the South Cargo Facility of Cleveland
Hopkins International Airport, for the Department of Port Control, for a period of two
years, with three one year options to renew, the first of which requires additional
legislative authority. (O 1309-17)**2200**

Leases

Authorizing the Director of Public Works to lease certain property located north of Otter
Avenue between East 81st Street and East 83rd Street to Rid All Foundation, Inc. for the
purpose of continuing operation of a greenhouse and an EPA licensed Level 2 compost
facility and for associated urban agriculture and educational uses, for a term of five
years. (O 1411-17)**2206**

License Agreements

Authorizing the Directors of Public Works and Public Safety, as appropriate, to enter into one
or more license agreements with Mount Pleasant Now Development Corporation, or its
designee, to use and occupy City owned properties and ongoing maintenance of historical
informational marker signs at Luke Easter Park, Alexander Hamilton Recreation Center,
and the Fourth District Police Station. (O 948-17)**2187**

Liquor Permits

Withdrawing objection to the renewal of a C1 and C2 Liquor Permit at 6506 Fleet Avenue and
repealing Resolution No. 985-17 objecting to said renewal. (R 1461-17)**2185**

Withdrawing objection to the transfer of ownership of a D5 Liquor 2218 Broadview Road and
repealing Resolution No. 977-17 objecting to said permit. (R 1463-17)**2186**

Withdrawing objection to the transfer of stock of a C1 Liquor Permit at 5841 Broadway Avenue,
Unit A and repealing Resolution No. 520-17, objecting to said transfer. (R 1462-17)**2185**

Loans

Authorizing the Director of Community Development to amend Contract Nos. 48465 and 49004
with Perry Payne, Ltd., to accept discount prepayments of its CDBG and HUD 108 loans
regarding the rehabilitation of the land and building known as the Perry Payne Building
located at 740 Superior Avenue. (O 1367-17)**2204**

Memoranda of Understanding (M.O.U)

Authorizing the Director of Workforce Development to apply for, accept and expend funds and
resources from the Ohio Department of Job and Family Services, or other fiscal agents, for
the 2017 Workforce Innovation and Opportunity Act and Workforce Development Program
grants; to enter into contracts and memoranda of understanding with various entities

necessary to administer and implement the Workforce Development programs; to enter into one or more agreements with Cuyahoga County, or other fiscal agents, to accept monies for implementation of the programs; and to sublease areas at OhioMeansJobs Cleveland Cuyahoga County One Stop Service Center, located at 1910 Carnegie Avenue. (O 1439-17)**.2221**

Name Change

To change the name of the park known as "Tremont Valley Playfield" to "Clark Field". (O 1182-17)**.2192**

Neighborhood Equity Funds (NEF)

Amending Section 1 of Ordinance No. 735-17 passed June 5, 2017 as it pertains to the Ashbury Community Services, Inc., Senior Computer Community Center Program through the use of Ward 14 Neighborhood Equity Funds. (O 1473-17)**.2227**

Office of Criminal Justice Services

To amend Sections 1 and 2 of Ordinance No. 708-17, passed July 12, 2017, relating to a grant from the Ohio Office Criminal Justice Services for the 2016 Ohio Drug Law Enforcement Fund grant. (O 1375-17)**.2205**

Ohio Department of Education

Authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2018 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non-profit organizations for the implementation of the Program. (O 1278-17)**.2196**

Ohio Department of Job and Family Services

Authorizing the Director of Workforce Development to apply for, accept and expend funds and resources from the Ohio Department of Job and Family Services, or other fiscal agents, for the 2017 Workforce Innovation and Opportunity Act and Workforce Development Program grants; to enter into contracts and memoranda of understanding with various entities necessary to administer and implement the Workforce Development programs; to enter into one or more agreements with Cuyahoga County, or other fiscal agents, to accept monies for implementation of the programs; and to sublease areas at OhioMeansJobs Cleveland Cuyahoga County One Stop Service Center, located at 1910 Carnegie Avenue. (O 1439-17)**.2221**

Permits

Authorizing the Director of Capital Projects to issue a permit to 2097 Columbus, LLC to encroach into the public rights of way of Freeman Avenue and Columbus Road by installing, using, and maintaining a balcony or an overhang and a balcony at six locations. (O 1045-17)**.2187**

Authorizing the Director of Capital Projects to issue a permit to Key Center Properties LLC to encroach into the public right of way of St. Clair Avenue by installing, using, and maintaining an entrance vestibule and canopy. (O 1163-17)**.2192**

Authorizing the Director of Capital Projects to issue a permit to the Playhouse Square Foundation to encroach into the public rights of way of Euclid Avenue, East 17th Street, and Brownell Court by installing, using, and maintaining an entry canopy, apartment balconies, a building overhang at the northeast corner, and an earth retention system with tiebacks. (O 1304-17)**.2197**

Authorizing the Director of Capital Projects to issue a permit to Tremont West Development Corporation to encroach into the public rights of way of Jefferson Avenue and Professor Street by installing, using, and maintaining an art bench and planting bed. (O 1323-17)**.2202**

Authorizing the Director of Finance to employ one or more professional consultants to create and administer a permitting and billing program for unnecessary police and fire alarms, for a period of two years, with two one year options to renew, exercisable by the Director of Finance. (O 605-15)**.2186**

Port Control Department

Authorizing the Director of Port Control to employ one or more professional consultants to provide customer service satisfaction surveys, data collection and reporting, for a period of one year, with three one year options to renew, the second of which would require additional legislative authority. (O 1079-17)**.2189**

Authorizing the Director of Port Control to enter into a Lease Agreement with ABM Aviation, Inc. dba Air Serv, for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport for use as office space and break room to support their wheelchair operations for Southwest Airlines and Delta Air Lines, and cleaning services, and other ancillary services, for the Department of Port Control, for a period of two years, with three one year options to renew, the first of which requires additional legislative authority. (O 1305-17)**.2199**

Authorizing the Director of Port Control to enter into a Lease Agreement with AIR CANADA, for the lease of ticket counter space located in the passenger terminal building at Cleveland Hopkins International Airport to support checking in and processing passengers flying on Air Canada, for the Department of Port Control, for a period of one year, with four one year options to renew, the second of which requires additional legislative authority. (O 1306-17)**.2199**

Authorizing the Director of Port Control to enter into a Lease Agreement with Avflight Services Corporation, for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its ground handling operation for Allegiant Air, for the Department of Port Control, for a period of two years, with three one year options to renew, the first of which requires additional legislative authority. (O 1307-17)**.2200**

Authorizing the Director of Port Control to enter into a Lease Agreement with Flight Service & Systems Inc., for the lease of space located in the passenger terminal building at Cleveland Hopkins International Airport to support its skycap services for American Airlines, Inc. and ground handling and skycap services for JetBlue Airways, for the Department of Port Control, for a period of two years, with three one year options to renew, the first of which requires additional legislative authority. (O 1308-17)**.2200**

Authorizing the Director of Port Control to enter into a Lease Agreement with Southwest Airlines Co. to lease cargo space at Building #216 at the South Cargo Facility of Cleveland Hopkins International Airport, for the Department of Port Control, for a period of two years, with three one year options to renew, the first of which requires additional legislative authority. (O 1309-17)**.2200**

Determining the method of making the public improvement of installing public art displays; authorizing the Director of Port Control to enter into one or more public improvement contracts for the making of the improvement; authorizing the Director to employ one or more professional consultants to design and/or the improvement; and to enter into various written standard purchase and requirement contracts needed in connection with the improvement, for a period of one year with three one year options to renew, the second of which requires additional legislative authority. (O 1310-17)**.2201**

Professional Services

Authorizing the Director of Finance to employ one or more professional consultants to create and administer a permitting and billing program for unnecessary police and fire alarms, for a period of two years, with two one year options to renew, exercisable by the Director of Finance. (O 605-15)**.2186**

Authorizing the Director of Port Control to employ one or more professional consultants to provide customer service satisfaction surveys, data collection and reporting, for a period of one year, with three one year options to renew, the second of which would require additional legislative authority. (O 1079-17)**.2189**

Authorizing the Director of Public Safety to enter into an amendment to Contract No. CT 6001 PS 2016 165 with Intergraph Corporation dba Hexagon Safety & Infrastructure to provide additional services needed to implement the Computer Aided Dispatch System Upgrade Project; and authorizing contracts to implement the Computer Aided Dispatch system Upgrade as required by the Department of Justice Consent Decree. (O 1434-17)**.2213**

Authorizing the Director of Public Utilities to employ one or more professional consultants to perform a rate study for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities. (O 1436-17)**.2214**

Authorizing the Directors of Public Works and Finance to employ one or more temporary employment agencies to provide professional services to supply temporary and seasonal personnel for the Department of Public Works and the Project Clean program and for the various departments of the City during each of the years 2018 and 2019, for a period up to one year. (O 1277-17)**.2195**

Determining the method of making the public improvement of installing public art displays; authorizing the Director of Port Control to enter into one or more public improvement contracts for the making of the improvement; authorizing the Director to employ one or more professional consultants to design and/or the improvement; and to enter into various written standard purchase and requirement contracts needed in connection with the improvement, for a period of one year with three one year options to renew, the second of which requires additional legislative authority. (O 1310-17)**.2201**

Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving a portion of Prospect Avenue; to apply for and accept any gifts or grants from any public or private entity; authorizing the Director of Capital Projects to enter into any relative agreements; to employ one or more professional consultants to design the improvement; and causing payment of the City's share to the State for the cost of the improvement. (O 1366-17)**.2203**

To amend Section 2 of Ordinance No. 1291-15, passed November 30, 2015, relating to professional services to conduct a sewer system evaluation survey and condition assessment of study areas under the City's Capital Improvement Plan. (O 1409-17)**.2206**

Public Improvements

Authorizing the Director of Public Utilities to enter into an amendment to Contract No. CT PS 2017 025 with the City of Cleveland Heights to extend the transitional period for one additional year to cover costs associated with the conversion to direct service; and to amend Section 535.04 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by

Ordinance No. 579-16, passed June 6, 2016, relating to water rates; and determining the method of making the public improvement of constructing improvements to the distribution system in Cleveland Heights; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement. (O 1440-17)2222
Authorizing the Mayor to apply to the District One Public Works Integrating Committee for state funding for the rehabilitation of Clark Avenue, East 105th Street, East 131st Street, Fulton Road, Harvard Avenue and Lorain Avenue; to apply for and accept gifts, grants, and other funding 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; 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; giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving Clark Avenue and Lorain Avenue; and cause payment to the State of Ohio for the City's share of the cost of the Clark Avenue and Lorain Avenue improvement. (O 1162-17)2190
Determining the method of making the public improvement of installing public art displays; authorizing the Director of Port Control to enter into one or more public improvement contracts for the making of the improvement; authorizing the Director to employ one or more professional consultants to design and/or the improvement; and to enter into various written standard purchase and requirement contracts needed in connection with the improvement, for a period of one year with three one year options to renew, the second of which requires additional legislative authority. (O 1310-17)2201
Determining the method of making the public improvement of reconstructing access roads at Industrial Parkway/West 160th St and Enterprise Business Park; 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. (O 1365-17)2203

Public Works

Authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2018 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non-profit organizations for the implementation of the Program. (O 1278-17)2196
Authorizing the Director of Public Works to lease certain property located north of Otter Avenue between East 81st Street and East 83rd Street to Rid All Foundation, Inc. for the purpose of continuing operation of a greenhouse and an EPA licensed Level 2 compost facility and for associated urban agriculture and educational uses, for a term of five years. (O 1411-17)2206
Authorizing the Directors of Public Works and Finance to employ one or more temporary employment agencies to provide professional services to supply temporary and seasonal personnel for the Department of Public Works and the Project Clean program and for the various departments of the City during each of the years 2018 and 2019, for a period up to one year. (O 1277-17)2195
Authorizing the Directors of Public Works and Public Safety, as appropriate, to enter into one or more license agreements with Mount Pleasant Now Development Corporation, or its designee, to use and occupy City owned properties and ongoing maintenance of historical informational marker signs at Luke Easter Park, Alexander Hamilton Recreation Center, and the Fourth District Police Station. (O 948-17)2187
To change the name of the park known as "Tremont Valley Playfield" to "Clark Field". (O 1182-17)2192

Reports

Approving the report of the Assessment Equalization Board on objections concerning estimated assessments with respect to the formation of The Cleveland Superior Arts Improvement District and the comprehensive services plan for safety, maintenance and other services to be provided for the District; determining to proceed with the plan to provide services within the District; adopting the assessments; levying the assessments; and authorizing the City to enter into an agreement with the Cleveland Superior Arts Improvement Corporation. (O 1370-17)2205
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Safety Department

Authorizing the Director of Public Safety to apply for and accept a grant from PetSmart Charities to assist with financing the cost of the construction of a new City Kennel. (O 1433-17)2213
Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY 2016 Assistance to Firefighters Grant; and authorizing the purchase by one or more requirement contracts of materials, equipment, supplies, services, and training needed to implement the grant, including thermal imaging cameras, for the Division of Fire, Department of Public Safety. (O 1412-17)2206
Authorizing the Director of Public Safety to enter into an amendment to Contract No. CT 6001 PS 2016 165 with Intergraph Corporation dba Hexagon Safety & Infrastructure to provide	

additional services needed to implement the Computer Aided Dispatch System Upgrade Project; and authorizing contracts to implement the Computer Aided Dispatch system Upgrade as required by the Department of Justice Consent Decree. (O 1434-17)**2213**

Authorizing the Directors of Public Works and Public Safety, as appropriate, to enter into one or more license agreements with Mount Pleasant Now Development Corporation, or its designee, to use and occupy City owned properties and ongoing maintenance of historical informational marker signs at Luke Easter Park, Alexander Hamilton Recreation Center, and the Fourth District Police Station. (O 948-17)**2187**

To amend Section 2 of Ordinance No. 109-17, passed February 1, 2017, relating to written standard and requirement contracts of labor and materials necessary to inspect, test, maintain, repair, and upgrade elevators, escalators, and moving or speed walks for the various divisions of City government, for a period of five years. (O 1435-17)**2213**

To amend Sections 1 and 2 of Ordinance No. 708-17, passed July 12, 2017, relating to a grant from the Ohio Office Criminal Justice Services for the 2016 Ohio Drug Law Enforcement Fund grant. (O 1375-17)**2205**

Sewers

To amend Section 2 of Ordinance No. 1291-15, passed November 30, 2015, relating to professional services to conduct a sewer system evaluation survey and condition assessment of study areas under the City’s Capital Improvement Plan. (O 1409-17)**2206**

State of Ohio

Authorizing the Mayor to apply to the District One Public Works Integrating Committee for state funding for the rehabilitation of Clark Avenue, East 105th Street, East 131st Street, Fulton Road, Harvard Avenue and Lorain Avenue; to apply for and accept gifts, grants, and other funding 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; 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; giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving Clark Avenue and Lorain Avenue; and cause payment to the State of Ohio for the City’s share of the cost of the Clark Avenue and Lorain Avenue improvement. (O 1162-17)**2190**

Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio for improving a portion of Prospect Avenue; to apply for and accept any gifts or grants from any public or private entity; authorizing the Director of Capital Projects to enter into any relative agreements; to employ one or more professional consultants to design the improvement; and causing payment of the City’s share to the State for the cost of the improvement. (O 1366-17)**2203**

Street Vacation

To vacate a portion of Southpoint Drive S.W., Eglindale Avenue S.W., West 17th Street, West 22nd Place and Ginger Court. (O 1243-17)**2193**

Streets - Name

Designating Kirby Avenue between Eddy Road and Coit Road with a secondary and honorary designation of “Ollie Teresa Shaw Way”. (O 1448-17)**2225**

To add the name “Deacon Shelton and Louise Tufts Way” as a secondary and honorary name to East 78th Street from Central Avenue to Cedar Avenue. (O 1475-17)**2228**

To add the name “Jared Plesec Way” as a secondary and honorary name to Grovewood Avenue between East 176th Street and East 177th Street. (O 1477-17)**2228**

To add the name “Rev. Dr. Daniel H. Black, Sr. Way” as a secondary and honorary name to Beaver Avenue from East 62nd Street to East 65th Street. (O 1476-17)**2228**

Summer Food Program

Authorizing the Director of Public Works to apply for and accept a grant from the Ohio Department of Education for the 2018 Summer Food Service Program; authorizing the purchase by requirement contract of breakfasts and lunches and for food, food products, beverages, condiments and paper products to implement the grant, for the Division of Recreation, Department of Public Works; and authorizing the Director to contract with various non- profit organizations for the implementation of the Program. (O 1278-17)**2196**

Tax Increment Financing (TIF)

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Health Tech Hospitality, LLC, or its designee, to support debt service related to the development of a Hilton Tru Hotel located at 6975 Euclid Avenue; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 1431-17)**2212**

Taxes

- To amend the title, the thirteenth whereas clause, and Section 1 of Ordinance No. 103-17, passed April 3, 2017, relating to authorizing the general fund to receive and use revenue from tax remittances collected by Cleveland Public Power and to transfer tax receipts collected back to Cleveland Public Power. (O 1311-17)**2201**

Tremont West Development Corporation

- Authorizing the Director of Capital Projects to issue a permit to Tremont West Development Corporation to encroach into the public rights of way of Jefferson Avenue and Professor Street by installing, using, and maintaining an art bench and planting bed. (O 1323-17)**2202**

Union Miles Development Corporation

- Authorizing the Director of the Department of Community Development to enter into agreement with the First Street Coalition or with its designated fiscal agent Union Miles Development Corporation for the Mt. Pleasant INFO Neighborhood Magazine/Newsletter Project through the use of Ward 4 Casino Revenue Funds. (O 1468-17)**2226**

United States Department of Homeland Security

- Authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY 2016 Assistance to Firefighters Grant; and authorizing the purchase by one or more requirement contracts of materials, equipment, supplies, services, and training needed to implement the grant, including thermal imaging cameras, for the Division of Fire, Department of Public Safety. (O 1412-17)**2206**

Utilities Department

- Authorizing the Director of Public Utilities to consent to assignment of Contract No. RCD 2016 3 from Forterra Pressure Pipe, Inc. to TPG Pressure, Inc. dba Thompson Pipe Group Pressure. (O 1217-17)**2193**
- Authorizing the Director of Public Utilities to employ one or more professional consultants to perform a rate study for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities. (O 1436-17)**2214**
- Authorizing the Director of Public Utilities to enter into an amendment to Contract No. CT PS 2017 025 with the City of Cleveland Heights to extend the transitional period for one additional year to cover costs associated with the conversion to direct service; and to amend Section 535.04 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 579-16, passed June 6, 2016, relating to water rates; and determining the method of making the public improvement of constructing improvements to the distribution system in Cleveland Heights; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement. (O 1440-17)**2222**
- Authorizing the Director of Public Utilities to exercise the first option to renew Contract No. PS 2016 028 with Partners Environmental Consulting, Inc. to provide general environmental, health, safety, sustainability, and engineering consulting services for the various divisions of the Department of Public Utilities. (O 1283-17)**2196**
- Authorizing the Director of Public Utilities to exercise the first options to renew various contracts for the requirements of services and materials necessary for hauling and disposing of water treatment plant residuals from the Crown Water Treatment Plant, for the Division of Water. (O 1313-17)**2202**
- Authorizing the Director of Public Utilities to exercise the option to renew Contract No. 69444 with Dominion Products and Services, Inc. to develop, market, implement, and manage Water and Sewer Service Line Residential Service Contract and Protection Plan Program and a Water Heater Repair and Replacement Plan Program. (O 1086-17)**2190**
- Authorizing the purchase by one or more requirement contracts of landscape materials, supplies, and services, including labor and materials, needed to maintain, test, install, replace, improve, restore, and refurbish landscaping and tree lawns located at City owned or leased Public Utility facilities and City right of ways, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period up to two years, with two one year options to renew, the first of which shall require additional legislative authority. (O 947-17)**2186**
- To amend Section 2 of Ordinance No. 1291-15, passed November 30, 2015, relating to professional services to conduct a sewer system evaluation survey and condition assessment of study areas under the City's Capital Improvement Plan. (O 1409-17)**2206**
- To amend the title and Section 1 of Ordinance No. 544-17, passed June 5, 2017, relating to transformers. (O 1084-17)**2189**
- To enact Section 129.296 of the Codified Ordinances of Cleveland, Ohio, 1976, relating to the Suburban Water Main Renewal Program. (O 1085-17)**2189**

Ward 02

- Authorizing the Director of the Department of Community Development to enter into an agreement with the Mt. Pleasant NOW Development Corporation for the Holiday Food Gift Card Program through the use of Ward 2 Casino Revenue Funds. (O 1469-17)**2227**

Ward 03

Authorizing the Director of Capital Projects to issue a permit to 2097 Columbus, LLC to encroach into the public rights of way of Freeman Avenue and Columbus Road by installing, using, and maintaining a balcony or an overhang and a balcony at six locations. (O 1045-17)**.2187**

Authorizing the Director of Capital Projects to issue a permit to Key Center Properties LLC to encroach into the public right of way of St. Clair Avenue by installing, using, and maintaining an entrance vestibule and canopy. (O 1163-17)**.2192**

Authorizing the Director of Capital Projects to issue a permit to Tremont West Development Corporation to encroach into the public rights of way of Jefferson Avenue and Professor Street by installing, using, and maintaining an art bench and planting bed. (O 1323-17)**.2202**

Authorizing the Director of the Department of Community Development to enter into agreement with Zygote Press for the Global Arts Initiative Re imagining Youth Summer Media Workshop through the use of Wards 3 and 15 Casino Revenue Funds. (O 1472-17)**.2227**

To change the name of the park known as "Tremont Valley Playfield" to "Clark Field". (O 1182-17)**.2192**

Ward 04

Amending the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9 and 10 Casino Revenue Funds. (O 1464-17)**.2225**

Authorizing the Director of Public Works to lease certain property located north of Otter Avenue between East 81st Street and East 83rd Street to Rid All Foundation, Inc. for the purpose of continuing operation of a greenhouse and an EPA licensed Level 2 compost facility and for associated urban agriculture and educational uses, for a term of five years. (O 1411-17)**.2206**

Authorizing the Director of the Department of Community Development to enter into agreement with Concerned Citizens Community Council for the Community Pro Vision Project through the use of Ward 4 Casino Revenue Funds. (O 1467-17)**.2226**

Ward 05

Authorizing the Director of Capital Projects to issue a permit to the Playhouse Square Foundation to encroach into the public rights of way of Euclid Avenue, East 17th Street, and Brownell Court by installing, using, and maintaining an entry canopy, apartment balconies, a building overhang at the northeast corner, and an earth retention system with tiebacks. (O 1304-17)**.2197**

Authorizing the Director of the Department of Community Development to enter into agreement with MidTown Cleveland, Inc., for the Euclid Innerbelt Bridge Transformation Project through the use of Ward 5 Casino Revenue Funds. (O 1474-17)**.2227**

To add the name "Deacon Shelton and Louise Tufts Way" as a secondary and honorary name to East 78th Street from Central Avenue to Cedar Avenue. (O 1475-17)**.2228**

To add the name "Rev. Dr. Daniel H. Black, Sr. Way" as a secondary and honorary name to Beaver Avenue from East 62nd Street to East 65th Street. (O 1476-17)**.2228**

Withdrawing objection to the transfer of stock of a C1 Liquor Permit at 5841 Broadway Avenue, Unit A and repealing Resolution No. 520-17, objecting to said transfer. (R 1462-17)**.2185**

Ward 07

Approving the report of the Assessment Equalization Board on objections concerning estimated assessments with respect to the formation of The Cleveland Superior Arts Improvement District and the comprehensive services plan for safety, maintenance and other services to be provided for the District; determining to proceed with the plan to provide services within the District; adopting the assessments; levying the assessments; and authorizing the City to enter into an agreement with the Cleveland Superior Arts Improvement Corporation. (O 1370-17)**.2205**

Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Health Tech Hospitality, LLC, or its designee, to support debt service related to the development of a Hilton Tru Hotel located at 6975 Euclid Avenue; to provide for payments to the Cleveland City School District; and to declare certain improvements to real property to be a public purpose. (O 1431-17)**.2212**

Ward 08

Amending the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9 and 10 Casino Revenue Funds. (O 1464-17)**.2225**

Authorizing the Director of the Department of Community Development to enter into agreement with Collinwood & Nottingham Village Development Corporation for the Code Enforcement & Nuisance Abatement Prevention Program through the use of Ward 8 Casino Revenue Funds. (O 1470-17)**.2227**

Designating Kirby Avenue between Eddy Road and Coit Road with a secondary and honorary designation of "Ollie Teresa Shaw Way". (O 1448-17)**.2225**

To add the name "Jared Plesec Way" as a secondary and honorary name to Grovewood Avenue between East 176th Street and East 177th Street. (O 1477-17)2228

Ward 09

Amending the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9 and 10 Casino Revenue Funds. (O 1464-17)2225

Authorizing the Director of the Department of Community Development to enter into an agreement with Ashbury Community Services, Inc. for the Ashbury Senior Computer Community Center Program through the use of Ward 9 Casino Revenue Funds. (O 1465-17)2226

Changing the Use, Area, and Height Districts of parcels along Superior Avenue Between E. 105th Street and E. 125th Street and adding an Urban Form Overlay District. (O 1420-17)2207

Ward 10

Amending the Title and Sections 1 and 2 of Ordinance No. 1413-17 passed November 20, 2017 as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Holiday Food Gift Card Program through the use of Wards 4, 8, 9 and 10 Casino Revenue Funds. (O 1464-17)2225

Designating the Cleveland Twist Drill Company Building No. 10 as a Cleveland Landmark. (O 1273-17)2195

Ward 12

Designating Baxter Street Cemetery (AKA Bohemian Chewra Kascha Cemetery and Bemissi Chetri Kieliche Cemetery) as a Cleveland Landmark. (O 1274-17)2195

Withdrawing objection to the renewal of a C1 and C2 Liquor Permit at 6506 Fleet Avenue and repealing Resolution No. 985-17 objecting to said renewal. (R 1461-17)2185

Withdrawing objection to the transfer of ownership of a D5 Liquor 2218 Broadview Road and repealing Resolution No. 977-17 objecting to said permit. (R 1463-17)2186

Ward 13

Changing the Use, Height and Area District of a parcel east of Ridge Road between I-71 and Associate Avenue as identified on the attached map (Map Change No. 2574). (O 1257-17)2193

Ward 14

Amending Section 1 of Ordinance No. 735-17 passed June 5, 2017 as it pertains to the Ashbury Community Services, Inc., Senior Computer Community Center Program through the use of Ward 14 Neighborhood Equity Funds. (O 1473-17)2227

To vacate a portion of Southpoint Drive S.W., Eglindale Avenue S.W., West 17th Street, West 22nd Place and Ginger Court. (O 1243-17)2193

Ward 15

Authorizing the Director of Public Safety to apply for and accept a grant from PetSmart Charities to assist with financing the cost of the construction of a new City Kennel. (O 1433-17)2213

Authorizing the Director of the Department of Community Development to enter into agreement with Zygote Press for the Global Arts Initiative Re imagining Youth Summer Media Workshop through the use of Wards 3 and 15 Casino Revenue Funds. (O 1472-17)2227

Ward 16

Determining the method of making the public improvement of reconstructing access roads at Industrial Parkway/West 160th St and Enterprise Business Park; 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. (O 1365-17)2203

Ward 17

Authorizing the Director of the Department of Community Development to enter into an agreement with the Greater Cleveland Sports Commission for the Urban Youth Initiative through the use of Ward 17 Casino Revenue Funds. (O 1466-17)2226

Water Division

Authorizing the Director of Public Utilities to exercise the first option to renew Contract No. RC 2016 26 with Pro Tech Systems Group, Inc. to provide for labor and materials to refurbish the PCCS and SCADA systems, including replacement parts, equipment and computer and software components, for the Division of Water. (O 1312-17)2202

Authorizing the Director of Public Utilities to exercise the first options to renew various contracts for the requirements of services and materials necessary for hauling and disposing of water treatment plant residuals from the Crown Water Treatment Plant, for the Division of Water. (O 1313-17)**2202**

Authorizing the purchase by one or more requirement contracts of landscape materials, supplies, and services, including labor and materials, needed to maintain, test, install, replace, improve, restore, and refurbish landscaping and tree lawns located at City owned or leased Public Utility facilities and City right of ways, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period up to two years, with two one year options to renew, the first of which shall require additional legislative authority. (O 947-17)**2186**

Water Pollution Control Division

Authorizing the purchase by one or more requirement contracts of landscape materials, supplies, and services, including labor and materials, needed to maintain, test, install, replace, improve, restore, and refurbish landscaping and tree lawns located at City owned or leased Public Utility facilities and City right of ways, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period up to two years, with two one year options to renew, the first of which shall require additional legislative authority. (O 947-17)**2186**

Water Rates

Authorizing the Director of Public Utilities to enter into an amendment to Contract No. CT PS 2017 025 with the City of Cleveland Heights to extend the transitional period for one additional year to cover costs associated with the conversion to direct service; and to amend Section 535.04 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 579-16, passed June 6, 2016, relating to water rates; and determining the method of making the public improvement of constructing improvements to the distribution system in Cleveland Heights; and authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement. (O 1440-17)**2222**

Zoning

Changing the Use, Area, and Height Districts of parcels along Superior Avenue Between E. 105th Street and E. 125th Street and adding an Urban Form Overlay District. (O 1420-17)**2207**

Changing the Use, Height and Area District of a parcel east of Ridge Road between I-71 and Associate Avenue as identified on the attached map (Map Change No. 2574). (O 1257-17)**2193**