

The City Record

Official Publication of the Council of the City of Cleveland



October the First, Two Thousand and Fourteen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

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

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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	Joe Cimperman	P.O. Box 91688	44101
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	7715 Decker Avenue	44103
8	Michael D. Polensek	17855 Brian Avenue	44119
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
11	Dona Brady	1272 West Boulevard	44102
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Brian J. Cummins	3104 Mapledale Avenue	44109
15	Matthew Zone	1228 West 69th Street	44102
16	Martin J. Sweeney	3632 West 133rd Street	44111
17	Martin J. Keane	15907 Colletta Lane	44111

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

MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff

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

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

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

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

Maureen Harper, Executive Assistant to the Mayor, Chief of Communications

Jenita McGowan, Executive Assistant to the Mayor, Chief of Sustainability

Natoya J. Walker Minor, Chief of Public Affairs – Interim Director of Equal Opportunity

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

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:

Architecture and Site Development – Robert Vilkas, Chief Architect, Manager

Engineering and Construction – Richard J. Switalski, Manager

Real Estate – James DeRosa, Commissioner

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

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

Room 106: John Skrtic, Law Librarian, Room 100

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

Natasha Brandt, Manager, Internal Audit

DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19

Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122

City Treasury – James Hartley, Interim Treasurer, Room 115

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

Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue

Purchases and Supplies – Tiffany White, Commissioner, Room 128

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

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

DEPT. OF PUBLIC UTILITIES – Paul Bender, Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner

Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer

Water – Alex Margevicius, Interim Commissioner

Water Pollution Control – Rachid Zoghbaib, Commissioner

DEPT. OF PORT CONTROL – Ricky D. Smith, Director, Cleveland Hopkins

International Airport, 5300 Riverside Drive

DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner

Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

Administration – John Laird, Manager

Special Events and Marketing – Tangee Johnson, Manager

DIVISIONS:

Motor Vehicle Maintenance – Daniel A. Novak, Commissioner

Park Maintenance and Properties – Richard L. Silva, Commissioner

Parking Facilities – Antionette Thompson, Interim Commissioner

Property Management – Tom Nagle, Commissioner

Recreation – Samuel Gissentaner, Interim Commissioner

Streets – Randell T. Scott, Interim Commissioner

Traffic Engineering – Robert Mavec, Commissioner

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

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

DIVISIONS:

Air Quality – George Baker, Commissioner

Environment – Chantez Williams, Commissioner, 75 Erieview Plaza

Health – Myron Bennett, Commissioner, 75 Erieview Plaza

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

DIVISIONS:

Animal Control Services – John Baird, Chief Dog Warden, 2690 West 7th Street

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

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

Fire – Patrick Kelly, Chief, 1645 Superior Avenue

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

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director

DIVISIONS:

Administrative Services – Jesus Rodriguez, Commissioner

Fair Housing and Consumer Affairs Office – John Mahoney, Manager

Neighborhood Development – Chris Garland, Commissioner

Neighborhood Services – Louise V. Jackson, Commissioner

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

DIVISIONS:

Code Enforcement – Thomas E. Vanover, Commissioner

Construction Permitting – Narid Hussain, Commissioner

DEPT. OF HUMAN RESOURCES – Deborah Southering, Director, Room 121

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

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

COMMUNITY RELATIONS BOARD – Room 11, Blaine Griffin, Director, Mayor Frank

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

Member Brian Cummins, Eugene R. Miller, (Board Lawyer), Roosevelt E. Coats, Jenice

Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary

Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa

Ryan, Peter Whitt.

CIVIL SERVICE COMMISSION – Room 119, Robert Bennett, President; Michael L.

Nelson, Sr., Vice-President; Lucille Ambroz, Secretary; Members: Pastor Gregory Jordan,

Michael Flickinger.

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

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

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

Mary Haas McGraw, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, Elizabeth

Kukla, Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516,

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

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

Sullivan.

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

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

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

Director Barbara A. Langhenry; Council Member _____.

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

Utilities Director Paul Bender; Council President Kevin J. Kelley.

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

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

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

FAIR HOUSING BOARD – Charles See, Chair; Lisa Camacho, Daniel Conway, Robert L.

Render, Genesis O. Brown.

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

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

David Perkowski, Joan Shaver Washington, Keith Sutton.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman;

Clint Martin, Mark Rivera.

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

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

Kevin Kelley.

POLICE REVIEW BOARD – Thomas Jones, Board Chair Person; Vernon Collier, Vermel

Whalen, Nancy Cronin, Elvin Vauss.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Jennifer Coleman, Chair;

Laura M. Bala, Robert N. Brown, Allan Dreyer, Giancarlo Calicchia, Council Member

Terrell H. Pruitt, Robert Vilkas, Donald Petit, Interim Secretary.

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

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

Langhenry.

CLEVELAND MUNICIPAL COURT

JUSTICE CENTER – 1200 ONTARIO STREET

JUDGE COURTROOM ASSIGNMENTS

Judge Courtroom

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

Judge Pinkey S. Carr – Courtroom 12B

Judge Marilyn B. Cassidy – Courtroom 13A

Judge Michelle Denise Earley – Courtroom 12C

Judge Emanuella Groves – Courtroom 14B

Judge Anita Laster Mays – Courtroom 14C

Judge Lauren C. Moore – Courtroom 14A

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

Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B

Judge Angela R. Stokes – Courtroom 15C

Judge Pauline H. Tarver – Courtroom 13C

Judge Ed Wade – Courtroom 12A

Judge Joseph J. Zone – Courtroom 14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Gregory A. Sims

– Chief Bailiff; Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief

Magistrate, Victor Perez – City Prosecutor

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71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

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WEDNESDAY, OCTOBER 1, 2014

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CITY COUNCIL

MONDAY, SEPTEMBER 29, 2014

The City Record
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City Clerk, Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2014-2017

MONDAY — Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

The following Committees meet at the Call of the Chair:

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, September 29, 2014

The meeting of the Council was called to order at 7:05 p.m. with the President of Council, Kevin J. Kelley, in the Chair.

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

Also present were: Mayor Frank G. Jackson, Chief of Staff Ken Siliman, Chief of Government Affairs Valarie J. McCall, Chief of Communications Maureen Harper, Chief of Sustainability Jenita McGowan, and Directors Langhenry, Dumas, Spronz, McGrath, Cox, Rush, O'Leary, Southerington, Nichols, Griffin, Fumich, and Ambroz.

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

MOTION

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

STATEMENT OF WORK ACCEPTANCE

File No. 1253-14.
From Department of Public Works, City of Cleveland, for Carr Center HVAC and Facility Improvements. Contractor: RW Clark Co. Contract: #PI201200034. Date of Acceptance: April 15, 2014. Received.

File No. 1254-14.
From Department of Public Works, City of Cleveland, for Demo-

lition Package D Park Ave. Park Station. Contractor: Lightning Demolition. Contract: #PI2014000131. Date of Acceptance: September 11, 2014. Received.

FROM OHIO DIVISION OF LIQUOR CONTROL

File No. 1255-14.

RE: #1376950. Transfer of Ownership Application, D2 D2X D3 D3A D6. CHA Pizza & Spirits, LLC, 7524 Father Frascati Avenue (Ward 15). Received.

File No. 1256-14.

RE: #1826236. New License Application, D5J. Crop Kitchen, LLC, 11460 Uptown Avenue (Ward 6). Received.

File No. 1257-14.

RE: #23097000010. New License Application, D5J. Driftwood Catering, LLC, 2029-2033 East 14th Street (Ward 3). Received.

CONDOLENCE RESOLUTIONS

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

Res. No. 1263-14—Richard Crawford.

Res. No. 1264-14—Corrie Lee Jones.

Res. No. 1277-14—Thaddeus Jackson.

Res. No. 1278-14—Judy Nelson.

Res. No. 1279-14—Marie Dular.

CONGRATULATIONS RESOLUTIONS

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

Res. No. 1265-14—Lellar Tignar — 108th birthday.

Res. No. 1266-14—Nellie C. Scott — 100th birthday.

Res. No. 1267-14—Ramah Junior Academy — 90th Anniversary.

Res. No. 1268-14—Carrie L. Gardner — 100th birthday.

Res. No. 1269-14—Jesus "Gene" Rodriguez.

Res. No. 1270-14—Carlos Julio Aponte, M.D.

Res. No. 1271-14—Swagata Banik, M. Sc., Ph.D.

Res. No. 1272-14—Minister Detra Evans.

Res. No. 1273-14—Thomas Nobbe.

Res. No. 1274-14—Cleveland Academy of Martial Arts.

RECOGNITION RESOLUTION

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

Res. No. 1275-14—Mark Lammon.

WELCOME RESOLUTION

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

Res. No. 1276-14—Gebran Bassil, Minister of Foreign Affairs and Emigrants, Lebanese Republic.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 1246-14.

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

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to Left Side Developments LLC to encroach into the public right-of-way of Washington Avenue by installing, using, and maintaining a new handicap-accessible ramp and stair.

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 Left Side Developments LLC, 2220 Superior Viaduct, Cleveland, Ohio 44113 ("Permittee"), to encroach into the public right-of-way of Washington Avenue by installing, using, and maintaining a handicap-accessible ramp and stair at the following location:

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio, being part of Original Brooklyn Township Lot 70;

Beginning at a 1 inch iron pin found at the intersection of Washington Avenue (66' wide) and West 24th Street (33' wide);

Thence South 35°07' 42" East, along the centerline of said West 24th Street, 33.00 feet to a point;

Thence North 54°51' 46" East along the Southwesterly extension of the southerly sideline of said Washington Avenue, 21.50 feet to the principal place of beginning;

Course 1 Thence North 35°08' 14" West, 7.00 feet to a point;

Course 2 Thence North 54°51' 46" East, 45.75 feet to a point;

Course 3 Thence South 35°08' 14" East, 7.00 feet to the southerly sideline of said Washington Avenue;

Course 4 Thence South 54°51' 46" West, along the southerly sideline of said Washington Avenue, 45.75 feet to the principal place of beginning according to a survey performed in August, 2014 by Richard A. Thompson Jr. P.S. #7388 of Polaris Engineering and Surveying. The bearings used herein are based on the Ohio Coordinate System of 1983, North Zone, 1986 adjustment.

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

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

Permits, before installing the encroachment(s).

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

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

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

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

Ord. No. 1247-14.

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

An emergency ordinance authorizing the Director of Public Works to enter into one or more concession agreements for the operation of a first-class food and beverage service at the Cleveland City Hall Cafeteria, for a period not to exceed two years, with a one-year option to renew, exercisable by the Director of Public Works.

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

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

Section 1. That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Public Works is authorized to enter into one or more concession agreements on the basis of competitive proposals for the operation of a first-class food and beverage service at the Cleveland City Hall Cafeteria, for a period not to exceed two years, with a one-year option to renew exercisable by the Director of Public Works. The selection of the concessionaire or concessionaires shall be made by the Board of Control on the nomination of the Director of Public Works. The concession fee to be paid to the City shall be fixed by the Board of Control.

Section 2. That the Concession Agreement 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.

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

Ord. No. 1248-14.

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

An emergency ordinance authorizing the Director of Public Works to enter into one or more concession agreements for the operation of a first-class food and beverage service in connection with renting the Rotunda in City Hall and for marketing the rental of the Rotunda for catered events, for a period not to exceed two years, with a one-year option to renew, exercisable by the Director of Public Works.

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

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

Section 1. That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Public Works is authorized to enter into one or more concession agreements on the basis of competitive proposals for the operation of first-class food and beverage service in connection with renting the Rotunda in City Hall under Section 131.081 of the Codified Ordinances and for marketing the rental of the Rotunda for catered events, for a period not to exceed two years, with a one-year option to renew exercisable by the Director of Public Works. The selection of the concessionaire or concessionaires shall be made by the Board of Control on the nomination of the Director of Public Works. The concession fee to be paid to the City shall be fixed by the Board of Control.

Section 2. That the Concession Agreement 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.

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

Ord. No. 1249-14.

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

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. PS 2012-326 with HydroChem, LLC to provide required analysis, reporting, testing, and disposal of waste material necessary for mandatory environmental compliance for the various divisions of the Department of Port Control, and for other related services necessary for the compliance.

Whereas, under the authority of Ordinance No. 499-10, passed June 7, 2010, as amended by Ordinance No. 1624-10, passed December 6, 2010, and Ordinance No. 1435-11, passed October 31, 2011 ("Ordinance No. 499-10, as amended"), the Director of Port Control entered into Contract No. PS 2012-326 with HydroChem, LLC to provide required analysis, reporting, testing, and disposal of waste material necessary for mandatory environmental compliance at Cleveland Hopkins

International Airport, Burke Lakefront Airport, and the Division of Harbors, for the Department of Port Control, and for other related services necessary for the compliance; and

Whereas, Ordinance No. 499-10, as amended, 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 Port Control is authorized to exercise the first option to renew Contract No. PS 2012-326 for an additional year with HydroChem, LLC to provide required analysis, reporting, testing, and disposal of waste material necessary for mandatory environmental compliance at Cleveland Hopkins International Airport, Burke Lakefront Airport, and the Division of Harbors, for the Department of Port Control, and for other related services necessary for the compliance. This ordinance constitutes the additional legislative authority required by Ordinance No. 499-10, as amended, to exercise this option.

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

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

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

**Ord. No. 1250-14.
By Council Members Keane and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. PS 2012-327 with HydroChem, LLC to provide environmental emergency response services necessary for mandatory environmental compliance for the various divisions of the Department of Port Control, and for other related services necessary for the compliance.

Whereas, under the authority of Ordinance No. 499-10, passed June 7, 2010, as amended by Ordinance No. 1624-10, passed December 6, 2010, and Ordinance No. 1435-11, passed October 31, 2011 ("Ordinance No. 499-10, as amended"), the Director of Port Control entered into Contract No. PS 2012-327 with HydroChem, LLC to provide environmental emergency response services necessary for mandatory environmental compliance at Cleveland Hopkins International Airport, Burke Lakefront Airport, and the Division of Harbors, for the Department of Port Control, and for other related services necessary for the compliance; and

Whereas, Ordinance No. 499-10, as amended, 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 Port Control is authorized to exercise the first option to renew Contract No. PS 2012-327 for an additional year with HydroChem, LLC to provide environmental emergency response services necessary for mandatory environmental compliance at Cleveland Hopkins International Airport, Burke Lakefront Airport, and the Division of Harbors, for the Department of Port Control, and for other related services necessary for the compliance. This ordinance constitutes the additional legislative authority required by Ordinance No. 499-10, as amended, to exercise this option.

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

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

Ord. No. 1251-14.

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Sections 35 and 41 of Ordinance No. 385-14, passed March 31, 2014, as amended by Ordinance No. 739-14, passed July 16, 2014, relating to compensation for various classifications.

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

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

Section 1. That Section 35 of Ordinance No. 385-14, passed March 31, 2014, and Section 41 of Ordinance No. 385-14, passed March 31, 2014, as amended by Ordinance No. 739-14, passed July 16, 2014, are amended to read as follows:

Section 35. That the salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Aging Services Administrator.....	\$27,325.56	\$90,312.42
2. Air Pollution Control, Engineer IV	20,800.00	65,041.78
3. Airport Safety Shift Commander	20,800.00	73,916.85
4. Assistant Administrator.....	20,800.00	58,564.01
5. Assistant Aging Services Administrator.....	20,800.00	64,132.74
6. Assistant Manager of Marketing.....	20,800.00	58,564.01
7. Assistant Security Manager.....	20,800.00	60,614.58
8. Central Payroll Supervisor.....	20,800.00	58,564.01
9. Chief Building Inspector.....	20,800.00	70,053.60
10. Chief Electrical Inspector	20,800.00	70,053.60
11. Chief Elevator Inspector.....	20,800.00	70,053.60
12. Chief Heating Inspector.....	20,800.00	70,053.60
13. Chief Rehabilitation Supervisor.....	20,800.00	73,916.85
14. Chore Services Coordinator.....	20,800.00	53,570.40
15. Contract Supervisor - Division of Purchases and Supplies.....	20,800.00	64,734.08
16. Data Processing Supervisor.....	20,800.00	59,870.58
17. Deputy Central Payroll Supervisor.....	20,800.00	65,000.00
18. Manager of Public Utilities - Building Maintenance....	20,800.00	58,564.01
19. Senior Systems Analyst.....	20,800.00	42,414.34
20. Shift Supervisor Operations.....	20,800.00	58,564.01
21. Superintendent of Distribution	20,800.00	73,916.85
22. Superintendent of Purchase Power.....	27,325.56	95,499.54
23. Supervising Tax Auditor	20,800.00	58,564.01
24. Supervisor of Civil Service Records.....	20,800.00	58,564.01

Section 41. That the appointing authority shall fix the salaries in the following classifications in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Assistant Building Official	\$42,758.15	\$142,024.13
2. City Comptroller.....	42,758.15	142,024.13
3. City Treasurer.....	42,758.15	131,098.50
4. Chief Technology Officer.....	80,000.00	206,040.00
5. Commissioner of Accounts	40,314.82	136,049.25
6. Commissioner of Administrative Services - Community Development.....	40,314.82	136,049.25
7. Commissioner of Air Quality	42,758.15	142,024.13
8. Commissioner of Assessments and Licenses.....	40,314.82	125,582.86
9. Commissioner of Burke Airport.....	40,314.92	125,582.86
10. Commissioner of Cleveland Hopkins International Airport.....	42,758.15	152,120.83
11. Commissioner of Cleveland Public Power.....	45,201.46	177,386.65
12. Commissioner of Code Enforcement.....	42,758.15	142,024.13
13. Commissioner of Construction Permitting	42,758.15	142,024.13
14. Commissioner of Emergency Medical Services.....	42,758.15	142,024.13
15. Commissioner of Environment.....	42,758.15	142,024.13
16. Commissioner of Health.....	45,021.46	150,984.16
17. Commissioner of House of Corrections.....	40,314.82	125,456.57
18. Commissioner of Information Technology & Services	52,734.82	150,984.16
19. Commissioner of Motor Vehicle Maintenance.....	40,314.82	136,049.25
20. Commissioner of Neighborhood Development	40,314.82	125,582.86
21. Commissioner of Real Estate	40,314.82	125,582.86
22. Commissioner of Neighborhood Services	42,758.15	131,098.50
23. Commissioner of Park Maintenance and Properties.....	42,758.15	152,120.83
24. Commissioner of Parking Facilities.....	40,314.82	136,049.25
25. Commissioner of Printing and Reproduction.....	40,314.82	136,049.25
26. Commissioner of Property Management	45,201.46	150,984.16
27. Commissioner of Purchases and Supplies.....	42,758.15	131,098.50
28. Commissioner of Recreation	42,758.15	152,120.83
29. Commissioner of Streets.....	40,314.82	136,049.25
30. Commissioner of Traffic Engineering.....	42,758.15	131,098.50
31. Commissioner of Utilities Fiscal Control	40,314.82	125,582.86
32. Commissioner of Waste Collection and Disposal.....	40,314.82	136,049.25
33. Commissioner of Water.....	45,201.46	212,221.20
34. Commissioner of Water Pollution Control.....	40,314.82	136,049.25
35. Deputy City Treasurer.....	26,273.96	88,406.29
36. Deputy Director Department of Building and Housing	36,590.39	142,024.13
37. Director of Workforce Development	70,000.00	169,776.96
38. Public Safety Medical Director	80,000.00	250,000.00
39. Income Tax Administrator.....	42,758.15	142,024.13
40. Manager of Administration - Public Works.....	40,314.82	125,582.86
41. Manager of Internal Audit	40,314.82	125,582.86

Section 2. That existing Section 35 of Ordinance No. 385-14, passed March 31, 2014, and Section 41 of Ordinance No. 385-14, passed March 31, 2014, as amended by Ordinance No. 739-14, passed July 16, 2014, are repealed.

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

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

**Ord. No. 1252-14.
By Council Members Zone and Kelley (by departmental request).**

An emergency ordinance to amend Section 1 of Ordinance No. 608-14, passed June 2, 2014, relating to an agreement with the Cuyahoga County Solid Waste District to accept funding in support of the Department of Public Safety's Environmental Crimes Task Force.

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. 608-14, passed June 2, 2014, is amended to read as follows:

Section 1. That the Director of Public Safety is authorized to enter into an agreement with the District to

accept funding in support of the City's Environmental Crimes Task Force, in an amount not to exceed \$50,000 and any other funds that become available during the agreement term, for the purposes including, but not limited to the purchase of supplies, equipment, vehicles, and salaries, needed for environmental crimes enforcement from May 1, 2014 through December 31, 2015, and those funds are appropriated for this purpose.

Section 2. That existing Section 1 of Ordinance No. 608-14, passed June 2, 2014, is repealed.

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

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

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

**FIRST READING EMERGENCY
RESOLUTION REFERRED**

Res. No. 1245-14.

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

An emergency resolution declaring the intent to vacate a portion of West 74th Street.

Whereas, this Council is satisfied that there is good cause to vacate a portion of West 74th Street, as described; and

Whereas, this resolution constitutes an emergency measure providing for the usual daily operation of

a municipal department; now, therefore,

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

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

The Vacation of a portion of
West 74th Street

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and being part of Original Brooklyn Township lot number 28 as shown in the Langhorn and Dixon Allotment recorded in volume 4, page 33 of the Cuyahoga County Map Records, further described as follows:

Being all that portion of West 74th Street (14.00 feet wide) (formerly Chestnut Alley) extending from the north line of Clark Avenue S.W. (60.00 feet wide) northerly to the south right of way of Interstate 90.

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

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

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

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

Ord. No. 1258-14.

By Council Member J. Johnson.

An emergency ordinance authorizing the Director of the City Planning Commission to enter into an agreement with the St. Clair Superior Development Corporation for the AsiaTown Cultural Center Feasibility Study through the use of Ward 8 Neighborhood Capital Funds.

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

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

Section 1. That the Director of the Department of the City Planning Commission be authorized to enter into an agreement with the St. Clair Superior Development Corporation for the AsiaTown Cultural Center Feasibility Study for the public purpose of creating a new AsiaTown Community and Cultural Center that will serve the Asian-American community and be used to hold events that promote the Asian culture in the city of Cleveland through the use of Ward 8 Neighborhood Capital 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 177.

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

Section 4. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all

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

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

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

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

Res. No. 1259-14.

By Council Member Cimperman.

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 2033 Ontario Street and repealing Resolution No. 883-14, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit to 2033 Ontario Street by Resolution No. 883-14 adopted by the Council on July 16, 2014; 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 a New C1 Liquor Permit to Divya Jivan, Inc., DBA Downtown Convenience, 2033 Ontario Street, Cleveland, Ohio 44115, Permanent Number 2208740, be and the same is hereby withdrawn and Resolution No. 883-14, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

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

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

Res. No. 1260-14.

By Council Member Zone.

An emergency resolution withdrawing objections to a New C1 Liquor Permit at 5110 Clark Avenue & Drive Up Window and repealing Resolution Nos. 683-13 and 948-13, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit to 5110 Clark Avenue & Drive Up Window by Resolution Nos. 683-13 adopted by the Council on May 6, 2013 and by Resolution No. 948-13 adopted by the Council on July 10, 2013; and

Whereas, this Council wishes to withdraw its objections 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 objections to a New C1 Liquor Permit to Tuhin, Inc., 5110 Clark Avenue & Drive Up Window, Cleveland, Ohio 44102, Permanent Numbers 9089530 and 9089530005, be and the same is hereby withdrawn and Resolution Nos. 683-13 and 948-13, containing such objections, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

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

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

Res. No. 1261-14.

By Council Member Zone.

An emergency resolution withdrawing objections to the renewal of a C1 Liquor Permit at 5110 Clark Avenue & Drive Up Window and repealing Resolution Nos. 1050-13 and 1051-13, objecting to said renewal.

Whereas, this Council objected to the renewal of a C1 Liquor Permit to Clark Petroleum, LLC, 5110 Clark Avenue & Drive Up Window, Cleveland, Ohio 44102, Permanent Number 1525519005 by Resolution No. 1050-13 adopted by the Council on August 14, 2013 and to the renewal at Tuhin, Inc., 5110 Clark Avenue & Drive Up Window, Cleveland, Ohio 44102, Permanent Numbers 9089530 and 908953005 by Resolution No. 1051-13, adopted by the Council on August 14, 2013; and

Whereas, this Council wishes to withdraw its objections 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 objections to the renewal of a C1 Liquor Permit to Clark Petroleum, LLC, 5110 Clark Avenue & Drive Up Window, Cleveland, Ohio 44102, Permanent Number 1525519005 and Tuhin, Inc., 5110 Clark Avenue & Drive Up Window, Cleveland, Ohio 44102, Permanent Numbers 9089530 and 9089530005 be, and the same are hereby withdrawn and Resolution Nos. 1050-13 and 1051-13, containing such objections, be and the same are hereby repealed and that this Council consents to the immediate permit thereof.

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

and after the earliest period allowed by law.

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

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

Res. No. 1262-14.

By Council Member Conwell.

An emergency resolution objecting to the transfer of location of a C1 and C2 Liquor Permit to 917 East 105th Street.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of location of a C1 and C2 Liquor Permit from Raja Foods, Inc., DBA Eddie's Mini Mart, 907 East 105th Street, 1st floor, Cleveland, Ohio 44108, Permanent Number 7178815 to Nadeen Foods, Inc., 917 East 105th Street, Cleveland, Ohio 44108, Permanent Number 6280919; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of location of a C1 and C2 Liquor Permit from Raja Foods, Inc., DBA Eddie's Mini Mart, 907 East 105th Street, 1st floor, Cleveland, Ohio 44108, Permanent Number 7178815 to Nadeen Foods, Inc., 917 East 105th Street, Cleveland, Ohio 44108, Permanent Number 6280919; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

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

SECOND READING EMERGENCY ORDINANCES PASSED

Ord. No. 833-14.

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

An emergency ordinance to amend the title and Section 1 of Ordinance No. 894-12, passed October 29, 2012, relating to an encroachment permit to Crown Castle NG East Inc. to encroach into the public right-of-way with nodes and duct banks at various locations.

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

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

Ord. No. 835-14.

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

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to K&D Management LLC to encroach into the public right-of-way of East 9th Street, Superior Avenue, and Walnut Avenue by installing, using, and maintaining permanent streetscape improvements.

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

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

Ord. No. 983-14.

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 2002 2010-257 with Itron, Inc. to complete the implementation of the Automatic Meter Reading System Program.

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

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

Ord. No. 986-14.

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

An emergency ordinance authorizing the Director of Community Development to enter into contracts with Cuyahoga County and various non-profit agencies for the implementation of homeless assistance activities.

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

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

Ord. No. 1191-14.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of office supplies, furniture, and equipment for the various divisions of City government, for a period of two years with two one-year options to renew, the first of which is exercisable through additional legislative authority.

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

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

Ord. No. 1218-14.

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

An emergency ordinance authorizing the Director of Capital Projects to lease certain property located in the Flats Development Area to Flats East Development LLC, or their designee, for the purpose of constructing and maintaining public access roads into the Flats and for programming, for a period up to ninety-nine years.

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

1. In Section 1, line 5, strike "1218-14-A" and insert "1218-14-B".

Amendment agreed to.

The rules were suspended. Yeas 15. Nays 0. Read second time. Read third time in full. Passed. Yeas 15. Nays 0.

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

Those voting yeas: Council Members Brady, Brancatelli, Cimperman, Cleveland, Conwell, Cummins, Dow, Kelley, K. Johnson, Keane, Mitchell, Polensek, Pruitt, Reed, Sweeney, and Zone.

Those voting nay: None.

Pursuant to Rule 19 of the Rules of Council, Council Member Kelley recused himself from the vote regarding Ordinance No. 1218-14.

Absent: Council Member J. Johnson.

Ord. No. 1222-14.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of hand tools

and hand-held power tools, for the various divisions of City government, for a period of two years, with an option to renew for one year, exercisable through additional legislative authority.

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

SECOND READING EMERGENCY RESOLUTIONS ADOPTED

Res. No. 837-14.

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

An emergency resolution declaring the intent to vacate a portion of Father Caruso Drive N.W., West 73rd Street and West 74th Street.

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

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

Res. No. 1220-14.

By Council Member Kelley (by departmental request).

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

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

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

Res. No. 1221-14.

By Council Member Kelley (by departmental request).

An emergency resolution requesting the County Fiscal Officer to make advances during the year 2015, pursuant to Section 321.34, Ohio Revised Code.

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

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

MOTION

On the motion of Council Member Polensek, the absence of Council Member Jeffrey D. Johnson, is hereby authorized. Seconded by Council Member Pruitt.

The Council Meeting adjourned at 7:31 p.m. to meet on Monday, October 6, 2014, at 7:00 p.m. in the Council Chamber.



Patricia J. Britt
City Clerk, Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

September 24, 2014

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, September 24, 2014 at 10:35 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Others: L. Peculis, Acting Director, Office of Equal Opportunity.

Tiffany White, Commissioner, Division of Purchases & Supplies.

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

Resolution No. 446-14.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 361-14, passed by the Cleveland City Council March 31, 2014, Matrix Consulting Group is selected upon nomination of the Director of Finance from a list of qualified firms determined after a full and complete canvass by the Director of Finance as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City in order to review various City policies, processes, and services, to make comprehensive analytical reviews, and recommend improvements for the Department of Public Safety, Divisions of Police, Fire, and EMS.

Be it further resolved that the Director of Finance is authorized to enter into a contract with Matrix Consulting Group, based upon its proposal dated August 13, 2014, which contract shall be prepared by the Director of Law, shall provide for furnishing of the above-mentioned professional services as described in the proposal for an amount not to exceed \$67,000.00 and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 447-14.

By Director Dumas.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Section 181.102 of the Codified Ordinances of Cleveland, Ohio, 1976, MCPc, Inc. is selected from a list of qualified software vendor firms determined after a full and complete canvass by the Director of Finance as the firm to be employed by contract to provide

General IT Consulting Services for the Division of Information Technology & Services to provide software updates, upgrades, enhancements, training, technical support, project management and maintenance necessary for various software on an as-needed basis as necessary to implement improvements to the IT Strategic Plan, for a term of one year with two one-year options to renew, for the Department of Finance.

Be it further resolved that the Director of Finance is authorized to enter into a contract with MCPc, Inc., based upon its proposal dated August 4, 2014, which contract shall be prepared by the Director of Law, shall provide for furnishing of professional services described in the proposal in an amount not to exceed \$60,000.00 per year, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following subcontractors by MCPc, Inc. for the above-mentioned professional services is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Devore Technologies, Inc. (CSB/FBE)	\$3,000.00 10.00%
LRsolutions	\$3,000.00 10.00%
Aveenire	\$ 0.00 0.00%

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 448-14.

By Director Dumas.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Section 181.102 of the Codified Ordinances of Cleveland, Ohio, 1976, Centric Consulting, LLC, is selected from a list of qualified software vendor firms determined after a full and complete canvass by the Director of Finance as the firm to be employed by contract to provide General IT Consulting Services for the Division of Information Technology & Services to provide software updates, upgrades, enhancements, training, technical support, project management and maintenance necessary for Active Directory and Exchange Server Upgrade and certain other software on an as-needed basis as necessary to implement improvements to the IT Strategic Plan, for a term of one year with two one-year options to renew, for the Department of Finance.

Be it further resolved that the Director of Finance is authorized to enter into a contract with Centric Consulting, LLC, based upon its proposal dated August 4, 2014, which contract shall be prepared by the Director of Law, shall provide for furnishing of the above-mentioned professional services, as further described in the proposal, in an amount not to exceed \$237,000.00 per

year, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-contractors by Centric Consulting, LLC. for the above-mentioned professional services is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Devore Technologies, Inc. (CSB/FBE)	\$23,700.00 10.00%
Woolpert, Inc.	\$23,700.00 10.00%

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 449-14.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland, that all bids received on September 17, 2014 for an estimated quantity of labor and material necessary to repair and replace fire extinguishers, for various divisions of City government, under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 450-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 732-07, passed by the Council of the City of Cleveland on June 11, 2007, as amended by Ordinance No. 51-09 passed March 2, 2009, Ordinance No. 560-11 passed June 6, 2011 and Ordinance No. 727-13 passed May 20, 2013, Davey Resource Group, A Division of The Davey Tree Expert Company is selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities as the firm to be employed by contract to provide professional consulting services in developing a Cleveland Tree Plan, for the City of Cleveland.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with Davey Resource Group, A Division of The Davey Tree Expert Company based upon its proposal dated June 25, 2014, which contract shall be prepared by the Director of Law, shall provide for furnishing of professional services described in the proposal, for an aggregate fee not exceeding \$75,000.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-contractors by Davey Resource Group, A Division of The Davey Tree Expert Company for the above-mentioned professional services is approved:

<u>SUBCONSULTANT</u>	<u>WORK PERCENTAGE</u>
DAR Public Relations, Inc. (CSB/MBE/FBE)	\$10,000.00 13.333%

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 451-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of HD Supply Waterworks, Ltd. for an estimated quantity of pipe repair couplings, items 1, 3, 5, 6 and 8-17, for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on July 25, 2014 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$99,210.26 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 452-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Ferguson Enterprises Inc. dba Ferguson Waterworks for an estimated quantity of pipe repair couplings, items 2 and 7, for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on July 25, 2014 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$15,503.20 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

The requirement contract shall further provide that the Contractor shall furnish all the City's requirements for such goods and/or services, whether more or less than the estimated quantity, as may be

ordered under delivery orders separately certified to the contract.

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 453-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Trumbull Industries, Inc. for an estimated quantity of pipe repair couplings, items 4, 18 and 18a, for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on July 25, 2014 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$92,625.00 (0%, 25 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 454-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of DUECO, Inc. for an estimated quantity of labor and materials necessary to inspect, test and repair bucket and derrick trucks, all items, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the execution of a contract, received on July 17, 2014, under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$489,450.00 (0%, 0 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the required goods and/or services.

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

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 455-14.

By Director Smith.

Whereas, Board of Control Resolution No. 396-14, adopted August 20, 2014, authorized the Director of Port Control to enter into a contract with Cleveland Uniform, Inc. for an estimated quantity of employee uniforms and related items, for the various divisions of the Department of Port Control; and

Whereas, Resolution No. 396-14 inadvertently approved for contract award Bid Item 5 (G) as part of the items recommended for contract to Cleveland Uniform, Inc.; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 396-14, adopted August 20, 2014, approving for contract award Bid Item 5 (G) to Cleveland Uniform, Inc. is amended by deleting Bid Item 5 (G) from the list of items recommended for contract, where appearing in the resolution.

Be it further resolved that Resolution No. 396-14 is further amended by decreasing the contract amount from \$70,598.00 to \$66,926.00.

Be it further resolved that all other items of Resolution No. 396-14 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 456-14.

By Director Cox.

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

Whereas, MVP Services, LLC. has proposed to offer valet parking services to the general public for the Best of Cleveland at Cleveland Public Auditorium by using the Willard Park Garage; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under Section 183.04 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to enter into a concession agreement with MVP Services, LLC. to operate a valet parking service for the Best of Cleveland at the Cleveland Public Auditorium on October 10, 2014 using Willard Park Garage for a concession fee of \$450.00 plus \$5.00 per vehicle parked. The concession agreement shall be prepared by the Director of Law and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 457-14.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Charlie's Towing Service, Inc., for an estimated quantity of various towing and winching services, all items, for the Division of

Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, with two one-year renewal options, received on June 26, 2014 under the authority of Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$145,137.25 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 458-14.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Statewide Ford-Lincoln-Mercury, Inc., for estimated quantity of utility vehicles and related equipment, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, received on June 20, 2014, under the authority of Ordinance No. 752-12, passed by Cleveland City Council on June 4, 2012, and Ordinance No. 790-13, passed by Cleveland City Council on May 20, 2013, which on the basis of the estimated quantity would amount to \$78,465.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the specified goods.

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

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 459-14.

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland that the bid of R. J. Platten Contracting Co. for the public improvement of the Near West Theater Parking Lot Improvements Base Bid Items 1-28 and 31-42 and Alternate Items 1A, 4A, 5A, 6A and 7A and Add Alternates 1AA, 2AA and 3AA and including a 5% contingency allowance for the Department of Public Works, received on August 1, 2014, under the authority of Ordinance No. 872-08, passed June 9, 2008, upon a gross price basis for the improvement in the aggregate amount of \$144,884.20

is affirmed and approved as the lowest responsible bid, and the Director of the Department of Public Works is authorized to enter into contract with the bidder.

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

<u>Subcontractor</u> <u>Amount</u>	<u>CSB/MBE/FBE</u> <u>Percentage</u>
Down to Earth Landscaping \$ 3,238.00	CSB/FBE 2.235%
Ballast Fence \$12,630.00	CSB/FBE 8.71%
Tech Ready Mix \$ 8,000.00	CSB/MBE 5.522%
Ramos Trucking \$ 6,000.00	CSB/MBE 4.1415%
Cunningham Paving \$23,109.53	CSB 15.95%

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 460-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 002-22-099 located at 1980 West 75th 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, Edward M. Callaghan has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of council from Ward 15 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Edward M. Callaghan for the sale and development of Permanent Parcel No. 002-22-099 located at 1980 West 75th

Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 461-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 005-31-025 located at 8707 Madison 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, Dianne E. Wagner has proposed to the City to purchase and develop the parcel for green space; and

Whereas, the following conditions exist:

1. The member of Council from Ward 16 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Dianne E. Wagner for the sale and development of Permanent Parcel No. 005-31-025 located at 8707 Madison Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 462-14.

By Director Rush.

Whereas, under Ordinance No. 2076-76 passed October 25, 1976, the

City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 142-20-002 and 142-20-071 located on Seville Road; 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, Phoenix Steel Service, Inc. has proposed to the City to purchase and develop the parcels for business expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 1 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 Phoenix Steel Service, Inc. for the sale and development of Permanent Parcel Nos. 142-20-002 and 142-20-071 located on Seville Road, 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 \$7,900.00, 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, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

Resolution No. 463-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 110-20-013 and 110-20-014 located on Durant 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, Derrick A. Pledger has proposed to the City to purchase and develop the parcels for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 9 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 Derrick A. Pledger for the sale and development of Permanent Parcel Nos. 110-20-013 and 110-20-014 located on Durant 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 \$400.00, 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, Bender, Cox, McGrath, Rush, Southerington, Nichols, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Parrilla.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, OCTOBER 20, 2014

9:30 A.M.

Calendar No. 14-177: 11611 Euclid Avenue (Ward 9)

JJAM MGMT., owner, and East 116th Street & Euclid LLC prospective purchaser proposes to erect a 5 story mixed-use building addition consisting of 53 apartments over retail on a corner parcel located in an E3 General Retail Business District and an E2 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.08 which states that a retail use is not permitted in the Multi-Family Residential District.
2. Section 349.04 which states that 65 off-street parking spaces are required and none are proposed.
3. Section 355.04 which states that the maximum gross floor area permitted for the addition is 5,209 and 28,952 square feet are proposed.
4. Section 357.08(b)(2) which states that the required rear yard depth is 31'- 4" and 10'- 3" are proposed. (Filed September 10, 2014)

Calendar No. 14-178: 2081 Murray Hill Road (Ward 6)

Steve Bucchieri, owner, proposes to renovate the existing four unit apartment building to five units, demolish garage and add a new concrete drive apron on a parcel located in a C1 Multi-Family Residential District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 349.04(a) which states that multiple dwellings require one parking space per dwelling unit. Five spaces are required and four are proposed.
2. Section 349.07(c)(3) states that the maximum width of a driveway is 30 feet and a 36 foot wide driveway is proposed. (Filed September 10, 2014)

Calendar No. 14-181: 4224 Bridge Avenue (Ward 3)

Phil Woodcock, owner, proposes to erect a 23'- 9" x 26' 2 story frame reverse gable accessory garage on a parcel located in a B1 Two-Family Residential District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 325.34 which states that the maximum mean height allowed is 15 feet and 16.25 feet are proposed.
2. Section 337.23(A) which states that the maximum square footage allowed for an accessory garage is 703 square feet and 1,035 square feet are proposed.
3. Section 353.05 which states that the maximum height allowed for the accessory building is 15 feet and 29'- 9" are proposed. (Filed September 12, 2014)

Calendar No. 14-183: 7250 Brookpark Road (Ward 13)

Speedway LLC, owner, proposes to construct a new gas station and convenience store on a parcel located in

a C1 General Retail Business District and a C3 Semi-Industry District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.18(d) which states that the maximum width of a driveway shall be 30' and the proposed driveways are 50' and 35' wide.
2. Section 343.18(f) states that where there is a lot of land with a frontage of not less than 150' a divided driveway may be permitted provided that the median strip between each roadway of the divided driveway shall be at least six feet in width and each roadway shall be not less than twenty-four feet in width. The proposed median strip is 5' and each roadway is 15' wide.
3. Section 350.04(c) states that a separate application is required for signage; the sign dimensions, height and structural detail are not included in this submittal. (Filed September 15, 2014)

Calendar No. 14-189: 1202 Kenilworth Avenue (Ward 3)

Ukrainian Museum Archives, LLC, owner proposes to establish a parking lot on a parcel located in a C1 General Retail Business District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.18(a) which states that two driveways are not permitted where the frontage is less than 150 feet and the proposed frontage is 134 feet.
2. Section 343.18(c) states that any other driveway providing access to a property shall be located so that there would be not less than fifteen (15) feet between the point of tangency of the driveway apron radius and a prolongation of the property line to the curb line measured at the curb line. The proposed driveway is within 15' of the property line.
3. Section 349.07(b) states that accessory off-street parking spaces shall be provided with wheel/bumper guards.
4. Section 349.08 states that where parking lots are adjacent to a Residence District, it shall be screened by an opaque wall or strip of land at least 4 feet wide and at least 3 feet but not more than 6 feet 6 inches in height and none is shown.
5. Section 352.10(c) states that a minimum frontage landscaped strip 6 feet wide is required and none are proposed.
6. Section 352.11 states that an 8 foot wide landscaped transition strip is required where the property abuts a residential district and none are proposed.
7. Section 457.10(c) states that 2 bicycle parking spaces are required and none are proposed.
8. Section 349.07(c) states that spaces and driveways must be arranged to minimize traffic congestion. The Division of Traffic Engineering has denied the proposed 7 foot wide drive aisle. (Filed September 18, 2014)

Calendar No. 14-191: 4215 Robert Avenue (Ward 14)

Iglesia Hispana Pentecostal, owner, and Lincoln Preparatory School, tenant proposes to install a Mobile Classroom structure on a par-

cel located in a B1 Two-Family Residential District. The owner and tenant appeal for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.03 which states that by reference to Section 337.02(f)(3)(A), as permitted in a One-Family District a school is allowed if located 30 feet from any adjoining premises in a Residence District not used for a similar purpose and the existing school is at least 12 feet from an adjoining premises.
2. Section 349.04(c) states that a total of 11 new off-street parking spaces are required as 9 spaces will be displaced by the proposed mobile classroom plus 2 new spaces are required.
3. Section 359.01 states that expansion of a nonconforming use requires approval from the Board of Zoning Appeals. (Filed September 23, 2014)

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, SEPTEMBER 29, 2014

At the meeting of the Board of Zoning Appeals on Monday, September 29, 2014, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 14-134: 12516 Buckeye Road
Michael Feigenbaum, owner, appealed to change use to barber shop in a C2 Residence Office District.

Calendar No. 14-167: 3204 Carroll Avenue
R2N, LLC, owner, appealed to expand existing non-conforming parking lot by adding 7 spaces and landscaping on a corner lot in a B1 Two Family Residential District.

Calendar No. 14-168: 2037 West 45th Street
Al & Beth Mancuso appealed to install an enclosure to keep 3 goats on a 7,990 square foot parcel in a B1 Two-Family Residential District.

Calendar No. 14-169: 1755 East 33rd Street
B.R. Knez, owner, appealed to construct a new single family dwelling with a detached garage on a 30' x 130' parcel in a B1 Two-Family Residential District.

The following appeals were **DENIED:**

None.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

None.

The following appeals were **POSTPONED**:

Calendar No. 14-66: Thomas Papouras
4157 Lorain Avenue. Postponed to November 17, 2014.

Calendar No. 14-142: Bethel Church
3675 East 65 Street. Postponed to October 27, 2014.

Calendar No. 14-170: Emily Trier
2472 East 126th Street. Postponed to November 3, 2014.

The following appeals were heard by the Board on September 22, 2014 and the decisions were adopted and approved on September 29, 2014:

The following appeals were **APPROVED**:

Calendar No. 14-139: 16820 Lakeshore Boulevard
ABE Tayeh, owner, appealed to expand the existing bar to include 44 outside seats in the required front yard of a parcel located in a C1 Local Retail Business District.

Calendar No. 14-164: 3200 Lennox Avenue
3200 Lennox Avenue LLC, owner, appealed to install a gravel parking lot and fence on a parcel located in a B3 General Retail Business District.

Calendar No. 14-165: 1361 East 55th Street
Rick Semersky, owner, appealed to establish use as a café/restaurant and two retail spaces on a parcel located in a C2 Residence-Industry District.

Calendar No. 14-166: 2013 Ontario Street
Southworth, LLC, owner, appealed to change use from restaurant and office to an 18 unit apartment building located in an E5 General Retail Business District.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of September 24, 2014

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

* * *

Docket A-131-14.

RE: Appeal of Steven & Sherri Brown, Owner of the MXD Mixed Uses - Multiple Uses In One Building Two Story Masonry Walls/Wood Floors Property, located on the premises known as 2571 Scranton Road from a NOTICE OF VIOLATION - EXTERIOR MAINTENANCE, dated June 3, 2014 of the

Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until November 30, 2014 in which to obtain all required permits to brace the wall in accordance with the Codified Ordinances, and to REMAND the property to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

* * *

Docket A-135-14.

RE: Appeal of Power Ministry C/O John Tillett, Owner of the A-3 Assembly - Recreation or Religious Facilities One Story Frame Property, located on the premises known as 4511 West 130th Street from a NOTICE OF VIOLATION - EXTERIOR MAINTENANCE, dated June 16, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-135-14 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-137-14.

RE: Appeal of Parkway Manner LLC, Owner of the R-2 Residential - Non-transient; Apartments (Shared Egress) High-Rise Building Property, located on the premises known as 10109 Lake Avenue from a NOTICE OF VIOLATION - INTERIOR /EXTERIOR MAINTENANCE, dated March 31, 2014, and from a NOTICE OF VIOLATION - ELEVATOR CODE, dated April 9, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-137-14 has been POSTPONED; to rescheduled for October 8, 2014.

* * *

Docket A-139-14.

RE: Appeal of Ken & Ze Juan Zhu Lee, Owners of the One Dwelling Unit Single-Family Residence Two & One/half Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 486 East 116th Street from a NOTICE OF VIOLATION - EXTERIOR MAINTENANCE, dated June 23, 2014, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until October 8, 2014 in which to obtain all required permits and until November 3, 2014 in which to complete abatement of all the violations; the property is REMANDED at this time to the Department of

Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

* * *

Docket A-143-14.

RE: Appeal of Robert Childs, Owner of the Residential Property, located on the premises known as 6913 Claasen Avenue from a LIMITATION ON THE PERMITS, dated February 5, 2014, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until December 31, 2014 in which to abate all violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-145-14.

RE: Appeal of Richard Ford, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 1740 Hillview Road from a NOTICE OF VIOLATION - NO PERMIT, dated July 18, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-145-14 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-146-14.

RE: Appeal of Khalid Qureshi, Owner of the R-2 Residential - Non-transient; Apartments (Shared Egress) Two Story Frame Property, located on the pre-mises known as 3303 West 23rd Place from a CONDEMNATION ORDER - MAIN STRUCTURE, dated July 23, 2014, the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-146-14 has been POSTPONED; to rescheduled for October 8, 2014.

* * *

Docket A-148-14.

RE: Appeal of Joseph Coreno, Owner of the One Dwelling Unit Single-Family Residence Two & One/half Story Frame/Siding/Masonry Veneer Property, located on the premises known as 4087 Rocky River Drive from a NOTICE OF VIOLATION - EXTERIOR MAINTENANCE, dated July 29, 2010, of the

Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until October 8, 2014 in which to obtain all required permits and until November 30, 2014 to complete abatement of all the violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-149-14.

RE: Appeal of Martin Kirkwood, Owner of the Residential Property, located on the premises known as 13312 Wilton Avenue from a LIMITATION ON THE PERMITS, dated February 7, 2014, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until December 31, 2014 in which to abate all violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-160-14.

RE: Appeal of Salathiel Carter, Beverly Johnson, Contractor/Owner of the Residential Property, located on the premises known as 17209 Lip-ton Avenue from a LIMITATION ON THE PERMITS, dated February 7, 2014, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-160-14 has been POSTPONED; to rescheduled for October 8, 2014.

* * *

APPROVAL OF RESOLUTIONS:

The Resolutions from the September 10, 2014 Board meeting will be ADOPTED on October 8, 2014.

* * *

APPROVAL OF MINUTES:

The Minutes from the September 10, 2014 Board meeting will be ADOPTED on October 8, 2014.

* * *

JOSEPH F. DENK
Chairman

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

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

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Tuesday, October 7, 2014
9:30 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Tuesday, October 7, 2014, at 9:30 a.m., to consider the following ordinances now pending in the Council:

Ord. No. 1421-12.

By Council Member Cleveland.
An ordinance changing the Use District of land on the southwest corner of Dolloff Road and Ansen Ave. from Two Family Residential to Open Space and Recreation (Map Change Number 2408).

Ord. No. 1422-12.

By Council Member Cleveland.
An ordinance changing the Use District of land on the southwest side of Track Road between Nursery Street and House Avenue to Two Family Residential and a 1 Height District (Map Change Number 2409).

Ord. No. 1426-12.

By Council Member Cleveland.
An ordinance changing the Use and Area Districts of land on both sides of E. 49th Street between Jewett Avenue south to the railroad to Two Family Residential District and a 'B' Area District (Map Change Number 2414).

Ord. No. 1427-12.

By Council Member Cleveland.
An ordinance changing the Use and Area Districts of land on the south side of Hamm Avenue at the intersection of E. 52nd Street to Two Family Residential and a 'B' Area District (Map Change Number 2415).

Ord. No. 1469-12.

By Council Member Cleveland.
An ordinance changing the Use Districts of lands located on the south side of Track Road west of E. 55 St. to Sawtell Rd. to Residence Industry (Map Change Number 2425).

Ord. No. 858-14.

By Council Member Sweeney.
An ordinance changing the Use, area and Height Districts of lands located on the northeast corner of West 135th Street and Lorain Avenue to Multi-Family Residential, a 'D' Area District and a '2' Height District (Map Change No. 2492).

Ord. No. 994-14.

By Council Member Cimperman.
An ordinance establishing new mapped setbacks on parcels located on the north side of Marquardt Avenue between West 7th Street and West 5th Street as shown on the attached map (Map Change No. 2503).

Ord. No. 1199-14.

By Council Member Cimperman.
An ordinance establishing a new 6 foot mapped front setback on parcels located on the west side of West 18th Street south of Lorain Avenue as shown on the attached map (Map Change No. 2501).

Ord. No. 1200-14.

By Council Member Cimperman.
An ordinance establishing a new 6 foot mapped front setback on parcels located on the east side of West 19th Street south of Lorain Avenue as shown on the attached map (Map Change No. 2501).

All interested persons are urged to be present or to be represented at the above time and place.

Anthony Brancatelli, Chair
Committee on Development,
Planning and Sustainability

September 24, 2014 and October 1, 2014

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE Code, each prime bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Therefore, any prime contractor wishing to receive credit for using an MBE or FBE should ensure that applications for certification as to MBE or FBE status compliance with the Code, affirmative action in employment and, if applicable, joint venture status, are submitted to the office of Equal Opportunity ("OEO") prior to the date of bid opening or

submission of proposals or as specified by the Director. Failure to comply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties."

THURSDAY, OCTOBER 9, 2014

File No. 110-14 — Repair/Replace Fire Extinguishers (Re-Bid), for the various Divisions of City Government, Department of Finance, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, OCTOBER 9, 2014 AT 1:30 P.M. CLEVELAND CITY HALL, DIVISION OF PURCHASE AND SUPPLIES, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

September 24, 2014 and October 1, 2014

FRIDAY, OCTOBER 17, 2014

File No. 109-14 — Woodland Cemetery Gatehouse Reconstruction, 6901 Woodland Avenue Cleveland, Ohio, 44105, for the Division of Architecture and Site Development, Department of Public Works and Mayor's Office of Capital Projects, as authorized by Ordinance No. 537-12, passed by the Council of the City of Cleveland, May 4, 2012.

*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 A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, OCTOBER 17, 2014 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM 517A, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

*Bidders must purchase plans and specifications directly from the office of the Commissioner of Purchases and Supplies. Only registered Plan Holders will receive Addenda. Bids cannot be accepted from Bidders who only purchase plans from other entities such as Plan Rooms and/or who fail to register to be on the City of Cleveland Plan Holders List.

September 24, 2014 and October 1, 2014

WEDNESDAY, OCTOBER 22, 2014

File No. 113-14 — Necessary Labor for the Maintenance and Repair of Low/Medium Voltage Electrical Equipment for Various Divisions of Port Control, for the Division of Cleveland Hopkins Airport, Department of Port Control, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, OCTOBER 10, 2014 AT 10:00

A.M. FEDERAL SERVICES BUILDING CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5301 WEST HANGER ROAD, CLEVELAND, OHIO 44135.

October 1, 2014 and October 8, 2014

THURSDAY, OCTOBER 23, 2014

File No. 114-14 — Purchase of Wood Poles, Crossarms and Accessories, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 129.26 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, OCTOBER 23, 2014 AT 11:30 A.M. THE TOM L. JOHNSON BUILDING, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

October 1, 2014 and October 8, 2014

FRIDAY, OCTOBER 24, 2014

File No. 111-14 — Men's Locker Room & Window Improvement Project, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1554-13, passed by the Council of the City of Cleveland, February 10, 2014.

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

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, OCTOBER 24, 2014 AT 11:00 A.M. THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

*Bidders must purchase plans and specifications directly from the office of the Commissioner of Purchases and Supplies. Only registered Plan Holders will receive Addenda. Bids cannot be accepted from Bidders who only purchase plans from other entities such as Plan Rooms and/or who fail to register to be on the City of Cleveland Plan Holders List.

File No. 115-14 — Purchase of Labor and Materials to Refurbish and Repair of Electric Motors, Controls, Motor Transformers, Circuit Breakers, Switchgears and Appurtenances, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 803-14, passed by the Council of the City of Cleveland, July 16, 2014.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, OCTOBER 9, 2014 AT 11:00 A.M. THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, 2ND FLOOR CONFERENCE ROOM, CLEVELAND, OHIO 44114.

October 1, 2014 and October 8, 2014

FRIDAY, OCTOBER 31, 2014

File No. 112-14 — Highland Road 54" Steel Transmission Main Cathodic Protection System, for the Division of Water, Department of Public Utilities, as authorized by Ordinance Nos. 444-10, 1052-12, 609-14, passed by the Council of the City of Cleveland, June 7, 2010, October 8, 2012, June 9, 2014.

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

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, OCTOBER 9, 2014 AT 10:00 A.M. THE DIVISION OF WATER, 2ND FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44108.

*Bidders must purchase plans and specifications directly from the office of the Commissioner of Purchases and Supplies. Only registered Plan Holders will receive Addenda. Bids cannot be accepted from Bidders who only purchase plans from other entities such as Plan Rooms and/or who fail to register to be on the City of Cleveland Plan Holders List.

October 1, 2014 and October 8, 2014

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 1234-14.

By Council Member Cimperman.
An emergency resolution objecting to the transfer of ownership of a D5 and D6 Liquor Permit to 2325 Elm Street.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a D5 and D6 Liquor Permit from Metropolis Night Club, Inc., 2325 Elm Street, Cleveland, Ohio 44113, Permanent Number 5870816 to Halo Event Group, LLC, 2325 Elm Street, Cleveland, Ohio 44113, Permanent Number 3536547; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a D5 and D6 Liquor Permit from Metropolis Night Club, Inc., 2325 Elm Street, Cleveland, Ohio 44113, Permanent Number 5870816 to Halo Event Group, LLC, 2325 Elm Street, Cleveland, Ohio 44113, Permanent Number 3536547; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted September 22, 2014.
Effective September 24, 2014.

Res. No. 1237-14.

By Council Member Cimperman.

An emergency resolution supporting the Round 13 Catalytic Project Application of Landmark Management to the Ohio Development Services Agency for State Historic Preservation Tax Credits for the adaptive reuse and redevelopment of the May Company Building, located at 200 Euclid Avenue.

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

Whereas, Landmark Management is applying for the State's newly enacted \$25 million tax credit award under the Catalytic Project Application that will only be awarded to one project within the entire State of Ohio during Round 13 for the biennium that includes 2014 and 2015, in order to execute its plans for redevelopment of the May Company Building; and

Whereas, the Cleveland City Council has recognized the need for

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

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

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

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

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

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

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

Section 1. That this Council supports the Round 13 Catalytic Project Application of Landmark Management to the Ohio Development Services Agency for State Historic Preservation Tax Credits for the adaptive reuse and redevelopment of the May Company Building, located at 200 Euclid Avenue.

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

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

Adopted September 22, 2014.
Effective September 24, 2014.

Ord. No. 726-14.

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

An emergency ordinance authorizing the sale to the Ohio Department of Transportation of various City-owned properties and easements, including those in the Land Reutilization Program, that are located between I-490 and East 55th Street to Chester Avenue and East 105th Street for purposes of constructing the Opportunity

Corridor Transportation Project; authorizing the Directors of Capital Projects, Public Works, and Community Development to enter into one or more agreements with the Ohio Department of Transportation regarding the Project; authorizing mutually agreed-upon land donations from Ohio Department of Transportation to Capital Projects at the completion of the Project; and authorizing other agreements necessary to implement the Project.

Whereas, the Opportunity Corridor Transportation Project ("Opportunity Corridor") is a transportation and economic development project to be constructed by the Ohio Department of Transportation ("ODOT") aimed at connecting Interstate 490 to the University Circle neighborhood with project boundaries between I-490 and East 55th Street to Chester Avenue and East 105th Street ("Project Boundaries"); and

Whereas, in addition to the transportation benefits Opportunity Corridor will provide when completed, the project also opens the potential for new economic development, new jobs, and a new identity for the community; and

Whereas, ODOT requires numerous land acquisitions and easements from public and private land owners in order to implement Opportunity Corridor; and

Whereas, ODOT currently estimates that it will need approximately 160 City-owned properties most of which are currently in the City's Land Reutilization Program's land bank, plus the conveyance of additional parcels which will be acquired by the City's land bank in the future through foreclosures; and

Whereas, the City of Cleveland adopted and implemented procedures under Chapter 5722 of the Revised Code to facilitate reutilization of non-productive lands situated within the City of Cleveland; and

Whereas, real property acquired under the City's Land Reutilization Program is acquired, held, administered and disposed of by the City of Cleveland through its Department of Community Development under the terms of Chapter 5722 of the Revised Code and Section 183.021 of Codified Ordinances of the City of Cleveland, 1976; and

Whereas, through the City's Land Reutilization Program the City owns real properties located within the Project Boundaries; and

Whereas, ODOT, in connection with Opportunity Corridor, has proposed to purchase the real properties, which are not needed for public use, from the City's Land Reutilization Program; and

Whereas, the Directors of Capital Projects, Public Works, and Community Development have requested the sale of non-land bank City-owned properties to ODOT no longer needed for public use and located within the Project Boundaries for purposes of implementing Opportunity Corridor; and

Whereas, ODOT has also requested the City to convey certain easements and temporary easement rights in properties located within the Project Boundaries in conjunction with constructing Opportunity Corridor; 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 Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is found and determined that various non-land bank City-owned properties ("Non-Land Bank Properties") that are located within the Project Boundaries of Opportunity Corridor are no longer needed for the City's use.

Section 2. That by and at the direction of the Board of Control, and after receiving written approval from the Councilmember in whose ward the property is located, the Commissioner of Purchases and Supplies is authorized to sell the Non-Land Bank Properties to ODOT, taking into account all restrictions, reversionary interests and similar encumbrances that may be placed by the City of Cleveland in the deeds of conveyances.

Section 3. That under Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, and after receiving written approval from both the Council President and from the Councilmember in whose ward the property is located, the Commissioner of Purchases and Supplies is authorized to sell various properties to ODOT within the Project Boundaries that are either currently in the City's land bank, or will be in the future, acquired under the Land Reutilization Program ("Land-Bank Properties").

Section 4. That, notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is found and determined that various permanent and temporary easements that are located within the Project Boundaries (the "Project Easements") are no longer needed for the City's use.

Section 5. That the Project Easements shall be exclusive and the purpose of the Project Easements shall be to construct the Opportunity Corridor.

Section 6. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to convey the above-described exclusive Project Easements to ODOT.

Section 7. That the duration of the permanent easements within the Project Easements shall be perpetual; that the duration of the temporary easements within the Project Easements shall be until Opportunity Corridor is completed; that the Project Easements may include reasonable rights of entry rights to the City; that the Project Easements shall not be assignable without the consent of the Directors of Capital Projects; that the Project Easements shall require that ODOT or its contractors provide reasonable insurance during construction and pay any applicable taxes and assessments.

Section 8. That the conveyances of the Non-Land Bank Properties and Land-Bank Properties shall be made by official deeds prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deeds shall contain necessary provisions, including restrictive reversionary interests as may be specified by the Board of Control or Director of Law, which shall protect the parties as their respective interests require and shall specifically contain provisions against the erection of any

advertising signs or billboards except permitted identification signs.

Section 9. That the conveyances of the Project Easements shall be made by official deeds of easement and official deeds of temporary easement prepared by the Director of Law and executed by the Director of Capital Projects, Public Works, or Community Development on behalf of the City of Cleveland depending on what department has jurisdiction over the property. The deeds of easement and the deeds of temporary easement shall contain any additional terms and conditions as are required to protect the interests of the City. The Directors of Capital Projects, Public Works, Community Development and Law are authorized to execute any other documents, including without limitation, rights of entry as may be necessary to effect the construction of the Opportunity Corridor within the Project Boundaries.

Section 10. That the Non-Land Bank Properties, Land Bank Properties, and Project Easements shall be transferred to ODOT at no cost and the value of City's land interests shall be applied by ODOT towards the City's required share of the cost of project construction. Property valuation shall be at fair market value as determined by the Board of Control.

Section 11. That the Directors of Capital Projects, Public Works, and Community Development are authorized to enter into one or more agreements with ODOT regarding the construction and implementation of the Opportunity Corridor. The agreement shall include, among other things, the terms and conditions of accepting mutually agreed-upon land donations from ODOT at the completion of Opportunity Corridor and ODOT's obligation to prepare roadway dedication plat(s) that shall be drafted to City's specifications.

Section 12. That the Director of Capital Projects is authorized to accept the donations on behalf of the City of Cleveland.

Section 13. That the Directors of Capital Projects, Public Works, and Community Development are authorized to enter into any agreements necessary to implement the Opportunity Corridor, including those necessary for lot splits.

Section 14. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed September 22, 2014.

Effective September 24, 2014.

Ord. No. 855-14.
By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 131.67 relating to authorizing standard and requirement contracts for labor and materials for capital maintenance and repair of City facilities.

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 131.67 to read as follows:

Section 131.67 Labor and Materials for Capital Maintenance and Repair of City Facilities

(a) The Director of Public Works is authorized to enter into one or more standard purchase or requirement contracts duly let to the lowest and best bidder after competitive bidding for materials, equipment, services, and supplies necessary for capital maintenance and repair of City facilities, and labor and installation, if necessary. Any purchase made under this section shall be made by the Commissioner of Purchases and Supplies and paid from the annual appropriations made for this purchase.

(b) 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 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 September 22, 2014.

Effective September 24, 2014.

Ord. No. 993-14.
By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide a comprehensive financial plan for the years 2016 through 2020, including but not limited to, cost-of-service studies, and rate and fee analyses, for the various divisions of the 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 provide a comprehensive financial plan for the years 2016 through 2020, including but not limited to, cost-of-service studies, and rate and fee analyses, for the various divisions of the Department of Public Utilities. The contract or contracts entered into shall be for a period up to two years, with two one-year options to renew. The first of the one-year options to renew may not be exercised without additional legislative authority. If

such additional legislative authority is granted and the first of the one-year options to renew is exercised, then the second of the one-year options to renew may be exercisable at the option of the Director of Public Utilities, 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 Public Utilities from a list of qualified consultants available

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

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund Nos. 52 SF 001, 54 SF

001, and 58 SF 001, RQS 2002, RL 2014-102.

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 September 22, 2014.
Effective September 24, 2014.

Ord. No. 1123-14.

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Section 30 of Ordinance No. 385-14, passed March 31, 2014, relating to compensation for various classifications.

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

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

Section 1. That Section 30 of Ordinance No. 385-14, passed March 31, 2014, is amended to read as follows:

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

	Minimum	Maximum
1. Assessments Analyst	\$20,800.00	\$52,843.08
2. Budget Analyst.....	20,800.00	54,612.13
3. Buyer	20,800.00	49,930.03
4. Civil Service Examiner II	20,800.00	45,020.62
5. Civil Service Examiner III	20,800.00	51,677.50
6. Civil Service Examiner IV.....	20,800.00	64,132.45
8. Docket Clerk.....	20,800.00	37,422.27
9. Junior Personnel Assistant.....	20,800.00	40,556.67
11. Legal Secretary.....	20,800.00	47,303.11
12. Mailing Specialist	20,800.00	52,000.00
13. Misdemeanor Investigator	20,800.00	48,972.49
14. Office Manager	20,800.00	51,170.01
15. Paralegal.....	20,800.00	45,020.62
16. Personnel Assistant.....	20,800.00	48,871.45
17. Private Secretary to Director.....	20,800.00	48,986.27
18. Senior Personnel Assistant	20,800.00	51,677.50

Section 2. That existing Section 30 of Ordinance No. 385-14, passed March 31, 2014, 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 September 22, 2014.
Effective September 24, 2014.

Ord. No. 1124-14.

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Sections 48 and 50 of Ordinance No. 385-14, passed March 31, 2014, relating to compensation for various classifications.

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

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

Section 1. That Sections 48 and 50 of Ordinance No. 385-14, passed March 31, 2014, are amended to read as follows:

Section 48. Hourly Rate - Building & Construction Trades Council.

Compensation for all persons employed by the hour in any of the following classifications shall be fixed by the appointing authority within the limits established in the following schedule for each classification:

	Effective Date	Minimum	Maximum
1. Asbestos Worker (Insulator)	8/1/14	\$45.06	\$56.33
2. Boiler Maker.....	1/1/14	48.61	60.76
3. Bricklayer	5/1/14	37.27	46.59
4. Bricklayer Foreman.....	5/1/14	38.52	47.54
5. Carpenter.....	5/1/14	37.00	46.25
6. Carpenter Foreman.....	5/1/14	38.25	47.40
7. Cement Finisher.....	5/1/14	37.46	46.82

8.	Cement Finisher Foreman.....	5/1/14	38.71	47.57
9.	Electrical Worker.....	4/30/14	45.20	56.50
10.	Electrical Worker Foreman.....	4/30/14	46.45	58.06
11.	Glazier.....	5/1/14	35.29	44.11
12.	Ironworker.....	5/1/14	41.89	52.36
13.	Ironworker Foreman.....	5/1/14	43.14	54.86
14.	Painter.....	5/1/14	32.48	40.60
15.	Painter Foreman.....	5/1/14	33.73	41.60
16.	Pipefitter (Welder).....	5/1/14	45.66	57.07
17.	Pipefitter Foreman.....	5/1/14	46.91	57.57
18.	Plasterer.....	5/1/14	36.14	45.18
19.	Plasterer Foreman.....	5/1/14	37.39	46.68
20.	Plumber (Welder).....	5/1/14	44.98	56.23
21.	Plumber Foreman.....	5/1/14	46.23	57.73
22.	Roofer.....	5/1/14	37.56	46.95
23.	Sheet Metal Worker.....	5/5/14	45.55	56.94
24.	Sheet Metal Worker Foreman.....	5/5/14	46.80	59.04

Section 50. Hourly Rate - MCEO

Effective May 1, 2014, compensation for all persons employed by the hour in any of the following classifications shall be fixed by the appointing authority within the limits established in the following schedule for each classification:

	Minimum	Maximum	
1.	Construction Equipment - Group A.....	\$38.92	\$49.75
2.	Construction Equipment - Group B.....	38.80	49.60
3.	Master Mechanic.....	39.30	50.25

Section 2. That existing Sections 48 and 50 of Ordinance No. 385-14, passed March 31, 2014, 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 September 22, 2014.

Effective September 24, 2014.

Ord. No. 1125-14.

By Council Member Kelley (by departmental request).

An emergency ordinance approving the collective bargaining agreement with the S.E.M.E., Local 1; and to amend Section 18 of Ordinance No. 385-14, passed March 31, 2014, relating to compensation for various classifications.

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

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

Section 1. That under division (B) of Section 4117.10 of the Revised Code, this Council approves the collective bargaining agreement with S.E.M.E., Local 1, under the terms contained in File No. 1125-14-A, for the period from April 1, 2013 through March 31, 2016, and which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit under the following schedule:

Increase	Approximate Date of Increase
1%	April 1, 2013
2%	April 1, 2014
2%	April 1, 2015

Section 2. That Section 18 of Ordinance No. 385-14, passed March 31, 2014, is amended to read as follows:

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

	Minimum	Maximum	
1.	Auto Body Repair Unit Leader.....	\$12.88	\$26.48
2.	Automobile Repair Worker.....	12.60	21.82
3.	Automobile Repairman Unit Leader.....	17.78	26.48
4.	Heavy Duty Auto Body Repair Worker.....	15.73	23.10
5.	Heavy Duty Mechanic.....	15.75	26.13
6.	Heavy Duty Unit Leader.....	23.85	32.42
7.	Small Equipment Repair Worker.....	12.26	20.61
8.	Tire Repair Worker.....	14.08	20.16
9.	Welder.....	18.36	25.43
10.	Welder/Fabricator.....	18.36	26.12

Section 3. That existing Section 18 of Ordinance No. 385-14, passed March 31, 2014, is repealed.

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

Passed September 22, 2014.

Effective September 24, 2014.

**Ord. No. 1190-14.
By Council Member Kelley (by
departmental request).**

An emergency ordinance authorizing the purchase by one or more requirement contracts of industrial paper products, for the various divisions of City government, for a period of two years, with an option to renew for one year, exercisable through 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 Finance 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 an option to renew for one year, exercisable through additional legislative authority, for the necessary items of industrial paper products in the approximate amount as purchased during the preceding term, purchased by the Commissioner of Purchases and Supplies on a unit basis for the various divisions of City government. 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 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. (RQN 1505, RL 2014-41)

Section 3. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Finance may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

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

Passed September 22, 2014.
Effective September 24, 2014.

**Ord. No. 1192-14.
By Council Member Kelley (by
departmental request).**

An emergency ordinance authorizing the purchase by one or more requirement contracts of paper products, for the various divisions of City government for a period of one year with an option to renew for one year,

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 make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a one year period with an option to renew for one year, exercisable by the Director of Finance, of the necessary items of paper and envelopes for the various divisions of City government, including but not limited to various paper, and envelopes 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 various divisions of City government. 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 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 1508, RL 2014-45)

Section 3. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Finance may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

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

Passed September 22, 2014.
Effective September 24, 2014.

**Ord. No. 1193-14.
By Council Member Kelley (by
departmental request).**

An emergency ordinance authorizing the purchase by one or more requirement contracts of ready mix concrete, materials, and supplies, for the various divisions of City government, for a period of one year, with a one-year option 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 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 one year, with one option to renew for an additional one year period, exercisable by the Director of Finance, of the necessary items of ready mix concrete, materials, and supplies, 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 various divisions of City government, Department of Finance. 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 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 1501, RL 2014-39)

Section 3. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Finance may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

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

Passed September 22, 2014.
Effective September 24, 2014.

**Ord. No. 1194-14.
By Council Member Kelley.**

An emergency ordinance authorizing the Clerk of Council to enter into an agreement or agreements with Blue Technologies, Inc. for the professional services necessary to provide a certain software solution to continue to customize and implement an integrated Legislative Management System; and to further authorize the Clerk to enter into a web hosting agreement and software license with Hyland Software, Inc., for Cleveland City Council.

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

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

Section 1. That the Clerk of Council is authorized to enter into an agreement or agreements with Blue Technologies, Inc. for the professional services necessary to provide a certain software solution (the "hosted solution") with which to continue to customize and implement an integrated Legislative Management System for Cleveland City Council; components of the hosted solution shall include, but are not limited to, mobile access for Android, Unity software, and any necessary individual, concurrent licenses; professional services with respect to the hosted solution shall include, but are not limited to, configuration, implementation, training, ongoing maintenance and technical support, and consultation on future phases of the hosted solution.

That the Clerk is further authorized to enter into a web hosting agreement and software license with Hyland Software, Inc. for web hosting services of the hosted solution software and a license for use of such software for Cleveland City Council.

The terms of the agreements authorized herein will begin on the same effective date and shall be for one year with two one-year options to renew, exercisable by the Clerk.

The total cost of the services provided by the agreements authorized herein shall not exceed \$77,120.00 for the first year; the cost of a renewal term, if exercised, shall not exceed \$77,120.00 per renewal term. Payment shall be made from fund numbers 632000-01-010100 and fund no. 11 sub fund 006.

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 September 22, 2014.

Effective September 24, 2014.

Ord. No. 1225-14.

By Council Member Cimperman.
An emergency ordinance consenting and approving the issuance of a permit for The Tremont Steeplechase Run, on September 27, 2014, sponsored by Hermes Sports & Events, Inc.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of The Tremont Steeplechase Run, on September 27, 2014, start: Lincoln Park—West 11th Street and Starkweather Avenue; Starkweather to West 14th Street; West 14th to Fairfield Avenue; Fairfield to West 11th Street; West 11th to University Road; University to West 5th Street; West 5th to Starkweather Avenue; Starkweather to Professor Avenue; Professor to West 10th Street West 10th to

University Avenue; University to West 11th Street; West 11th to Starkweather Avenue—Finish Line; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed September 22, 2014.

Effective September 24, 2014.

Ord. No. 1226-14.

By Council Member Cimperman.
An emergency ordinance consenting and approving the issuance of a permit for The Cleveland Officer Down 5K, on October 19, 2014, sponsored by the Officer Down Foundation and the Greater Cleveland Peace Officer Memorial.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of The Cleveland Office Down 5K, on October 19, 2014, start: Lakeside Avenue and Ontario Street; Lakeside east to East 17th Street; East 17th south to St. Clair Avenue; St. Clair west to West Mall Drive; turn around, St. Clair Avenue east to East 17th Street East 17th north to Lakeside Avenue; Lakeside west to Finish at Ontario Street; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed September 22, 2014.

Effective September 24, 2014.

Ord. No. 1227-14.

By Council Member Cimperman.
An emergency ordinance consenting and approving the issuance of a permit for The Halloween Run for Justice, on October 25, 2014, sponsored by Hermes Sports & Events, Inc.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of The Halloween Run for Justice, on October 25, 2014, start: St. Clair Avenue and East 12th Street; East 12th to Lakeside Avenue; Lakeside to West 3rd Street; West 3rd to Eriesside Avenue; Eriesside to East 9th Street; across East 9th to North Marginal Road; North Marginal to East 26th Street Bridge; turn around return same route to finish line; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed September 22, 2014.

Effective September 24, 2014.

Ord. No. 1228-14.

By Council Member K. Johnson.
An emergency ordinance authorizing the Director of the Department of Economic Development to enter into agreement with Rudy's Mini Mart, LTD, for interior improvements to the Rudy's Mini Mart & Sunoco Gas Station to promote economic development 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 Economic Development is authorized to enter into an agreement with Rudy's Mini Mart, LTD, for interior improvements to the Rudy's Mini Mart & Sunoco Gas Station located at 8910 Buckeye Road, Cleveland, Ohio for the public purpose of promoting economic development and new job creation 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 September 22, 2014.

Effective September 24, 2014.

COUNCIL COMMITTEE MEETINGS

Monday, September 29, 2014 2:00 p.m.

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

Tuesday, September 30, 2014 9:30 a.m.

Development, Planning and Sustainability Committee: Present:

Brancatelli, Chair; Cleveland, Vice Chair; Cimperman, Cummins, Dow, Pruitt, Zone.

1:30 p.m.

Utilities Committee: Present: Pruitt, Chair; Brady, Vice Chair; Brancatelli, Cummins, Keane, Mitchell, Polensek.

Wednesday, October 1, 2014 10:00 a.m.

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