

# Cleveland City Council

*Cleveland City Hall, Room 216  
601 Lakeside Avenue, N.E.  
Cleveland, OH 44114*



## Meeting Minutes

**Monday, March 13, 2023**

**7:00 PM**

**Attendees should observe COVID protocols, including social distancing and wearing a face mask. The meeting will be live broadcast. See meeting notice for details.**

**City Council**

[Item-627](#) Cleveland City Council Meeting Notice for March 13, 2023

**Attachments:** [Council Meeting Notice for 3-13-2023](#)

## CALL TO ORDER; ROLL CALL

7:00 p.m.

**Present** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

## MOMENT OF REFLECTION

## PLEDGE OF ALLEGIANCE

## DISPENSE WITH THE JOURNAL

**A motion was made by Council Member Polensek, seconded by Council Member Bishop, that this be approved. The motion carried by the following vote:**

**Yea:** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused:** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

## PUBLIC COMMENT

Comments were made by Andre Dailey, Terry Metter, Mr. Ali, Chinenye Nkemere, Terrence Upchurch.

## REPORTS AND COMMUNICATIONS

### •Communications

[327-2023](#) From Mayor Justin M. Bibb, City of Cleveland. Appointments to Board of Trustees of Greater Cleveland Regional Transit Authority.

**Attachments:** [327-2023-COMMUNICATION-Mayor's Appts to GCRTA board](#)

**This Communication was received and filed.**

[355-2023](#) From Council President Blaine A. Griffin. Designating, without objection by Council, Allan Dreyer to serve as Clerk of Council Pro Tempore for the purposes of the March 13, 2023, Council Meeting.

**Attachments:** [355-2023-COMMUNICATION-Clerk pro Temp 3-13-2023](#)

**This Communication was received and filed.**

**•The Ohio Division of Liquor Control**

[322-2023](#) #2394952. Economic Development Transfer Application, D1 D2 D3. East 9th Entertainment Group LLC, 1301 East 9th St. (Ward 3).

**Attachments:** [322-2023-COMMUNICATION-Liquor1301East9th](#)

**This Communication was received and filed.**

[323-2023](#) #90525700005. New License Application, C1. Tropical Mini Mart LLC, 2103 Clark Ave. (Ward 14).

**Attachments:** [323-2023-COMMUNICATION-Liquor2103Clark](#)

**This Communication was received and filed.**

[324-2023](#) #7007818. New License Application, D5J. La Playa Fresh Seafood Restaurant LLC, 6410 Detroit Ave. (Ward 15).

**Attachments:** [324-2023-COMMUNICATION-Liquor6410Detroit](#)

**This Communication was received and filed.**

[325-2023](#) #9139743. Transfer of License Application, D2 D2X D3. Unbar Cafe, 12635 Larchmere Blvd. (Ward 6).

**Attachments:** [325-2023-COMMUNICATION-Liquor12635Larchmere](#)

**This Communication was received and filed.**

[326-2023](#) #8003698. New License Application, C2. 787 Market LLC, 6105 Memphis Ave. (Ward 13).

**Attachments:** [326-2023-COMMUNICATION-Liquor6105Memphis](#)

**This Communication was received and filed.**

**SPECIAL RESOLUTIONS****•Condolence; Moment of Silence**

[341-2023](#) Condolence Resolution for Charisma A. Williams-Farmer

**Sponsors:** Deborah Gray

**This Ceremonial Resolution was read into the record.**

[342-2023](#) Condolence Resolution for Reginald V. McDuffie, Jr.

**Sponsors:** Deborah Gray and Richard Starr

**This Ceremonial Resolution was read into the record.**

[343-2023](#) Condolence Resolution for Anita L. Thomas

**Sponsors:** Blaine Griffin

**This Ceremonial Resolution was read into the record.**

[344-2023](#) Condolence Resolution for Phillip D. Gutridge

**Sponsors:** Kris Harsh

**This Ceremonial Resolution was read into the record.**

[354-2023](#) Condolence Resolution for Donna M. Gonyon

**Sponsors:** Jenny Spencer and Brian Kazy

**This Ceremonial Resolution was read into the record.**

•**Congratulations/Recognition/Appreciation/Commendation/Commemoration/Welcome**

[345-2023](#) Congratulations Resolution for George Jordan

**Sponsors:** Blaine Griffin

**This Ceremonial Resolution was read into the record.**

[346-2023](#) Congratulations Resolution for Terrence Spivey

**Sponsors:** Blaine Griffin

**This Ceremonial Resolution was read into the record.**

[347-2023](#) Congratulations Resolution for Chief Michael A. Faupel

**Sponsors:** Blaine Griffin

**This Ceremonial Resolution was read into the record.**

[348-2023](#) Congratulations Resolution for Rhodes High School Senate League Basketball Champions

**Sponsors:** Kris Harsh

**This Ceremonial Resolution was read into the record.**

[349-2023](#) Congratulations Resolution for St. Patrick's Church West Park - 175th Anniversary

**Sponsors:** Charles Slife

**This Ceremonial Resolution was read into the record.**

[350-2023](#) Recognition Resolution for MetroHealth Institute of H.O.P.E.

**Sponsors:** Jasmin Santana

**This Ceremonial Resolution was read into the record.**

[351-2023](#) Recognition Resolution for Pastor Larry D. Tatum

**Sponsors:** Joseph Jones

**This Ceremonial Resolution was read into the record.**

[352-2023](#) Commemoration Resolution for David A. Arnold

**Sponsors:** Blaine Griffin

**This Ceremonial Resolution was read into the record.**

#### **FIRST READING LEGISLATION**

##### **•Emergency Ordinances Referred**

[328-2023](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Safety to accept a donation of magnetometers from the Cleveland Browns Stadium Company LLC for use by the Division of Police.

**Sponsors:** Michael Polensek, Blaine Griffin and By Departmental Request

**Attachments:** [328-2023-Accept donation of magnetometers from the Cleveland Browns](#)

**This Emergency Ordinance was read and referred to administrative review.to the City Council**

[329-2023](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to enter into a sixth amendment to the Lakefront Parks Lease with the Board of Park Commissioners for the Cleveland Metropolitan Park District to add a portion of Gordon Park to the lease.

**Sponsors:** Kevin Bishop, Anthony Hairston, Blaine Griffin and By Departmental Request

**Attachments:** [329-2023-Amend Lease w Metroparks to add portion of Gordon Park to Lakefront lease](#)  
[329-2023-A-FILE - Amend Lease w Metroparks to add portion of Gordon Park to Lakefront lease](#)

**This Emergency Ordinance was read and referred to administrative review.to the City Council**

[330-2023](#) AN EMERGENCY ORDINANCE Determining the method of making the public improvement of replacing the salt dome at the Glenville Streets Facility including, but not limited to, demolishing the existing salt dome, site preparation, and installing a new pre-engineered salt dome; authorizing the Director of Capital Projects to enter into one or more contracts for the making of the improvement.

**Sponsors:** Kevin Bishop, Anthony Hairston, Blaine Griffin and By Departmental Request

**Attachments:** [330-2023-Design Build for salt dome at Glenville Streets Facility](#)

**This Emergency Ordinance was read and referred to administrative review.to the City Council**

[331-2023](#) AN EMERGENCY ORDINANCE Determining the method of making the public improvement of replacing the boiler at the Second District Police Station, integrating the heating systems and adding controls; authorizing the Director of Capital Projects to enter into one or more contracts for the making of the improvement.

**Sponsors:** Kevin Bishop, Blaine Griffin and By Departmental Request

**Attachments:** [331-2023-Design Build to replace boiler at Second Police District](#)

**This Emergency Ordinance was read and referred to administrative review.to the City Council**

[332-2023](#) AN EMERGENCY ORDINANCE Directing a portion of the City's Coronavirus Local Fiscal Recovery Fund payment to respond to the public health emergency or its negative economic impacts by engaging Ernst & Young, LLP to provide professional services to develop a strategic plan modernizing City Hall operations in furtherance of improving the design and execution of programs responding to the public health emergency or its negative impacts, and authorizing agreements for same, for an amount not to exceed \$1,550,000, to be encumbered March 3, 2021, and ending December 31, 2024.

**Sponsors:** Justin Bibb

**Attachments:** [332-2023-K w Ernst & Young for City Hall Operations Modernization. arpa](#)

**This Emergency Ordinance was read and referred to administrative review.to the City Council**

[333-2023](#) AN EMERGENCY ORDINANCE Designating Advent Evangelical Lutheran Church as a Cleveland Landmark.

**Sponsors:** Joseph Jones

**Attachments:** [333-2023-Landmark - Advent Evangelical Lutheran Church \(2\)](#)

**This Emergency Ordinance was read and referred to administrative review.to the City Council**

[334-2023](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to enter into one or more Lease By Way of Concession Agreements to lease, operate, manage, design, construct, and secure retail merchandise, food, beverage, and service concessions at Cleveland Hopkins International Airport, for the Department of Port Control, for a period not to exceed ten years, with one five-year option to renew, exercisable with additional legislative authority.

**Sponsors:** Kerry McCormack, Blaine Griffin and By Departmental Request

**Attachments:** [334-2023-LBWOC for food, beverage, concession management at CHIA](#)

**This Emergency Ordinance was read and referred to administrative review to the City Council**

[335-2023](#) AN EMERGENCY ORDINANCE Authorizing the Directors of Public Works and Public Safety to enter into a license agreement granting Air Products and Chemicals, Inc. to use and occupy an access road and two separate areas located on City-owned property adjacent to the former Kennel building by Clark Field.

**Sponsors:** Kevin Bishop, Michael Polensek, Blaine Griffin and By Departmental Request

**Attachments:** [335-2023-License Ag w Air Products for use of access road and areas by Kennel and Clark Field](#)  
[335-2023-A-FILE - License Ag w Air Products for use of access road and areas by Kennel and Clark Field](#)

**This Emergency Ordinance was read and referred to administrative review to the City Council**

[336-2023](#) AN EMERGENCY ORDINANCE Authorizing the Director of Finance to enter into an agreement with Medical Debt Resolution, Inc. dba RIP Medical Debt to provide medical debt forgiveness to qualifying City of Cleveland residents.

**Sponsors:** Blaine Griffin, Kris Harsh, Kevin Conwell, Charles Slife, Richard Starr, Rebecca Maurer, Jasmin Santana and Justin Bibb

**Attachments:** [336-2023-RIP medical debt forgiveness \[substitute for 128-2023\]](#)

**This Emergency Ordinance was read and referred to administrative review to the City Council**

•Emergency Ordinances Read in Full and Passed

[337-2023](#) AN EMERGENCY ORDINANCE Amending the Title and Sections 1 and 2 of Ordinance No. 1084-2021, passed November 22, 2021, as it pertains to authorizing the Director of the Department of Public Works to enter into an agreement with Camp Journey or with its Fiscal Agent, Concerned Citizens Community Council, for the Salaam Community Empowerment Farm and Training Center Program through the use of Ward 4 Casino Revenue Funds.

**Sponsors:** Deborah Gray

**Attachments:** [337-2023-FOR PASSAGE-Amended Ward 4 Camp Journey Casino Ordinance 2023](#)

**A motion was made by Council Member Polensek, seconded by Council Member Bishop, that this Emergency Ordinance be approved. The motion carried by the following vote:**

**Yea:** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused:** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

•Emergency Resolutions Referred

[340-2023](#) AN EMERGENCY RESOLUTION Urging Congress and the Ohio General Assembly to enact legislation to further protect the citizens of the City of Cleveland from the inherent dangers of a train derailment on the tracks located in our City; and urging Congress to pass Senate Bill 576, The Railway Safety Act of 2023.

**Sponsors:** Jenny Spencer

**Attachments:** [340-2023-urging Congress and the Ohio General Assembly re Train Derailment Protection 2](#)

**This Emergency Resolution was read and referred to administrative review.to the City Council**

•Emergency Resolutions Read in Full and Adopted

[338-2023](#) AN EMERGENCY RESOLUTION Objecting to a New D4 Liquor Permit at 4595 Turney Road.

**Sponsors:** Kevin Bishop

**Attachments:** [338-2023-FOR ADOPTION-OBJ-NEW-4595 TURNEY ROAD](#)

**A motion was made by Council Member Polensek, seconded by Council Member Bishop, that this Emergency Resolution be adopted. The motion carried by the following vote:**



**Yea:** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused:** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

[339-2023](#) AN EMERGENCY RESOLUTION Withdrawing objection to the transfer of stock of a C1, C2 and D6 Liquor Permit at 4280 West 150th Street and I-71 and repealing Resolution No. 21-2022, objecting to said transfer.

**Sponsors:** Brian Kazy

**Attachments:** [339-2023-FOR ADOPTION-WITHDRAW-STOCK-4280 WEST 150TH](#)

**A motion was made by Council Member Polensek, seconded by Council Member Bishop, that this Emergency Resolution be adopted. The motion carried by the following vote:**

**Yea:** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused:** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

[353-2023](#) AN EMERGENCY RESOLUTION Withdrawing objection to a New C1 Liquor Permit at 7038 Wade Park Avenue, and repealing Resolution No. 1165-2022, objecting to said permit.

**Sponsors:** Stephanie Howse

**Attachments:** [353-2023-FOR ADOPTION-WITHDRAW OBJ-7038 WADE PARK](#)

**A motion was made by Council Member Polensek, seconded by Council Member Bishop, that this Emergency Resolution be adopted. The motion carried by the following vote:**

**Yea:** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused:** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

## **SECOND READING LEGISLATION**

### **•Emergency Ordinances Passed**

[1213-2022](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Bridgeworks, LLC, and/or its designee, to assist with the financing of the Bridgeworks Development Project to be located at 2429 West Superior Avenue; to provide for payments to the Cleveland Metropolitan School District; and to declare certain improvements to real property to be a public purpose.

**Sponsors:** Kerry McCormack, Anthony Hairston, Blaine Griffin and By Departmental Request

**Indexes:** AGREEMENTS; ECONOMIC DEVELOPMENT DEPARTMENT; TAX INCREMENT FINANCING ( TIF ) ; WARD 03

**Attachments:** [1213-2022-TIF - Bridgeworks at 2429 Superior](#)

[1213-2022 Exec. Summary -Bridgeworks TIF](#)

[1213-2022-A-FILE - TIF - Bridgeworks at 2429 Superior](#)

**A motion was made by Council Member Polensek, seconded by Council Member Bishop, that this Emergency Ordinance be approved. The motion carried by the following vote:**

**Yea:** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused:** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

[134-2023](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to enter into an amendment to Contract No. PS2019-051 with EnviroScience, Inc. to provide additional environmental analytical services for a period not to exceed twelve months, for the Department of Port Control.

**Sponsors:** Kerry McCormack, Blaine Griffin and By Departmental Request

**Indexes:** PORT CONTROL DEPARTMENT; PROFESSIONAL SERVICES CONTRACTS

**Attachments:** [134-2023-Amend K w EnviroScience for analytical services](#)

[134-2023 Exec. Summary -EnviroScience](#)

**A motion was made by Council Member Polensek, seconded by Council Member Bishop, that this Emergency Ordinance be approved. The motion carried by the following vote:**

**Yea:** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused:** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

[185-2023](#)

AN EMERGENCY ORDINANCE Authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by 1900 East 6th Street, LLC, and/or its designee, located at 1900 East 6th Street for the purpose of entering into the chain-of-title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code for the Fidelity Hotel Project.

**Sponsors:** Kerry McCormack, Anthony Hairston, Blaine Griffin and By Departmental Request

**Indexes:** ECONOMIC DEVELOPMENT DEPARTMENT; PURCHASES AND SUPPLIES DIVISION; TAX INCREMENT FINANCING ( TIF ) ; WARD 03

**Attachments:** [185-2023-Enter into chain of title w 1900 East 6th Street LLC for Fidelity Hotel Project](#)  
[185-2023 Exec. Summary - Fidelity Baker Buiding 1900 E. 6th Street](#)

**A motion was made by Council Member Polensek, seconded by Council Member Bishop, that this Emergency Ordinance be approved. The motion carried by the following vote:**

**Yea:** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused:** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

•Ordinances Passed

[176-2023](#)

AN ORDINANCE Changing the Use, Area & Height Districts of parcels of land along East 66th Street between Linwood Avenue and Zoeter Avenue. (MC 2665)

**Sponsors:** Stephanie Howse

**Indexes:** CITY PLANNING COMMISSION; WARD 07; ZONING

**Attachments:** [176-2023-Zoning - E 66 b. Linwood and Zoeter](#)  
[176-2023 Presentation -MC 2665 DPS](#)

**A motion was made by Council Member Polensek, seconded by Council Member Bishop, that this Ordinance be approved. The motion carried by the following vote:**

**Yea:** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused:** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

## INTRODUCTIONS

**MISCELLANEOUS**

Council Members Spencer, Polensek and Jones made remarks.

**MOTION TO EXCUSE THE ABSENCES**

The absences of Council Members Kazy, Maurer and Slife were excused.

**A motion was made by Council Member Polensek, seconded by Council Member Bishop, that this be approved. The motion carried by the following vote:**

**Yea:** 14 - Kerry McCormack, Kevin Conwell, Michael Polensek, Anthony T. Hairston, Blaine A. Griffin, Deborah A. Gray, Jasmin Santana, Jenny Spencer, Joseph T. Jones, Kevin L. Bishop, Kris Harsh, Stephanie D. Howse, Richard A. Starr, and Danny Kelly

**Excused:** 3 - Brian Kazy, Rebecca Maurer, and Charles Slife

**ADJOURN**

7:42 p.m.