

Cleveland City Council

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



Meeting Minutes

Wednesday, July 29, 2020

11:00 AM

This is an approximate start time; the meeting will start when Committee of the Whole is over. This meeting will be conducted electronically; see meeting notice for public access to this meeting.

City Council

[Item-089](#) Council Meeting Notice for July 29, 2020

Attachments: [Council Meeting Notice for 7-29-2020](#)

CALL TO ORDER; ROLL CALL

12:27 p.m.

Present 16 - Anthony T. Hairston, Basheer S. Jones, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused 1 - Jasmin Santana

MOMENT OF REFLECTION

PLEDGE OF ALLEGIANCE

DISPENSE WITH THE JOURNAL

REPORTS AND COMMUNICATIONS

•Plats

[589-2020](#) Dedication Plat for Colfax Family Homes Re-Subdivision at 6925 Colfax Road. Approved by Committees on Municipal Services and Properties, and Development Planning and Sustainability.

Attachments: [589-2020 Communications - PLAT - 6925 Colfax Rd](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

[590-2020](#) Dedication Plat for Colfax Family Homes Re-Subdivision at 7115, 7118, and 7204 Colfax Road. Approved by Committees on Municipal Services and Properties, and Development Planning and Sustainability.

Attachments: [590-2020 Communications - PLAT - 7115, 7118, 7204 Colfax Rd](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

FIRST READING LEGISLATION

•Emergency Ordinances Referred

[592-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Capital Projects or Public Works to enter into one or more agreements with the Cleveland-Cuyahoga County Port Authority for improvements to Irishtown Bend and Franklin Avenue; and authorizing the Commissioner of Purchases and Supplies to acquire, accept, and record all property necessary.

Sponsors: Kerry McCormack, Kenneth Johnson, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments: [592-2020-Ag w Port Authority for repairs to Irishtown Bend and Franklin Roadway Project](#)

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

[597-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Community Development to enter into an agreement with the CHN Housing Capital to provide grants and forgivable and non-forgivable loans to property owners to administer interim controls to make their residences lead-safe, for a period of five years.

Sponsors: Blaine Griffin, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments: [597-2020-K w CHN Housing Capital to administer loans from lead safe fund](#)

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

[598-2020](#)

AN EMERGENCY ORDINANCE Authorizing the Mayor to apply to the District One Public Works Integrating Committee and accept funding for the rehabilitation of East 185th Street from Nottingham Road to Pawnee Avenue; authorizing the Director of Capital Projects (Director) to apply for and accept gifts, grants, and other funding and to enter into contract with AECOM Technical Services Inc. for engineering and architectural services and other agreements; authorizing the Commissioner of Purchases and Supplies to acquire, accept, and record for right-of-way purposes real property and easements; giving consent of the City of Cleveland to the Ohio Director of Transportation for the improvement and authorizing the Director to enter into Local Project Administration Agreements with the State of Ohio; and cause payment to the State of Ohio for the City's share of the improvement.

Sponsors: Michael Polensek, Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: [598-2020-rehab East 185th fr Nottingham to Pawnee](#)

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

[599-2020](#)

AN EMERGENCY ORDINANCE Authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located near the northwest corner of Walworth Avenue and West 44th Street to Community Rebuilders LLC for purposes of future redevelopment.

Sponsors: Kerry McCormack, Brian Kazy, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments: [599-2020-Sell property at Walworth and W 44 to Community Rebuilders](#)

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

•Emergency Ordinances Read in Full and Passed

[593-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Community Development to enter into agreement with Bellaire-Puritas Development Corporation for the West 140th-Berea Art Beautification Project through the use of Ward 16 Casino Revenue Funds.

Sponsors: Brian Kazy

Attachments: [593-2020-FOR PASSAGE-Bellaire Puritas Public Art Beautification Project Casino Ord](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

[594-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Public Works to enter into an agreement with the Cleveland Metroparks for the Villa Angela Park Swimming Beach Project through the use of Ward 8 Casino Revenue Funds.

Sponsors: Michael Polensek

Attachments: [594-2020-FOR PASSAGE-Cleveland Metropark Villa Angela Park Swimming Beach Ward 8 Casino Ord](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

[595-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Community Development to enter into an agreement with Ohio City Incorporated for the Market Square Park Project through the use of Ward 3 Casino Revenue Funds.

Sponsors: Kerry McCormack

Attachments: [595-2020-FOR PASSAGE-Ohio City Market Square Park Project Ward 3 Casino Ord](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

[596-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of the City Planning Commission to enter into an agreement with Detroit Shoreway Community Development Organization for the RTA Bus Shelter Project through the use of Ward 15 Casino Revenue Funds.

Sponsors: Matt Zone

Attachments: [596-2020-FOR PASSAGE-RTA Bus Shelter Project Ward 15 Casino Ord](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

•Ordinances Referred

[600-2020](#) AN ORDINANCE Replacing a twenty-five (25) foot Specific Mapped Setback from the property line with a seven (7) foot Specific Mapped Setback from the property line along the eastern side of Rocky River Drive between Sedalia Avenue and Melgrave Avenue (Map Change 2612).

Sponsors: Charles Slife

Attachments: [600-2020-Zoning - removing setback line on Rocky River](#)

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

•Emergency Resolutions Referred

[605-2020](#) AN EMERGENCY RESOLUTION Urging the Ohio General Assembly to immediately repeal House Bill 6, a billion-dollar ratepayer bailout of two failing Ohio nuclear power plants of First Energy Corporation.

Sponsors: Kevin Kelley, Charles Slife, Basheer Jones, Blaine Griffin, Michael Polensek, Matt Zone, Kevin Bishop, Kevin Conwell and Phyllis E. Cleveland

Attachments: [605-2020- urging repeal of HB 6](#)

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

•Emergency Resolutions Read in Full and Adopted

[591-2020](#) AN EMERGENCY RESOLUTION Fixing the date of the next regular meeting of Council.

Sponsors: Kevin Kelley

Attachments: [591-2020-FOR ADOPTION-setting next Council Meeting](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

[601-2020](#) AN EMERGENCY RESOLUTION Objecting to the renewal of a C1 and C2 Liquor Permit at 870 East 185th Street.

Sponsors: Michael Polensek

Attachments: [601-2020-FOR ADOPTION-OBJ-REN-870 EAST 185TH](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

[602-2020](#) AN EMERGENCY RESOLUTION Objecting to the renewal of a C1 and C2 Liquor Permit at 5222 Fleet Avenue.

Sponsors: Anthony Brancatelli

Attachments: [602-2020-FOR ADOPTION-OBJ-REN-5222 FLEET](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

[603-2020](#) AN EMERGENCY RESOLUTION Objecting to the renewal of a D1 and D2 Liquor Permit at 12307 St. Clair Avenue.

Sponsors: Michael Polensek

Attachments: [603-2020-FOR ADOPTION-OBJ-REN-12307 ST. CLAIR AVE](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

[604-2020](#)

AN EMERGENCY RESOLUTION Withdrawing objection to the transfer of ownership of a C2 and C2X Liquor Permit at 15208 Lakeshore Boulevard and repealing Resolution No. 1026-2019 objecting to said permit.

Sponsors: Michael Polensek

Attachments: [604-2020-FOR ADOPTION-WITHDRAWAL-15208 LAKESHORE](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

SECOND READING LEGISLATION

•Emergency Ordinances Read in Full and Passed

[524-2020](#)

AN EMERGENCY ORDINANCE To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 241.43 relating to sale of beverages offered with children's meals by food service operations.

Sponsors: Blaine Griffin, Basheer Jones, Anthony Brancatelli, Kevin Kelley, Anthony Hairston, Joseph Jones and Michael Polensek

Attachments: [524-2020-enact section 241.43 drinks children's meals](#)

[524-2020 as amended](#)

[Amend 524-2020](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

•Emergency Resolutions Adopted

[554-2020](#) AN EMERGENCY RESOLUTION Urging the Cleveland Metropolitan School District to change the name of Patrick Henry Middle School to Stephanie Tubbs Jones Middle School.

Sponsors: Kevin Conwell

Attachments: [554-2020-Urging CMSD to rename school Tubbs Jones Middle School](#)

Council Members B. Jones and J. Jones not visible for vote.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

MOTION TO EXCUSE THE ABSENCES

Council Member Santana was excused.

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

Yea: 14 - Anthony T. Hairston, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Excused: 1 - Jasmin Santana

Absent: 2 - Basheer S. Jones, and Joseph T. Jones

ADJOURN

12:41 p.m.