

# Cleveland City Council

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



## Meeting Minutes

**Monday, March 15, 2021**

**2:30 PM**

**This is the approximate start time; the meeting will start after the Finance Committee. This meeting will be conducted electronically; see meeting notice for public access.**

**City Council**

[Item-246](#) Cleveland City Council Meeting Notice for March 15, 2021

**Attachments:** [Council Meeting Notice for 3-15-2021](#)

### CALL TO ORDER; ROLL CALL

2:52 p.m.

**Present** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused** 1 - Jasmin Santana

**Absent** 1 - Joseph T. Jones

### MOMENT OF REFLECTION

### PLEDGE OF ALLEGIANCE

### DISPENSE WITH THE JOURNAL

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

### REPORTS AND COMMUNICATIONS

#### •Communications

[164-2021](#) From Amber Seely-Marks, Developer, Penrose LLC. Notice of intent to apply to Ohio Housing Finance Agency for multifamily funding programs for the development known as Scofield Senior Housing at 2438 Mapleside Road (Ward 6), Cleveland, Ohio.

**Attachments:** [164-2021-COMMUNICATIONS-Intent to apply to OHFA for Scofield Senior Housing](#)

**This Communication was received and filed.**

[165-2021](#) From Kevin J. Nowak, Executive Director of CHN Housing Partners. Notice of intent to apply to Ohio Housing Finance Agency for multifamily funding programs for the development known as Cleveland Scholar House, around 2565 Community College Avenue (Ward 5), Cleveland, Ohio.

**Attachments:** [165-2021-COMMUNICATIONS-Intent to apply to OHFA for Cleveland Scholar House](#)

**This Communication was received and filed.**

[166-2021](#) From Kevin J. Nowak, Executive Director of CHN Housing Partners. Notice of intent to apply to Ohio Housing Finance Agency for multifamily funding programs for the development known as Cuyahoga Transition-Aged Youth (TAY) Supportive Housing Development, around 1415 - 1430 East 45th Street (Ward 10), Cleveland, Ohio.

**Attachments:** [166-2021-COMMUNICATIONS-Intent to apply to OHFA for Cuyahoga TAY](#)

**This Communication was received and filed.**

[167-2021](#) From Kevin J. Nowak, Executive Director of CHN Housing Partners. Notice of intent to apply to Ohio Housing Finance Agency for multifamily funding programs for the development known as Larchmere Homes, on scattered sites on East 115th Street, East 117th Street, East 118th Street, East 119th Street, East 120th Street, East 124th Street, East 125th Street, East 128th Street, Browning Avenue, Buckingham Avenue, Hamlen Avenue, Mount Overlook Avenue; (Ward 6) Cleveland, Ohio.

**Attachments:** [167-2021-COMMUNICATIONS-Intent to apply to OHFA for Larchmere Homes](#)

**This Communication was received and filed.**

[168-2021](#) From Council President Kevin J. Kelley designating Deputy Clerk Allan Dreyer, without objection of Cleveland City Council, to serve as Clerk of Council Pro Tempore for all matters requiring the Clerk's signature on March 8, 2021.

**Attachments:** [168-2021-COMMUNICATIONS-Clerk pro Temp 3-8-2021](#)

**This Communication was received and filed.**

[169-2021](#) Oath of Office for Anthony Scott, Esq., Commissioner of Park Maintenance, Department of Public Works, City of Cleveland.

**Attachments:** [169-2021-COMMUNICATIONS-Oath of Office for Anthony Scott, Comm Park Maintenance](#)

**This Communication was received and filed.**

[170-2021](#) From Arthur Greenblatt, President, Vesta Corporation. Notice of intent to apply to Ohio Housing Finance Agency for multifamily funding programs for the development known as Lynette Gardens Senior Apartment Homes at 1552 Ansel Road (Ward 7), Cleveland, Ohio.

**Attachments:** [170-2021-COMMUNICATIONS-Intent to apply to OHFA for Lynette Gardens Senior Apt Homes](#)

**This Communication was received and filed.**

[171-2021](#) From Meghan Kaple, Project Manager, The Community Builders, Inc. Notice of intent to apply to Ohio Housing Finance Agency for multifamily funding programs for the development known as Woodhill Center East at 11305 Woodland Avenue (Ward 6), Cleveland, Ohio.

**Attachments:** [171-2021-COMMUNICATIONS-Intent to apply to OHFA for Woodhill Center East](#)

**This Communication was received and filed.**

[181-2021](#) From Division of Treasury, Department of Finance, City of Cleveland. Annual notification of Statement of Cash Management and Investment Policy (March 2015), pursuant to Section 178.14 of the Codified Ordinances of Cleveland, Ohio, 1976.

**Attachments:** [181-2021-COMMUNICATIONS-City of Cleveland Investment Policy MAR 2015](#)

**This Communication was received and filed.**

#### **SPECIAL RESOLUTIONS**

Condolence; Moment of Silence

[182-2021](#) Condolence Resolution for Charles R. Lewis

**Sponsors:** Kevin Bishop

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

[184-2021](#) Condolence Resolution for Dante Benjamin, Sr.

**Sponsors:** Basheer Jones

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

[185-2021](#) Condolence Resolution for Clementine J. Durham

**Sponsors:** Kevin Bishop

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

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

[183-2021](#) Congratulations Resolution for Joseph Marinucci

**Sponsors:** Kevin Kelley

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

**FIRST READING LEGISLATION****•Emergency Ordinances Referred**

[172-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to enter into contract with the Northeast Ohio Muni Football League aka Cleveland Municipal Football Association dba Cleveland Muni Football League to conduct a city-wide youth football program.

**Sponsors:** Kevin Bishop, Kevin Kelley and By Departmental Request

**Attachments:** [172-2021-K w Northeast Ohio Muni Football League aka Cleveland Muni Football Assn for city wide youth football](#)

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

**•Emergency Ordinances Read in Full and Passed**

[173-2021](#) AN EMERGENCY ORDINANCE Amending Section 2 of Ordinance No. 493-2020, passed June 17, 2020, as it pertains to authorizing the Director of the Department of Community Development to enter into agreement with the Tremont West Development Corporation for the Arts in August Expo through the use of Ward 3 Casino Revenue Funds.

**Sponsors:** Kerry McCormack

**Attachments:** [173-2021-FOR PASSAGE-Amendment Arts in August Expo 2020 Ord Ward 3](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

[174-2021](#) AN EMERGENCY ORDINANCE Amending Section 1 of Ordinance No. 986-2020, passed December 9, 2020, as it pertains to authorizing the Director of Community Development to enter into an agreement with Lexington Bell Community Center for the Code Enforcement Program through the use of Ward 7 Casino Revenue Funds.

**Sponsors:** Basheer Jones

**Attachments:** [174-2021-FOR PASSAGE-Amendment Code Enforcement Lexington Bell Casino Ordinance Ward 7](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

•Ordinances Referred

[175-2021](#) AN ORDINANCE Establishing a seven (7) foot specific mapped setback along the west side of East 90th Street from Chester Avenue extending north to the southern property line of Permanent Parcel Number 119-09-036 (Map Change 2627).

**Sponsors:** Basheer Jones

**Attachments:** [175-2021-Zoning, Est. setback on E 90](#)

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

[176-2021](#) AN ORDINANCE Establishing a seven (7) foot Specific Mapped Building Setback from the property line along East 73rd Street between St. Clair Avenue and Detour Avenue (Map Change 2621).

**Sponsors:** Anthony Hairston

**Attachments:** [176-2021-Zoning, establish setback o E 73 b. St Clair and Detour](#)

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

[178-2021](#) AN ORDINANCE To amend Sections 533.15, 535.04, 535.05 and 535.06 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances relating to fees and charges for water service; and to repeal Section 535.37, as amended by Ordinance No. 537-01, passed May 13, 2002, relating to using water without permission and penalty.

**Sponsors:** Brian Kazy, Kevin Kelley and By Departmental Request

**Attachments:** [178-2021-Amend 533.15 535.04 535.05 535.06, repeal 535.37 water rates and affordability program](#)  
[Ord. No. 178-2021 - City Record](#)

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

•Emergency Resolutions Read in Full and Adopted

[177-2021](#) AN EMERGENCY RESOLUTION Designating March 25, 2021, as Michael Stanley Day in Cleveland.

**Sponsors:** Kevin Kelley

**Attachments:** [Res. No. 177-2021](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

[179-2021](#) AN EMERGENCY RESOLUTION Objecting to the transfer of location of a C2 and C2X Liquor Permit to 7401-05 Central Avenue.

**Sponsors:** Phyllis E. Cleveland

**Attachments:** [179-2021-FOR ADOPTION-3-15-2021 MTG-OBJ-TFOL-7401-05 CENTRAL-WARD 5](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

[180-2021](#) AN EMERGENCY RESOLUTION Objecting to the Liquor Agency Contract located at 7401-05 Central Avenue.

**Sponsors:** Phyllis E. Cleveland

**Attachments:** [180-2021-FOR ADOPTION-OBJ-LIQUOR AGENCY CONTRACT-7401-05 CENTRAL](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

#### **SECOND READING LEGISLATION**

##### **•Emergency Ordinances Passed**

[857-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with WRB Partners LLC, and/or its designee, to fund eligible projects costs and project debt for the Western Reserve Building Project; 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 Brancatelli, Kevin Kelley and By Departmental Request

**Attachments:** [Ord. No. 857-2020](#)  
[857-2020-A-FILE](#)  
[857-2020 Executive Summary - TIF Agreement](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones



[8-2021](#) AN EMERGENCY ORDINANCE Designating the Otis Lithograph Company Building as a Cleveland Landmark.

**Sponsors:** Basheer Jones

**Attachments:** [Ord. No. 8-2021](#)

[Ord. No. 8-2021 - Presentation](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

[71-2021](#) AN EMERGENCY ORDINANCE To amend Section 1 of Ordinance No. 457-2020, passed June 3, 2020, relating to the purchase, lease, or lease with option to purchase of various on-road vehicles and off-road equipment, apparatus, cabs, bodies, and accessories, equipment and other aftermarket items.

**Sponsors:** Kenneth Johnson, Kevin Kelley and By Departmental Request

**Attachments:** [71-2021-Amd 457-2020, general fund GF vehicles](#)

[71-2021 Executive Summary.doc](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

**•Emergency Resolutions Adopted**

[962-2020](#) AN EMERGENCY RESOLUTION Supporting the establishment of a statewide network of State and US Bike Routes and allowing for the designation, mapping, signing, and promotion of State and US Bike Routes along selected bicycle facilities in the City of Cleveland.

**Sponsors:** Anthony Brancatelli, Kevin Kelley and By Departmental Request

**Attachments:** [962-2020-supporting establishment of a statewide network of state and US bike routes CM edits](#)  
[962-2020-A-FILE - Reso supporting establishment of a statewide network of state and US bike routes](#)

**This Emergency Resolution was adopted.**

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

### **THIRD READING LEGISLATION**

#### **•Emergency Ordinances Passed**

[70-2021](#) AN EMERGENCY ORDINANCE To make appropriations and provide current expenses for the daily operation of all municipal departments of the City of Cleveland for the fiscal year from January 1, 2021 until December 31, 2021.

**Sponsors:** Kevin Kelley and By Departmental Request

**Attachments:** [70-2021 As Amended-2nd Reading](#)  
[Amend 70-2021](#)  
[2021 Schedule of Changes](#)  
[70-2021-A-FILE-2021 Mayor's Estimate](#)  
[Ord. No. 70-2021-City Record 3-5-2021](#)

**A motion was made by Council Member Bishop, seconded by Council Member Spencer, that this Emergency Ordinance be passed on third reading. The motion carried by the following vote:**

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

**MISCELLANEOUS**

Council Member Brancatelli made remarks.

**MOTION TO EXCUSE THE ABSENCES**

Council Member Santana's absence was excused.

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Phyllis E. Cleveland, Charles Slife, Brian Mooney, and Jenny Spencer

**Excused:** 1 - Jasmin Santana

**Absent:** 1 - Joseph T. Jones

**ADJOURN**

3:10 p.m.