

Cleveland City Council

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



Meeting Minutes

Monday, March 2, 2020

7:00 PM

Council Chambers

City Council

CALL TO ORDER; ROLL CALL

7:02 pm

Present 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

MOMENT OF REFLECTION**PLEDGE OF ALLEGIANCE****DISPENSE WITH THE JOURNAL****REPORTS AND COMMUNICATIONS**

•Communications

[307-2020](#) Cleveland Clinic's Notice of Operations for 2019 from Ohio Department of Health confirming each hospital's registration and bed classifications

Attachments: [Communications March 2nd meeting](#)

This Communication was received and filed.

•The Ohio Division of Liquor Control

[298-2020](#) #18219360045. New License Application, D5A. Crescent Hotels & Resorts LLC, 1111 Lakeside Ave & Patio (Ward 3). Received

Sponsors: Kerry McCormack

Attachments: [Communications March 2nd meeting](#)

This Communication was received and filed.

[299-2020](#) #18219360040. Transfer of Ownership, D5A D6. Crescent Hotels & Resorts LLC, 1111 Lakeside Ave & Patio (Ward 3). Received

Sponsors: Kerry McCormack

Attachments: [Communications March 2nd meeting](#)

This Communication was received and filed.

[300-2020](#) #1653889. Liquor Agency Contract, Collingwood Beverage LLC, 16208 St Clair Ave. (Ward 8). Received

Sponsors: Michael Polensek

Attachments: [Communications March 2nd meeting](#)

This Communication was received and filed.

[301-2020](#) #1653889. Transfer of Ownership, Collingwood Beverage LLC, 16208 St Clair Ave. (Ward 8). Received

Sponsors: Michael Polensek

Attachments: [Communications March 2nd meeting](#)

This Communication was received and filed.

[302-2020](#) #8054445. Transfer of Ownership Application, Shaw Liquor Inc. 12611-15 Shaw Ave (Ward 10). Received

Sponsors: Anthony Hairston

Attachments: [Communications March 2nd meeting](#)

This Communication was received and filed.

[303-2020](#) #8054445. Liquor Agency Contract, Shaw Liquor Inc. 12611-15 Shaw Ave (Ward 10). Received

Sponsors: Anthony Hairston

Attachments: [Communications March 2nd meeting](#)

This Communication was received and filed.

[304-2020](#) #2704974. Transfer of Economic Development, D1, D2, D3. F5E & JMJ Ventures LLC. (Ward 13). Received

Sponsors: Kevin Kelley

Attachments: [Communications March 2nd meeting](#)

This Communication was received and filed.

[305-2020](#) #1905432. New License Application, D5J. Daily Press LLC, 6604 Detroit Ave. (Ward 15). Received

Sponsors: Matt Zone

Attachments: [Communications March 2nd meeting](#)

This Communication was received and filed.

[306-2020](#) #6534145. Transfer of Ownership Application, D1 D2, D3 D3A D6. 13429 LHB LLC, 13429 Lakewood Heights Blvd. (Ward 16). Received

Sponsors: Brian Kazy

Attachments: [Communications March 2nd meeting](#)

This Communication was received and filed.

•Plats

[312-2020](#) Request for Plat Review and Approval of the Glendale Avenue Subdivision Located at E. 161st Stree and Lee Rd.

Sponsors: Joseph Jones

Attachments: [2 Plats-E. 161st Lee and E. 14th Superior \(002\)](#)

A motion was made that this Communication be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

[313-2020](#) Request for Plat Review and Approval of the Avenue District Phase 2 Subdivision Located at E. 14th and Superior Ave.

Sponsors: Basheer Jones

Attachments: [2 Plats-E. 161st Lee and E. 14th Superior \(002\)](#)

A motion was made that this Communication be approved. The motion carried by the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

SPECIAL RESOLUTIONS

Condolence; Moment of Silence

[308-2020](#) RESOLUTION OF CONDOLENCE for Andrew "Drew" Haney, Jr.

Sponsors: Anthony Brancatelli

Attachments: [Ceremonials March 2nd meeting](#)

This Ceremonial Resolution was read into the record.

[309-2020](#) RESOLUTION OF CONDOLENCE for Geraldine Wade Hunter

Sponsors: Phyllis E. Cleveland

Attachments: [Ceremonials March 2nd meeting](#)

This Ceremonial Resolution was read into the record.

[310-2020](#) RESOLUTION OF CONDOLENCE for Jerry Lee Maddox

Sponsors: Basheer Jones

Attachments: [Ceremonials March 2nd meeting](#)

This Ceremonial Resolution was read into the record.

[311-2020](#) RESOLUTION OF CONDOLENCE for Pat J. Iosue

Sponsors: Michael Polensek

Attachments: [Ceremonials March 2nd meeting](#)

This Ceremonial Resolution was read into the record.

[314-2020](#) RESOLUTION OF CONDOLENCE for Nancy A. Panzica

Sponsors: Matt Zone

Attachments: [Ceremonials March 2nd meeting](#)

This Ceremonial Resolution was read into the record.

[315-2020](#) RESOLUTION OF CONDOLENCE For John Bush

Sponsors: Kevin Kelley

Attachments: [Ceremonials March 2nd meeting](#)

This Ceremonial Resolution was read into the record.

[316-2020](#) RESOLUTION OF CONDOLENCE for Matt Gillespie

Sponsors: Brian Mooney

Attachments: [Ceremonials March 2nd meeting](#)

This Ceremonial Resolution was read into the record.

PRESENTATIONS

FIRST READING LEGISLATION

•Emergency Ordinances Referred

[288-2020](#) AN EMERGENCY ORDINANCE Authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by 12607 Larchmere, LLC, or its designee, located at 12607 Larchmere Boulevard 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.

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

Attachments: [288-2020-Acq and reconvey prop for TIF w 12607 Larchmere, LLC for Larchmere](#)

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

[289-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with 12607 Larchmere, LLC, or its designee, to provide economic development assistance to partially finance the project costs for the development of the 12607 Larchmere 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: Blaine Griffin, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments: [289-2020-FILE-TIF w 12607 Larchmere, LLC for Larchmere Project](#)
[File No. 289-2020-A - TIF w 12607 Larchmere LLC for Larchmere Project](#)

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

[290-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into contract with 12607 Larchmere, LLC, or its designee, to provide economic development assistance to partially finance the project costs for the development of the 12607 Larchmere Project and other associated costs necessary to redevelop the property.

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

Attachments: [290-2020-FILE-VPI K w 12607 Larchmere, LLC for Larchmere Project](#)
[File No. 290-2020-A - VPI w 12607 Larchmere, LLC for Larchmere Project](#)

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

[291-2020](#) AN EMERGENCY ORDINANCE Designating the John Heisman Birthplace as a Cleveland Landmark.

Sponsors: Kerry McCormack

Attachments: [291-2020-Landmark - Heisman Birthplace](#)

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

[292-2020](#) AN EMERGENCY ORDINANCE Designating the Pilsener Brewing Company Bottle Works as a Cleveland Landmark.

Sponsors: Kerry McCormack

Attachments: [292-2020-Landmark - Pilsener Bottle Works](#)

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

[293-2020](#) AN EMERGENCY ORDINANCE Designating the Tinnerman Stove and Range Company Building as a Cleveland Landmark.

Sponsors: Kerry McCormack

Attachments: [293-2020-Landmark - Tinnerman Stove and Range Company Building 2020](#)

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

•Emergency Resolutions Referred

[295-2020](#) AN EMERGENCY RESOLUTION Supporting passage of the CROWN (Creating a Respectful and Open Workplace for Natural Hair) Act by the United States Congress; and calling upon the Ohio General Assembly to introduce and pass legislation creating state-wide CROWN legislation to prohibit discrimination based on an individual's texture or style of hair

Sponsors: Basheer Jones

Attachments: [295-2020-supporting CROWN legislation](#)

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

[296-2020](#) AN EMERGENCY RESOLUTION Declaring racism a public health crisis and establishing a working group to promote racial equity in the City of Cleveland.

Sponsors: Blaine Griffin, Basheer Jones and Kerry McCormack

Attachments: [296-2020-racism RESO FINAL](#)

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

•Emergency Resolutions Read in Full and Adopted

[294-2020](#) AN EMERGENCY RESOLUTION Objecting to a C2 Liquor Permit at 14235 Kinsman Road.

Sponsors: Joseph Jones

Attachments: [294-2020-OBJ-14235 KINSMAN ROAD-WARD 1](#)

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

[297-2020](#) AN EMERGENCY RESOLUTION Objecting to a C1 Liquor Permit at 3850 East 65th Street.

Sponsors: Anthony Brancatelli

Attachments: [297-2020-OBJ-NEW-3850 EAST 65TH STREET-WARD 12](#)

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

SECOND READING LEGISLATION

•Emergency Ordinances

[178-2020](#) 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, 2020 until December 31, 2020.

Sponsors: Kevin Kelley and By Departmental Request

Attachments: [178-2020-FILE-2020 Mayors Estimate Ordinance](#)

[Amend 178-2020](#)

[178-2020 \(Desk Copy\)](#)

This Emergency Ordinance was read into the record.

•Emergency Ordinances Passed

[123-2020](#) AN EMERGENCY ORDINANCE To vacate a portion of Gehring Avenue.

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

Attachments: [123-2020-Ord to vacate Gehring Avenue](#)

This Emergency Ordinance was passed on second reading.

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

[164-2020](#)

AN EMERGENCY ORDINANCE Authorizing the purchase by one or more requirement contracts of trees, and labor and materials needed for urban forestry services, including but not limited to, maintaining and planting trees, and removing trees, stumps, and tree waste material, for the Division of Park Maintenance and Properties, Department of Public Works and the Departments of Aging and Community Development, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Works.

Sponsors: Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: [164-2020-Req K urban forestry, trees - PW only, w bonds](#)
[164-2020 Executive Summary](#)

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

[192-2020](#)

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 football program.

Sponsors: Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: [192-2020-K w Northeast Ohio Muni Football League aka Cleveland Muni Football Assn for city wide football](#)

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

[194-2020](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to enter into one or more contracts without competitive bidding with Rush Refuse Systems for the rental of up to nine waste collection packers, for the Division of Waste Collection and Disposal, Department of Public Works, for a period up to nine months.

Sponsors: Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: [194-2020-Lease w Rush Refuse for waste collection packers](#)

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

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

Nay: 1 - Brian Kazy

[195-2020](#)

AN EMERGENCY ORDINANCE Authorizing the purchase by one or more requirement contracts of the transfer, disposal, and processing of recyclable materials, for the Division of Waste Collection and Disposal, Department of Public Works, for a period of two years with a one-year option to renew, exercisable by the Director of Public Works.

Sponsors: Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: [195-2020-Req K transfer, disposal, and processing of recyclable materials](#)
[Amend 195-2020](#)
[195-2020 Desk Copy](#)

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

[204-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Capital Projects to make alterations and modifications in Contract No. PI 2019-033 with Millstone Management Group, Inc. for the repair to City Hall due to water damage.

Sponsors: Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: [204-2020-Subsidiary with Millstone Management for City Hall rehab, Law](#)

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

[205-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Capital Projects to make alterations and modifications in Contract No. PI 2019-028 with Western Specialty Contractors for improvements to the exterior of the 205 St. Clair building.

Sponsors: Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: [205-2020-Subsidiary with Western Specialty Contractors for 205 St Clair Building exterior improvements](#)

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

•Emergency Resolutions Adopted

[259-2020](#) AN EMERGENCY RESOLUTION Supporting the National League of Cities' "Leading Together 2020 Cities Agenda" for the 2020 U.S. presidential election and urging all candidates running for President to support the 2020 Cities Agenda.

Sponsors: Matt Zone

Attachments: [259-2020-NLC RESO](#)

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, 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

INTRODUCTIONS

ANNOUNCEMENTS

MISCELLANEOUS

ADJOURN

7:44 pm