

Cleveland City Council

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



Meeting Minutes

Monday, February 3, 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

[179-2020](#) Detroit Shoreway Community Development Organization will be the general partner and developer of Karam Senior Living a new construction, mixed use, senior development at 7918 Detroit Ave

Attachments: [Communications Feb 3rd meeting](#)

This Communication was received and filed.

[180-2020](#) Mayor's Office of Equal Opportunity, The City Resident Utilization Report. A snapshot of active projects as of January 8, 2020

Attachments: [Communications Feb 3rd meeting](#)

This Communication was received and filed.

[186-2020](#) From Ward 11 Councilwoman Dona Brady retiring from Council. Effective Friday, January 31, 2020

Attachments: [Communications Feb 3rd meeting](#)

This Communication was received and filed.

[187-2020](#) Oath of Office for Brian Mooney, Councilman Ward 11.

Attachments: [Communications Feb 3rd meeting](#)

This Communication was received and filed.

•The Ohio Division of Liquor Control

[181-2020](#) 22348152725. New License Application, C2. Dolgen Midwest LLC, 13020 Miles Ave. (Ward 1). Received

Attachments: [Communications Feb 3rd meeting](#)

This Communication was received and filed.

[182-2020](#) #5531533. New License Application, D5. Maria Food Market LLC, 4423 Detroit Ave. (Ward 3). Received

Attachments: [Communications Feb 3rd meeting](#)

This Communication was received and filed.

[183-2020](#) #6531329. Transfer of Ownership Application, D1 D2, D3, D3A, D6. 1852 Columbus Road Inc, 1852 Columbus Road 1st floor & Patio. (Ward 3). Received

Attachments: [Communications Feb 3rd meeting](#)

This Communication was received and filed.

[184-2020](#) #6098745. New License Application, D3. Mon Frere LLC, 3312 Broadview Rd. (Ward 12). Received

Attachments: [Communications Feb 3rd meeting](#)

This Communication was received and filed.

[185-2020](#) #2532374. Transfer of Ownership Application, D5, Erhit LLC, 3258 W. 32nd St 1st Floor & Bsmt. (Ward 14). Received

Attachments: [Communications Feb 3rd meeting](#)

This Communication was received and filed.

SPECIAL RESOLUTIONS

Condolence; Moment of Silence

[168-2020](#) RESOLUTION OF CONDOLENCE for Emerson Leon Sandifer, Sr.

Sponsors: Anthony Hairston

Attachments: [Ceremonial List for Feb 3rd](#)

This Ceremonial Resolution was read into the record.

[169-2020](#) RESOLUTION OF CONDOLENCE for Martha Eileen Johnson

Sponsors: Joseph Jones

Attachments: [Ceremonial List for Feb 3rd](#)

This Ceremonial Resolution was read into the record.

[189-2020](#) Resolution of Condolence for Jean Merriman

Sponsors: Kerry McCormack and Matt Zone

Attachments: [Ceremonial List for Feb 3rd](#)

This Ceremonial Resolution was read into the record.

[190-2020](#) Resolution of Condolence for Delia Cruz

Sponsors: Jasmin Santana and Kerry McCormack

Attachments: [Ceremonial List for Feb 3rd](#)

This Ceremonial Resolution was read into the record.

[191-2020](#) Resolution of Condolence for Patricia Whitford

Sponsors: Charles Slife

Attachments: [Ceremonial List for Feb 3rd](#)

This Ceremonial Resolution was read into the record.

Congratulations/Recognition/Appreciation/Commendation/Commemoration/Welcome

[170-2020](#) RESOLUTION OF CONGRATULATIONS for Patricia Singleton

Sponsors: Phyllis E. Cleveland and Kevin Kelley

Attachments: [Ceremonial List for Feb 3rd](#)

This Ceremonial Resolution was read into the record.

[171-2020](#) RESOLUTION OF RECOGNITION for Geoffrey and Peaches Ledwidge

Attachments: [Ceremonial List for Feb 3rd](#)

This Ceremonial Resolution was read into the record.

[172-2020](#) RESOLUTION OF RECOGNITION for Janet C. Mays

Sponsors: Kenneth Johnson

Attachments: [Ceremonial List for Feb 3rd](#)

This Ceremonial Resolution was read into the record.

[173-2020](#) RESOLUTION OF RECOGNITION for Dr. Carolyn Henry Hurst

Sponsors: Kenneth Johnson

Attachments: [Ceremonial List for Feb 3rd](#)

This Ceremonial Resolution was read into the record.

[174-2020](#) RESOLUTION OF RECOGNITION for Minister Rick Daniel

Sponsors: Kenneth Johnson

This Ceremonial Resolution was read into the record.

[175-2020](#) RESOLUTION OF RECOGNITION of Downtown Cleveland Alliance’s SID “Build Something” Campaign

Attachments: [Ceremonial List for Feb 3rd](#)

This Ceremonial Resolution was read into the record.

PRESENTATIONS

FIRST READING LEGISLATION

- Emergency Ordinances Referred

[158-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into contract with Harbor Bay Real Estate Advisors, LLC, or its designee, to provide economic development assistance to partially finance the development of the Market Square project located at the corner of West 25th Street and Lorain Avenue and other associated costs necessary to redevelop the property.

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

Attachments: [158-2020-FILE-K w Harbor Bay for Market Square for loan](#)
[File 158-2020-A - K w Harbor Bay for Market Square for loan](#)
[158-2020 Exec. Summary - Harbor Bay \\$2M loan](#)

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

[159-2020](#) AN EMERGENCY ORDINANCE Determining the method of making the public improvement of rehabilitating the pond and dock area at Camp Forbes; authorizing the Director of Capital Projects or the Director of Public Works to enter into contract to construct the improvement; authorizing one or more contracts for its design; authorizing the Director of Capital Projects to apply for and accept a grant from the Ohio Department of Natural Resources; and to apply for and accept any cash gifts or grants from any public or private entity needed to implement the improvement.

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

Attachments: [159-2020-FILE-PIK and Prof Serv for rehab to pond and dock at Camp Forbes and ODNR grant](#)
[File 159-2020-A PIK and Prof Serv to rehab pond and dock at Camp Forbes, ONDR grant](#)

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

[160-2020](#) AN EMERGENCY ORDINANCE Approving the collective bargaining agreement with S.E.M.E., Local 1; and to amend Section 18 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

Sponsors: Kevin Kelley and By Departmental Request

Attachments: [160-2020-FILE-Ratify CBA collective bargaining agreement with SEME Local 1, payband 18](#)
[File 160-2020-A - CBA with SEME Local 1](#)

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

[161-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Harbor Bay Real Estate Advisors, LLC, or its designee, to partially finance the public purpose improvements including project debt service for project site located at West 25th Street and Lorain 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 Brancatelli, Kevin Kelley and By Departmental Request

Attachments: [161-2020-FILE-TIF w with Harbor Bay for Market Square Project](#)
[File 161-2020-A - TIF with Harbor Bay for Market Square Project](#)
[161-2020 Exec. Summary - Harbor Bay TIF](#)

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

[162-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Safety and/or Finance to lease certain space located on the seventh floor of 55 Erieview Plaza from Alto 55 Erieview, LLC, for a term of three months and up to an additional nine months on a month to month basis as needed, for the public purpose of temporarily relocating Division of Emergency Medical Service employees during building renovations to their headquarters.

Sponsors: Matt Zone, Kevin Kelley and By Departmental Request

Attachments: [162-2020-Ls space at 55 Erieview for EMS jdd](#)

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

[163-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to enter into a license agreement with the Greater Cleveland Regional Transit Authority, or its designee, to construct and maintain a bus shelter on City-owned property on East 105th Street within the new City park located at the Glenville Circle North development at East 105th Street and Ashbury Avenue.

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

Attachments: [163-2020-Perpetual License ag w GCRTA for bus shelter](#)

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

[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](#)

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

[176-2020](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Community Development to apply for and accept grants from the United States Department of Housing and Urban Development for the PY2020 under the Title I of the Housing and Community Development Act of 1974, for the 2020 Federal HOME Investment Partnerships Act Program, Emergency Solutions Grant Program, and the Housing Opportunities for Persons with AIDS Program; and authorizing contracts and other expenditures.

Sponsors: Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments: [176-2020-FILE-Program Year 20 CDBG ESG HOPWA Federal HOME and Ks \(5\) - Revised 1-23-20](#)
[File 176-2020-A - 2020 CDBG, federal HOME, ESG, HOPWA](#)
[2020 CDBG Budget Book](#)

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

[177-2020](#)

AN EMERGENCY ORDINANCE Changing the name of “E.J. Kovacic Recreation Center” located at 6250 Saint Clair Avenue to “Muhammad Ali Recreation Center.”

Sponsors: Basheer Jones

Attachments: [177-2020-B. Jones-Ordinance changing name of EJ Kovacic Recreation Center to Muhammad Ali Recreation Center](#)

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

[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](#)

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

•Emergency Resolutions Referred

[165-2020](#) AN EMERGENCY RESOLUTION Strongly urging the Ohio Department of Job and Family Services to withdraw its request to the U.S. Department of Agriculture asking to eliminate the work requirements exemption for SNAP and Medicaid benefits for certain counties in Ohio that are currently exempt, including Cuyahoga County.

Sponsors: Blaine Griffin

Attachments: [165-2020-SNAP waiver RESO_AN edits](#)

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

SECOND READING LEGISLATION

•Emergency Ordinances Passed

[1440-2019](#) An Emergency Ordinance Authorizing the purchase by one or more requirement contracts of various types of machines and equipment, and labor, materials, and parts needed to repair and/or replace machines and equipment, for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities, for a period of two years.

Sponsors: Martin Keane, Kevin Kelley and By Departmental Request

Indexes: CLEVELAND PUBLIC POWER; CONTRACTS; UTILITIES DEPARTMENT; WATER DIVISION; WATER POLLUTION CONTROL DIVISION

Attachments: [1440-2019 Req K I & m for equipment and machine repair and maintenance - all divisions, Util](#)
[1440-2019 Executive Summary- Various Machines & Equipment](#)
[1440-2019 Req K I & m for equipment and machine repair and maintenance \(Final \)](#)

A motion was made by Council Member Zone, 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

[1447-2019](#)

An Emergency Ordinance Determining the method of making the public improvement of maintaining and improving the interior and exterior of various buildings and sites, including but not limited to, roofs and related building and site systems; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the improvement; authorizing the Director to employ one or more professional consultants necessary to design the improvement; and authorizing the Director to apply for and accept any grants, including but not limited to, grants from the Northeast Ohio Regional Sewer District for Community Cost Share Program funding, for a period of two years.

Sponsors: Martin Keane, Kevin Kelley and By Departmental Request

Indexes: NORTHEAST OHIO REGIONAL SEWER DISTRICT; PROFESSIONAL SERVICES CONTRACTS; PUBLIC IMPROVEMENT CONTRACTS ; UTILITIES DEPARTMENT

Attachments: [1447-2019 PIK Prof Serv to maintain and improve various buildings, sites, systems , w Cost Community Share funding, PU](#)
[1447-2019 Executive Summary - Building Improvements](#)
[1447-2019 PIK Prof Serv to maintain and improve various buildings, sites, systems , w Cost Community Share funding \(final\)](#)

A motion was made by Council Member Zone, 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

[1498-2019](#) AN EMERGENCY ORDINANCE Determining the method of making the public improvement of repairing and improving the Baldwin Treatment Plant Sedimentation Basin's structures and related appurtenances, including site draining; authorizing the Director of Public Utilities to enter into one or more public improvement contracts to construct the Improvement; and authorizing the director to employ one or more professional consultants necessary to design the Improvement.

Indexes: PUBLIC IMPROVEMENT CONTRACTS ; UTILITIES DEPARTMENT; WATER DIVISION

Attachments: [1498-2019 PIK and Prof Serv Baldwin Treatment Plant Sedimentation Basin](#)
[1498-2019 Executive Summary - Baldwin Sedimentation Basin](#)
[1498-2019 PIK and Prof Serv Baldwin Treatment Plant Sedimentation Basin \(Final \)](#)

A motion was made by Council Member Zone, 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

[114-2020](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Safety to enter into an agreement with Cuyahoga County to accept funds from the County to support the City's responsibility for answering cellular 9-1-1 calls originating in the City of Cleveland, a responsibility formerly held by the County, for a period of five years, with one five-year option to renew exercisable by the Director of Public Safety; authorizing the City to accept funds from the County to support the City's increased responsibility; and authorizing other agreements with various wireless providers.

Sponsors: Matt Zone, Kevin Kelley and By Departmental Request

Attachments: [114-2020-Ag w County for 911 cell phone calls](#)
[114-2020 Executive Summary - for City Answering Cellular 9-1-1 Calls](#)
[O.114-2020-Ag w County for 911 cell phone calls \(Final \)](#)

A motion was made by Council Member Zone, 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

[143-2020](#) AN EMERGENCY RESOLUTION Opposing an unauthorized United States war on Iran.

Sponsors: Basheer Jones and Joseph Jones

Attachments: [143-2020 - opposing war on Iran RESO](#)
[R.143-2020 - opposing war on Iran RESO \(Final \)](#)

A motion was made by Council Member Zone, seconded by Council Member Bishop, that this Emergency Resolution be adopted. 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, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Nay: 1 - Michael Polensek

INTRODUCTIONS

ANNOUNCEMENTS

MISCELLANEOUS

ADJOURN

7:40 pm