



# Cleveland City Council

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

## Committee Calendar

### City Council

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Monday, October 2, 2017

7:00 PM

Council Chambers

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**CALL TO ORDER; ROLL CALL**

**PRAYER OR MOMENT OF REFLECTION**

**PLEDGE OF ALLEGIANCE**

**DISPENSE WITH THE JOURNAL**

#### REPORTS AND COMMUNICATIONS

##### •The Ohio Division of Liquor Control

[1196-17](#) #22348152725. New License Application, C1. Dolgen Midwest LLC,  
13020 Miles Ave. (Ward 2).

**Indexes:** LIQUOR PERMITS; WARD 02

**Attachments:** [1196-17-COMM-Liquor13020Miles](#)

[1197-17](#) #6080888. Transfer of Ownership Application, D5 D6. Moes  
Bookstore, Inc., 1740 East 17th St. (Ward 3).

**Indexes:** LIQUOR PERMITS; WARD 03

**Attachments:** [1197-17-COMM-Liquor1740East17th](#)

#### **SPECIAL RESOLUTIONS**

##### Condolence; Moment of Silence

[1198-17](#) Condolence Resolution for Frederick R. Nance, Sr.

**Sponsors:** Michael Polensek

**Indexes:** CONDOLENCES; WARD 08

[1199-17](#) Condolence Resolution for Gladys Mae Fitch

**Sponsors:** Zack Reed

**Indexes:** CONDOLENCES; WARD 02

[1200-17](#) Condolence Resolution for Elizabeth Pritchard

**Sponsors:** Zack Reed

**Indexes:** CONDOLENCES; WARD 02

[1201-17](#) Condolence Resolution for Gwendolyn Gaines

**Sponsors:** Zack Reed

**Indexes:** CONDOLENCES; WARD 02

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

[1202-17](#) Congratulations Resolution for Gary Kotlarsic

**Sponsors:** Anthony Brancatelli

**Indexes:** CONGRATULATIONS; WARD 12

[1203-17](#) Congratulations Resolution for Memorial Spiritual Church - 100th Anniversary

**Sponsors:** Michael Polensek

**Indexes:** CONGRATULATIONS; WARD 08

[1204-17](#) Congratulations Resolution for Aldo & Bob Campellone

**Sponsors:** Matt Zone

**Indexes:** CONGRATULATIONS; WARD 15

[1205-17](#) Congratulations Resolution for Gino Latessa

**Sponsors:** Matt Zone

**Indexes:** CONGRATULATIONS; WARD 15

[1206-17](#) Congratulations Resolution for Billy Donato

**Sponsors:** Matt Zone

**Indexes:** CONGRATULATIONS; WARD 15

[1207-17](#) Congratulations Resolution for Julius Ciaccia

**Sponsors:** Matt Zone

**Indexes:** CONGRATULATIONS; WARD 15

[1208-17](#) Congratulations Resolution for Lorraine Doderer-Cultura

**Sponsors:** Matt Zone

**Indexes:** CONGRATULATIONS; WARD 15

[1209-17](#) Commemoration Resolution for Paul Angelo Sciria

**Sponsors:** Matt Zone

**Indexes:** COMMEMORATION; WARD 15

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

- [1182-17](#) AN EMERGENCY ORDINANCE To change the name of the park known as “Tremont Valley Playfield” to “Clark Field”.
- Sponsors:** Kerry McCormack
- Indexes:** Name Change ; PUBLIC WORKS; WARD 03
- Attachments:** [1182-17-cc-3-EOrd-Clark Field name change](#)
- [1187-17](#) AN EMERGENCY ORDINANCE To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 113.07 relating to payment for interpreters, translators and other auxiliary aids and services provided by Council pursuant to Title VI of the Civil Rights Act of 1964 and Title II of the Americans with Disabilities Act.
- Sponsors:** Kevin Kelley
- Indexes:** AMERICANS WITH DISABILITIES ACT ( ADA) ; CODIFIED ORDINANCES; FINANCE DEPARTMENT
- Attachments:** [1187-17-cc-EOrd-ADA services payment](#)
- [1188-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Community Development to enter into a grant agreement with the Northeast Ohio Neighborhood Health Services, Inc., or its designee, to provide assistance to partially finance leasehold improvements at the East Side Market and parking lot.
- Sponsors:** Kevin Conwell, Jeffery Johnson, Michael Polensek, Anthony Brancatelli, Kevin Kelley and By Departmental Request
- Indexes:** COMMUNITY DEVELOPMENT; GRANT AGREEMENT ; EAST SIDE MARKET
- Attachments:** [1188-17-cd-EOrd-Grant ag w NEON for East Side Market](#)
- [1189-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with KD Tower City LLC, or its designee, to provide financial assistance towards improvements to certain parcels in the Terminal Tower Building located at 50 Public Square and the North Park Garage located on Superior Avenue; to provide for payments to the Cleveland City 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
- Indexes:** ECONOMIC DEVELOPMENT DEPARTMENT; TAX INCREMENT FINANCING ( TIF ) ; WARD 03
- Attachments:** [1189-17-ed-EOrd-TIF - KD Tower City for Tower City](#)  
[1189-17-A-FILE](#)

[1190-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Health to accept a grant from the Ohio Environmental Protection Agency for 2017-19 financial assistance for the operation of the Division of Air Quality; authorizing the director to enter into one or more contracts for various services, equipment and supplies, and contracts with various agencies or entities necessary to operate the Division of Air Quality; determining the method of constructing, rehabilitating, renovating, replacing, or otherwise improving air monitoring sites and other similar structures on city-owned and city-leased property; and authorizing the director to enter into one or more contracts to construct the improvement and to design it.

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

**Indexes:** DIVISION OF AIR QUALITY ; GRANTS; HEALTH DEPARTMENT; OHIO ENVIRONMENTAL PROTECTION AGENCY

**Attachments:** [1190-17-ph-EOrd-Ap & Ac Air Quality grant 2017-19 - all Ks, operational grant 1](#)  
[1190-17-A-FILE](#)

[1191-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Health to enter into one or more contracts without competitive bidding with Thermo Scientific Portable Analytical Instruments, Inc. for the purchase of up to five Thermo Scientific Niton five x-ray fluorescence analyzers, for the Division of Environment, Department of Public Health.

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

**Indexes:** CONTRACTS; HEALTH DEPARTMENT

**Attachments:** [1191-17-ph-EOrd-K w Thermo Scientific Instruments for lead analyzers](#)

•Emergency Ordinances Read in Full and Passed

[1192-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Community Development to enter into agreement with Larchmere Community Association or with its designated fiscal agent Fairhill Partners for the Larchmere Neighborhood Newsletter Project through the use of Ward 6 Casino Revenue Funds.

**Sponsors:** Blaine Griffin

**Indexes:** AGREEMENTS; CASINO REVENUE FUNDS ; COMMUNITY DEVELOPMENT; WARD 06

**Attachments:** [1192-17-FOR PASSAGE-EOrd-Larchmere Newsletter Casino Fund Ward 6 201](#)

[1195-17](#) AN EMERGENCY ORDINANCE Authorizing the issuance of a Mobile Permit to Lennis Gibson of Big Dogs T's and Treats to engage in mobile vending in Ward 3.

**Sponsors:** Kerry McCormack

**Indexes:** PEDDLERS; PERMITS; WARD 03

**Attachments:** [1195-17-FOR PASSAGE-EOrd-permit-mobile peddling in Ward 2 for Lennis Git](#)

•Emergency Resolutions Referred

[1210-17](#) AN EMERGENCY RESOLUTION Urging the United States Congress and the President to take immediate action in their federal relief efforts to assist the over 3.4 million United States citizens who live in Puerto Rico following the devastation of Hurricane Maria on September 20, 2017; and further calling upon the United States Congress to pass and the President to sign legislation allowing an economic hardship exemption for Puerto Rico from the Merchant Marine Act of 1920, commonly known as the "Jones Act".

**Sponsors:** Brian Cummins and Dona Brady

**Indexes:** MERCHANT MARINE ACT OF 1920 ( the 'JONES ACT' ) ; RESOLUTION OF SUPPORT

**Attachments:** [1210-17-ERes-Hurricane Maria Puerto Rico](#)

•Emergency Resolutions Read in Full and Adopted

[1183-17](#) AN EMERGENCY RESOLUTION Objecting to a New C1 Liquor Permit at 11511 Kinsman Road.

**Sponsors:** Kenneth Johnson

**Indexes:** LIQUOR PERMITS; WARD 04

**Attachments:** [1183-17-cc-4-FOR ADOPTION-ERes-Kinsman Rd., 11511-object-new C1 perm](#)

[1184-17](#) AN EMERGENCY RESOLUTION Objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 1930 East 79th Street.

**Sponsors:** TJ Dow

**Indexes:** LIQUOR PERMITS; WARD 07

**Attachments:** [1184-17-cc-7-FOR ADOPTION-ERes-East 79th St., 1930-object-new C2 and C](#)

[1185-17](#) AN EMERGENCY RESOLUTION Objecting to a New C1 Liquor Permit at 4172 Pearl Road.

**Sponsors:** Kevin Kelley

**Indexes:** LIQUOR PERMITS; WARD 13

**Attachments:** [1185-17-cc-13-FOR ADOPTION-ERes-Pearl Rd., 4172-object-new C1 permit](#)

- [1186-17](#) AN EMERGENCY RESOLUTION Objecting to the transfer of location of a C2 and C2X Liquor Permit to 7310 Lorain Avenue.
- Sponsors:** Matt Zone
- Indexes:** LIQUOR PERMITS; WARD 15
- Attachments:** [1186-17-cc-15-FOR ADOPTION-ERes-Lorain Ave., 7310-object-new C2 and C;](#)
- [1193-17](#) AN EMERGENCY RESOLUTION Objecting to a New C1 Liquor Permit at 14235 Kinsman Road.
- Sponsors:** Terrell Pruitt
- Indexes:** LIQUOR PERMITS; WARD 01
- Attachments:** [1193-17-FOR ADOPTION-ERes-OBJ-14235 KINSMAN](#)
- [1194-17](#) AN EMERGENCY RESOLUTION Objecting to a New C1 Liquor Permit at 16605 S. Miles Road.
- Sponsors:** Terrell Pruitt
- Indexes:** LIQUOR PERMITS; WARD 01
- Attachments:** [1194-17-FOR ADOPTION-ERes-OBJ-16605 S. MILES](#)

## **SECOND READING LEGISLATION**

### **•Emergency Ordinances Passed**

- [129-17](#) AN EMERGENCY ORDINANCE Authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located at the intersection of Argus Avenue and East 133rd Street to the Northeast Ohio Regional Sewer District, for purposes of accessing its Heights Hilltop interceptor site.
- Sponsors:** Michael Polensek, Anthony Brancatelli, Kevin Kelley and By Departmental Request
- Indexes:** PURCHASES AND SUPPLIES DIVISION; NORTHEAST OHIO REGIONAL SEWER DISTRICT; CAPITAL PROJECTS; WARD 08
- Attachments:** [129-17-EOrd-cap-Sell property -Argus Ave and E. 133 St. to NEORSD](#)
- [815-17](#) AN EMERGENCY ORDINANCE Designating the J. Spang Baking Company Building as a Cleveland Landmark.
- Sponsors:** Kerry McCormack
- Indexes:** CITY PLANNING COMMISSION; LANDMARK COMMISSION; WARD 03
- Attachments:** [815-17-cc-EOrd-Landmark - Spang Baking Company Building](#)

[955-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Finance, on behalf of the Community Police Commission, to employ one or more professional consultants to provide the Community Police Commission with organization and operational assistance, to assess and develop a strategic vision and written plan for the commission, and to provide other related services, for a period of one year.

**Sponsors:** Matt Zone, Kevin Kelley and By Departmental Request

**Indexes:** CONTRACTS; FINANCE DEPARTMENT; PROFESSIONAL SERVICES

**Attachments:** [955-17-fin-EOrd-Prof Serv for Community Police Commission operational and s](#)

[960-17](#) AN EMERGENCY ORDINANCE Designating the Liberty H. Ware House as a Cleveland Landmark.

**Sponsors:** Matt Zone

**Indexes:** CITY PLANNING COMMISSION; LANDMARK COMMISSION; WARD 15

**Attachments:** [960-17-cc-EOrd-15-Landmark-Liberty H Ware House](#)

[1067-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of City Planning to apply for and accept one or more grants from the Northeast Ohio Area Coordinating Agency and the Ohio Department of Transportation for the 2017 Transportation for Livable Communities Initiative; authorizing a tri-party agreement with NOACA and the Ohio Department of Transportation; authorizing agreements with various entities; accepting cash donations; and authorizing the Director to employ one or more professional consultants to implement the grant.

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

**Indexes:** CITY PLANNING COMMISSION; GRANTS; NORTHEAST OHIO AREA WIDE COORDINATING AGENCY (NOACA)

**Attachments:** [1067-17-cp-EOrd-Ap & Ac 2017 TLCl grant, Livable Communities](#)

[1081-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Safety to enter into an amendment to Contract No. PS 2011-214 with Tyler Technologies, Inc. fka New World Corporation to provide mobile field reporting modules to enhance the new Law Enforcement Record Management System; and to extend the term of the contract until June 30, 2018.

**Sponsors:** Matt Zone, Kevin Kelley and By Departmental Request

**Indexes:** CONTRACTS; SAFETY DEPARTMENT

**Attachments:** [1081-17-ps-EOrd-Amend K w Tyler Technologies \(New World\) for mobile Field](#)

[1082-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Safety to lease certain space located in the Justice Center, 1300 Ontario Street, and a portion of the parking garage to Cuyahoga County for the purpose of the County relocating operations from the Marion Building to the Justice Center for a term of one year, with three one-year options to renew, exercisable by the Director of Public Safety.

**Sponsors:** Matt Zone, Kevin Kelley and By Departmental Request

**Indexes:** JUSTICE CENTER; LEASES; SAFETY DEPARTMENT

**Attachments:** [1082-17-ps-EOrd-Leasing City space in Justice Center to the County](#)

[1083-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Safety to employ one or more professional consultants to provide tactical training for personnel of the Division of Emergency Medical Service, Department of Public Safety, for a period up to one year.

**Sponsors:** Matt Zone, Kevin Kelley and By Departmental Request

**Indexes:** EMERGENCY MEDICAL SERVICE DIVISION; PROFESSIONAL SERVICES; SAFETY DEPARTMENT

**Attachments:** [1083-17-ps-EOrd-Prof Serv for tactical training for EMS](#)

#### •Ordinances Passed

[1065-17](#) AN ORDINANCE Changing the use and area districts north of Lorain Avenue between West 137th Street and West 139th Street as identified on the attached map (Map Change No. 2572).

**Sponsors:** Brian Kazy

**Indexes:** CITY PLANNING COMMISSION; WARD 16; ZONING

**Attachments:** [1065-17-cc-16-Ord-Zoning - Lorain b. W 137 and W 139](#)

#### •Emergency Resolutions Adopted

[1068-17](#) AN EMERGENCY RESOLUTION Appointing an assessment equalization board to hear objections to estimated assessments with respect to the formation of The Cleveland Superior Arts Improvement District and the initial comprehensive services plan for public services and collective marketing for the District, and declaring an emergency.

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

**Indexes:** ASSESSMENT EQUALIZATION BOARD; RESOLUTION OF SUPPORT; RESOLUTIONS - MISCELLANEOUS; WARD 07

**Attachments:** [1068-17-cp-ERes-Appointing board re formation of The Cleveland Superior Art](#)

#### INTRODUCTIONS

#### ANNOUNCEMENTS



**MISCELLANEOUS**

**MOTION TO EXCUSE THE ABSENCES**

**ADJOURN**