



# 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 9, 2017

7:00 PM

Council Chambers

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#### PRAYER OR MOMENT OF REFLECTION

#### PLEDGE OF ALLEGIANCE

#### DISPENSE WITH THE JOURNAL

#### REPORTS AND COMMUNICATIONS

##### •Communications

[1218-17](#)

From Director Michael McGrath, Department of Public Safety, City of Cleveland. Notice of acceptance of grant of \$10,000 from The Hartford.

**Attachments:**

[1218-17-COMM-Public Safety notice of grant accept fr The Hartford](#)

[1219-17](#)

From Ohio Environmental Protection Agency. Public Notice No. 17-10-008, a tentative decision to grant a National Pollutant Discharge Elimination System Permit to ArcelorMittal Cleveland LLC to discharge pollutants into the Cuyahoga River.

**Attachments:**

[1219-17-COMM-OEPA notice to permit dumping into Cuyahoga River by Arcelo](#)

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

[1220-17](#)

#9804492. Stock Application, C2 C2X. Y A Corp, Inc., 2886 Woodhill Rd. (Ward 4).

**Attachments:**

[1220-17-COMM-Liquor2886Woodhill](#)

[1221-17](#)

#5903433. Transfer of Ownership Application, C2 C2X. Michael Miyako Boyer LLC, 4901 Fleet Ave. (Ward 12).

**Attachments:**

[1221-17-COMM-Liquor4901Fleet](#)

[1222-17](#)

#22348152755. New License Application, C1. Dolgen Midwest LLC, 10390 St. Clair Ave. (Ward 9).

**Attachments:**

[1222-17-CPMM-Liquor10390StClair](#)

[1223-17](#) #4073863. New License Application, C1. Hunts Convenience, 12029 Lorain Ave. (Ward 11).

**Attachments:** [1223-17-COMM-Liquor12029Lorain](#)

[1224-17](#) #3052798. Transfer of Ownership Application, C1 C2 D6. Garas Food Mart, Inc., 7201 Lorain Ave. (Ward 15).

**Attachments:** [1224-17-COMM-Liquor7201Lorain](#)

### **SPECIAL RESOLUTIONS**

#### **Condolence; Moment of Silence**

[1229-17](#) Condolence Resolution for Kathryn B. Jackson

**Sponsors:** Blaine Griffin

[1230-17](#) Condolence Resolution for Adell (Caldwell) Byers

**Sponsors:** Terrell Pruitt

[1231-17](#) Condolence Resolution for Reverend Joseph L. Blake

**Sponsors:** Terrell Pruitt

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

[1232-17](#) Congratulations Resolution for Mt. Nebo Missionary Baptist Church - 100th Anniversary

**Sponsors:** Kevin Conwell

[1233-17](#) Congratulations Resolution for Charles R. See

**Sponsors:** Kevin Kelley

[1234-17](#) Recognition Resolution for Lillian Davis Apartments Dedication Ceremony

**Sponsors:** Phyllis E. Cleveland

[1235-17](#) Recognition Resolution for 4th Annual Cleveland Down Syndrome Day

**Sponsors:** Brian Kazy

[1236-17](#) Recognition Resolution for Troy Brown

**Sponsors:** Brian Kazy

[1237-17](#) Recognition Resolution for Brad Mohr

**Sponsors:** Brian Kazy

[1238-17](#) Recognition Resolution for Hannah Mothersbaugh

**Sponsors:** Brian Kazy

[1239-17](#) Appreciation Resolution for John G. Young

**Sponsors:** Kevin Kelley

[1240-17](#) Appreciation Resolution for Bohdan Chrobak

**Sponsors:** Kevin Kelley

## PRESENTATIONS

### FIRST READING LEGISLATION

#### •Emergency Ordinances Referred

[1211-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Community Relations to apply for and accept a grant from Cuyahoga County Juvenile Court to conduct the 2018-19 Cleveland Community Diversion Program.

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

**Attachments:** [1211-17-crb-EOrd-Ap & Ac - 2018-19 Cleveland Community Diversion - no K](#)  
[1211-17-A-FILE](#)

[1212-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with CAC Project 2014 Limited Liability Company, or its designee, and a Cooperative Agreement with the Cleveland-Cuyahoga County Port Authority and such company, to provide gap financing needed for the redevelopment of the Cleveland Athletic Club located at 1118-1148 Euclid Avenue; to provide for payments to the Cleveland Metropolitan School District; to declare certain improvements to real property to be a public purpose; and declaring an emergency.

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

**Attachments:** [1212-17-ed-EOrd-TIF with CAC Project for the Cleveland Athletic Club](#)  
[1212-17-A-FILE](#)

[1213-17](#) AN EMERGENCY ORDINANCE To make additional appropriations of Eight Million Dollars (\$8,000,000) in the General Fund for residential and commercial demolitions.

**Sponsors:** Frank Jackson, Anthony Brancatelli and Kevin Kelley

**Attachments:** [1213-17-fin-EOrd-2017 Supplemental, additional appropriations - demolition](#)

[1214-17](#) AN EMERGENCY ORDINANCE To amend Sections 30 and 36 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:** [1214-17-hr-EOrd-Payband 30 and 36](#)

[1215-17](#) AN EMERGENCY ORDINANCE Authorizing the Mayor, or his designee, to enter into agreement with the National Forum of Black Public Administrators to host and sponsor the NFBPA Forum 2018 in Cleveland and authorizing various directors to accept grants and gifts, issue permits, or to enter agreements necessary to host and support the Forum in Cleveland in 2018.

**Sponsors:** Frank Jackson and Kevin Kelley

**Attachments:** [1215-17-mayor-EOrd-Ag w Host Committee for the 2018 NFBPA Forum](#)

[1216-17](#) AN EMERGENCY ORDINANCE To amend Section 3 of Ordinance No. 299-14, passed April 28, 2014, as amended by Ordinance No. 246-17, passed June 5, 2017, relating to an agreement with Cuyahoga County for booking, housing, and other related services of City prisoners.

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

**Attachments:** [1216-17-ps-EOrd-Amend 299-14, Police and County care of prisoners, jail](#)

[1217-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Utilities to consent to assignment of Contract No. RCD 2016-3 from Forterra Pressure Pipe, Inc. to TPG Pressure, Inc. dba Thompson Pipe Group - Pressure.

**Sponsors:** Terrell Pruitt, Kevin Kelley and By Departmental Request

**Attachments:** [1217-17-pu-EOrd-Assign K RCD 2016-3 from Forterra to Thompson Pipe Group](#)

•Emergency Ordinances Read in Full and Passed

[1225-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Community Development to enter into an agreement with the Fairfax Renaissance Development Corporation for the Holiday Food Gift Program through the use of Ward 6 Casino Revenue Funds.

**Sponsors:** Blaine Griffin

**Attachments:** [1225-17-cc-FOR PASSAGE-EOrd-Ward 6 Food Holiday Gift Card Program Cas](#)

•Emergency Resolutions Read in Full and Adopted

[1226-17](#) AN EMERGENCY RESOLUTION Objecting to a New C1 Liquor Permit at 12029 Lorain Avenue.

**Sponsors:** Brian Kazy

**Attachments:** [1226-17-FOR ADOPTION-ERes-OBJ-NEW-12029 LORAIN](#)

[1227-17](#) AN EMERGENCY RESOLUTION Objecting to a New C1 Liquor Permit at 3935 West 130th Street.

**Sponsors:** Dona Brady

**Attachments:** [1227-17-FOR ADOPTION-ERes-OBJ-3935 W. 130TH](#)

[1228-17](#) AN EMERGENCY RESOLUTION Objecting to a New C1 Liquor Permit at 13020 Miles Avenue.

**Sponsors:** Zack Reed

**Attachments:** [1228-17-FOR ADOPTION-ERes-OBJ-NEW-13020 MILES](#)

## **SECOND READING LEGISLATION**

### **•Emergency Ordinances Passed**

[844-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to exercise the first option to renew Phase I and Phase II concessions under Contract No. 67743 with Airmall Cleveland, Inc. fka BAA USA, Inc., for the design, construction, lease and management of all retail merchandise and food and beverage concessions facilities at Cleveland Hopkins International Airport; and to amend the contract to change certain terms of Phase I of the contract.

**Sponsors:** Martin Keane, Kevin Kelley and By Departmental Request

**Indexes:** CONTRACTS; CLEVELAND HOPKINS INTERNATIONAL AIRPORT; PORT CONTROL DEPARTMENT

**Attachments:** [844-17-pc-EOrd-Exercise option to renew K 67743 w Airmall, PC](#)

[846-17](#) AN EMERGENCY ORDINANCE To discontinue the Divisions of Cleveland Hopkins International Airport and Burke Lakefront Airport by repealing Sections 139.04, 139.041, 139.05, and 139.051 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1440-80, passed December 15, 1980; to supplement the codified ordinances by enacting new Sections 139.04 and 139.05, relating to the establishment of the Division of Airports and Commissioner of Airports; and to amend Sections 38, 40, and 41 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

**Sponsors:** Martin Keane, Kevin Kelley and By Departmental Request

**Indexes:** CODIFIED ORDINANCES; FINANCE DEPARTMENT; PORT CONTROL DEPARTMENT

**Attachments:** [846-17-pc-EOrd-Payband stions 38, 40 and 41 and Repeal 139.04, 139.041, 13](#)

[869-17](#) AN EMERGENCY ORDINANCE Giving consent of the City of Cleveland to the Director of Transportation of the State of Ohio to resurface Chester Avenue from East 93rd to Euclid Avenue and Mayfield Road from Euclid Avenue to the east corporation line; authorizing any other relative agreements; and to cause payment to the State for the City's share of the improvement.

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

**Indexes:** CAPITAL PROJECTS; OHIO DEPARTMENT OF TRANSPORTATION (ODOT); PUBLIC IMPROVEMENTS; WARD 06

**Attachments:** [869-17-cap-EOrd-Preliminary Consent and cause payment Chester Mayfield re:](#)

[939-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to exercise the first option to renew Contract No. RC 2016-9 with Fabrizi Recycling, Inc. to provide for the rental of heavy-duty equipment, snow removal equipment, and equipment operators.

**Sponsors:** Martin Keane, Kevin Kelley and By Departmental Request

**Indexes:** CONTRACTS; PORT CONTROL DEPARTMENT

**Attachments:** [939-17-pc-EOrd-Exercise option to renew K RC 2016-9 with Fabrizi for large ca](#)

[940-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to exercise the first option to renew Contract No. RC 2016-1 with Nachurs Alpine Solutions to provide for FAA-approved deicing chemicals.

**Sponsors:** Martin Keane, Kevin Kelley and By Departmental Request

**Indexes:** CONTRACTS; PORT CONTROL DEPARTMENT

**Attachments:** [940-17-pc-EOrd-Exercise option to renew K with Nachurs Alpine Solutions for d](#)

[941-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to exercise the first options to renew various contracts for the requirements for services and materials necessary to maintain and repair vehicles, trucks, and various types of equipment, including labor and installation, for the Department of Port Control.

**Sponsors:** Martin Keane, Kevin Kelley and By Departmental Request

**Indexes:** CONTRACTS; PORT CONTROL DEPARTMENT

**Attachments:** [941-17-pc-EOrd-Exercise option to renew Ks with various for truck and auto par](#)

[942-17](#) AN EMERGENCY ORDINANCE Authorizing the purchase by one or more requirement contracts of labor and materials needed to repair or replace floors and floor coverings at Cleveland Hopkins International Airport and Burke Lakefront Airport, for a period of two years, with two additional one-year options to renew, the first of which shall require additional legislative authority.

**Sponsors:** Martin Keane, Kevin Kelley and By Departmental Request

**Indexes:** BURKE LAKEFRONT AIRPORT; CLEVELAND HOPKINS INTERNATIONAL AIRPORT; CONTRACTS; PORT CONTROL DEPARTMENT

**Attachments:** [942-17-pc-EOrd-Req K floors and floor coverings, PC](#)

[945-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Health to apply for and accept a grant from Cuyahoga County Solid Waste Management District for the 2018-20 Solid Waste Disposal Program.

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

**Indexes:** GRANTS; HEALTH DEPARTMENT; WASTE COLLECTION AND DISPOSAL DIVISION

**Attachments:** [945-17-ph-EOrd-Ap & Ac solid waste disposal - PH \(2\)](#)

[945-17-A-FILE](#)

[994-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to enter into one or more contracts with Engineered Arresting Systems Corp. dba Zodiac Arresting Systems Corp. for professional services necessary to perform inspections and minor repairs to the engineered arresting systems for the runways at Cleveland Hopkins International Airport and Burke Lakefront Airport.

**Sponsors:** Martin Keane, Kevin Kelley and By Departmental Request

**Indexes:** BURKE LAKEFRONT AIRPORT; CLEVELAND HOPKINS INTERNATIONAL AIRPORT; CONTRACTS; PORT CONTROL DEPARTMENT; PROFESSIONAL SERVICES

**Attachments:** [994-17-pc-EOrd-K w Zodiac for inspection and repair of arresting systems for ru](#)

[1042-17](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Aging to apply for and accept one or more grants from the Western Reserve Area Agency on Aging for 2018-19 Western Reserve Area Agency on Aging Programs, including Supportive Services and Aging and Disability Resource Center Programs; and authorizing the director to accept gifts from any public or private entity for the purposes of this grant.

**Sponsors:**

Brian Cummins, Kevin Kelley and By Departmental Request

**Indexes:**

AGING DEPARTMENT; GRANTS; WESTERN RESERVE AREA AGENCY ON AGING

**Attachments:**

[1042-17-aging-EOrd-Ap & Ac Western Reserve, support and disability, annual c](#)

[1060-17](#)

AN EMERGENCY ORDINANCE To amend Section 209.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No.1017-97, passed June 16, 1997, relating to nuisance plants, refuse and surface water.

**Sponsors:**

Matt Zone

**Indexes:**

CODIFIED ORDINANCES; HEALTH DEPARTMENT

**Attachments:**

[1060-17-cc-15-EOrd-noxious weeds 209.01CO](#)

[1075-17](#)

AN EMERGENCY ORDINANCE To amend Sections 1 and 4 of Ordinance No. 417-17, passed April 24, 2017, relating to the purchase of various on-road vehicles, apparatus, and off-road equipment, cabs, bodies, and accessories, equipment and other aftermarket items necessary to equip the vehicles.

**Sponsors:**

Frank Jackson, Kenneth Johnson and Kevin Kelley

**Indexes:**

FINANCE DEPARTMENT; PUBLIC WORKS; VEHICLES

**Attachments:**

[1075-17-mayor-EOrd-Amend Ord. 417-07, general fund vehicles, ambulances](#)

[1076-17](#)

AN EMERGENCY ORDINANCE To amend Section 39 of Ordinance No. 323-15, passed March 30, 2015, as amended, relating to compensation for various classifications.

**Sponsors:**

Frank Jackson and Kevin Kelley

**Indexes:**

HUMAN RESOURCES DEPARTMENT; FINANCE DEPARTMENT; SALARIES

**Attachments:**

[1076-17-mayor-EOrd-Payband Section 39 - PSaf](#)



[1080-17](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to make alterations and modifications in Contract No. PI 2015-022 with Cleveland Construction, Inc. for improvements to the terminal façade and ticket lobby construction project at Cleveland Hopkins International Airport.

**Sponsors:**

Martin Keane, Kevin Kelley and By Departmental Request

**Indexes:**

CLEVELAND HOPKINS INTERNATIONAL AIRPORT; CONTRACTS; PORT CONTROL DEPARTMENT; PUBLIC IMPROVEMENTS

**Attachments:**

[1080-17-pc-EOrd-Subsidiary with Cleveland Construction for terminal facade an](#)

[1087-17](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to exercise the second option to renew Contract No. CT 7005 PS 2016-140 with Tenable Protective Services, Inc. to provide for security services at the West Side Market Parking Lot and surrounding areas.

**Sponsors:**

Kenneth Johnson, Kevin Kelley and By Departmental Request

**Indexes:**

CONTRACTS; PUBLIC WORKS; WEST SIDE MARKET

**Attachments:**

[1087-17-pw-EOrd-Exercise option to renew K w Tenable for West Side Market r](#)

[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](#)

[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](#)

•Ordinances Passed

[991-17](#) AN ORDINANCE Expanding the coverage area for the West 117th Street Design Review District to include additional parcels along West 112th Street, West 114th Street, West 115th Street, and Franklin Boulevard (Map Change No. 2571).

**Sponsors:** Dona Brady and Matt Zone

**Indexes:** CITY PLANNING COMMISSION; WARD 11; WARD 15; ZONING

**Attachments:** [991-17-cc-Ord-Zoning - expand area for W 117 Design Review District](#)

[1064-17](#) AN ORDINANCE Changing the use and area districts along Lorain Avenue between West 123rd Street and West 136th Street as identified on the attached map (Map Change No. 2568).

**Sponsors:** Brian Kazy

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

**Attachments:** [1064-17-cc-16-Ord-Zoning - Lorain b. W 123 & W 136](#)

**•Emergency Resolutions Adopted**

[1049-17](#) AN EMERGENCY RESOLUTION Declaring the intent to vacate a portion of West 6th Street.

**Sponsors:** Kerry McCormack

**Indexes:** CITY PLANNING COMMISSION; STREET VACATION; WARD 03; CAPITAL PROJECTS

**Attachments:** [1049-17-cc-3-ERes-Int to vacate portion of W 6](#)

[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-Hurrican Maria Puerto Rico](#)

**INTRODUCTIONS****ANNOUNCEMENTS****MISCELLANEOUS****MOTION TO EXCUSE THE ABSENCES****ADJOURN**