



Cleveland City Council

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

Committee Calendar

City Council

Monday, April 2, 2018

7:00 PM

Council Chambers

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

[398-18](#) #8694590. New License Application, D5J. Sweet India, Inc., 11607 Euclid Ave. (Ward 9).

Attachments: [398-18-COMM-Liquor11607Euclid](#)

[399-18](#) #6393778. New License Application, D5J. Ninja City Gordon Square LLC, 6706 Detroit Ave. (Ward 15).

Attachments: [399-18-COMM-Liquor6706Detroit](#)

[400-18](#) #23097000045. Transfer of Ownership Application, D5 D6. Driftwood Catering LLC, 1407 1511 1515 1519 1615 Euclid Ave. (Ward 3).

Attachments: [400-18-COMM-Liquor1407-1615Euclid](#)

[401-18](#) #2001658. New License Application, C1. Debs Market 2, Inc., 7002 Cedar Ave. (Ward 5).

Attachments: [401-18-COMM-Liquor7002Cedar](#)

[402-18](#) #5357680. New License Application, C1. Lunababy LLC, 5611 Woodland Ave. (Ward 5).

Attachments: [402-18-COMM-Liquor5611Woodland](#)

[403-18](#) #6529956. New License Application, C1. Old Brooklyn Cheese Company LLC, 4138 Pearl Rd. (Ward 13).

Attachments: [403-18-COMM-Liquor4138Pearl](#)

SPECIAL RESOLUTIONS**Condolence; Moment of Silence**

- [395-18](#) Condolence Resolution for Carlton Jerome Moss
Sponsors: Kenneth Johnson
- [396-18](#) Condolence Resolution for Margaret "Margie" Bray Hoven
Sponsors: Blaine Griffin
- 404-18** Condolence Resolution for Pastor Walter Marlin Humphrey
Sponsors: Anthony Hairston
- 405-18** Condolence Resolution for Mary C. Columbro
Sponsors: Dona Brady
- 406-18** Condolence Resolution for Fred Nevar
Sponsors: Michael Polensek
- 407-18** Condolence Resolution for Fred Yeckley
Sponsors: Michael Polensek
- 408-18** Condolence Resolution for Susan M. Rowe
Sponsors: Michael Polensek
- 409-18** Condolence Resolution for Jennie Gorjanc Kogovsek
Sponsors: Michael Polensek
- 410-18** Condolence Resolution for Josephine Seymour
Sponsors: Kevin Conwell

Congratulations/Recognition/Appreciation/Commendation/Commemoration/Welcome

- [397-18](#) Recognition Resolution for Cleveland Dyngus Day 2018
Sponsors: Matt Zone and Anthony Brancatelli

PRESENTATIONS**FIRST READING LEGISLATION**

- Emergency Ordinances Referred

[384-18](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to exercise the third option to renew Contract No. LS 2018-3 with the Cleveland Browns Stadium Company LLC to provide for the use of the warehouse on City Dock 32, located at 101 Erieside Avenue.

Sponsors: Phyllis E. Cleveland, Kevin Kelley and By Departmental Request

Attachments: [384-18-EOrd-Exercise option to renew K LS 2018-3 w Browns for warehouse](#)

[385-18](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2016-77 with DLZ Ohio, Inc. to provide on-call surveying services for the various divisions of the Department of Port Control.

Sponsors: Phyllis E. Cleveland, Kevin Kelley and By Departmental Request

Attachments: [385-18-EOrd-Exercise option to renew K PS 2016-77 w DLZ for on-call surveyir](#)

[386-18](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001 PS 2016-78 with KS Associates, Inc. to provide on-call surveying services for the various divisions of the Department of Port Control.

Sponsors: Phyllis E. Cleveland, Kevin Kelley and By Departmental Request

Attachments: [386-18-EOrd-Exercise option to renew K PS 2016-78 w KS Associates for on-c](#)

[388-18](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with Playhouse Square Foundation, or its designee, to support debt service related to the project and to assist with the development of a residential tower and parking garage at East 17th Street and Euclid 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

Attachments: [388-18-EOrd-TIF - Playhouse Square Project](#)
[388-18-A-FILE](#)

•Emergency Ordinances Read in Full and Passed

[391-18](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Community Development to enter into agreement with Broadway School of Music & the Arts for the Community Arts Instruction and Enrichment Program through the use of Wards 2, 5 and 12 Casino Revenue Funds.

Sponsors: Kevin Bishop, Phyllis E. Cleveland and Anthony Brancatelli

Attachments: [391-18-FOR PASSAGE-EOrd-Broadway Music Education Ordinance Casino Fl](#)

[392-18](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Public Safety to enter into an agreement with Bellaire-Puritas Development Corporation for the Summer Safety Education Series in the Park Expo through the use of Ward 16 Casino Revenue Funds.

Sponsors: Brian Kazy

Attachments: [392-18-FOR PASSAGE-EOrd-2018 Bellaire Puritas Summer Safety Education !](#)

•Emergency Resolutions Referred

[393-18](#) AN EMERGENCY RESOLUTION Calling upon the Ohio legislature to enact a “red flag” law that would allow the seizure of guns before a person can commit an act of violence against self or others.

Sponsors: Blaine Griffin

Attachments: [393-18-ERes-red flag laws](#)

•Emergency Resolutions Read in Full and Adopted

[389-18](#) AN EMERGENCY RESOLUTION Objecting to a New C2 Liquor Permit at 12704 Buckeye Road.

Sponsors: Kenneth Johnson

Attachments: [389-18-FOR ADOPTION-ERes-Buckeye Road, 12704-obj new](#)

[390-18](#) AN EMERGENCY RESOLUTION Objecting to a New C1 Liquor Permit at 12915 Buckeye Road.

Sponsors: Blaine Griffin

Attachments: [390-18-FOR ADOPTION-ERes-Buckeye Road, 12915-obj new](#)

[394-18](#) AN EMERGENCY RESOLUTION Supporting the millions of young people in their “Enough is Enough” movement demanding that Congress and, locally, the Ohio legislature pass reasonable gun safety legislation.

Sponsors: Dona Brady, Kevin Kelley, Joseph Jones, Martin Keane, Blaine Griffin, Matt Zone, Phyllis E. Cleveland, Anthony Brancatelli, Kevin Conwell, Kerry McCormack, Kevin Bishop, Jasmin Santana, Michael Polensek, Kenneth Johnson, Basheer Jones, Anthony Hairston and Brian Kazy

Attachments: [394-18-FOR ADOPTION-ERes-marchForOurLives](#)

SECOND READING LEGISLATION

•Emergency Ordinances Passed

[149-18](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Public Utilities to enter into one or more concession agreements for the operation of a first-class food and beverage service at the Carl B. Stokes Facility, for a period of two years, with two one-year options to renew, the first of which requires additional legislative authority.

Sponsors:

Martin Keane, Kevin Kelley and By Departmental Request

Indexes:

CONCESSION AGREEMENTS; UTILITIES DEPARTMENT

Attachments:

[149-18-EOrd-LBWOC for cafeteria at Carl B. Stokes Facility - Utilities](#)

[227-18](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Capital Projects to enter into one or more agreements with Downtown Cleveland Alliance, and/or the State of Ohio Department of Natural Resources, and/or Flats East Development LLC or its designee; to issue a permit to encroach into the public rights-of-way of Main Avenue, Old River Road, West 11th Street, West 10th Street and West 9th Street by installing, using, and maintaining electric power improvements, lighting and wayfinding signs, historical and informational kiosks and required electrical ducts; to accept easements for additional rights-of-way at no cost to the City; and to record any necessary documents.

Sponsors:

Kerry McCormack

Indexes:

CAPITAL PROJECTS; CITY PLANNING COMMISSION; ENCROACHMENTS; OHIO DEPARTMENT OF NATURAL RESOURCES; FLATS EAST DEVELOPMENT LLC; WARD 03

Attachments:

[227-18-EOrd-Encr - Downtown Cleveland Alliance - Flats East Development for](#)

[258-18](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Public Utilities to exercise the first option to renew Contract No. MA 1505 RCD 2016-1 with Tyco Fire & Security (US) Management Inc. dba SimplexGrinnell LP for the requirements of the labor and materials necessary for the inspection, testing, repair, and service of proprietary fire protection and life safety systems, including replacement equipment, for the Divisions of Water, Cleveland Public Power, and Water Pollution Control, Department of Public Utilities.

Sponsors:

Martin Keane, Kevin Kelley and By Departmental Request

Indexes:

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

Attachments:

[258-18-pu-EOrd-Exercise option to renew K MA 505 RCD 2016-1 w Simplex Gr](#)

- [259-18](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Utilities to exercise the first option to renew Contract No. CT 2004 PS 2016-083 with Middough Inc. to provide for general engineering services for the Division of Cleveland Public Power.
- Sponsors:** Martin Keane, Kevin Kelley and By Departmental Request
- Indexes:** CONTRACTS; CLEVELAND PUBLIC POWER; UTILITIES DEPARTMENT
- Attachments:** [259-18-pu-EOrd-Exercise option to renew K PS 2016-83 w Middough for gener](#)
- [297-18](#) AN EMERGENCY ORDINANCE Authorizing the Director of City Planning to apply for and accept a grant from the Cleveland Foundation to support the piloting of the Form-Based Zoning Program; 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; CLEVELAND FOUNDATION; GRANTS; PROFESSIONAL SERVICES
- Attachments:** [297-18-cp-EOrd-Ap & Ac Form-Based Zoning](#)
[297-18-A-FILE](#)
- [326-18](#) AN EMERGENCY ORDINANCE To amend Section 2 of Ordinance No. 1533-15, passed April 4, 2016, in order to repeal a sunset expiration of Sections 3143.01 to 3143.04 and 3143.99 regarding inspections of building facades; and to renumber existing Section 3 to new Section 2.
- Sponsors:** Anthony Brancatelli, Kevin Kelley and By Departmental Request
- Indexes:** BUILDING AND HOUSING DEPARTMENT; CODIFIED ORDINANCES
- Attachments:** [326-18-bh-EOrd-Amend 1533-15, Ch. 3143](#)
- [331-18](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Utilities to exercise the first option to renew Contract No. MA RC 2016-53 with J.W. Didado Electric LLC to maintain, repair, and replace substation equipment, including but not limited to switchgear, circuit breakers, batteries, and fiber optic splicing, for the Division of Cleveland Public Power.
- Sponsors:** Martin Keane, Kevin Kelley and By Departmental Request
- Indexes:** CONTRACTS; CLEVELAND PUBLIC POWER; UTILITIES DEPARTMENT
- Attachments:** [331-18-pu-EOrd-Exercise option to renew K RC 2016-53 w Didado Electric for s](#)

[332-18](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Utilities to exercise the first option to renew Contract No. MA RC 2016-64 with AVO/Multi-Amp Corp. dba Megger to provide maintenance, repair, or replacement of test equipment and training, if necessary, for the Division of Cleveland Public Power.

Sponsors: Martin Keane, Kevin Kelley and By Departmental Request

Indexes: CONTRACTS; CLEVELAND PUBLIC POWER; UTILITIES DEPARTMENT

Attachments: [332-18-pu-EOrd-Exercise option to renew K RC 2016-64 w AVO Multi dba Meg](#)

[333-18](#) AN EMERGENCY ORDINANCE Authorizing the purchase by one or more requirement contracts of materials, equipment, supplies, and services needed to repair, replace, and maintain the high-voltage static transmission pipe-type cable system components and for emergency oil spill cleanup, including labor and installation, if necessary, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years, with two one-year options to renew, the first of which is exercisable through additional legislative authority.

Sponsors: Martin Keane, Kevin Kelley and By Departmental Request

Indexes: CONTRACTS; CLEVELAND PUBLIC POWER; UTILITIES DEPARTMENT

Attachments: [333-18-pu-EOrd-Req K high voltage static pipe system and emer oil spill cleanu](#)

[334-18](#) AN EMERGENCY ORDINANCE Authorizing the purchase by one or more requirement contracts of labor and materials to paint poles and other street side elements, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years.

Sponsors: Martin Keane, Kevin Kelley and By Departmental Request

Indexes: CONTRACTS; CLEVELAND PUBLIC POWER; UTILITIES DEPARTMENT

Attachments: [334-18-pu-EOrd-Req K paint poles and streetside elements - street side](#)

[360-18](#) AN EMERGENCY ORDINANCE Authorizing the City of Cleveland to participate in the Northeast Ohio Public Energy Council for electric aggregation services and power supply program to serve residential and small commercial customers from the June 2018 through the May 2020 meter read cycle; and approving NOPEC's Plan of Operation and Governance for the City of Cleveland's electric aggregation and power supply program.

Sponsors: Martin Keane, Kevin Kelley and By Departmental Request

Indexes: ELECTRIC AGGREGATION PROGRAM ; NORTHEAST OHIO PUBLIC ENERGY COUNCIL ; UTILITIES DEPARTMENT

Attachments: [360-18-pu-EOrd-Participate in NOPEC electric aggregation program and approv](#)
[360-18-A-FILE](#)

•Ordinances Passed

[76-18](#)

AN ORDINANCE To amend Section 325.12 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1333-97, passed August 13, 1997, relating to the definition of the Central Business District (CBD).

Sponsors:

Kerry McCormack, Phyllis E. Cleveland, Basheer Jones, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Indexes:

CENTRAL BUSINESS DISTRICT; CITY PLANNING COMMISSION; CODIFIED ORDINANCES

Attachments:

[76-18-cp-Ord-Amend 325.12 - Central Business District](#)

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