



Cleveland City Council

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

Committee Calendar

City Council

Monday, October 25, 2021

7:00 PM

Council Chambers

**There will be limited seating due to COVID protocols; the meeting will be live broadcast.
See meeting notice for details.**

CALL TO ORDER; ROLL CALL

PRAYER OR MOMENT OF REFLECTION

PLEDGE OF ALLEGIANCE

DISPENSE WITH THE JOURNAL

PUBLIC COMMENT

REPORTS AND COMMUNICATIONS

•Communications

[950-2021](#) From Jalisa Neal, Development Project Manager, Emerald Development and Economic Network (EDEN), Inc. Notice of intent to apply to Ohio Housing Finance Agency for multifamily funding programs for the development known as EDEN Expansion Phase II: 2 units on East 162nd Street (Ward 8), and 1 unit on Brookside Boulevard (Ward 16), all in Cleveland, Ohio; and 5 units in Lakewood, Ohio.

Attachments: [950-2021-COMMUNICATIONS-Notice of apply to OHFA by EDEN for EDEN Ex](#)

•The Ohio Division of Liquor Control

[937-2021](#) #73350880005. Stock Application, D1 D2 D3 D3A D6. Rhodes, Inc., 9208 Detroit Ave. (Ward 15).

Attachments: [937-2021-COMMUNICATIONS-Liquor9280Detroit](#)

[938-2021](#) #2216020. New License Application, C1. DNT Enterprises LLC, 2015 East 4th St. (Ward 3).

Attachments: [938-2021-COMMUNICATIONS-Liquor2015East4th](#)

- [939-2021](#) #4189185. Transfer of Ownership Application, C1. Jabco, Inc. of Cleveland III, 3575 West 117th St. (Ward 11).
Attachments: [939-2021-COMMUNICATIONS-Liquor3575West117th](#)
- [952-2021](#) #27250780005. Transfer of Ownership Application, D5 D6. Filter Restaurant Experience LLC, 740 W. Superior Ave. (Ward 3).
Attachments: [952-2021-COMMUNICATIONS-Liquor740WSuperior](#)
- [953-2021](#) #3610534. Transfer of Ownership Application, D5 D6. Harper & Co LLC, 1852 East 6th St. (Ward 3).
Attachments: [953-2021-COMMUNICATIONS-Liquor1852East6th](#)
- [954-2021](#) #6550030. Transfer of Ownership Application, D5 D6. Omars Beverage, Inc., 5915 St. Clair Ave. (Ward 10).
Attachments: [954-2021-COMMUNICATIONS-Liquor5915StClair-Omars](#)
- [955-2021](#) #22348152760. New License Application, C2. Dolgen Midwest LLC, 3545 Ridge Rd. (Ward 14).
Attachments: [955-2021-COMMUNICATIONS-Liquor3545Ridge](#)

•Plats

- [940-2021](#) Dedication Plat for proposed re-subdivision of the Sidestreet Townhomes Subdivision, south side of Side Avenue between West 58th Place and West 57th Street (Ward 15). Approved by Committees on Municipal Services and Properties, and Development Planning and Sustainability. Without objection, Plat approved.
Attachments: [940-2021-COMMUNICATIONS-Plat-Sidestreet Townhomes Re-Subdivision](#)

SPECIAL RESOLUTIONS**•Condolence; Moment of Silence**

- [956-2021](#) Condolence Resolution for Jesse Paul Chambers
Sponsors: Kevin Bishop
- [957-2021](#) Condolence Resolution for Hubert "Herb" G. Thomas
Sponsors: Kevin Conwell
- [958-2021](#) Condolence Resolution for Marva LaJune Poindexter Griffin-Lee
Sponsors: Blaine Griffin
- [960-2021](#) Condolence Resolution for Zeb Gardner
Sponsors: Joseph Jones

[961-2021](#) Condolence Resolution for Father Richard Samuel Rasch, O. de M.

Sponsors: Jenny Spencer

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

[959-2021](#) Congratulations Resolution for Mary Fayne

Sponsors: Anthony Hairston

[962-2021](#) Congratulations Resolution for John & Debbie Heyink

Sponsors: Anthony Brancatelli

[963-2021](#) Congratulations Resolution for Terry G. Robbins

Sponsors: Anthony Brancatelli and Kevin Kelley

[964-2021](#) Congratulations Resolution for Drew H. Chillious - 100th Birthday

Sponsors: Joseph Jones

[965-2021](#) Congratulations Resolution for John Wynn

Sponsors: Brian Kazy

[966-2021](#) Congratulations Resolution for Larry & Patti McGinty

Sponsors: Brian Kazy

[967-2021](#) Congratulations Resolution for Neighborhood Family Practice

Sponsors: Brian Kazy

[968-2021](#) Congratulations Resolution for Shirley Rivera

Sponsors: Brian Kazy

[969-2021](#) Recognition Resolution for Pastor James Greenwood, Jr.

Sponsors: Joseph Jones

[970-2021](#) Recognition Resolution for Don Jose Manual Acevedo

Sponsors: Jasmin Santana

FIRST READING LEGISLATION

•**Emergency Ordinances Referred**

[941-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to exercise the second option to renew Contract No. CT 3001-PS 2020-0027 with AECOM Technical Services, Inc. to provide professional services necessary to design, manage, and implement the Asset Management Program, for the various divisions of the Department of Port Control.

Sponsors: Joseph Jones, Kevin Kelley and By Departmental Request

Attachments: [941-2021-Exercise option to renew K w AECOM for asset management, PC](#)

[942-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of Community Development to enter into an agreement with CHN Housing Partners, and/or its affiliates, to provide a loan loss reserve for loans to eligible homebuyers to assist with acquisition and rehabilitation, for a period of five years.

Sponsors: Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments: [942-2021-K w CHN Housing Partners to administer loans from Middle Neighbor](#)

[943-2021](#) AN EMERGENCY ORDINANCE Determining the method of making the public improvement of the grinding of pavement for the local resurfacing of city streets and authorizing the Director of Public Works to enter into one or more public improvement requirement contracts for the making of the improvement, for a period up to one year, with up to two one-year options to renew, exercisable by the Director of Public Works.

Sponsors: Kevin Bishop, Kevin Kelley and By Departmental Request

Attachments: [943-2021-PIK Reg K pavement grinding](#)

[944-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court, to employ one or more professional consultants, vendors, or computer software developers to acquire one or more software licenses and other related professional services to upgrade, design, develop, and maintain the phone system for the Cleveland Municipal Court, including the Interactive Voice Response and Call Center functions.

Sponsors: Kevin Kelley and By Departmental Request

Attachments: [944-2021-Prof Serv upgrade phone system for Municipal Court](#)

[945-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of Community Development to enter into a Purchase Agreement with The Near West Side Multi-Service Corporation aka May Dugan Center, relating to the sale and use of the property located at 4115 Bridge Avenue; authorizing the Commissioner of Purchases and Supplies to convey the property which is no longer needed for the City's public use; and to terminate the lease with the May Dugan Center.

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

Attachments: [945-2021-Sell property on Bridge currently leased to May Dugan to May Dugan](#)

[946-2021](#) AN EMERGENCY ORDINANCE Authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for the City's public use located north of Otter Avenue between East 81st Street and East 83rd Street to Rid-All Foundation, Inc., for purposes of conducting urban farming operations and training programs; and authorizing the Director of Public Works to terminate existing Lease No. CT 0103, NF 2019-24 for this property.

Sponsors: Delores Gray, Kevin Bishop, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments: [946-2021-Terminate existing lease and sell property on Otter to Rid All](#)

•Emergency Ordinances Read in Full and Passed

[949-2021](#) AN EMERGENCY ORDINANCE Amending the Title and Sections 1 and 2 of Ordinance No. 565-2021, passed July 14, 2021, as it pertains to authorizing the Director of the Department of Public Works to enter into agreement with Burten, Bell, Carr Development Inc. for the Garden of the Eleven Angels Project through the use of Wards 2, 4, 5 and 6 Casino Revenue Funds and Capital Repair Funds.

Sponsors: Kevin Bishop, Marion Anita Gardner, Delores Gray and Blaine Griffin

Attachments: [949-2021-FOR PASSAGE-Amendment Eleven Angels Memorial Ordinance Cas](#)

•Emergency Resolutions Referred

[947-2021](#) AN EMERGENCY RESOLUTION Declaring the intent to vacate all of Gladys Avenue (42 feet wide) extending from the east line of East 45th Street (60 feet wide) to West line of East 47th Street (60 feet wide).

Sponsors: Anthony Hairston, Kevin Bishop, Anthony Brancatelli and By Departmental Request

Attachments: [947-2021-Int to vacate all of Gladys Avenue](#)

•Emergency Resolutions Read in Full and Adopted

[948-2021](#) AN EMERGENCY RESOLUTION Objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 5915 St. Clair Avenue (Permit No. 1390053).

Sponsors: Anthony Hairston

Attachments: [948-2021-FOR ADOPTION-OBJ-TRFO-5915 ST. CLAIR-Chahal Permit No. 1390053](#)

[951-2021](#) AN EMERGENCY RESOLUTION Objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 5915 St. Clair Avenue (Permit No. 6550030).

Sponsors: Anthony Hairston

Attachments: [951-2021-FOR ADOPTION-OBJ-5915 ST. CLAIR-OMARS Permit No. 6550030](#)

SECOND READING LEGISLATION

•Emergency Ordinances Passed

[1393-2019](#) AN EMERGENCY ORDINANCE To amend Sections 535.05, 543.01, 543.02, and 543.03 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances, relating to affordability programs, definitions, sewerage and service rates within Cleveland and fees and charges.

Sponsors: Martin Keane, Kevin Kelley and By Departmental Request

Indexes: CODIFIED ORDINANCES; UTILITIES DEPARTMENT; WATER DIVISION; WATER POLLUTION CONTROL DIVISION

Attachments: [1393-2019 Amend 543.01 543.02 543.03 535.05 sewer rentals and charges](#)

[Amend 1393-2019](#)

[Desk copy of 1393-2019-FINAL](#)

[653-2021](#) AN EMERGENCY ORDINANCE To amend Ordinance No. 1368-15, passed December 7, 2015, by adding two new whereas clauses and Sections 2 and 2a; to amend Section 1; to amend and renumber Section 2 to Section 1a; relating to the public improvement of constructing the Boosted Third High System in Richfield, Ohio and related site improvements.

Sponsors: Brian Kazy, Kevin Kelley and By Departmental Request

Attachments: [653-2021-Amend Ord. No. 1368-15 - Boosted Third High Water System](#)

[653-2021 Exec. Summary - Amend 1368-15 Richfield](#)

[656-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Public Utilities to enter into one or more requirement contracts without competitive bidding with Southeastern Equipment Co. Inc., Ohio Machinery Co. dba Ohio CAT, and Murphy Tractor & Equipment Co., Inc. for the purchase of proprietary replacement parts of heavy-duty construction equipment, and labor and materials to repair and maintain the proprietary equipment, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a term of two years.

Sponsors:

Brian Kazy, Kevin Kelley and By Departmental Request

Attachments:

[656-2021-Dir Req K w three vendors for repairs to heavy duty construction prop](#)
[656-2021 Exec. Summary - Repair of HD Equipment](#)

[757-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire, accept, and record all real property and permanent and temporary easements needed for the Towpath Trail Stage 2 Project; authorizing the Director of Public Works to enter into any and all inter-agency agreements, leases, or permits with various entities and their affiliated entities, anchor retail stores, and tenants; and to accept donations to implement the Project.

Sponsors:

Kevin Bishop, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments:

[757-2021-Acquire property and easements other ags accept donations for Towr](#)
[757-2021 Exec. Summary - Towpath Trail Steelyard](#)

[762-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Public Safety to enter into one or more requirement contracts without competitive bidding with Axon Enterprise, Inc. for tasers, accessories, licenses, training, and certification, for the Division of Police, Department of Public Safety, for a period not to exceed one year, with four one-year options to renew, exercisable by the Director of Public Safety.

Sponsors:

Blaine Griffin, Kevin Kelley and By Departmental Request

Attachments:

[762-2021-K w Axon for tasers and accessories](#)
[762-2021 Exec. Summary - Authorizing Contract w Axon Enterprise Inc for Tas](#)
[762-2021 Exec. Summary -Cleveland PD Public Safety Messaging](#)
[762-2021 Exec. Summary -Sole Source - Product Packages_ENG \(002\)](#)
[762-2021 Exec. Summary -Sole Source CEW copy](#)
[762-2021 Exec. Summary -TASER comparison](#)

[763-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Public Utilities to enter into one or more contracts without competitive bidding with Windstream Holdings II, LLC dba Kinetic Business by Windstream for telecommunication service lines for primary and backup communications for SCADA control, security cameras, and telephones at various locations which are outside of Cuyahoga County and beyond the AT&T service area; and to authorize payment of monthly charges to Windstream, for a period up to three years, for the Division of Water, Department of Public Utilities.

Sponsors:

Brian Kazy, Kevin Kelley and By Departmental Request

Attachments:

[763-2021-K w Windstream for primary and backup SCADA service lines, Util](#)
[763-2021 Exec. Summary - 2021 Council Presentation Windstream v1.1](#)

[764-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Capital Projects to enter into an amendment to the Lease Agreement authorized by Ordinance No. 651-15, passed July 22, 2015, with Columbus Road Foundry, LLC to construct a public boardwalk and private docks on City-owned portions of vacated Leonard Street, to satisfy State of Ohio grant requirements.

Sponsors:

Kerry McCormack, Kevin Bishop, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments:

[764-2021-Amend Lease K with Columbus Road Foundry LLC for boardwalk and](#)
[764-2021 Exec. Summary -Columbus Rd](#)

[778-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Public Works to enter into a lease and management agreement with the Board of Park Commissioners of the Cleveland Metropolitan Park District for certain City property known as the Towpath Trail located between Harvard Avenue and Merwin Avenue for the purpose of providing day-to-day management, maintenance, safety, security and other services, for a term of ninety-nine years.

Sponsors:

Kerry McCormack, Kevin Bishop, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments:

[778-2021-Authorize lease and management agreement w Metroparks for prope](#)
[778-2021-A-FILE - Authorize lease and management agreement w Metroparks :](#)
[778-2021 Exec. Summary -Towpath Trail Metropark](#)

[779-2021](#) AN EMERGENCY ORDINANCE Authorizing the general fund to receive and use revenue from tax remittances collected by Cleveland Public Power during the years 2022 and 2023 and transfer 100% of tax remittances collected in both years back to Cleveland Public Power.

Sponsors: Brian Kazy, Kevin Kelley and By Departmental Request

Attachments: [779-2021-CPP excise tax remittances 2022-2023](#)
[779-2021 Exec. Summary](#)

[780-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of Capital Projects to issue a permit to Videogame and Record Exchange, Inc. to encroach into the public right-of-way of East 185th Street by using and maintaining an existing store sign in front of the business at 854 East 185th Street, Cleveland, Ohio 44119.

Sponsors: Michael Polensek, Kevin Bishop, Anthony Brancatelli and By Departmental Request

Attachments: [780-2021-Encr - Video and Record Exchange on E 185](#)
[780-2021 Exec. Summary - E 185th Encroachment](#)

[863-2021](#) AN EMERGENCY ORDINANCE To amend Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 782-2020, passed November 4, 2020, relating to food shop licenses, fees, and categories.

Sponsors: Kerry McCormack, Kevin Kelley and By Departmental Request

Attachments: [863-2021-Amend 241.05 and 241.35, food shop fees](#)
[863-2021 Exec. Summary -Food Leg - 09292021](#)

[884-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Health to apply for and accept one or more grants from Cuyahoga County Invest in Children Program and First Year Cleveland to conduct MomsFirst project services under the Invest in Children Partnership and First Year Cleveland Partnership Programs; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grants.

Sponsors: Kerry McCormack, Kevin Kelley and By Departmental Request

Attachments: [884-2021-Ap & Ac Invest in Children and First Year Cleveland grants for Mom's](#)
[884-2021-A-FILE - Ap & Ac Invest in Children and First Year Cleveland grants 1](#)
[884-2021 Exec. Summary -RL First Year Cleveland 2022-2025 Fund Request fr](#)
[884-2021 Exec. Summary -RL Invest in Children2022-25 Fund Request form](#)

[885-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into both a loan agreement and a grant agreement with Manufacturing Advocacy & Growth Network, Inc., (MAGNET) or its designee, to provide assistance for the purchasing of new machinery and equipment for their new headquarters to be located at 1800 East 63rd Street and to assist with construction, and other associated costs necessary to redevelop the property.

Sponsors:

Basheer Jones, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments:

[885-2021-Loan and grant w Manufacturing Advocacy Growth Network MAGNE](#)

[885-2021-A-FILE - Manufacturing Advocacy MAGNET](#)

[885-2021 Exec. Summary -MAGNET \\$500000 CARES Act Loan + \\$500000 ND](#)

[897-2021](#)

AN EMERGENCY ORDINANCE To amend Section 1 of Ordinance No. 442-2020, passed December 9, 2020, relating to a permit to The Board of Park Commissioners of the Cleveland Metropolitan Park District to encroach into River Avenue by installing, using, and maintaining an asphalt all-purpose trail; and to enter into an amendment to the encroachment permit.

Sponsors:

Kerry McCormack, Kevin Bishop, Anthony Brancatelli and By Departmental Request

Attachments:

[897-2021-Amend 442-2020, encr permit w Metroparks on River Avenue and arr](#)

[897-2021 Exec. Summary - 442-2020 River Ave.](#)

•Ordinances Passed[178-2021](#)

AN ORDINANCE To amend Sections 533.15, 535.04, 535.05 and 535.06 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances relating to fees and charges for water service; and to repeal Section 535.37, as amended by Ordinance No. 537-01, passed May 13, 2002, relating to using water without permission and penalty.

Sponsors:

Brian Kazy, Kevin Kelley and By Departmental Request

Attachments:

[178-2021-Amend 533.15 535.04 535.05 535.06, repeal 535.37 water rates and](#)

[CWD Presentation - Ord. No.178-2021](#)

[Amend 178-2021](#)

[Desk copy of 178-2021-FINAL](#)

INTRODUCTIONS**ANNOUNCEMENTS****MISCELLANEOUS**

MOTION TO EXCUSE THE ABSENCES

ADJOURN