

Cleveland City Council

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



Meeting Minutes

Monday, October 9, 2017

7:00 PM

Council Chambers

City Council

CALL TO ORDER; ROLL CALL

7:00 p.m.

Present 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

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.

Indexes: COMMUNICATIONS; GRANTS; SAFETY DEPARTMENT

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

This Communication was received and filed.

[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.

Indexes: COMMUNICATIONS; OHIO ENVIRONMENTAL PROTECTION AGENCY

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

This Communication was received and filed.

•The Ohio Division of Liquor Control

[1220-17](#) #9804492. Stock Application, C2 C2X. Y A Corp, Inc., 2886 Woodhill Rd. (Ward 4).

Indexes: LIQUOR PERMITS; WARD 04

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

This Communication was received and filed.

[1221-17](#) #5903433. Transfer of Ownership Application, C2 C2X. Michael Miyako Boyer LLC, 4901 Fleet Ave. (Ward 12).

Indexes: LIQUOR PERMITS; WARD 12

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

This Communication was received and filed.

[1222-17](#) #22348152755. New License Application, C1. Dolgen Midwest LLC, 10390 St. Clair Ave. (Ward 9).

Indexes: LIQUOR PERMITS; WARD 09

Attachments: [1222-17-COMM-Liquor10390StClair](#)

This Communication was received and filed.

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

Indexes: LIQUOR PERMITS; WARD 11

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

This Communication was received and filed.

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

Indexes: LIQUOR PERMITS; WARD 15

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

This Communication was received and filed.

SPECIAL RESOLUTIONS

Condolence; Moment of Silence

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

Sponsors: Blaine Griffin

Indexes: CONDOLENCES; WARD 06

This Ceremonial Resolution was read into the record.

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

Sponsors: Terrell Pruitt

Indexes: CONDOLENCES; WARD 01

This Ceremonial Resolution was read into the record.

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

Sponsors: Terrell Pruitt

Indexes: CONDOLENCES; WARD 01

This Ceremonial Resolution was read into the record.

Congratulations/Recognition/Appreciation/Commendation/Commemoration/Welcome

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

Sponsors: Kevin Conwell

Indexes: CONGRATULATIONS; WARD 09

This Ceremonial Resolution was read into the record.

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

Sponsors: Kevin Kelley

Indexes: CONGRATULATIONS; WARD 13

This Ceremonial Resolution was read into the record.

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

Sponsors: Phyllis E. Cleveland

Indexes: RECOGNITION; WARD 05

This Ceremonial Resolution was read into the record.

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

Sponsors: Brian Kazy

Indexes: RECOGNITION; WARD 16

This Ceremonial Resolution was read into the record.

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

Sponsors: Brian Kazy

Indexes: RECOGNITION; WARD 16

This Ceremonial Resolution was read into the record.

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

Sponsors: Brian Kazy

Indexes: RECOGNITION; WARD 16

This Ceremonial Resolution was read into the record.

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

Sponsors: Brian Kazy

Indexes: RECOGNITION; WARD 16

This Ceremonial Resolution was read into the record.

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

Sponsors: Kevin Kelley

Indexes: APPRECIATION; WARD 13

This Ceremonial Resolution was read into the record.

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

Sponsors: Kevin Kelley

Indexes: APPRECIATION; WARD 13

This Ceremonial Resolution was read into the record.

PRESENTATIONS

Council Member Kazy; Council Member K. Johnson

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](#)

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

[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](#)

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

[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](#)

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

[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](#)

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

[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](#)

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

[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](#)

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

[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 - PU](#)

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

•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

Indexes: CASINO REVENUE FUNDS ; COMMUNITY DEVELOPMENT; AGREEMENTS; HOLIDAY FOOD GIFT CARD PROGRAM; WARD 06

Attachments: [1225-17-cc-FOR PASSAGE-EOrd-Ward 6 Food Holiday Gift Card Program Casino Ord 2017](#)

This Emergency Ordinance was approved.

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

•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

Indexes: LIQUOR PERMITS; WARD 16

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

This Emergency Resolution was adopted.

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

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

Sponsors: Dona Brady

Indexes: LIQUOR PERMITS; WARD 11

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

This Emergency Resolution was adopted.

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

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

Sponsors: Zack Reed

Indexes: LIQUOR PERMITS; WARD 03

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

This Emergency Resolution was adopted.

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

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](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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, 139.05, 139.051, supp 139.04 and 139.05, Division of Airports](#)
[Ord. No. 846-17-AS AMENDED-Payband stions 38, 40 and 41 and Repeal 139.04, 139.041, 139.05, 139.051, supp 139.04 and 139.05, Division of Airports](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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 resurfacing](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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 capacity trucks and operators, PC](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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 deicing chemicals, PC](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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 parts & maintenance, PC](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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 runways at Hopkins and Burke](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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 grant](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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 and ticket lobby, PC](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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 parking lot and surrounding](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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 for air pollution control \(5\)](#)
[1190-17-A-FILE](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Emergency Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

•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](#)
[O.991-17\(AMEND\)-cc-Ord-Zoning - expand area for W 117 Design Review Dist..](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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](#)

A motion was made by Council Member Keane, seconded by Council Member Johnson, that this Ordinance be passed on second reading. The motion carried by the following vote:

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

•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](#)

This Emergency Resolution was adopted.

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

[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](#)

This Emergency Resolution was adopted.

Yea: 17 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, TJ Dow, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Michael Polensek, Terrell Pruitt, Zack Reed, Matt Zone, Kerry McCormack, and Blaine A. Griffin

INTRODUCTIONS

Council Member J. Johnson

ADJOURN

7:38 p.m.