

Cleveland City Council

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



Meeting Minutes

Monday, October 16, 2017

7:00 PM

Council Chambers

City Council

CALL TO ORDER; ROLL CALL

7:02 p.m.

- Present** 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone
- Excused** 1 - TJ Dow

PRAYER OR MOMENT OF REFLECTION

Moment of Reflection

PLEDGE OF ALLEGIANCE**DISPENSE WITH THE JOURNAL****REPORTS AND COMMUNICATIONS****•Communications**[1244-17](#)

From Timothy L. Tramble, Sr., Executive Director, Burten, Bell, Carr Development, Inc. Notice of plans to apply to Ohio Housing Finance Agency for multifamily funding programs for the development known as Colfax Family Homes, single-family housing at scattered sites on Colfax Road, East 72nd Street, Leavitt Court and Minnie Street, all in Cleveland, Ohio.

Indexes: COMMUNICATIONS; OHIO HOUSE FINANCE AGENCY; WARD 05

Attachments: [1244-17-COMM-notice of intent to apply to OHFA by Bell Burten Carr for Colfax Homes](#)

This Communication was received and filed.

[1247-17](#)

From Office of Equal Opportunity, City of Cleveland. City Resident Utilization Report, October 2, 2017.

Indexes: COMMUNICATIONS; OFFICE OF EQUAL OPPORTUNITY; REPORTS

Attachments: [1247-17-COMM-OEO Oct 2017 City Resident Utilization Report](#)

This Communication was received and filed.

•The Ohio Division of Liquor Control

[1248-17](#) #91770650001. Transfer of Location Application, D1 D2 D3 D3A D6. Usha Babu LLC, 1360 East 9th St. (Ward 3).

Indexes: LIQUOR PERMITS; WARD 03

This Communication was received and filed.

[1249-17](#) #2528651. Economic Development Transfer Application, D1 D2 D3 D3A D6. Scale Entertainment LLC, 7802-04 Carnegie Ave. (Ward 6).

Indexes: LIQUOR PERMITS; WARD 06

This Communication was received and filed.

[1250-17](#) #52625700001. Transfer of Location Application, C2 C2X. Lorain Avenue Super Mercabo, Inc., 12201 Lorain Ave. (Ward 16).

Indexes: LIQUOR PERMITS; WARD 16

This Communication was received and filed.

[1251-17](#) #5870996. Transfer of License Application, D2 D2X D3 D3A D6. Meet and Greet Bar & Grill LLC, 3251 East 134th St. (Ward 4).

Indexes: LIQUOR PERMITS; WARD 04

This Communication was received and filed.

•Plats

[1241-17](#) Dedication Plat for Circle Drive, between Euclid Avenue and Mayfield Road. Approved by Committees on Municipal Services and Properties, and Development Planning and Sustainability. Without objection, Plat approved.

Indexes: COMMUNICATIONS; PLATS; WARD 06

Attachments: [1241-17-COMM-Plat-Circle Drive](#)

This Communication was received and filed.

SPECIAL RESOLUTIONS

Condolence; Moment of Silence

[1259-17](#) Condolence Resolution for Betty Jo Johnson

Sponsors: Blaine Griffin

Indexes: CONDOLENCES; WARD 06

This Ceremonial Resolution was read into the record.

[1260-17](#) Condolence Resolution for Monty G. Warren

Sponsors: Zack Reed

Indexes: CONDOLENCES; WARD 02

This Ceremonial Resolution was read into the record.

[1270-17](#) Condolence Resolution for Thomas M. Gibbons

Sponsors: Martin Keane

Indexes: CONDOLENCES; WARD 17

This Ceremonial Resolution was read into the record.

[1271-17](#) Condolence Resolution for James F. Hoban, Jr.

Sponsors: Martin Keane

Indexes: CONDOLENCES; WARD 17

This Ceremonial Resolution was read into the record.

Congratulations/Recognition/Appreciation/Commendation/Commemoration/Welcome

[1261-17](#) Congratulations Resolution for Jefferson D. "Tuffy" Tufts, Jr.

Sponsors: Anthony Brancatelli and Kenneth Johnson

Indexes: CONGRATULATIONS; WARD 04; WARD 12

This Ceremonial Resolution was read into the record.

[1262-17](#) Congratulations Resolution for Mount Sinai Baptist Church - 90th Anniversary

Sponsors: Phyllis E. Cleveland

Indexes: CONGRATULATIONS; WARD 05

This Ceremonial Resolution was read into the record.

[1263-17](#) Congratulations Resolution for Lessie (Barnes) Brown - 113th Birthday

Sponsors: Phyllis E. Cleveland

Indexes: CONGRATULATIONS; WARD 05

This Ceremonial Resolution was read into the record.

[1264-17](#) Congratulations Resolution for Erskine Cade

Sponsors: Kevin Kelley

Indexes: CONGRATULATIONS; WARD 13

This Ceremonial Resolution was read into the record.

[1265-17](#) Congratulations Resolution for Patrick Criscuolo

Sponsors: Kevin Kelley

Indexes: CONGRATULATIONS; WARD 13

This Ceremonial Resolution was read into the record.

[1266-17](#) Congratulations Resolution for Letitia Lopez

Sponsors: Matt Zone

Indexes: CONGRATULATIONS; WARD 15

This Ceremonial Resolution was read into the record.

[1267-17](#) Appreciation Resolution for Jerome Brown

Sponsors: Terrell Pruitt

Indexes: APPRECIATION; WARD 01

This Ceremonial Resolution was read into the record.

[1268-17](#) Appreciation Resolution for Eileen Kelly

Sponsors: Matt Zone

Indexes: APPRECIATION; WARD 15

This Ceremonial Resolution was read into the record.

[1269-17](#) Recognition Resolution for "Thomas R. and Louise Boddie Way" Street Dedication

Sponsors: Kenneth Johnson

Indexes: RECOGNITION; WARD 04

This Ceremonial Resolution was read into the record.

FIRST READING LEGISLATION

- Emergency Ordinances Referred

[1242-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Community Development to apply for and accept a Clean Ohio Fund - Green Space Conservation Program grant from the Ohio Public Works Commission for construction of the Morgana Bluff Nature Preserve and Learning Center; and authorizing the Director to enter into one or more contracts with the Boys & Girls Clubs of Cleveland, or its designee, to implement the grant project.

Sponsors: Anthony Brancatelli, Kevin Kelley and By Departmental Request

Indexes: BOYS AND GIRLS CLUBS OF GREATER CLEVELAND; COMMUNITY DEVELOPMENT; GRANTS

Attachments: [1242-17-FOR PASSAGE-EOrd-Ap & Ac Clean Ohio Grant for the Morgana Bluff Nature and K w Boys and Girls clubs](#)
[1242-17-A-FILE](#)

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

[1243-17](#) AN EMERGENCY ORDINANCE To vacate a portion of Southpoint Drive S.W., Eglindale Avenue S.W., West 17th Street, West 22nd Place and Ginger Court.

Sponsors: Brian Cummins, Kenneth Johnson, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Indexes: CITY PLANNING COMMISSION; STREET VACATION; WARD 14

Attachments: [1243-17-EOrd-vacate a portion of Southpoint Drive](#)

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

•Ordinances Referred

[1256-17](#) AN ORDINANCE Changing the Use, Height and Area Districts of parcels west of Pearl Road between Wildlife Way and Ardmore Avenue and adding an Urban Form Overlay and as identified on the attached map (Map Change No. 2570).

Sponsors: Kevin Kelley

Indexes: CITY PLANNING COMMISSION; WARD 13; ZONING

Attachments: [1256-17-Ord-Zoning - Pearl b. Wildlife & Ardmore](#)

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

[1257-17](#) AN ORDINANCE Changing the Use, Height and Area District of a parcel east of Ridge Road between I-71 and Associate Avenue as identified on the attached map (Map Change No. 2574).

Sponsors: Kevin Kelley

Indexes: CITY PLANNING COMMISSION; WARD 13; ZONING

Attachments: [1257-17-Ord-Zoning - Ridge b I-71 and Associate](#)

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

•Emergency Resolutions Referred

[1258-17](#) AN EMERGENCY RESOLUTION Urging the Cuyahoga County Council to restore the 17 million dollars in the County Demolition Fund previously committed to eliminate blighted conditions in the City of Cleveland and our region.

Sponsors: Anthony Brancatelli

Indexes: CUYAHOGA COUNTY; RESOLUTIONS - MISCELLANEOUS

Attachments: [1258-17-ERes-urging Cuyahoga County Council to restore 17 million demolition fund](#)

This Emergency Resolution was read on first reading.to the Finance Committee

•Emergency Resolutions Read in Full and Adopted

[1252-17](#) AN EMERGENCY RESOLUTION Withdrawing objection to the renewal of a C2 and C2X Liquor Permit at 4525 Turney Road and repealing Resolution No. 990-16 objecting to said renewal.

Sponsors: Zack Reed

Indexes: LIQUOR PERMITS; WARD 02

Attachments: [1252-17-FOR ADOPTION-OBJ renewal-4525 Turney Rd](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Resolution be vote to suspend the rules of council. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[1253-17](#) AN EMERGENCY RESOLUTION Objecting to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit to 2317 Denison Avenue.

Sponsors: Anthony Brancatelli

Indexes: LIQUOR PERMITS; WARD 12

Attachments: [1253-17-FOR ADOPTION-ERes-OBJ-TRFO-2317 DENISON](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Resolution be adopted. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[1254-17](#) AN EMERGENCY RESOLUTION Objecting to the transfer of liquor license of a C2 and C2X Liquor Permit to 12201 Lorain Avenue.

Sponsors: Brian Kazy

Indexes: LIQUOR PERMITS; WARD 16

Attachments: [1254-17-FOR ADOPTION-ERes-OBJ-TRFL-12201 LORAIN](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Resolution be adopted. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[1255-17](#) AN EMERGENCY RESOLUTION Withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit at 3750 Martin Luther King, Jr. Boulevard, 1st floor and basement and repealing Resolution No. 467-17 objecting to said permit.

Sponsors: Zack Reed

Indexes: LIQUOR PERMITS; WARD 02

Attachments: [1255-17-FOR ADOPTION-ERes-WITHDRAWAL-3750 MLK](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Resolution be adopted. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

SECOND READING LEGISLATION

•Emergency Ordinances Passed

[1276-15](#) AN EMERGENCY ORDINANCE To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by amending Section 405.02, as amended by Ordinance No. 645-06, passed June 12, 2006 relating to impounding vehicles.

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT; VEHICLES

Attachments: [Ordinance-108630.docx](#)

[Amend 1276-15](#)

[Exec Summ - Ord No 1276-15 Amending Section 405.02 of CO Relating to Impounding Vehicles](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[1278-15](#)

AN EMERGENCY ORDINANCE To repeal various sections of Chapter 413 of the Codified Ordinances of Cleveland, Ohio, 1976 as amended by various ordinances; and to supplement the codified ordinances by enacting new Sections 413.01, 413.03, 413.04, and 413.05 and by amending Sections 413.07, 413.08 and 413.11; and to repeal Sections 413.031, 413.032 and 413.06 of the codified ordinances, relating to traffic control devices.

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT; TRAFFIC COMMISSIONER

Attachments: [Ordinance-108638.docx](#)

[Amend 1278-15](#)

[Exec Summ - Ord No 1278-15 Amending Various Sections of Chapter 413 of CO Relating to Traffic Control Devices](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[1281-15](#)

AN EMERGENCY ORDINANCE To repeal various sections of Chapter 439 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances; and to supplement the codified ordinances by enacting new sections 439.07, 439.09, 439.10, 439.13, 439.14, and 439.15; and by amending sections 439.01, 439.03, 439.06, and 439.11 as amended by various ordinances; and to repeal section 439.99 of the codified ordinances, relating to commercial and heavy vehicles.

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT; VEHICLES

Attachments: [Ordinance-108650.docx](#)

[Amend 1216-17](#)

[Exec Summ - Ord No 1281-15 Repealing and Amending Various Sections of Ch 439 of CO Relating to Commercial and Heavy Vehicles](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[1282-15](#)

AN EMERGENCY ORDINANCE To repeal Section 483.06, as amended by Ordinance No. 91-96, passed March 18, 1996 and to supplement the Codified Ordinances of Cleveland, Ohio, 1976 by enacting new Section 483.06 relating to prohibited riding positions on watercraft

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT

Attachments: [Ordinance-108654.docx](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[1283-15](#)

AN EMERGENCY ORDINANCE To repeal various sections of Chapter 487 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances and to supplement the codified ordinances by enacting new Sections 487.05, 487.06, 487.07, 487.10 and 487.11 and by amending Section 487.09, as amended by Ordinance No. 91-96, passed March 18, 1996, relating to equipment.

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT

Attachments: [Ordinance-108658.docx](#)

[Amend 1283-15](#)

[Exec Summ - Ord No 1283-15 Repeal-Amend Var Sect of Ch 487 of CO Relating to Equipment- Fire Extinguishers for Powercraft](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[188-16](#)

AN EMERGENCY ORDINANCE To repeal various sections of Chapter 401 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended and enacted by various ordinances; and to supplement the codified ordinances by enacting new sections 401.03, 401.031, 401.041, 401.05, 401.081, 401.161, 401.171, 401.201, 401.202, 401.23, 401.25, 401.26, 401.261, 401.262, 401.263, 401.291, 401.331, 401.401, 401.402, 401.43, 401.481, 401.491, 401.531, 401.561, 401.67, 401.68, and 401.69; and by amending sections 401.04, 401.06, 401.07, 401.10, 401.14, 401.21, 401.61, 401.66 and 401.73 as amended by various ordinances; and to repeal section 401.101 of the codified ordinances relating to traffic code definitions.

Indexes: CODIFIED ORDINANCES; TRAFFIC CODE; SAFETY DEPARTMENT

Attachments: [188-16-EOrd-repeal and amend and enact new sects in Chap 401 of CO relating to traffic code definitions](#)
[Amend 188-16](#)

[Exec Summ - Ord No 188-16 Repeal-Enact New Sections of Ch 401 of CO Relating to Traffic Code Definitions](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be adopted as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[625-17](#)

AN EMERGENCY ORDINANCE To repeal Section 433.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 711-04, passed October 18, 2004; and to supplement the codified ordinances by enacting new Section 433.01 relating to driving or physical control while under the influence of alcohol or drugs, tests, presumptions, and penalties; and to repeal Section 433.011 of the codified ordinances, relating to intoxication, reckless operation and speed.

Sponsors: Kevin Kelley

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT

Attachments: [625-17-EOrd-enacting Sects 433.01](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

655-17

AN EMERGENCY ORDINANCE To repeal various sections of Chapter 437 of the Codified Ordinances of Cleveland, Ohio, 1976 as amended by various ordinances; and to supplement the codified ordinances by enacting new Sections 437.01 through 437.06, 437.10 through 437.14, 437.16 through 437.19, 437.21, 437.22, 437.24, 437.26, through 437.28, and 437.99 as amended by various ordinances, relating vehicle safety and equipment.

Sponsors: Kevin Kelley

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT

Attachments: [655-17-cc-EOrd-section 437](#)

[Amend 655-17](#)

[Exec Summ - Ord No 655-17 Repeal-Enact New Sections of Ch 437 of CO Relating to Vehicle Safety and Equipment](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[656-17](#) AN EMERGENCY ORDINANCE To repeal various sections of Chapter 451 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances; and to supplement the codified ordinances by enacting new Sections 451.03, 451.04, 451.041, 452.24 and 451.27 relating to parking generally.

Sponsors: Kevin Kelley

Indexes: CODIFIED ORDINANCES; PARKING; SAFETY DEPARTMENT

Attachments: [656-17-cc-EOrd-section 451](#)

[Amend 656-17](#)

[Exec Summ - Ord No 656-17 Repeal-Enact New Sections of Ch 451 of CO Relating to Parking Generally](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[657-17](#) AN EMERGENCY ORDINANCE To amend Sections 471.01 471.03, 471.05 and 471.09 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances relating pedestrians.

Sponsors: Kevin Kelley

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT

Attachments: [657-17-cc-EOrd-section 471](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[658-17](#) AN EMERGENCY ORDINANCE To repeal various sections of Chapter 473 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances and to supplement the codified ordinances by enacting new Sections 473.01 through 473.03, 473.05, 473.07 and 473.14, relating to bicycles and motorcycles.

Sponsors: Kevin Kelley

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT

Attachments: [658-17-cc-EOrd-section 473](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[659-17](#) AN EMERGENCY ORDINANCE To repeal sections 485.03 and 485.09 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 91-96, passed March 18, 1996 and to supplement the codified ordinances by enacting new Sections 485.03 and 485.09, relating to watercraft operation.

Sponsors: Kevin Kelley

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT

Attachments: [659-17-cc-EOrd-section 485](#)

[Amend 659-17](#)

[Exec Summ - Ord No 659-17 Repeal and Enact New Sections of Ch. 485 of CO Relating to Watercraft Operation](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[726-17](#) AN EMERGENCY ORDINANCE To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Sections 449.01 to 449.13 relating to snowmobiles, off-highway motorcycles, and all-purpose vehicles; and new Section 433.08 relating to trick or stunt riding prohibited.

Sponsors: Frank Jackson, Matt Zone and Kevin Kelley

Indexes: CODIFIED ORDINANCES; SAFETY DEPARTMENT; VEHICLES

Attachments: [726-17-ps-EOrd-Enact 449 - ATV and 433.08](#)

[Amend 726-17](#)

[Exec Summ - Ord No 726-17 Enact New Sections of Ch 449 relating to snowmobiles, etc and Section 433.08 relating to trick or stunt riding prohibited](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[933-17](#) AN EMERGENCY ORDINANCE Authorizing the Director of Capital Projects to issue a permit to Destination Cleveland to encroach into the public right-of-way within the Gordon Square Area by installing, using, and maintaining four way-finding signs, and electrical duct banks and a permit to Studios at 78th Street, LLC to encroach into the public right-of-way within the Gordon Square Area by installing, using, and maintaining one lantern art sculpture.

Sponsors: Matt Zone, Kenneth Johnson, Anthony Brancatelli and By Departmental Request

Indexes: CAPITAL PROJECTS; PERMITS; ENCROACHMENTS; WARD 15

Attachments: [933-17-cap-EOrd-Encl - Destination Cleveland for Gordon Square for signs and lantern art](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[934-17](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Capital Projects to issue a permit to Buray, LLC to encroach into the public right of way of West 25th Street by installing, using, and maintaining an entrance canopy and a building projection.

Sponsors: Kerry McCormack, Kenneth Johnson, Anthony Brancatelli and By Departmental Request

Indexes: CAPITAL PROJECTS; ENCROACHMENTS; PERMITS; WARD 03

Attachments: [934-17-cap-EOrd-Encr to Buray for canopy and building projection on W 25](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[1012-17](#)

AN EMERGENCY ORDINANCE Authorizing the Directors of Public Works and Finance to enter into agreement to enter into one or more contracts with the Cleveland Metropolitan School District to conduct educational, recreational and extracurricular programming through the use of Ward 13 Neighborhood Capital Funds, Neighborhood Equity Funds, Casino Revenue Funds and Neighborhood Development Funds.

Sponsors: Kevin Kelley

Indexes: CONTRACTS; FINANCE DEPARTMENT; PUBLIC WORKS; WARD 13; CLEVELAND METROPOLITAN SCHOOL DISTRICT

Attachments: [1012-12-cc-EOrd-CMSD Funding Ordinance Ward 13](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[1043-17](#) AN EMERGENCY ORDINANCE Designating Home Court from East 79th Street westerly to its terminus with a secondary and honorary designation of "Gethsemane Baptist Church Way".

Sponsors: TJ Dow, Kenneth Johnson, Anthony Brancatelli and By Departmental Request

Indexes: CAPITAL PROJECTS; CITY PLANNING COMMISSION; WARD 07; STREETS - NAME

Attachments: [1043-17-cap-EOrd-Designate Home Court b. E 79 to end as Gethsemane Baptist Church Way](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[1044-17](#) AN EMERGENCY ORDINANCE Designating East 79th Street between Chester Avenue and Hough Avenue with a secondary and honorary designation of "Glenn T. Settle Way".

Sponsors: TJ Dow, Kenneth Johnson, Anthony Brancatelli and By Departmental Request

Indexes: CAPITAL PROJECTS; CITY PLANNING COMMISSION; STREETS - NAME; WARD 07

Attachments: [1044-17-cap-EOrd-Designate E 79 b. Chester and Hough as Glenn T. Settle Way](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[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](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[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

Indexes: APPROPRIATIONS; FINANCE DEPARTMENT; GENERAL FUND

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

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[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

Indexes: AGREEMENTS; GRANTS; NATIONAL FORUM OF BLACK PUBLIC ADMINISTRATORS (NFBPA) ; MAYOR'S OFFICE

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

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[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

Indexes: AGREEMENTS; CUYAHOGA COUNTY; SAFETY DEPARTMENT

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

[1216-17 To Amend Ord Nos 299-14 and 246-17 Relating to an Agreement with Cuy Co for Booking, Housing and Other Related Services of City Prisoners](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Ordinance be approved as amended. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

•Emergency Resolutions Adopted

[931-17](#) AN EMERGENCY RESOLUTION Declaring the intent to vacate a portion of Grand Avenue S.E., East 64th Place and East 65th Street.

Sponsors: Phyllis E. Cleveland, Kenneth Johnson, Anthony Brancatelli and By Departmental Request

Indexes: CITY PLANNING COMMISSION; STREET VACATION; WARD 05

Attachments: [931-17-cap-ERes-Int to vacate portion of Grand, E 64 and E 65](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Resolution be adopted. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

[932-17](#) AN EMERGENCY RESOLUTION Declaring the intent to vacate a portion of Washington Avenue.

Sponsors: Kerry McCormack, Kenneth Johnson, Anthony Brancatelli and By Departmental Request

Indexes: CITY PLANNING COMMISSION; STREET VACATION; WARD 03

Attachments: [932-17-cap-ERes-Int to vacate portion of Washington](#)

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this Emergency Resolution be adopted. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

ANNOUNCEMENTS

Council Member Conwell

MOTION TO EXCUSE THE ABSENCES

Council Member Dow

A motion was made by Council Member Griffin, seconded by Council Member Brady, that this be approved. The motion carried by the following vote:

Yea: 16 - Dona Brady, Anthony Brancatelli, Phyllis E. Cleveland, Kevin Conwell, Brian Cummins, Blaine A. Griffin, Jeffery Johnson, Kenneth Johnson, Brian Kazy, Martin Keane, Kevin Kelley, Kerry McCormack, Michael Polensek, Terrell Pruitt, Zack Reed, and Matt Zone

Excused: 1 - TJ Dow

ADJOURN

7:20 p.m.