

# **Cleveland City Council**

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



## **Meeting Minutes**

**Monday, April 2, 2018**

**7:00 PM**

**Council Chambers**

**City Council**

**CALL TO ORDER; ROLL CALL**

7:03 p.m.

**Present** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused** 2 - Joseph T. Jones, and Matt Zone

**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](#)

**This Communication was received and filed.**

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

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

**This Communication was received and filed.**

[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](#)

**This Communication was received and filed.**

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

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

**This Communication was received and filed.**

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

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

**This Communication was received and filed.**

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

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

**This Communication was received and filed.**

#### **SPECIAL RESOLUTIONS**

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

[395-18](#) Condolence Resolution for Carlton Jerome Moss

**Sponsors:** Kenneth Johnson

**This Ceremonial Resolution was read into the record.**

[396-18](#) Condolence Resolution for Margaret "Margie" Bray Hoven

**Sponsors:** Blaine Griffin

**This Ceremonial Resolution was read into the record.**

[404-18](#) Condolence Resolution for Pastor Walter Marlin Humphrey

**Sponsors:** Anthony Hairston

**This Ceremonial Resolution was read into the record.**

[405-18](#) Condolence Resolution for Mary C. Columbro

**Sponsors:** Dona Brady

**This Ceremonial Resolution was read into the record.**

[406-18](#) Condolence Resolution for Fred Nevar

**Sponsors:** Michael Polensek

**This Ceremonial Resolution was read into the record.**

[407-18](#) Condolence Resolution for Fred Yeckley

**Sponsors:** Michael Polensek

**This Ceremonial Resolution was read into the record.**

[408-18](#) Condolence Resolution for Susan M. Rowe

**Sponsors:** Michael Polensek

**This Ceremonial Resolution was read into the record.**

[409-18](#) Condolence Resolution for Jennie Gorjanc Kogovsek

**Sponsors:** Michael Polensek

**This Ceremonial Resolution was read into the record.**

[410-18](#) Condolence Resolution for Josephine Seymour

**Sponsors:** Kevin Conwell

**This Ceremonial Resolution was read into the record.**

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

[397-18](#) Recognition Resolution for Cleveland Dyngus Day 2018

**Sponsors:** Matt Zone and Anthony Brancatelli

**This Ceremonial Resolution was read into the record.**

**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](#)

**This Emergency Ordinance was read on first reading.to the City Council**

[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 surveying](#)

**This Emergency Ordinance was read on first reading.to the City Council**

[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-call surveying](#)

**This Emergency Ordinance was read on first reading.to the City Council**

[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](#)

**This Emergency Ordinance was read on first reading.to the City Council**

**•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 Funds 2018 Ordinance](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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 Series Ordinance Ward 16](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

•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](#)

**This Emergency Resolution was read on first reading.to the City Council**

•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](#)

**This Emergency Resolution was approved.**

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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](#)

**This Emergency Resolution was approved.**

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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](#)

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



**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

## **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 Facilitit - Uiltiies](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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 electric, wayfaring signs and kiosks](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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 Grinnell for fire systems, PU](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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 general engineering, PU](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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 switchgear, PU](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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 Megger for test equipment, PU](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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 cleanup](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

[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 approve POG](#)  
[360-18-A-FILE](#)

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

•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](#)

**A motion was made by Council Member Bishop, seconded by Council Member Polensek, that this Ordinance be approved as amended. The motion carried by the following vote:**

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

**INTRODUCTIONS**

Council Member Griffin; Council President Kelley

**MISCELLANEOUS**

Council Member Basheer Jones

**MOTION TO EXCUSE THE ABSENCES**

Council Members Joseph Jones and Zone are excused.

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

**Yea:** 15 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Dona Brady, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Martin Keane, Michael Polensek, and Phyllis E. Cleveland

**Excused:** 2 - Joseph T. Jones, and Matt Zone

**ADJOURN**

7:30 p.m.