# **Cleveland City Council**

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



# **Meeting Minutes**

Monday, February 24, 2020 7:00 PM

**Council Chambers** 

**City Council** 

# **CALL TO ORDER; ROLL CALL**

7:02 pm

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Present 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

# **MOMENT OF REFLECTION**

#### PLEDGE OF ALLEGIANCE

# **DISPENSE WITH THE JOURNAL**

#### REPORTS AND COMMUNICATIONS

#### Communications

273-2020 NRP Churchill Gateway LLC plans to be the managing

member of a residential rental development providing 52

new units of affordable housing

Attachments: Communications February 24, 2020

This Communication was received and filed.

New Village Corporation (Developer) in partnership with

Burten Bell Carr Development are partnering in a new development of Scofield Senior Housing providing up to

60 new units reserved for seniors 55 and older

Attachments: Communications February 24, 2020

This Communication was received and filed.

275-2020 CHN Housing Partners (CHN) plans to be the owner of

Cleveland Scholar House, Inc., the general partner of a residential rental development. Approximately 40 new

units in the Central neighborhood

Attachments: Communications February 24, 2020

This Communication was received and filed.

276-2020 CHN Housing Partners (CHN) plans to be the owner of

Detroit Shoreway Homes, Inc., the general partner of a residential rental development. Approximately 30 new units throughtout portions of the Detroit Shoreway and

Cudell neighborhoods

Attachments: Communications February 24, 2020

This Communication was received and filed.

277-2020 CHN Housing Partners (CHN) plans to be the owner

Florian Court, Inc., the general partner of a residential rental development. Approximately 29 unit townhome

and single-family new construction in the Goodrich-Kirtland Park neighborhood

Attachments: Communications February 24, 2020

This Communication was received and filed.

278-2020 Pursuant to Ordinance 341-91, Codified Section 121.06

Director of Public Safety Applied and Accepted of an

award in the amount of \$2,690.00 from Ohio

Department of Public Safety EMS

Attachments: Communications February 24, 2020

This Communication was received and filed.

#### •The Ohio Division of Liquor Control

<u>279-2020</u> #26312750510. New Application, C2. Family Dollar

Stores of Ohio Inc., 14235 Kinsman Rd (Ward 1). Received

Attachments: Communications February 24, 2020

This Communication was received and filed.

<u>280-2020</u> #7016827. New Application, D5J. Pop Waterloo LLC.,

15619 Waterloo Rd. (Ward 8). Received

Attachments: Communications February 24, 2020

This Communication was received and filed.

#7725468. New Application, C1. Sandys Drive In Go

Inc., 863 E. 93rd St. (Ward 9). Received

Attachments: Communications February 24, 2020

This Communication was received and filed.

#1544404. New Application, C1. Cleveland 99Cent Store

Inc., 938 E. 123rd St. (Ward 9). Received

Attachments: Communications February 24, 2020

This Communication was received and filed.

#3410607. New Application, C1. Grocery Store Social

LLC., 3850 E. 65th St. (Ward 12). Received

Attachments: Communications February 24, 2020

This Communication was received and filed.

# **SPECIAL RESOLUTIONS**

Condolence; Moment of Silence

266-2020 RESOLUTION OF CONDOLENCE for Geraldine Priscilla Hamilton

Woods

Sponsors: Phyllis E. Cleveland

Attachments: CEREMONIAL LIST FOR FEBRUARY 24, 2020

This Ceremonial Resolution was read into the record.

267-2020 RESOLUTION OF CONDOLENCE for Mary Elizabeth Goodloe

Williams Keys

Sponsors: Basheer Jones

Attachments: CEREMONIAL LIST FOR FEBRUARY 24, 2020

This Ceremonial Resolution was read into the record.

268-2020 RESOLUTION OF CONDOLENCE for Juanita Viola Henderson

Adams

Sponsors: Joseph Jones

Attachments: CEREMONIAL LIST FOR FEBRUARY 24, 2020

This Ceremonial Resolution was read into the record.

269-2020 RESOLUTION OF CONDOLENCE for Larry E. Clancy, Sr.

Sponsors: Matt Zone

Attachments: CEREMONIAL LIST FOR FEBRUARY 24, 2020

This Ceremonial Resolution was read into the record.

Congratulations/Recognition/Appreciation/Commendation/Commemoration/Welcome

270-2020 RESOLUTION OF CONGRATULATIONS for Carriage Auto Wash -

50th Anniversary

**Sponsors:** Brian Kazy

Attachments: CEREMONIAL LIST FOR FEBRUARY 24, 2020

This Ceremonial Resolution was read into the record.

271-2020 RESOLUTION OF CONGRATULATIONS for Freshly Rooted, LLC

**Sponsors:** Jasmin Santana

Attachments: CEREMONIAL LIST FOR FEBRUARY 24, 2020

This Ceremonial Resolution was read into the record.

272-2020 RESOLUTION OF RECOGNITION for National Athletic Training

Month

Sponsors: Matt Zone

Attachments: CEREMONIAL LIST FOR FEBRUARY 24, 2020

This Ceremonial Resolution was read into the record.

#### **PRESENTATIONS**

# **FIRST READING LEGISLATION**

# Emergency Ordinances Referred

246-2020 AN EMERGENCY ORDINANCE Designating Chester Avenue

between 105th Street and 107th Street with a secondary and honorary designation of "Bishop J. Delano Ellis II Way".

**Sponsors:** Kevin Conwell

Attachments: 246-2020 Conwell -Ordinance designating honorary street name of

Bishop J. Delano Ellis II Wav

This Emergency Ordinance was read and referred to administrative review.to

247-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Safety to enter into one or more mutual aid agreements with the Cities of Milwaukee, Wisconsin and Charlotte, North Carolina, for additional law enforcement services for aid and assistance in connection with the Democratic National Convention and Republican National Convention being held in Milwaukee from July 13 to 16, 2020, and in Charlotte from August 24 to 27, 2020, along with associated events and activities on days before and after the dates of

the Conventions.

**Sponsors:** Matt Zone, Kevin Kelley and By Departmental Request

Attachments: 247-2020-Ags for mutual aid 2020 DNC in Milwaukee and RNC in

Charlotte

This Emergency Ordinance was read and referred to administrative review.to

the City Council

248-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Port

Control to enter into one or more amendments to Lease by Way of Concession Agreements with various car rental companies that operate rental car concessions at Cleveland Hopkins International

Airport to extend the term of the leases for one year.

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

Attachments: 248-2020-Extend various LBWOC at CHIA for car rental companies

This Emergency Ordinance was read and referred to administrative review.to

the City Council

249-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Finance

to consent to assignment of Contract No. MA 1505-RCD 2015-93 from Webtech Wireless Inc. dba InterFleet, Inc. to BSM Analytics

Inc. dba Mobi Corp.

**Sponsors:** Kevin Kelley and By Departmental Request

Attachments: 249-2020-Assign K for AVL from Interfleet to BSM Analytics dba Mobi

Corp

This Emergency Ordinance was read and referred to administrative review.to

250-2020 AN EMERGENCY ORDINANCE Approving the collective bargaining

agreement with the Cleveland Building and Construction Trades

Council.

Sponsors: Kevin Kelley and By Departmental Request

Attachments: 250-2020 CBA Cleveland Building and Construction Council, collective

bargaining agreement

File No. 250-2020-A - CBA Building and Construction Trades Council

This Emergency Ordinance was read and referred to administrative review.to

the City Council

251-2020 AN EMERGENCY ORDINANCE Authorizing the Director of

Community Relations to apply for and accept a grant from the Cuyahoga County Court of Common Pleas, Juvenile Division, to conduct the 2020 Cleveland Community Diversion Program.

Sponsors: Matt Zone, Kevin Kelley and By Departmental Request

<u>Attachments:</u> 251-2020-FILE-Ap & Ac - Juvenile Court Cleveland Community

Diversion - no K, JBM

File No. 251-2020-A -Ap & Ac Juvenile Court, Cleveland Community

**Diversion Program** 

This Emergency Ordinance was read and referred to administrative review.to

the City Council

252-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Safety to apply for and accept a grant from the Cleveland Police

Foundation for the 4D Cultural Transformation Project.

Sponsors: Matt Zone, Kevin Kelley and By Departmental Request

Attachments: 252-2020-FILE-Ap & Ac 4D Cultural Transformation Project

File No. 252-2020-A - Ap Ac 4D Cultural Transformation Grant

This Emergency Ordinance was read and referred to administrative review.to

the City Council

253-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 18 Project Safe Neighborhoods (PSN) Grant; and authorizing one or more contracts with the Cuyahoga

County Prosecutor's Office to implement the grant.

Sponsors: Matt Zone, Kevin Kelley and By Departmental Request

Attachments: 253-2020-FILE-Ap & Ac Project Safe Neighborhood, K w County

Prosecutor

File No. 253-2020-A - Ap & Ac Project Safe Neighborhoods grant

This Emergency Ordinance was read and referred to administrative review.to

255-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Works to enter into one or more contracts with City Year, Inc. to perform community service work and to collaborate with various

non-profit agencies.

Sponsors: Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: 255-2020-K w City Year

This Emergency Ordinance was read and referred to administrative review.to

the City Council

256-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Economic

Development to enter into a Job Creation Incentive Program grant agreement and a Tech Delta construction grant agreement with Brightedge Technologies, Inc., or its designee, to facilitate the

expansion of their offices in Cleveland, including locating their national

training center in Cleveland.

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

Attachments: 256-2020-K w Brightedge Technologies for Job Creation Incentive

Program grant JCIP - and Tech Delta grant

This Emergency Ordinance was read and referred to administrative review.to

the City Council

257-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Works to enter into one or more contracts with Case Western Reserve University to provide a youth summer sports, nutrition, health, and life skills development program for 2020 under the National Youth Sports Program sponsored by Case Western Reserve

University.

Sponsors: Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: 257-2020-K w CASE for summer program at Case under National

Youth Sports Commission, CWRU

This Emergency Ordinance was read and referred to administrative review.to

258-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Works to enter into an agreement with the Neighborhood Leadership Institute to implement educational, recreational, and cultural programs in various school buildings and recreation facilities during evening hours, provide leadership training, and supervise the

summer tennis program.

**Sponsors:** Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: 258-2020-K w Neighborhood Leadership Institute for education,

recreation and cultural prog in var school bgs,

This Emergency Ordinance was read and referred to administrative review.to

the City Council

260-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Port

Control to employ one or more professional consultants to provide general planning, engineering, and design services for downtown lakefront properties managed by the Department of Port Control, on an as-needed basis, for a period of one year, executed by December 31, 2021, with three one-year options to renew, the second of which

requires additional legislative authority.

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

Attachments: 260-2020-Prof Serv general engineering for lakefront properties - PC

This Emergency Ordinance was read and referred to administrative review.to

the City Council

261-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Utilities to renew the lease with City Rose, Ltd. for certain property at 743 East 140th Street, Cleveland, Ohio for a term of two years with a two-year option to renew, exercisable by the Director of Public Utilities, for the public purpose of operating the Division of Cleveland Public Power's East Side Service Center at 743 East 140th Street.

Sponsors: Michael Polensek, Brian Kazy, Kevin Kelley and By Departmental Request

Attachments: 261-2020-Renew Lease with City Rose for CPP East Side Service

Center jdd

This Emergency Ordinance was read and referred to administrative review.to

262-2020 AN EMERGENCY ORDINANCE Authorizing the purchase by one or

more contracts of one AF1 EVO cold air blower, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

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

Attachments: 262-2020-Std K for cold air blower for CHIA

This Emergency Ordinance was read and referred to administrative review.to

the City Council

264-2020 AN EMERGENCY ORDINANCE Determining the method of making

the public improvement of rehabilitating taxiways Bravo, Echo, and Foxtrot at Burke Lakefront Airport; authorizing the Director of Port Control to enter into one or more public improvement contracts for the making of the Improvement; and authorizing the director to employ one or more professional consultants necessary to design the

Improvement.

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

Attachments: 264-2020-Prof Serv and PIK rehab Taxiways Bravo, Echo and Foxtrot

at Burke

This Emergency Ordinance was read and referred to administrative review.to

the City Council

284-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Economic

Development to enter into a construction grant agreement with The Sherwin-Williams Company, or its designee, to provide economic development assistance to partially finance the construction of a new global headquarters, to be located at Public Square West and the corner of Superior Avenue and West 6th Street; and authorizing any

agreements necessary to implement the project.

<u>Sponsors:</u> Kerry McCormack, Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments: 284-2020-SW-Ag w Sherwin Williams for construction grant

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

285-2020 AN EMERGENCY ORDINANCE Authorizing the Mayor and the

Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by The Sherwin- Williams Company, or its designee, located at Public Square West and the corner of Superior Avenue and West 6th Street for the purpose of entering into the chain-of-title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code.

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

Attachments: 285-2020-SW-FILE-Chain of Title for Sherwin Williams TIF

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

286-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Economic

Development to enter into a Tax Increment Financing Agreement with The Sherwin-Williams Company, or its designee, to provide assistance to fund the construction of a new global headquarters to be located at Public Square West and the corner of Superior Avenue and

West 6th Street; to provide for payments to the Cleveland

Metropolitan 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: 286-2020-SW-FILE-TIF with Sherwin Williams Company

This Emergency Ordinance was read and referred to administrative review.to

the City Council

287-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Economic

Development to enter into a Job Creation Incentive Program grant agreement with The Sherwin-Williams Company, or its designee, to

facilitate the purpose and provisions of this ordinance.

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

Attachments: 287-2020-SW-JCIP Ag w Sherwin Williams for JCIP grant

This Emergency Ordinance was read and referred to administrative review.to

the City Council

• Emergency Resolutions Referred

254-2020 AN EMERGENCY RESOLUTION Declaring the intent to vacate a

portion of Gilbert Avenue.

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

Request

Attachments: 254-2020-Int to vacate portion of Gilbert

This Emergency Resolution was read and referred to administrative review.to

the City Council

259-2020 AN EMERGENCY RESOLUTION Supporting the National League of

Cities' "Leading Together 2020 Cities Agenda" for the 2020 U.S. presidential election and urging all candidates running for President to

support the 2020 Cities Agenda.

**Sponsors:** Matt Zone

Attachments: 259-2020-NLC RESO

This Emergency Resolution was read and referred to administrative review.to

the City Council

• Emergency Resolutions Read in Full and Adopted

263-2020 AN EMERGENCY RESOLUTION Urging protection of the Federal

Community Reinvestment Act (CRA) by ensuring that current efforts to modernize regulations do not undermine the intent of the law and its mission to protect low and moderate-income communities across

the country.

<u>Sponsors:</u> Anthony Brancatelli, Phyllis E. Cleveland, Matt Zone, Kerry McCormack, Basheer

Jones, Blaine Griffin, Charles Slife, Brian Kazy, Brian Mooney and Kevin Conwell

<u>Attachments:</u> 263-2020-urging protection of the Federal Community Reinvestment

Act (CRA) (original)

A motion was made by Council Member Zone, seconded by Council Member Johnson, that this Emergency Resolution be adopted. The motion carried by

the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael

Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

265-2020 AN EMERGENCY RESOLUTION Withdrawing objection to the

transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit at 15024 Puritas Avenue and repealing Resolution No. 1542-19

objecting to said permit.

**Sponsors:** Brian Kazy

Attachments: 265-2020-WITHDRAWAL-15024 PURITAS-WARD 16

A motion was made by Council Member Zone, seconded by Council Member Johnson, that this Emergency Resolution be adopted. The motion carried by

the following vote:

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth

Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael

Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

#### SECOND READING LEGISLATION

#### Emergency Ordinances Passed

87-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Works to enter into a grant agreement with the Cleveland Cultural Gardens Federation, or its designee, to provide financial assistance

needed for the Centennial Peace Plaza in Rockefeller Park.

Sponsors: Kevin Conwell, Anthony Brancatelli, Kenneth Johnson and Kevin Kelley

<u>Attachments:</u> 87-2020-K w Cultural Gardens Federation for Centennial Peace Plaza

87-2020 Executive Summary

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

176-2020 AN EMERGENCY ORDINANCE Authorizing the Director of

> Community Development to apply for and accept grants from the United States Department of Housing and Urban Development for the

PY2020 under the Title I of the Housing and Community

Development Act of 1974, for the 2020 Federal HOME Investment Partnerships Act Program, Emergency Solutions Grant Program, and the Housing Opportunities for Persons with AIDS Program; and

authorizing contracts and other expenditures.

Sponsors: Anthony Brancatelli, Kevin Kelley and By Departmental Request

Attachments: 176-2020-FILE-Program Year 20 CDBG ESG HOPWA Federal HOME

and Ks (5) - Revised 1-23-20

File 176-2020-A - 2020 CDBG, federal HOME, ESG, HOPWA

2020 CDBG Budget Book

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

198-2020

AN EMERGENCY ORDINANCE Authorizing the purchase by one or more requirement contracts of specialized batteries, hardware, parts, and related components needed to maintain, replace, repair, and provide services for the uninterruptible power supply systems and appurtenances, including testing, technical administration, tuning, labor when necessary, and other related services, for the various divisions of City government, Department of Finance, for a period of one year, with two one-year options to renew, exercisable by the Director of Finance.

Sponsors: Kevin Kelley

Attachments: 198-2020-Reg K for uninterruptible power supply UPS batteries,

maintenance and support, Fin

198-2020 Exec. Summary - UPS CtiyWide

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

Emergency Resolutions Adopted

203-2020 AN EMERGENCY RESOLUTION Supporting passage of Cuyahoga

County's Health and Human Services levy on the March 17, 2020 ballot, to ensure many critical services throughout Cuyahoga County.

**Sponsors:** Basheer Jones

<u>Attachments:</u> 203-2020-reso supporting Health and Human Services levy 2020

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

Yea: 17 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones,

Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Matt Zone, Michael

Polensek, Phyllis E. Cleveland, Charles Slife, and Brian Mooney

**INTRODUCTIONS** 

**ANNOUNCEMENTS** 

**MISCELLANEOUS** 

**ADJOURN** 

7:43 pm