Cleveland City Council

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



Meeting Minutes

Monday, April 19, 2021

2:30 PM

This is the approximate start time; the meeting will start after the Finance Committee. This meeting will be conducted Virtual Meeting electronically; see meeting notice for public access.

City Council

<u>Item-270</u> Cleveland City Council Meeting Notice for April 19, 2021

Attachments: Council Meeting Notice for 4-19-2021

CALL TO ORDER; ROLL CALL

3:18 p.m.

Present 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael

Polensek, Charles Slife, and Brian Mooney

Excused 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent 1 - Joseph T. Jones

MOMENT OF REFLECTION

PLEDGE OF ALLEGIANCE

DISPENSE WITH THE JOURNAL

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

REPORTS AND COMMUNICATIONS

•The Ohio Division of Liquor Control

#0355980. New License Application, D3 D3A. Baba Stojna

Enterprises LLC, 7934 Lorain Ave. (Ward 15).

<u>Attachments:</u> 256-2021-COMMUNICATIONS-Liquor7934Lorain

This Communication was received and filed.

#83594800001. Transfer of Location Application, D3. Sol Services

LLC, 5601 Tillman Ave. (Ward 15).

<u>Attachments:</u> <u>257-2021-COMMUNICATIONS-Liquor5601Tillman</u>

This Communication was received and filed.

#9182823. New License Application, C1. U & M Management LLC,

7527 Union Ave. (Ward 6).

Attachments: 258-2021-COMMUNICATIONS-Liquor7527Union

This Communication was received and filed.

<u>259-2021</u> #2725078. Transfer of Ownership Application, D₅ D₆. Filter

Restaurant Experience LLC, 740 W. Superior Ave. (Ward 3).

Attachments: 259-2021-COMMUNICATIONS-Liquor740WSuperior

This Communication was received and filed.

<u>260-2021</u> #24345110005. Transfer of License Application, C1 C2. E81st Foods,

Inc., 8035 Superior Ave. (Ward 7).

Attachments: 260-2021-COMMUNICATIONS-Liquor8035Superior

This Communication was received and filed.

#5958177. Transfer of Ownership Application, C1. Mikes 9402 Ltd.,

9402 Lorain Ave. (Ward 14).

Attachments: 261-2021-COMMUNICATIONS-Liquor9402Lorain

This Communication was received and filed.

FIRST READING LEGISLATION

• Emergency Ordinances Referred

262-2021 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Works to enter into one or more concession agreements for the operation of a first-class food and beverage service in the Public Auditorium and Conference Center, for a period not to exceed three years, with two one-year options to renew, exercisable by the

Director of Public Works.

Sponsors: Kevin Bishop, Kevin Kelley and By Departmental Request

Attachments: 262-2021-Conc Ag food and beverage at Public Auditorium and

Conference Center (2)

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

the City Council

263-2021 AN EMERGENCY ORDINANCE Giving consent of the City of

Cleveland to the County of Cuyahoga for the resurfacing of Spring Road from Broadview Road to Jennings Road; to apply for and accept an allocation of County Motor Vehicle License Tax Funds for the improvement; and authorizing the Director of Capital Projects to enter into one or more contracts for the construction, and any other

necessary agreements for the making of the improvement.

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

Attachments: Ord. No. 263-2021

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

the City Council

264-2021 AN EMERGENCY ORDINANCE Authorizing payment of membership

dues of the City of Cleveland in Global Cleveland for 2021.

Sponsors: Kevin Kelley and By Departmental Request

Attachments: 264-2021-Pay membership dues Global Cleveland

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

the City Council

• Emergency Resolutions Referred

265-2021 AN EMERGENCY RESOLUTION Appointing an assessment

equalization board to hear objections to estimated assessments with

respect to the continuation of The Cleveland Superior Arts

Improvement District and the comprehensive services plan for the

District, and declaring an emergency.

Sponsors: Basheer Jones, Phyllis E. Cleveland, Kerry McCormack, Anthony Brancatelli, Kevin

Kelley and By Departmental Request

Attachments: Res. No. 265-2021

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

the City Council

• Emergency Resolutions Read in Full and Adopted

266-2021 AN EMERGENCY RESOLUTION Objecting to a New C1 Liquor

Permit at 9305 Miles Avenue.

Sponsors: Kevin Bishop

Attachments: 266-2021-FOR ADOPTION-OBJ-NEW-9305 MILES

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

the following vote:

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

267-2021 AN EMERGENCY RESOLUTION Objecting to a New C2 Liquor

Permit at 11511 Kinsman Road.

Sponsors: Kenneth Johnson

Attachments: 267-2021-FOR ADOPTION-OBJ-NEW-11511 KINSMAN

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

268-2021 AN EMERGENCY RESOLUTION Withdrawing objection to a New D3

Liquor Permit at 3312 Broadview Road and repealing Resolution No.

207-2020 objecting to said permit.

Sponsors: Anthony Brancatelli

Attachments: 268-2021-FOR ADOPTION-WITHDRAWAL-3312 BROADVIEW

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

the following vote:

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

SECOND READING LEGISLATION

Emergency Ordinances Passed

534-2020 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Works to enter into one or more Concession Agreements for the operation of a food and beverage concession at Collinwood Athletic Complex, for the Department of Public Works, for a period of one year with two one-year options to renew, exercisable by the Director of

Public Works.

Sponsors: Anthony Hairston, Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: 534-2020-Conc ag for concession stand at Collinwood Athletic (4)

534-2020 Executive Summary

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

99-2021 AN EMERGENCY ORDINANCE To amend Section 133.29 of the

Codified Ordinances of Cleveland, Ohio, 1976, as amended by

Ordinance No. 503-08, passed April 13, 2009, relating to golf course

rates.

Sponsors: Kenneth Johnson, Kevin Kelley and By Departmental Request

Attachments: 99-2021-Amend 133.29 - golf course fees

99-2021 as amended - Desk copy

99-2021 - amendments

99-2021 Executive Summary

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

102-2021 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Safety to enter into one or more contracts with the International Association of Chiefs of Police to conduct training through a Faculty Development Workshop and to provide mentoring and instruction through Leadership in Police Organization training, for the Division of

Police, Department of Public Safety.

Sponsors: Blaine Griffin, Kevin Kelley and By Departmental Request

Attachments: 102-2021-K w International Association for Chiefs of Police for

leadership training

102-2021 Executive Summary - Auth Dir of PS to Enter into
Agreements with IACP for Leadership Training and Faculty Dev for

Police

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli,

Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

130-2021 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Health to enter into one or more contracts with Merrick House to provide Moms First services to women at risk of poor birth outcomes

on the west side of Cleveland, for a period of one year.

Sponsors: Kerry McCormack, Kevin Kelley and By Departmental Request

Attachments: 130-2021-K w Merrick House (Moms First), decrease infant mortality

<u>(2)</u>

130-2021 Exec. Summ & Budget 2021 - MomsFirst - Merrick House

A motion was made by Council Member Griffin, seconded by Council Member Santana, that this Emergency Ordinance be approved. The motion carried by

the following vote:

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Delensels Charles Clife, and Drian Magney

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

148-2021 AN EMERGENCY ORDINANCE Authorizing the Executive Director

of the Community Relations Board to apply for and accept a grant from the Cuyahoga County Court of Common Pleas, Juvenile Division,

to conduct the 2021 Cleveland Community Diversion Program.

Sponsors: Blaine Griffin, Kevin Kelley and By Departmental Request

Attachments: Ord. No. 148-2021

148-2021-A-FILE - Ap & Ac Cleveland Community Diversion Program

148-2021 Executive Summary - Diversion Overview

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

198-2021 AN EMERGENCY ORDINANCE Authorizing the purchase by one or

more requirement contracts of rock salt, for the Division of Streets,

Department of Public Works, for a period of one year.

Sponsors: Kevin Bishop, Kevin Kelley and By Departmental Request

Attachments: Ord. No. 198-2021

198-2021 Executive Summary - Rock Salt

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli,

Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

208-2021 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Works to enter into an agreement with the State of Ohio, Department of Transportation to maintain, repair, and plow the Jennings Freeway in exchange for road salt, for a period of two years, with three one-year options to renew, exercisable by the Director of Public

Works.

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

Attachments: 208-2021-K w ODOT to maintain Jennings Rd in exchange for road

salt

208-2021 Executive Summary - ODOT

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

209-2021 AN EMERGENCY ORDINANCE Authorizing the Director of Economic

Development to enter into contract with Inspirion Group, LTD, or its designee, to provide economic development assistance to partially finance the development of the Addis View apartments at Chester Avenue and East 90th Street, and other associated costs necessary to

redevelop the property.

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

Attachments: Ord. No. 209-2021

209-2021-A-FILE - Loan Ag w Inspirion Group for Addis View

Apartments at Chester and E 90

209-2021 Executive Summary - Demo Loan AddisView

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

the following vote:

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

226-2021 AN EMERGENCY ORDINANCE To amend Sections 2 and 10 of

Ordinance No. 822-2020, passed December 9, 2020, relating to the

East 66th Street Roadway Improvement Project.

Sponsors: Basheer Jones, Kevin Bishop, Kevin Kelley and By Departmental Request

Attachments: 226-2021-Amd 822-2020, E 66 Roadway, Osborne

226-2021 Executive Summary - East 66 St. Roadway to Amend

822-20

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

229-2021 AN EMERGENCY ORDINANCE Authorizing the purchase by one or

more requirement contracts for the transfer and disposal of tires, for the Division of Waste Collection and Disposal, Department of Public

Works, for a term of two years.

Sponsors: Kevin Bishop, Kevin Kelley and By Departmental Request

Attachments: Ord. No. 229-2021

229-2021 Executive Summary

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

243-2021 AN EMERGENCY ORDINANCE To amend Section 50 of Ordinance

No. 194-2021, passed March 29, 2021, relating to compensation for

various classifications.

Sponsors: Kevin Kelley and By Departmental Request

Attachments: 243-2021-Amend Section 50 of payband, Muni Court

243-2021 Executive Summary - Judicial

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

244-2021

AN EMERGENCY ORDINANCE Authorizing the Directors of Finance and Public Works to enter into one or more concession agreements for the operation of soft drink, candy, snack, and other vending machines throughout various parks and various City-owned and City-leased buildings, for a period not to exceed two years, with a one-year option to renew, exercisable by the Directors of Finance and Public Works; and to extend the existing concession agreements for a period up to six months or until such earlier time as new concession agreements are entered into under this ordinance.

Sponsors: Kevin Bishop, Kevin Kelley and By Departmental Request

Attachments: 244-2021-Concession ags for vending machines in City facilities (2)

244-2021 Executive Summary

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

246-2021 AN EMERGENCY ORDINANCE Authorizing the Director of Public

Works to enter into a grant agreement with West Denison Baseball Leagues, Inc. to provide free or reduced-cost recreational youth baseball and softball, including equipment if necessary, for a period of

one year.

Sponsors: Brian Kazy, Kevin Bishop, Kevin Kelley and By Departmental Request

Attachments: 246-2021-Grant Ag with West Denison Baseball Leagues

246-2021 Executive Summary

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

248-2021 AN EMERGENCY ORDINANCE Approving the collective bargaining

agreement with the International Longshoremen Association, Local 1317; and to amend Section 19 of Ordinance No. 194-2021, passed March 29, 2021, relating to compensation for various classifications.

Sponsors: Kevin Kelley and By Departmental Request

Attachments: 248-2021-Ratify CBA collective bargaining ag w Local 1317

Longshoremen, amend payband 19

248-2021-A FILE - ratify CBA collective bargaining ag w Local 1317

Longshoremen, amend payband 19

248-2021 Executive Summary - Local 1317

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

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli,

Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley,

Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

MISCELLANEOUS

Council Members Polensek, Griffin, Slife and Conwell made remarks.

MOTION TO EXCUSE THE ABSENCES

The absences of Council Members Bishop, Cleveland, B. Jones and Spencer were excused.

This was approved.

Yea: 12 - Anthony T. Hairston, Jasmin Santana, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kenneth Johnson, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, and Brian Mooney

Excused: 4 - Basheer S. Jones, Kevin L. Bishop, Phyllis E. Cleveland, and Jenny Spencer

Absent: 1 - Joseph T. Jones

ADJOURN

3:40 p.m.