

Cleveland City Council

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



Meeting Minutes

Monday, October 11, 2021

7:00 PM

**There will be limited seating due to COVID protocols; the meeting will be live broadcast. See meeting notice for details.
Council Chambers**

City Council

CALL TO ORDER; ROLL CALL

7:00 p.m.

- Present** 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner
- Excused** 1 - Delores L. Gray

MOMENT OF REFLECTION**PLEDGE OF ALLEGIANCE****DISPENSE WITH THE JOURNAL**

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

- Yea:** 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

PUBLIC COMMENT

Comments were made by Gwen Garth, Eugene W. Ward, Yvonka Marie Hall, Erika Jarvis, Sabrina Otis, James Lamb.

REPORTS AND COMMUNICATIONS**•Communications**

[907-2021](#) From Council President Kevin J. Kelley. Without objection by Cleveland City Council, designating Allan Dreyer as Clerk of Council Pro Tempore for the purposes of the October 11, 2021, Council Meeting and for all matters requiring the Clerk's signature October 11-13, 2021.

Attachments: [907-2021-COMMUNICATIONS-Clerk pro Temp 10-11-2021](#)

This Communication was received and filed.

SPECIAL RESOLUTIONS**•Condolence; Moment of Silence**

[899-2021](#) Condolence Resolution for Nathaniel Hammond

Sponsors: Anthony Hairston

This Ceremonial Resolution was read into the record.

[900-2021](#) Condolence Resolution for Tito Marqueith Bradley

Sponsors: Joseph Jones

This Ceremonial Resolution was read into the record.

[901-2021](#) Condolence Resolution for Judge Larry A. Jones, Sr.

Sponsors: Michael Polensek

This Ceremonial Resolution was read into the record.

[902-2021](#) Condolence Resolution for Thomas R. Hawn

Sponsors: Anthony Brancatelli

This Ceremonial Resolution was read into the record.

[908-2021](#) Condolence Resolution for Mansfield Frazier

Sponsors: Kevin Bishop, Anthony Brancatelli, Kevin Conwell, Marion Anita Gardner, Delores Gray, Blaine Griffin, Anthony Hairston, Basheer Jones, Joseph Jones, Brian Kazy, Kevin Kelley, Kerry McCormack, Brian Mooney, Michael Polensek, Jasmin Santana, Charles Slife and Jenny Spencer

This Ceremonial Resolution was read into the record.

[909-2021](#) Condolence Resolution for Pearl Jackson

Sponsors: Kevin Bishop, Anthony Brancatelli, Kevin Conwell, Marion Anita Gardner, Delores Gray, Blaine Griffin, Anthony Hairston, Basheer Jones, Joseph Jones, Brian Kazy, Kevin Kelley, Kerry McCormack, Brian Mooney, Michael Polensek, Jasmin Santana, Charles Slife and Jenny Spencer

This Ceremonial Resolution was read into the record.

[910-2021](#) Condolence Resolution for Daniel N. Sunyak

Sponsors: Charles Slife

This Ceremonial Resolution was read into the record.

[911-2021](#) Condolence Resolution for Adilen Rodriguez

Sponsors: Jasmin Santana

This Ceremonial Resolution was read into the record.

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

[903-2021](#) Congratulations Resolution for David Martin

Sponsors: Kevin Kelley and Anthony Brancatelli

This Ceremonial Resolution was read into the record.

[904-2021](#) Recognition Resolution for C.A.M.E.O. - 50th Anniversary

Sponsors: Anthony Brancatelli, Blaine Griffin and Michael Polensek

This Ceremonial Resolution was read into the record.

[905-2021](#) Recognition Resolution for Down Syndrome Association of Northeast Ohio

Sponsors: Brian Kazy and Kevin Conwell

This Ceremonial Resolution was read into the record.

[906-2021](#) Recognition Resolution for Hindu-American Awareness and Appreciation Month

Sponsors: Kevin Kelley

This Ceremonial Resolution was read into the record.

[912-2021](#) Recognition Resolution for Anthony Brancatelli

Sponsors: Blaine Griffin and Kerry McCormack

This Ceremonial Resolution was read into the record.

FIRST READING LEGISLATION

•**Emergency Ordinances Referred**

[884-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of Public Health to apply for and accept one or more grants from Cuyahoga County Invest in Children Program and First Year Cleveland to conduct MomsFirst project services under the Invest in Children Partnership and First Year Cleveland Partnership Programs; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grants.

Sponsors: Kerry McCormack, Kevin Kelley and By Departmental Request

Attachments: [884-2021-Ap & Ac Invest in Children and First Year Cleveland grants for Mom's First services](#)
[884-2021-A-FILE - Ap & Ac Invest in Children and First Year Cleveland grants for Mom's First services](#)

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

[885-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of Economic Development to enter into both a loan agreement and a grant agreement with Manufacturing Advocacy & Growth Network, Inc., (MAGNET) or its designee, to provide assistance for the purchasing of new machinery and equipment for their new headquarters to be located at 1800 East 63rd Street and to assist with construction, and other associated costs necessary to redevelop the property.

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

Attachments: [885-2021-Loan and grant w Manufacturing Advocacy Growth Network MAGNET for new headquarters on E 63](#)
[885-2021-A-FILE - Manufacturing Advocacy MAGNET](#)

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

[886-2021](#) AN EMERGENCY ORDINANCE Authorizing the Directors of Public Works and Finance to contract with one or more temporary employment agencies to provide professional services to supply temporary and seasonal personnel for the Department of Public Works, the Project Clean program and for the various departments of the City, for a period up to one year.

Sponsors: Kevin Bishop, Kevin Kelley and By Departmental Request

Attachments: [886-2021-Prof Serv temporary seasonal workers for outsourcing - Parks Finance](#)

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

[887-2021](#) AN EMERGENCY ORDINANCE Authorizing the purchase by one or more requirement contracts of trees, and labor and materials needed for urban forestry services, including but not limited to, maintaining and planting trees, and removing trees, stumps, and tree waste material, for the Division of Park Maintenance and Properties, Department of Public Works and the Departments of Aging and Community Development, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Works.

Sponsors: Kevin Bishop, Kevin Kelley and By Departmental Request

Attachments: [887-2021-Req K urban forestry, trees - PW only, w bonds](#)

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

[897-2021](#) AN EMERGENCY ORDINANCE To amend Section 1 of Ordinance No. 442-2020, passed December 9, 2020, relating to a permit to The Board of Park Commissioners of the Cleveland Metropolitan Park District to encroach into River Avenue by installing, using, and maintaining an asphalt all-purpose trail; and to enter into an amendment to the encroachment permit.

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

Attachments: [897-2021-Amend 442-2020, encr permit w Metroparks on River Avenue and amend permit](#)

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

[898-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of Capital Projects to lease certain property located under the Superior Viaduct Arch Number 4 to John L. Textoris, Jr. and Sara Textoris for the purpose of yard expansion.

Sponsors: Kerry McCormack, Kevin Bishop, Kevin Kelley and By Departmental Request

Attachments: [898-2021-Leasing City property under Viaduct Arch 4 to Textoris](#)

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

•Emergency Ordinances Read in Full and Passed

[888-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Community Development to enter into agreement with Famicos Foundation for the Food Distribution Program through the use of Ward 1 Casino Revenue Funds.

Sponsors: Joseph Jones

Attachments: [888-2021-FOR PASSAGE-Famicos Food Distribution Program Ward 1 Ordinance](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

[889-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director from the Department of Community Development to enter into agreement with Greater Collinwood Development Corporation for the Food Distribution Program through the use of Ward 8 Casino Revenue Funds.

Sponsors: Michael Polensek

Attachments: [889-2021-FOR PASSAGE-Greater Collinwood Development Corporation Food Distribution Ward 8 Ord](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

[890-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Public Works to enter into agreement with Old Brooklyn Community Development Corporation for the Old Brooklyn “Brighton Corridor” Place-making Project through the use of Ward 13 Casino Revenue Funds.

Sponsors: Kevin Kelley

Attachments: [890-2021-FOR PASSAGE-Old Brooklyn Ordinance Ward 13 Place Making Ordinance](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

[891-2021](#) AN EMERGENCY ORDINANCE Authorizing the Director of the Department of Community Development to enter into an agreement with the Fairfax Renaissance Development Corporation for the Food Distribution Program through the use of Ward 6 Casino Revenue Funds.

Sponsors: Blaine Griffin

Attachments: [891-2021-FOR PASSAGE-Ward 6 Food Distribution Program Casino Ord 2021](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

•Emergency Resolutions Referred

[892-2021](#) AN EMERGENCY RESOLUTION Strongly opposing Issue 24, the initiated proposal to amend the Charter regarding police reform and further, strongly supporting the significant and positive police reforms that continue to be made by the Safety Department and Division of Police under the Federal Consent Decree.

Sponsors: Brian Kazy

Attachments: [892-2021-Opposing Issue 24](#)

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

•Emergency Resolutions Read in Full and Adopted

[893-2021](#) AN EMERGENCY RESOLUTION Appointing one member to the Civilian Police Review Board.

Sponsors: Kevin Kelley and Blaine Griffin

Attachments: [893-2021-FOR ADOPTION-CPRB appt Wang Aug2021-2025](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

[894-2021](#) AN EMERGENCY RESOLUTION Objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 4200 West 130th Street.

Sponsors: Brian Kazy

Attachments: [894-2021-FOR ADOPTION-OBJ-TRFO-4200 WEST 130TH](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

[895-2021](#) AN EMERGENCY RESOLUTION Objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 15315 Bartlett Avenue.

Sponsors: Joseph Jones

Attachments: [895-2021-FOR ADOPTION-OBJ-TRFO-15315 BARTLETT](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

[896-2021](#) AN EMERGENCY RESOLUTION_Withdrawing objection to the transfer of location of a D5 Liquor Permit at 3029 Woodhill Road and repealing Resolution No. 676-2021, objecting to said transfer.

Sponsors: Marion Anita Gardner

Attachments: [896-2021-FOR ADOPTION-WITHDRAWAL-TFOL-3029 WOODHILL](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

SECOND READING LEGISLATION

•Emergency Ordinances Passed

[692-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to employ one or more professional consultants to perform various services needed for on-going mandatory environmental compliance for the Department of Port Control; to acquire licenses for compliance; and authorizing the Director to enter into various written standard purchase and requirement contracts, for materials, equipment, supplies, services, and training necessary to effectuate this ordinance, for a period of five years, effective January 1, 2022.

Sponsors: Joseph Jones, Kevin Kelley and By Departmental Request

Attachments: [692-2021-Prof Serv Ks for mandatory environmental compliance, 2022](#)
[692-2021 Exec. Summary - Environmental Service](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

[760-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to exercise the first option to renew Contract No. RC 2019-009 with Johnson Controls, Inc. to provide for labor and materials needed to maintain, repair, and expand fire alarm and suppression systems, including any parts, materials, equipment, supplies, services and installations, for the various divisions of the Department of Port Control.

Sponsors: Joseph Jones, Kevin Kelley and By Departmental Request

Attachments: [760-2021-Exercise option to renew K w Johnson Controls for fire and suppression systems, PC](#)
[760-2021 Exec. Summary - JCI Option](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

[766-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Port Control to employ one or more professional consultants to provide financial and accounting consulting services, for a period of one year with three one-year options to renew, the second of which requires additional legislative authority.

Sponsors: Joseph Jones, Kevin Kelley and By Departmental Request

Attachments: [766-2021-Prof Serv financial and accounting - PC](#)
[766-2021 Exec. Summary - Financial Consulting Services 2022](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

[838-2021](#)

AN EMERGENCY ORDINANCE Authorizing the Director of Public Health to accept a grant from the Ohio Environmental Protection Agency for financial assistance for the operation of the Division of Air Quality; authorizing the director to enter into one or more contracts for various services, equipment and supplies, and contracts with various agencies or entities necessary to operate the Division of Air Quality; determining the method of constructing, rehabilitating, renovating, replacing, or otherwise improving air monitoring sites and other similar structures on city-owned and city-leased property; and authorizing the director to enter into one or more contracts to construct the improvement and to design it.

Sponsors: Kerry McCormack, Kevin Kelley and By Departmental Request

Attachments: [838-2021-Ap & Ac Air Quality grant - all Ks, operational grant for air pollution control. OH EPA](#)
[838-2021 Executive Summary](#)
[Amend 838-2021](#)
[838-2021-as amended-FINAL](#)
[838-2021-B-FILE](#)
[838-2021-A- FILE](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

[865-2021](#) AN EMERGENCY ORDINANCE To amend Section 56 of Ordinance No. 194-2021, passed March 29, 2021, as amended, relating to compensation for various classifications.

Sponsors: Kevin Kelley and By Departmental Request

Attachments: [865-2021-Amend Section 56 of Payband](#)

[865-2021 - Exec Summary](#)

[865-2021 Exec. Summary -Investigative Research Specialist-JD](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

•Emergency Resolutions Adopted

[874-2021](#) AN EMERGENCY RESOLUTION Supporting Western Reserve Land Conservancy's Ohio Department of Natural Resources Urban Canopy Restoration Grant Program application to fund additional tree planting at Albert Bushnell Hart School (A. B Hart) in the City of Cleveland.

Sponsors: Anthony Brancatelli

Attachments: [874-2021-supporting WRLC's Urban Canopy Restoration Grant application for AB Hart Tree Planting to ODNR](#)

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

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

MISCELLANEOUS

Council Members Polensek, Kazy, B. Jones, Griffin, Conwell and Brancatelli made remarks.

MOTION TO EXCUSE THE ABSENCES

The absence of Council Member Gray was excused.

This was approved.

Yea: 16 - Anthony T. Hairston, Basheer S. Jones, Jasmin Santana, Joseph T. Jones, Kevin L. Bishop, Blaine A. Griffin, Anthony Brancatelli, Brian Kazy, Kerry McCormack, Kevin Conwell, Kevin Kelley, Michael Polensek, Charles Slife, Brian Mooney, Jenny Spencer, and Marion Anita Gardner

Excused: 1 - Delores L. Gray

ADJOURN

7:57 p.m.