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Official Proceedings
City Council

Cleveland, Ohio
Monday, February 5, 2024

The meeting of the Council was called to order at 7:02 p.m. with the President of Council, Blaine A. Griffin, in the Chair.

Council Members present: Kevin L. Bishop, Kevin Conwell, Deborah A. Gray, Blaine A. Griffin, Anthony T. Hairston, Kris Harsh, Stephanie D. Howse-Jones, Joseph T. Jones, Brian Kazy, Danny Kelly, Rebecca Maurer, Kerry McCormack, Michael D. Polensek, Jasmin Santana, Charles Slife, Jenny Spencer.

Also present were: Mayor Bibb; Chiefs Davy, Epstein, Fernando, Griffin, Johnson, Pomerantz, Pryor-Jones, Puente, Teeuwen; Directors Cole, Crowe, DeRosa, Francis, Hernandez, Keane, Margolius, Martin O'Toole, McNair, McNamara, O'Keeffe, Pan Huang, Shute-Woodson, Williams; Senior Strategist Davis.

Council Members, Administration, Staff, and those in the audience rose for a moment of silent reflection, and the Pledge of Allegiance.

MOTION

On the motion of Council Member Gray, the reading of the minutes of the last meeting was dispensed with and the journal approved. Seconded by Council Member Hairston.

Communications

File No. 164-2024
From Andrea Zwischenberger Kotecki, Executive Director of Administration, The Cleveland Clinic Foundation. Notice of Operations for calendar year 2023, pursuant to Chapter 686 of the Codified Ordinances of Cleveland, Ohio, 1976. Received.

From Ohio Division of Liquor Control:

File No. 171-2024
#0082502. Stock Application, D5J D6. Air Ventures LLC, 5300 Riverside Drive (Ward 17). Received.

Ordinances and Resolutions

Ceremonial Resolutions

Ceremonial resolutions are used by Council to recognize dignitaries and community members, and their accomplishments.

Resolutions of Condolence
The Rules were suspended, and the following Resolutions were adopted by a rising vote:

Hairston	Res. No. 172-2024	Thomas Anthony "Tony" Steele
Polensek	Res. No. 173-2024	Hazel Inez Johnson
Polensek	Res. No. 184-2024	Sgt. Kennedy Sanders
Polensek	Res. No. 185-2024	Sgt. Breonna Moffett
Polensek	Res. No. 186-2024	Sgt. William Jerome Rivers

Resolutions of Congratulations
The Rules were suspended, and the following Resolutions were adopted by a rising vote:

Conwell	Res. No. 174-2024	Glenville Library Groundbreaking
Griffin	Res. No. 175-2024	Crawford Auto-Aviation Museum

Resolutions of Recognition
The Rules were suspended, and the following Resolutions were adopted by a rising vote:

Conwell	Res. No. 176-2024	Honey Bell-Bey
Griffin	Res. No. 177-2024	Jay Barnett
Griffin	Res. No. 178-2024	Jus Heal Bro – Black Male Mental Health Tour
Griffin	Res. No. 179-2024	Lawrence E. Adjah
Griffin	Res. No. 180-2024	Hope Allen
Griffin	Res. No. 181-2024	Dr. O'Shan D. Gadsden
Griffin	Res. No. 182-2024	Lamman Rucker
Griffin	Res. No. 183-2024	Dr. Joel A. Tudman

Ordinances and Resolutions

First Reading Emergency Ordinances Referred

An ordinance is a City law written and enacted by City Council. Ordinances govern the actions, responsibilities and tax dollars of residents, businesses, organizations, city departments and visitors in Cleveland. Ordinances can be written and passed to address issues about housing, safety, public services, employment, the City budget and economic development. Many ordinances authorize the City to spend money on contracts and projects that support the mission of the City of Cleveland.

Ordinances are effective 30 days after passage. Emergency ordinances take effect immediately upon the Mayor's signature or 10 days after passage.

Under the Charter, legislation cannot be passed until it has been read on three separate days, unless this requirement is dispensed with by a two-thirds vote of the Council. This is known as passing legislation "under suspension." Ordinances may be passed under suspension after either the first or second reading.

If not passed under suspension after the first reading, the legislation is then sent to the appropriate City departments for review.

These ordinances were read for the first time on Monday, February 5, 2024, and referred to the appropriate City departments and Council Committees for review.

Click on an ordinance below to read it:

Ord. No. 157-2024

Ord. No. 158-2024

Ord. No. 159-2024

Ord. No. 160-2024

Ord. No. 161-2024

Ord. No. 162-2024

Ord. No. 165-2024

Ord. No. 166-2024

Ord. No. 167-2024

Ordinance No. 157-2024

By Council Members: Polensek and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Public Safety to enter into an agreement with the Cuyahoga County Solid Waste District to accept funding in support of the Department of Public Safety's Environmental Crimes Task Force for purposes, including but not limited to, the purchase of training and equipment necessary to assist in combatting illegal dumping.

WHEREAS, there is an acknowledged problem of illegal dumping of scrap tires, solid waste, and construction debris within the City of Cleveland; and

WHEREAS, the City has established an Environmental Crimes Task Force ("City Task Force") comprised of the offices of Public Safety, Public Health, Building and Housing, Law, and others working collaboratively with the City Task Force to combat illegal dumping in the City; and

WHEREAS, the City's Department of Public Safety has established an environmental crimes unit that will investigate illegal dumping crimes and seek prosecution for those crimes; and

WHEREAS, the Cuyahoga County Solid Waste District (the "District"), authorized payment in an amount of $19,120 to the City of Cleveland Department of Public Safety to support the environmental crimes investigations and enforcement activities; and

WHEREAS, the City wishes to accept the funding from the District; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Safety is authorized to enter into an agreement with the District to accept funding in support of the City's Environmental Crimes Task Force, in an amount of $19,120 and any other funds that become available during the agreement term, for purposes, including but not limited to, the purchase of training and equipment necessary to assist in combatting illegal dumping for FY2024, and those funds are appropriated for this purpose. (RQS 6002, RLA 2024-8)

Section 2. That, unless expressly prohibited by the agreement, under Section 108(b) of the Charter, purchases made under the agreement may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents and do all things that are necessary to make the purchases and may enter into one or more contracts with the vendors selected through that cooperative process.

The contracts shall be paid from the fund or funds to which are credited any funds accepted under this ordinance.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Safety; Finance; and Law; Committees on Safety; and Finance Diversity Equity and Inclusion.

Ordinance No. 158-2024

By Council Members: Polensek and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY22 Fire Prevention and Safety Grant Program; and authorizing the purchase of one or more contracts of smoke/CO detectors, including installation and installation tools.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of $77,619.04, and any other funds that may become available during the grant term from The United States Department of Homeland Security to conduct the FY22 Fire Prevention and Safety Grant Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the award letter and summary for the grant contained in the file described below.

Section 2. That the award letter and summary for the grant, **File No. 158-2024-A,** made a part of this ordinance as if fully rewritten, including the obligation of the City of Cleveland to provide cash matching funds in the sum of $3,880.96 from Fund No. 01-6003-6397, is approved in all respects and shall not be changed without additional legislative authority. (RQS 6003, RL 2024-10)

Section 3. That the Director of Public Safety is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: smoke/CO detectors, including installation and installation tools, to be purchased during the grant term by the Commissioner of Purchases and Supplies on a unit basis, for the Division of Fire, Department of Public Safety.

Section 4. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents that are necessary to make the purchases and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 5. That the Director of Public Safety is authorized to extend the term of the grant during the grant term.

Section 6. That the costs of the contract or contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance and the cash match.

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Safety; Finance; and Law; Committees on Safety; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 159-2024

By Council Members: Polensek and Griffin (by departmental request)

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 2023 State Byrne Memorial Justice Assistance Grant to provide funding for the operation of the Cartel Gang Narcotics and Laundering Task Force; and authorizing agreements with various entities to implement the grant.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of $142,374.70, and any other funds that may become available during the grant term from the Ohio Office of Criminal Justice Services to conduct the FY 2023 State Byrne Memorial Justice Assistance Grant to provide funding for the operation of the Cartel Gang Narcotics and Laundering Task Force; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the title page and other pertinent pages for the grant contained in the file described below.

Section 2. That the title page and other pertinent pages for the grant, presented to the Finance Committee of this Council at a public hearing on this legislation and set forth in **File No. 159-2024-A**, is made a part of this ordinance as if fully rewritten, are approved in all respects, and shall not be changed without additional legislative authority. (RQS 6002, RLA 2024-16)

Section 3. That the Director of Public Safety is authorized to extend the term of the grant during the grant term.

Section 4. That the Director of Public Safety is authorized to enter into any agreements with the City of Bedford, Village of Moreland Hills, Cuyahoga County Sheriff's Office, Greater Cleveland Regional Transit Authority, City of Brooklyn, City of North Royalton, City of Independence, and Cuyahoga Metropolitan Housing Authority, to implement the grant as described in the file.

Section 5. That, unless expressly prohibited by the grant agreement, under Section 108(B) of the Charter, purchases made under the grant agreement may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents and do all things that are necessary to make the

purchases and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 6. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Safety; Finance; and Law; Committees on Safety; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 160-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance to make appropriations and provide current expenses for the daily operation of all municipal departments of the City of Cleveland for the fiscal year from January 1, 2024, until December 31, 2024.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That to provide for the current expenses for the City of Cleveland for the fiscal year ending December 31, 2024, the following sums be, and they are hereby appropriated via:

The sum of Seven Hundred Seventy Eight Million, Six Hundred Eighty Nine Thousand, One Hundred Seventy Seven Dollars ($778,689,177) from the General Fund;

The sum of One Hundred Thirty Eight Million, Six Hundred Fifty Thousand, One Hundred Thirty Two Dollars ($138,650,132) from the Special Revenue Funds;

The sum of Ninety Million, Five Hundred Eighty Nine Thousand, One Hundred Ninety Two Dollars ($90,589,192) from the Debt Service Fund;

The sum of One Hundred Seventy Six Million, One Hundred One Thousand, Eight Hundred One Dollars ($176,101,801) from the Internal Service Funds;

The sum of Eight Hundred Sixty One Million, Five Hundred Five Thousand, Seven Hundred Seventeen Dollars ($861,505,717) from the Enterprise Funds;

The sum of Fourteen Million, One Hundred Fifty Six Thousand, Four Hundred Seventy One Dollars ($14,156,471) from the Trust and Agency Funds;

All set forth in the Mayor's Estimate on file with Council and identified in the aggregate amount for each department as follows:

Legislative Branch	**$**	**9,066,769**
Judicial Branch	**$**	**48,273,787**
Executive Branch		
General Government		36,501,612
Department of Aging		2,046,674
Department of Human Resources		6,143,681

Department of Law				20,006,532
Department of Finance				34,969,999
Department of Public Health				14,271,035
Department of Public Safety				400,719,587
Department of Public Works				95,000,392
Department of Community Development				2,256,802
Department of Building and Housing				15,833,253
Department of Economic Development				2,890,918
Nondepartmental				90,708,136
Total Executive Branch				721,348,621
TOTAL GENERAL FUND				**778,689,177**
Special Revenue Funds				**138,650,132**
Internal Service Funds				**176,101,801**
Enterprise Funds				**861,505,717**
Agency Funds				**14,156,471**
Debt Service Funds				**90,589,192**
TOTAL APPROPRIATIONS FOR 2024			**$**	**2,059,692,490**

GENERAL FUND

LEGISLATIVE BRANCH

Council and Clerk of Council			$	9,066,769
I Personnel and Related Expenses	$	7,101,859		
II Other Expenses		1,964,910		
TOTAL LEGISLATIVE BRANCH			**$**	**9,066,769**

JUDICIAL BRANCH

Municipal Court - Judicial Division			$	27,201,695
I Personnel and Related Expenses	$	21,665,032		
II Other Expenses		5,536,663		
Municipal Court - Clerk's Division			$	14,256,092
I Personnel and Related Expenses	$	12,386,003		
II Other Expenses		1,870,089		
Municipal Court - Housing Division			$	6,816,000
I Personnel and Related Expenses	$	6,327,528		
II Other Expenses		488,472		
TOTAL JUDICIAL BRANCH			**$**	**48,273,787**

EXECUTIVE BRANCH

GENERAL GOVERNMENT

Office of the Mayor			$ 3,715,853
I Personnel and Related Expenses	$	3,423,992	
II Other Expenses		291,861	
Office of Capital Projects			$ 7,878,030
I Personnel and Related Expenses	$	7,094,936	
II Other Expenses		783,094	
Office of Urban Analytics & Innovation			$ 1,732,460
I Personnel and Related Expenses	$	1,564,772	
II Other Expenses		167,688	
Landmarks Commission			$ 390,145
I Personnel and Related Expenses	$	366,391	
II Other Expenses		23,754	
Board of Building Standards and Appeals			$ 312,450
I Personnel and Related Expenses	$	271,731	
II Other Expenses		40,719	
Board of Zoning Appeals			$ 281,391
I Personnel and Related Expenses	$	252,095	
II Other Expenses		29,296	
			$ 2,031,486
Civil Service Commission			
I Personnel and Related Expenses		1,309,648	
II Other Expenses		721,838	
Community Relations Board			$ 3,159,005
I Personnel and Related Expenses	$	2,296,464	
II Other Expenses		862,541	
City Planning Commission			$ 3,745,907
I Personnel and Related Expenses	$	2,578,363	
II Other Expenses		1,167,544	
Boxing and Wrestling Commission			$ 31,792
I Personnel and Related Expenses	$	31,792	

Office of Sustainability			$	1,440,763
I Personnel and Related Expenses	$	1,063,439		
II Other Expenses		377,324		
Office of Equal Opportunity			$	1,440,303
I Personnel and Related Expenses	$	1,101,152		
II Other Expenses		339,151		
Office of Prevention, Intervention & Opportunity			$	5,031,213
I Personnel and Related Expenses	$	2,112,728		
II Other Expenses		2,918,485		
Office of Budget & Management			$	787,449
I Personnel and Related Expenses	$	771,335		
II Other Expenses		16,114		
Office of Professional Standards			$	2,069,462
I Personnel and Related Expenses	$	1,715,952		
II Other Expenses		353,510		
Police Review Board			$	239,745
I Personnel and Related Expenses	$	168,411		
II Other Expenses		71,334		
Community Police Commission			$	2,214,158
I Personnel and Related Expenses	$	887,398		
II Other Expenses		1,326,760		
TOTAL GENERAL GOVERNMENT			**$**	**36,501,612**
DEPARTMENT OF AGING				
Department of Aging			$	2,046,674
I Personnel and Related Expenses	$	1,356,319		
II Other Expenses		690,355		
TOTAL DEPARTMENT OF AGING			**$**	**2,046,674**
DEPARTMENT OF HUMAN RESOURCES				
Department of Human Resources			$	6,143,681
I Personnel and Related Expenses	$	3,033,007		
II Other Expenses		3,110,674		
TOTAL DEPARTMENT OF HUMAN RESOURCES			**$**	**6,143,681**

DEPARTMENT OF LAW			
Department of Law			$ 20,006,532
I Personnel and Related Expenses	$	10,831,896	
II Other Expenses		9,174,636	
TOTAL DEPARTMENT OF LAW			**$ 20,006,532**
DEPARTMENT OF FINANCE			
Finance Administration			$ 1,448,208
I Personnel and Related Expenses	$	1,229,067	
II Other Expenses		219,141	
Division of Accounts			$ 2,714,981
I Personnel and Related Expenses	$	1,761,639	
II Other Expenses		953,342	
Division of Assessments and Licenses			$ 4,958,485
I Personnel and Related Expenses	$	3,500,107	
II Other Expenses		1,458,378	
Division of Treasury			$ 964,677
I Personnel and Related Expenses	$	811,800	
II Other Expenses		152,877	
Division of Purchases and Supplies			$ 907,802
I Personnel and Related Expenses	$	872,408	
II Other Expenses		35,394	
Bureau of Internal Audit			$ 1,215,073
I Personnel and Related Expenses	$	613,452	
II Other Expenses		601,621	
Division of Financial Reporting and Control			$ 1,947,899
I Personnel and Related Expenses	$	1,790,197	
II Other Expenses		157,702	
Information Systems Services			$ 19,579,561
I Personnel and Related Expenses	$	5,755,886	
II Other Expenses		13,823,675	
Division of Risk Management			$ 1,233,313
I Personnel and Related Expenses	$	701,813	
II Other Expenses		531,500	

TOTAL DEPARTMENT OF FINANCE			**$**	**34,969,999**
DEPARTMENT OF PUBLIC HEALTH				
Public Health Administration			$	2,521,023
I Personnel and Related Expenses	$	2,016,329		
II Other Expenses		504,694		
Division of Health			$	5,882,200
I Personnel and Related Expenses	$	2,649,181		
II Other Expenses		3,233,019		
Division of Environment			$	2,585,263
I Personnel and Related Expenses	$	2,061,926		
II Other Expenses		523,337		
Division of Air Quality			$	1,256,008
I Personnel and Related Expenses	$	773,086		
II Other Expenses		482,922		
Division of Health, Equity and Social Justice			$	2,026,541
I Personnel and Related Expenses	$	1,058,124		
II Other Expenses		968,417		
TOTAL DEPARTMENT OF PUBLIC HEALTH			**$**	**14,271,035**
DEPARTMENT OF PUBLIC SAFETY				
Public Safety Administration			$	6,076,955
I Personnel and Related Expenses	$	4,525,098		
II Other Expenses		1,551,857		
Division of Police			$	230,920,747
I Personnel and Related Expenses	$	214,494,921		
II Other Expenses		16,425,826		
Division of Fire			$	114,619,597
I Personnel and Related Expenses	$	109,588,362		
II Other Expenses		5,031,235		
Division of Emergency Medical Services			$	36,461,249
I Personnel and Related Expenses	$	31,667,300		
II Other Expenses		4,793,949		
Division of Animal Control Services			$	3,754,933

I Personnel and Related Expenses	$	2,896,580		
II Other Expenses		858,353		
Division of Correction			$	4,060,145
I Personnel and Related Expenses	$	308,061		
II Other Expenses		3,752,084		
Police Inspector General			$	162,442
I Personnel and Related Expenses	$	149,992		
II Other Expenses		12,450		
			$	4,663,519
Department of Justice				
I Personnel and Related Expenses	$	1,386,379		
II Other Expenses		3,277,140		
TOTAL DEPARTMENT OF PUBLIC SAFETY			**$**	**400,719,587**

DEPARTMENT OF PUBLIC WORKS

Division of Public Works Administration			$	3,141,348
I Personnel and Related Expenses	$	2,799,552		
II Other Expenses		341,796		
Division of Recreation			$	18,049,418
I Personnel and Related Expenses	$	10,791,472		
II Other Expenses		7,257,946		
Division of Parking Facilities-On Street			$	1,132,287
I Personnel and Related Expenses	$	1,045,077		
II Other Expenses		87,210		
Division of Property Management			$	10,221,344
I Personnel and Related Expenses	$	7,125,083		
II Other Expenses		3,096,261		
Division of Park Maintenance and Properties			$	19,907,625
I Personnel and Related Expenses	$	11,462,623		
II Other Expenses		8,445,002		
Division of Waste Collection & Disposal			$	38,107,897
I Personnel and Related Expenses	$	18,962,566		
II Other Expenses		19,145,331		
Division of Traffic Engineering			$	4,440,473
I Personnel and Related Expenses	$	3,259,548		

II Other Expenses		1,180,925	
TOTAL DEPARTMENT OF PUBLIC WORKS			**$ 95,000,392**
DEPARTMENT OF COMMUNITY DEVELOPMENT DIRECTOR'S OFFICE			
Community Development Director's Office			$ 2,256,802
I Personnel and Related Expenses	$	688,857	
II Other Expenses		1,567,945	
TOTAL DEPARTMENT OF COMMUNITY DEVELOPMENT			**$ 2,256,802**
DEPARTMENT OF BUILDING AND HOUSING			
Building and Housing Director's Office			$ 4,717,286
I Personnel and Related Expenses	$	3,107,351	
II Other Expenses		1,609,935	
Division of Code Enforcement			$ 9,074,141
I Personnel and Related Expenses	$	8,663,791	
II Other Expenses		410,350	
			$ 2,041,826
Division of Construction Permit			
I Personnel and Related Expenses	$	2,011,826	
II Other Expenses		30,000	
TOTAL DEPARTMENT OF BUILDING AND HOUSING			**$ 15,833,253**
DEPARTMENT OF ECONOMIC DEVELOPMENT			
Economic Development			$ 2,890,918
I Personnel and Related Expenses	$	2,821,209	
II Other Expenses		69,709	
TOTAL DEPARTMENT OF ECONOMIC DEVELOPMENT			**$ 2,890,918**
NONDEPARTMENTAL			
County Auditor Deductions			$ 1,900,000
II Other Expenses	$	1,900,000	
Other Administrative			$ 32,137,254
I Personnel and Related Expenses	$	9,456,394	
II Other Expenses		22,680,860	

Transfers to Other Funds		$ 56,670,882
II Other Expenses	$ 56,670,882	
TOTAL NONDEPARTMENTAL		**$ 90,708,136**
TOTAL EXECUTIVE BRANCH		**$ 721,348,621**
TOTAL GENERAL FUND		**$ 778,689,177**

SPECIAL REVENUE FUND

Restricted Income Tax Fund		$ 61,700,000
II Other Expenses	$ 61,700,000	
Payroll Reserve Fund		$ 17,000,000
II Other Expenses	$ 17,000,000	
Street Construction, Maintenance & Repair Fund		$ 42,926,600
I Personnel and Related Expenses	$ 24,323,494	
II Other Expenses	18,603,106	
Schools Recreation & Cultural Activities Fund		$ 1,125,000
II Other Expenses	$ 1,125,000	
Division of Public Auditorium & Stadium-Stadium		$ 15,898,532
II Other Expenses	$ 15,898,532	
TOTAL SPECIAL REVENUE FUNDS		**$ 138,650,132**

DEBT SERVICE FUND

Sinking Fund Commission		$ 90,589,192
III Debt Service	$ 90,589,192	
TOTAL DEBT SERVICE FUNDS		**$ 90,589,192**

INTERNAL SERVICE FUND

Sinking Fund Commission		$ 1,046,573
I Personnel and Related Expenses	$ 293,203	
II Other Expenses	753,370	
Information Systems Services-Telephone Exchange		$ 15,797,033

I Personnel and Related Expenses	$	2,223,916		
II Other Expenses		13,573,117		
Radio			$	4,839,882
I Personnel and Related Expenses	$	773,254		
II Other Expenses		4,066,628		
Division of Motor Vehicle Maintenance			$	25,400,601
I Personnel and Related Expenses	$	7,326,077		
II Other Expenses		18,074,524		
Division of Printing and Reproduction			$	2,899,143
I Personnel and Related Expenses	$	1,165,504		
II Other Expenses		1,733,639		
City Storeroom and Central Warehouse			$	618,569
I Personnel and Related Expenses	$	78,069		
II Other Expenses		540,500		
Health Self Insurance			$	103,000,000
II Other Expenses	$	103,000,000		
Prescription Self Insurance			$	22,500,000
II Other Expenses	$	22,500,000		
TOTAL INTERNAL SERVICE FUNDS			**$**	**176,101,801**

ENTERPRISE FUNDS

DEPARTMENT OF PUBLIC UTILITIES

Utilities Administration			$	8,907,797
I Personnel and Related Expenses	$	7,786,941		
II Other Expenses		1,120,856		
Division of Fiscal Control			$	8,668,806
I Personnel and Related Expenses	$	8,024,384		
II Other Expenses		644,422		

Division of Water		$	382,916,888
I Personnel and Related Expenses	$ 95,636,100		
II Other Expenses	287,280,788		
Division of Water Pollution Control		$	42,105,590
I Personnel and Related Expenses	$ 13,582,587		
II Other Expenses	28,523,003		
Division of Cleveland Public Power		$	213,908,556
I Personnel and Related Expenses	$ 28,584,665		
II Other Expenses	185,323,891		
TOTAL DEPARTMENT OF PUBLIC UTILITIES		**$**	**656,507,637**

DEPARTMENT OF PORT CONTROL

Divisions of Cleveland Hopkins & Burke Lakefront Airports - Operations		$	185,415,029
I Personnel and Related Expenses	$ 41,706,912		
II Other Expenses	143,708,117		
TOTAL DEPARTMENT OF PORT CONTROL		**$**	**185,415,029**

DEPARTMENT OF PUBLIC WORKS

Division of Cemeteries		$	2,145,871
I Personnel and Related Expenses	$ 1,577,319		
II Other Expenses	568,552		
Golf Course Fund		$	2,568,190
II Other Expenses	$ 2,568,190		
Division of Parking Facilities-Off Street Parking		$	9,507,816
I Personnel and Related Expenses	$ 1,710,448		
II Other Expenses	7,797,368		
Division of Public Auditorium		$	3,361,457
I Personnel and Related Expenses	$ 1,672,517		
II Other Expenses	1,688,940		
Division of West Side Market		$	1,999,717
I Personnel and Related Expenses	$ 704,776		
II Other Expenses	1,294,941		

TOTAL DEPARTMENT OF PUBLIC WORKS	**$**	**19,583,051**
TOTAL ENTERPRISE FUNDS	**$**	**861,505,717**

AGENCY FUND

Central Collection Agency		$	14,156,471
I Personnel and Related Expenses	$ 9,185,046		
II Other Expenses	4,971,425		
TOTAL AGENCY FUND		**$**	**14,156,471**

Section 2. That the appropriations herein made are based upon the detail of expenditures set forth in the Mayor's Estimate (File No. 160-2024-A), but are appropriated to the several departments, offices, and purposes in the aggregate for I. - Personnel and Related Expenses; and II. - Other Expenses and are not severally and individually appropriated in said detail. Any unencumbered balance in an appropriation fund at the close of the year 2023 is hereby appropriated to such fund for the payment of unpaid obligations lawfully incurred in 2023 or prior years. The Mayor's Estimate, as modified by the schedule published pursuant to Section 39 of the Charter shall within the sums appropriated in Section 1 hereof, constitute the expenditure budget for the year 2024 and shall be subject to the control of the Mayor, provided, however, that no transfer from I. - Personnel and Related Expenses, or II. – Other Expenses within any department or office, or from one department or office to another shall be made except as provided in Section 41 of the Charter.

Section 3. That the Commissioner of Accounts is hereby authorized to draw warrants upon the City Treasury for the amount appropriated in this ordinance, whenever claims are presented properly approved by the head of the department or by the chief of a commission for which indebtedness was incurred.

Section 4. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

Referred to Directors of Finance; and Law; Committee on Finance, Diversity, Equity and Inclusion.

Ordinance No. 161-2024

By Council Members: Hairston and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Economic Development to enter into a grant agreement with Manufacturing Works, or its designee, to provide economic development assistance for the Cleveland Industrial Retention Initiative Program during the first half of 2024.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Economic Development is authorized to enter into a grant agreement with Manufacturing Works, or its designee, to provide economic development assistance for direct costs associated with operating the Cleveland Industrial Retention Initiative ("CIRI") Program during the first half of 2024.

Section 2. That the costs of the grant agreement shall not exceed $250,000 and shall be paid from Fund No. 10 SF 501. (RQS 9501, RL 2024-11)

Section 3. That the Director of Law is authorized to prepare the grant agreement and other documents as may be appropriate to complete the transaction.

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Economic Development; Finance; and Law; Committees on Development Planning and Sustainability; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 162-2024

By Council Members: Bishop and Griffin (by departmental request)

An emergency ordinance authorizing the purchase by one or more requirement contracts of recycled or virgin asphalt concrete, for the Division of Streets, Department of Public Works, for a period of one year, with two one-year options to renew, exercisable by the Director of Public Works.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Works is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for requirements for a period of one year, with two one-year options to renew, exercisable by the Director of Public Works, for the necessary items of recycled or virgin asphalt concrete in the approximate amount as purchased during the preceding term, purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Works. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the costs of the contract or contracts shall be paid from Fund Nos. 20 SF 568, 20 SF 574, 20 SF 579, 20 SF 586, 20 SF 592, 20 SF 597, 20 SF 702, 20 SF 712, 20 SF 718, from the fund or funds to which are credited future bonds if issued for this purpose and shall also be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 7016, RLA 2024-1)

Section 3. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Works may sign all documents that are necessary to make the purchases and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the

Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Works; Finance; and Law; Committees on Municipal Services and Properties; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 165-2024

By Council Members: Polensek and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Homeland Security for the FY 22 Assistance to Firefighters Grant; and authorizing the Director to employ one or more professional consultants to conduct cancer and behavioral health screenings and medical and fitness evaluations and expanding health and cancer screenings.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the amount of $812,404.47, and any other funds that become available during the grant term, from United States Department of Homeland Security to conduct the FY 22 Assistance to Firefighters Grant; that the Director of Public Safety is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the application for the grant contained in the file described below.

Section 2. That the application for the grant, **File No. 165-2024-A**, made a part of this ordinance as if fully rewritten, including the obligation of the City of Cleveland to provide cash matching funds in the amount of $81,240.45 from Fund No. 01-6003-6397, is approved in all respects and shall not be changed without additional legislative authority. (RQS 6003, RL 2024-8)

Section 3. That the Director of Public Safety is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to conduct cancer and behavioral health screenings and annual medical and fitness evaluations and expanding behavioral health and cancer screenings.

The selection of the consultant or consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Safety from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Safety for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Safety, and certified by the Director of Finance.

Section 4. That under Section 108(b) of the Charter, the services authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents that are necessary to obtain such services and may enter into one or more contracts with the consultants selected through that cooperative process.

Section 5. That the Director of Public Safety is authorized to extend the term of the grant during the grant term.

Section 6. That the cost of the contract or contracts shall be paid from the fund or funds to which are credited the grant proceeds received under this ordinance and the cash match.

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Safety; Finance; and Law; Committees on Safety; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 166-2024

By Council Members: Hairston and Griffin (by departmental request)

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 PY2024 under the Title I of the Housing and Community Development Act of 1974, for the 2024 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.

WHEREAS, the City of Cleveland desires to apply for and accept various grants from the U.S. Department of Housing and Urban Development; and

WHEREAS, the U.S. Department of Housing and Urban Development requires the City of Cleveland to maintain written policies and procedures for the effective administration and transparency of these federal Entitlement allocations overseen by the Department of Community Development; and

WHEREAS, the Department of Community Development Manual fulfills this requirement; and

WHEREAS, the U.S. Department of Housing and Urban Development requires that the City of Cleveland is presented with the updated Department of Community Development Manual on an annual basis; and

WHEREAS, this Council supports adoption of the current Department of Community Development Manual, as amended by the Director of Community Development for the purpose of maintaining a compliant federal Entitlement program for the benefit of Cleveland; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Community Development is authorized to apply for and accept grants from the U. S. Department of Housing and Urban Development (HUD) in the following estimated amounts: $20,779,240 to conduct the PY2024 Community Development Block Grant (CDBG) Program; $5,462,346 to conduct the Federal HOME Investment Partnerships Act (HOME) Program; $1,856,678 to conduct the Emergency Solutions Grant (ESG) Program; and $2,356,937 for the Housing Opportunities for Persons with AIDS (HOPWA) Program, for the purposes and uses set forth in the budgets and in compliance with the requirements of Title I of the Housing and Community Development Act of 1974 and applicable rules and regulations. That the

Director of Community Development is authorized to act as the City's Authorized Representative to file all papers and execute all documents necessary to receive the funds under the grants, administer funds under the grants, and to effect compliance with any and all requirements, and that the funds are appropriated for the purposes set forth in this ordinance.

Section 2. 2024 Programs.
That the Director of Community Development is authorized to conduct the Programs listed in this ordinance with the entities listed, as described in File No. 166-2024-A.

Section 3. That the Director of Community Development is authorized to expend the amounts shown in this section, plus program income and any other prior year balances and the amounts are appropriated for the following purposes:

1. 10-YEAR HOUSING PLAN

A. Strategic Initiatives

	Funding	Est. 2024 Allocation	RLA
Middle Neighborhoods	CDBG	$200,000	RQS 8006 RLA 2024 0026
Banking Relations	CDBG	$100,000	RQS 8006 RLA 2024 0027
Abatement, Demolition, and Board-Up	CDBG	-	
Project Clean	CDBG	$1,110,000	RQS 8006 RLA 2024 0010
Citywide Grants	CDBG	$150,000	RQS 8006 RLA 2024 0011
CDC Activity Grants	CDBG	$1,200,000	RQS 8006 RLA 2024 0011

B. Safe Housing Initiatives

	Funding	Est. 2024 Allocation	RLA
Home Repair Program	CDBG	$1,631,000	RQS 8006 RLA 2024 0020
Home Repair Program	HOME	$500,000	RQS 8006 RLA 2024 0020
Competitive Lead Grants	CDBG	-	
Citywide Grants	CDBG	$150,000	RQS 8006 RLA 2024 0011
Housing Rehab Administration	CDBG	-	

C.Affordable Housing Expansion and Preservation

	Funding	Est. 2024 Allocation	RLA
Housing Trust Fund	HOME	$3,808,346	RQS 8006 RLA 2024 0021
Housing Trust Fund	CDBG	-	
CHDO Set Asides	HOME	$668,000	RQS 8006 RLA 2024 0021
Citywide Grants	CDBG	$150,000	RQS 8006 RLA 2024 0011
Fair Housing Administration	CDBG	-	

Housing Devlp. Office Administration	CDBG	-	

D. Supporting Housing Infill Development

	Funding	Est. 2024 Allocation	RLA
Citywide Grants	CDBG	$150,000	RQS 8006 RLA 2024 0011

2. ECONOMIC OPPORTUNITY

	Funding	Est. 2024 Allocation	RLA
A. Storefront Renovation	CDBG	$367,000	RQS 8006 RLA 2024 0012

3. ENDING POVERTY AND RACIAL DISPARITIES

	Funding	Est. 2024 Allocation	RLA
A. Support the City/County Continuum of Care	ESG	$1,776,678	RQS 8006 RLA 2024 0017
Continuum of Care COC	CDBG	-	
ESG Administration	ESG	-	
B. Public Services Addressing Neighborhood Revitalization Strategy Area	CDBG	-	
Systemic Poverty	CDBG	$1,000,000	RQS 8006 RLA 2024 0013
Youth Violence	CDBG	$150,000	RQS 8006 RLA 2024 0013
Poverty and Accessibility Among Elderly	CDBG	$200,000	RQS 8006 RLA 2024 0013
Other Public Services	CDBG	$150,000	RQS 8006 RLA 2024 0029
Community Engagement	CDBG	$500,000	RQS 8006 RLA 2024 0028
C. Housing for Persons with HIV/AIDS	HOPWA	$2,356,937	RQS 8006 RLA 2024 0018
CDBG AIDS Prevention	CDBG	$284,000	RQS 8006 RLA 2024 0014

4. NEIGHBORHOOD IMPROVEMENT

	Funding	Est. 2024 Allocation	RLA
A. Community Gardens	CDBG	$126,000	RQS 8006 RLA 2024 0015
B. Improvement and Preservation of Neighborhood Public Facilities			
City Public Facilities North Point & 5 Points	CDBG	-	
Other Public Facilities	CDBG	$300,000	RQS 8006 RLA 2024 0029
Neighborhood Development Grants	CDBG	$7,600,000	N/A
General Administration	CDBG	$5,261,780	N/A

	HOME	$486,000	N/A
	ESG	$80,000	N/A
Total Estimated Allocation		**$30,455,201**	

INDIVIDUAL ESTIMATED GRANT TOTALS:

CDBG	$20,779,240
HOME	$5,462,346
ESG	$1,856,678
HOPWA	$2,356,937
Total	**$30,455,201**

Section 4. Contracting.

(a) That the Directors of the Departments of Community Development, Public Works, Public Health, Building and Housing, and Aging are authorized to enter into one or more contracts with those entities or individuals described in the file for the applicable Program for the purposes allowed under the applicable Program and following the appropriate federal regulations governing the use of CDBG, HOME, ESG, and/or HOPWA funds.

(b) That the Director of Community Development is authorized to accept monies in repayment under the Programs listed in the file and to utilize repayments for making additional expenditures under the Programs, and the funds are appropriated for that purpose.

(c) That the Director of Community Development is authorized to enter into rebate agreements with those entities and individuals described in the file using CDBG and KIOSK funds.

Section 5. Purchasing.

(a) That the Directors of Community Development and/or Building and Housing, as appropriate, are authorized to make one or more written standard purchase and/or written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the period during the grant terms, for each or all of the following items: labor, materials, equipment, supplies, and services needed to implement the grants and for the rental of furniture and other household articles to supply and accommodate displaced persons during any Program performed under the grants as described in the file, to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Departments of Community Development and Building and Housing as appropriate. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines.

(b) That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase or procurement under the contract, each of which purchases or procurements shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance.

(c) That, unless expressly prohibited by the grant agreements, under Section 108(b) of the Charter, purchases or procurements made under the grant agreements may be made through cooperative arrangements with other governmental agencies. The Director of Community Development may sign all documents and do all things that are necessary to make the purchases or procurements and may enter into one or more contracts with the vendors selected through that cooperative process.

(d) That the Directors of Community Development and/or Building and Housing as appropriate are authorized to accept monies in repayment under the Programs listed in the file and to utilize repayments for making additional expenditures under the Programs, and the funds are appropriated for that purpose.

(e) That the Director of Building and Housing is authorized to collect from persons or entities from whom the City is collecting demolition costs an amount equal to any amount spent for services related to collection of demolition cost, such as title searches, credit bureau reports, and document filing fees. Any funds collected shall be deposited into Fund No. 14.

Section 6. Consultant and Professional Services.

That the Directors of Community Development and Public Health are authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide services needed to assist the City with the Programs listed in the file.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Community Development and/or Public Health, as appropriate, from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Community Development and/or Public Health, as appropriate, following applicable federal regulations, for the purpose of compiling a list. The compensation to be paid for the services shall be determined by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Community Development and/or Public Health, as appropriate, and certified by the Director of Finance.

Section 7. Memorandum of Understanding and Reimbursement.

(a) That the Director of Community Development shall enter into a memorandum of understanding prior to expenditure of funding with the following Departments:

Project Clean	Department of Public Works
AIDS Prevention	Department of Public Health
AIDS Related Services	Department of Public Health
Demolition and Board-Up	Department of Building and Housing
SHAP and CHORE	Department of Aging

(b) That CDBG funds as shown in Section 1 are appropriated from Fund No. 14 SF 050 for costs of the Departments incurred from Fund 15.

(c) That HOPWA funds as shown in Section 1 are appropriated from Fund No. 15 SF 374 for costs of the Department of Health incurred from Fund 15.

(d) That ESG funds as shown in Section 1 are appropriated from Fund 15 SF 375 for costs of the Department of Aging incurred from Fund 15.

Section 8. Loans.

(a) That the Director of Community Development is authorized to accept monies in repayment of loans and fees authorized in this ordinance and to deposit those monies in Fund Nos. 13, 14, and 15, as appropriate, and to utilize the repayments and other program income in a revolving fund for making additional expenditures under the Programs, and such funds are hereby appropriated for that purpose.

(b) That the City is authorized to accept promissory notes, naming the City of Cleveland as payee, and mortgages, naming the City of Cleveland as mortgagee, and any other security instrument executed to evidence and secure repayment of loans made under the Programs described in the file.

(c) That the Director of Community Development is authorized to enter into forbearance agreements with any recipient of a validly existing loan administered by the City, and to charge and accept fees to cover costs incurred in the preparation of loan documents, closing, and servicing costs. Such fees shall be deposited into Fund Nos. 13, 14 or 15, as appropriate. The revenues generated as a result of charging fees are appropriated for additional program and operating expenses for eligible activities.

Section 9. Neighborhood Development Activities Council Member Written Approval. That prior to entering into or amending those contracts or memorandums of understanding, or expending any Neighborhood Development Activity funds, the Director of Community Development shall receive written approval from the Council

member whose ward line item is to fund the activity or program, provided that the amount for such activity or program does not exceed the amount allocated for the Council member's ward pursuant to the relevant Community Development Block Grant plan.

Section 10. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Community Development; Public Works; Public Health; Building and Housing; Aging; Finance; and Law; Committees on Development Planning and Sustainability; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 167-2024

By Council Members: Kazy and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Public Utilities to extend the lease with City Rose, Ltd., for the public purpose of operating the Division of Cleveland Public Power's Eastside Service Center at 14100 Darley Avenue, for a term of five years, with one option to renew for an additional five- year period, exercisable by the Director of Public Utilities.

WHEREAS, commencing September 1, 2020, the City of Cleveland (the "City") entered into a lease with City Rose, Ltd., under Contract No. CT-2004-LS2020*010 (the "Lease"), for the property and use described below; and

WHEREAS, the Lease expires August 31, 2024; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That, notwithstanding Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Public Utilities is authorized to extend the Lease with City Rose, Ltd., for certain property with an entrance at 14100 Darley Avenue, formerly 743 East 140th Street, Cleveland, Ohio, for the public purpose of continuing the operations the Division of Cleveland Public Power's Eastside Service Center. The leased premises, which is located on a portion of Permanent Parcel No. 112-27-007, consists of the southern half of City Rose, Ltd.'s industrial building (the leased space measuring approximately 97,000 square feet), a paved parking area and a storage yard (measuring approximately 2.5 acres).

Section 2. That the term of the Lease extension authorized by this ordinance shall be five (5) years, commencing September 1, 2024, with one (1) option to renew for an additional five-year period, exercisable by the Director of Public Utilities.

Section 3. That the annual base rent for the Lease extension shall be $250,000.00, plus the City's share of utilities, insurance and taxes.

Section 4. That the Lease extension shall be prepared by the Director of Law and shall contain any terms and conditions as are required to protect the interests of the City.

Section 5. That the Director of Law, and other appropriate City officials are authorized to execute any other documents and certificates and take any other actions that may be necessary or appropriate to effect the Lease extension authorized by this ordinance.

Section 6. That the costs of the Lease extension authorized by this ordinance shall be paid from Fund No. 58 SF 001. (RQS 2004, RL 2024-20)

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Utilities; City Planning Commission; Finance; and Law; Committees on Utilities; and Finance, Diversity, Equity and Inclusion.

Ordinances and Resolutions

First Reading Emergency Ordinances Read in Full and Passed

An ordinance is a City law written and enacted by City Council. Ordinances govern the actions, responsibilities and tax dollars of residents, businesses, organizations, city departments and visitors in Cleveland. Ordinances can be written and passed to address issues about housing, safety, public services, employment, the City budget and economic development. Many ordinances authorize the City to spend money on contracts and projects that support the mission of the City of Cleveland.

Ordinances are effective 30 days after passage. Emergency ordinances take effect immediately upon the Mayor's signature or 10 days after passage.

Under the Charter, legislation cannot be passed until it has been read on three separate days, unless this requirement is dispensed with by a two-thirds vote of the Council. This is known as passing legislation "under suspension." Ordinances may be passed under suspension after either the first or second reading.

These ordinances were read for the first time on Monday, February 5, 2024, the rules were suspended, and the legislation was passed by an affirmative two-thirds vote of all members elected to Council.

Click on an ordinance below to read it:

Ord. No. 168-2024

Ord. No. 169-2024

Ord. No. 170-2024

Ordinance No. 168-2024

By Council Members: Bishop and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Public Works to cause payment to Stoneco Inc. dba Allied Corporation for the cost of providing asphalt materials to the Division of Streets from July 9, 2023, to August 30, 2023.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That this Council authorizes payment to Stoneco Inc. dba Allied Corporation for the cost of providing asphalt materials to the City from July 9, 2023, to August 30, 2023, in the amount of $782,362.86, payable from Fund No. 11 SF 401. (RQS 7016, RL 2024-21)

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Jones, Starr.

Ordinance No. 169-2024

By Council Members: Kazy

An emergency ordinance to amend Section 2 of Ordinance No. 1279-2023, passed November 13, 2023, relating to a First Amendment Agreement with Bellaire Puritas Development Corporation for Cleveland City Council.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Section 2 of Ordinance No. 1279-2023, passed November 13, 2023, is amended to read as follows:

Section 2. That the cost of said contract shall be in an amount not to exceed $22,500.00 and shall be paid from Fund No. 10 SF 188 using the fund and project number from the following Ward:

Ward	Amount	Project Number
Ward 16	$22,500.00	~~G23610~~ G23616

Section 2. That existing Section 2 of Ordinance No. 1279-2023, passed November 13, 2023, is hereby repealed.

Section 3. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Jones, Starr.

Ordinance No. 170-2024

By Council Members: Kazy

An emergency ordinance amending Section 1 of Ordinance No. 655-2023, passed May 22, 2023, as amended by Ordinance 1329-2023, passed November 13, 2023, authorizing the Director of Community Development to enter into an agreement with the Bellaire Puritas Development Corporation to conduct a Housing Code Enforcement Program.

WHEREAS, on May 22, 2023, Cleveland City Council passed Ordinance No. 655-2023, authorizing the Director of Community Development to enter into an agreement with the Bellaire Puritas Development Corporation for a Housing Code Enforcement Program; and

WHEREAS, on November 13, 2023, Cleveland City Council passed Ordinance No. 1329-2023 amending the Ordinance; and

WHEREAS, further amendment is needed to authorize the program as conducted; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Section 1 of Ordinance No. 655-2023, passed May 22, 2023, as amended by Ordinance No. 1329-2023, passed November 13, 2023, is amended to read as follows:

> Section 1. That the Director of the Department of Community Development is hereby authorized to enter into agreement effective July 1, ~~2021~~ 2022, with The Bellaire-Puritas Development Corporation for the Housing Code Enforcement Program for the public purpose of eliminating slum and blight from city of Cleveland neighborhoods through the use of Ward 16 Casino Revenue Funds. Project shall begin as of July 1, 2022.

Section 2. That existing Section 1 of Ordinance No. 655-2023, passed May 22, 2023, as amended by Ordinance No. 1329-2023, passed November 13, 2023, is hereby repealed.

Section 3. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Jones, Starr.

Ordinances and Resolutions

First Reading Emergency Resolutions Read in Full and Adopted

A resolution is an informal enactment stating a decision or expressing the opinion of Council regarding a particular item of business, an event, issue or person.

Resolutions are effective 30 days after adoption. Emergency resolutions take effect immediately upon the Mayor's signature or 10 days after adoption.

Under the Charter, legislation cannot be passed until it has been read on three separate days, unless this requirement is dispensed with by a two-thirds vote of the Council. This is known as passing legislation "under suspension." Ordinances may be passed under suspension after either the first or second reading.

These resolutions were read for the first time on Monday, February 5, 2024, the rules were suspended, and the legislation was adopted by an affirmative two-thirds vote of all members elected to Council.

Click on a resolution below to read it:

Res. No. 163-2024

Resolution No. 163-2024

By Council Members: Polensek

An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit at 15518 St. Clair Avenue, and repealing Resolution No. 1097-2023 objecting to said permit.

WHEREAS, this Council objected to a transfer of ownership of a C1 and C2 Liquor Permit to Jinal P. Corporation, DBA Convenient Express, 15518 St. Clair Avenue, Cleveland, Ohio 44110, Permit No. 4289607 by Resolution No. 1097-2023 adopted by the Council on September 25, 2023; and

WHEREAS, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

WHEREAS, this resolution constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That objection to the transfer of ownership of a C1 and C2 Liquor Permit to Jinal P. Corporation, DBA Convenient Express, 15518 St. Clair Avenue, Cleveland, Ohio 44110, Permit No. 4289607 by Resolution No. 1097-2023, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

Section 2. That this resolution is hereby declared to be an emergency measure and provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Jones, Starr.

Ordinances and Resolutions

Second Reading Emergency Ordinances Passed

An ordinance is a City law written and enacted by City Council. Ordinances govern the actions, responsibilities and tax dollars of residents, businesses, organizations, city departments and visitors in Cleveland. Ordinances can be written and passed to address issues about housing, safety, public services, employment, the City budget and economic development. Many ordinances authorize the City to spend money on contracts and projects that support the mission of the City of Cleveland.

Ordinances are effective 30 days after passage. Emergency ordinances take effect immediately upon the Mayor's signature or 10 days after passage.

Under the Charter, legislation cannot be passed until it has been read on three separate days, unless this requirement is dispensed with by a two-thirds vote of the Council. This is known as passing legislation "under suspension." Ordinances may be passed under suspension after either the first or second reading. If not passed under suspension after the first reading, the legislation is then sent to the appropriate City departments for review.

After departmental review, the ordinance is returned to Council for consideration in a public hearing before the appropriate Council Committee(s). Council Members and City departments can recommend changes, or amendments, to the legislation during the hearing process. After the review is complete and any amendments have been made, the legislation is read a second time at a Council meeting. A second reading allows Council Members and the public to hear what changes have been made to the law. Amendments cannot be made after the second reading of the legislation.

These ordinances were read for the second time on Monday, February 5, 2024, the rules were suspended, and the legislation was passed by an affirmative two-thirds vote of all members elected to Council.

Click on an ordinance below to read it:

Ord. No. 1039-2023

Ord. No. 1278-2023

Ord. No. 37-2024

Ord. No. 104-2024

Ord. No. 106-2024

Ord. No. 110-2024

Ord. No. 112-2024

Ordinance No. 1039-2023

By Council Members: Conwell, Hairston and Griffin (by departmental request)

An emergency ordinance to amend various Sections of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances, relating to the Department of Building and Housing generally; to renumber existing Section 3143.04 to 3143.98; to change the name of Chapter 3143; and to enact new Sections 3104.01 to 3104.09, 3104.99, 3106.01 to 3106.10, 3106.99, 3143.04, and 3143.05, relating to civil enforcement, vacant property registration, and parking garage inspections.

THERE IS NO LEGAL OBJECTION TO THIS LEGISLATION IF AMENDED AS FOLLOWS:

1. In the title, line 8, after "new Sections" insert "201.04, 381.14,".

2. In Section 1, after the legislative history of "Section 203.03", insert the following:

"Section 209.01, as amended by Ordinance No. 1060-2017, passed October 9, 2017,"; in existing line 11, strike the period at the end and insert a comma; in existing line 13, at the end, add a comma; and in existing line 14 after "Sections" insert "365.01,".

3. In Section 1, at amended Section 203.02(b), line 1, strike "203.04" and insert "203.02".

4. In Section 1, following the text of amended Section 203.03, insert the following new amended Section 209.01 to read as follows:

"Section 209.01 Nuisance Plants, Refuse, and Surface Water

(a) The following conditions provide harborage and breeding grounds for pests or are otherwise conducive to the creation of human health problems, and are therefore declared to be nuisances which shall be removed or abated from any property on which they are found:

(1) Grass over eight (8) inches in height;

~~(2) Noxious weeds including Russian, Canada or musk thistle, shatter cane, Johnsongrass, wild parsnip, wild carrot, wild mustard, giant hogweed; wild plants capable of causing skin reaction upon contact or of producing or aggravating hay fever, asthma, allergic respiratory reaction, or similar conditions; and all other noxious weeds including those listed as prohibited noxious weeds in OAC 901:5-37-01, as it may be amended;~~

(2) Noxious weeds including Russian, Canadian, common, or musk thistle; shatter cane; Johnsongrass; wild lettuce; wild mustard; wild parsley; wild

parsnip; wild carrot; giant hogweed; ragweed; wild plants that can cause skin reaction upon contact or produce or aggravate hay fever, asthma, allergic respiratory reaction, or similar conditions; and all other noxious weeds, including those listed as prohibited noxious weeds in OAC 901:5-37-01, as it may be amended;

(3) Refuse including trash, junk, garbage and food waste, offal, animal wastes, tires, and all other waste materials;

(4) Stagnant surface water.

(b) The owner, operator, or person in possession or control of the property shall remove or otherwise abate any nuisance described in this section.

(c) The Director of Public Health or Commissioner of Environment may post a seventy-two (72) hour notice to abate any nuisance under this section. If the nuisance is not abated within seventy-two (72) hours, the Director of Public Health or Commissioner of Environment may request that the Department of Public Works immediately abate the nuisance without further notice, and bill the owner for the costs of any abatement.

(d) If the nuisance for which the Director of Public Health or Commissioner of Environment has posted a notice to abate is for the nuisance of high grass, noxious weeds, or related overgrowth or brush, or if notice has been posted for the same under Section 3103.09(b)(3), the Director of Public Health or Commissioner of Environment may cause such nuisance to be abated or removed during the remainder of the growing season without further posting of notice. Such notice may be appealed during the remainder of the growing season under Section 209.06.

~~(e)~~(e) Noxious weeds shall be abated by removal, by turning under the soil, by destruction through the use of herbicides, or by any other means approved by the Commissioner of Environment.".

5. In Section 1, following the text of amended Section 327.99, insert the following new Section 365.01 to read as follows:

"Section 365.01 Definitions

For purposes of this chapter:

(a) "Clearance examination" means an examination, performed by a clearance technician, lead inspector, or lead risk assessor, to determine whether lead hazards in a residential unit have been sufficiently controlled. A clearance examination includes a visual assessment, collection and analysis of environmental samples.

(b) "Clearance technician" means a person, other than a licensed lead inspector or lead risk assessor, who is licensed under RC Chapter 3742 to perform a clearance examination.

~~(c) "Lead-safe certification" means that the owner of a residential rental unit built before January 1, 1978 has provided to the Director a clearance examination report or lead risk assessment that indicates that lead hazards are not identified in the unit. A lead-safe certification is valid for two (2) years from the date of the certification.~~

~~(d)~~(c) "Director" means the Director of Building and Housing.

(d) "Governmental Entity" means the United States, or an agency thereof, the State of Ohio or a political subdivision thereof, or a county land reutilization corporation organized and existing under Chapter 1724 of the Revised Code or its wholly owned subsidiary.

(e) "Lead-based paint" means any paint or other similar surface-coating substance containing lead at or in excess of the level that is hazardous to human health as set forth in Rule 3701-32-19 of the Ohio Administrative Code (OAC) as it may be hereafter amended.

(f) "Lead hazard" means material that is likely to cause lead exposure and endanger an individual's health as set forth in OAC Rule 3701-32-19. Lead hazard includes lead-based paint, lead-contaminated dust, lead-contaminated soil and lead-contaminated water pipes.

(g) "Lead inspector" means any individual licensed under RC Chapter 3742 who conducts a lead inspection, provides professional advice regarding a lead inspection, or prepares a report explaining the results of a lead inspection.

(h) "Lead risk assessment" means an on-site investigation to determine and report the existence, nature, severity, and location of lead hazards in a residential unit including information gathering from the unit, current owner's knowledge regarding the age and painting history of the unit, and occupancy by children under six (6) years of age, visual inspection, limited wipe sampling or other environmental sampling techniques, and any other activity as may be appropriate.

(i) "Lead risk assessor" means a person licensed under RC Chapter 3742 who is responsible for developing a written inspection, risk assessment and analysis plan; conducting inspections for lead hazards in a residential unit; interpreting results of inspections or risk assessments; identifying hazard control strategies to reduce or eliminate lead exposures; and completing a risk assessment report.

(j) "Lead-safe certification" means that the owner of a residential rental unit built before January 1, 1978 has provided to the Director a clearance examination report or lead risk assessment that indicates that lead hazards are not identified in the unit. A lead-safe certification is valid for two (2) years from the date of the certification.

(k) "Local Agent in Charge" means a natural person who is of sound mind and at least eighteen (18) years of age and who is designated by the owner; who is authorized by the owner to receive service of a Notice of Violation on the owner's behalf; and who is responsible for the maintenance and management of the residential rental unit.

(1) If the owner is a natural person and a resident of Cuyahoga County or a contiguous county, then the Local Agent in Charge may be the owner. Otherwise, the Local Agent in Charge shall be a natural person who resides within Cuyahoga County.

(2) If the Local Agent in Charge is not the owner, then the Local Agent in Charge shall, in a form to be supplied by the Director, accept responsibility with the owner (including any potential criminal, civil, or administrative liability) for the maintenance and management of the premises during any time when such person is identified as the Local Agent in Charge. The form shall include a provision in which the owner indemnifies the Local Agent in Charge for any such responsibility and liability. In any enforcement or pursuit of those responsibilities and liabilities, the City shall make a good faith effort to hold the owner exclusively responsible or liable, but the City may, in its sole discretion, hold the Local Agent in Charge responsible or liable, in part or in full.

(3) If the Local Agent in Charge is a real estate broker as defined in Ohio Revised Code 4735.01, then the Local Agent in Charge shall include a copy of their real estate broker's license in any form or application they file with the City.

(4) If the owner is a Governmental Entity, then the owner shall be deemed to be the Local Agent in Charge and owner shall not be required to designate any natural person as the Local Agent in Charge.

~~(j)~~(l) "Owner" means the person, partnership or corporation that holds title to the residential rental unit.

~~(k)~~(m) "Permanent" means an expected design life of at least twenty (20) years.

~~(l)~~(n)"Residential rental unit" means any part of a building being used, designed or intended to be used as an individual's private residence, including a unit occupied by one (1) or more persons regardless of whether the occupant pays rent or provides anything else of value to the titled owner in consideration for occupying the structure. A residential rental unit does not include a unit occupied by the titled owner.".

6. In Section 1, at amended Section 365.02(a), at the end, after "Rental Occupancy." insert "If the owner is a Governmental Entity, then it shall be exempt from the rental registration requirements of this Section 365.02, unless and until the Governmental Entity intends to rent the unit as evidenced by the owner simultaneously applying for a Certificate Approving Rental Occupancy as described in division (d) of this Section."; in

Section 365.02(b)(1)A., line 2, strike "drivers" and insert "driver's"; at Section 365.02, strike division (b)(2), in its entirety and insert: "(2) The name, address, telephone number and email address of a Local Agent in Charge."; in division (g), strike lines 4, 5, 6, and 7 in their entirety and insert: "Section within seven (7) days after the change occurs. If written notification is not provided as required in this section, the Director may revoke the certificate of non-owner occupied residential unit registration until the changed name, address, telephone number, and/or email address is provided in writing."; in division (h), line 1, strike "fee of five hundred dollars ($500)" and insert "fine of one hundred dollars ($100)"; in division (h), line 4 after "fee" insert "or fine"; at the end of the division (h), insert the following: Cumulative fines for such revocations that are associated with a single owner shall not exceed thirty thousand dollars ($30,000.00) per calendar year." and insert new division (i) to read as follows: "(i) Within two years of passage of this ordinance, the Director shall submit to the Council a report produced by a third party that reviews and evaluates the implementation of Section 365 and Section 3106; the effect of those sections on the housing market in Cleveland and on Cleveland residents; and the impact of the Local Agent in Charge requirement.".

7. In Section 1, at amended Section 365.03(a), in lines 3 and 4, strike "non-owned-occupied residential unit which shall be set by the Board of Control and shall be no less than of seventy" and insert "non-owner-occupied residential unit of seventy"; and insert new division (e) to read as follows:

"(e) The Director shall be authorized to enter into one or more letter agreements with an owner that is a Governmental Entity that reduces or waives the registration fee described in this Section 365.03.".

8. In Section 1, at amended Section 367.03(a), line 2, after "or inspectors" insert "; the Director of Public Health and his or her duly authorized agents or inspectors;"; in line 5, strike "or the Fire Code," and insert ", the Fire Code, or the Health Code."; and beginning with line 6, strike the remainder of division (a), including subdivisions (a)(1), (a)(2), (a)(3), and (a)(4) in their entirety and insert new divisions (b), (c), (d), and (e) to read as follows:

"(b) The Director of Building and Housing or Fire Chief or Director of Public Health, or their representatives, when seeking to gain entry to a dwelling, building or structure, shall consider, before seeking a search warrant, the advisability of first seeking the consent of the occupants where a dwelling, building or structure is occupied, or first seeking the consent of the owner or person in control of the property where a dwelling, building or structure is not occupied, with the Directors and Fire Chief presuming that, in most circumstances, it is advisable to make a good faith effort to seek the consent of occupants of a dwelling, building or structure or the consent of the owner or person in control of a dwelling, building or structure that is not occupied. The Directors or Fire Chief may, as part of that good faith effort, knock and request the right to enter, and, if there is no answer, may leave a written notice indicating that consent is being sought.

(c) The Directors and Fire Chief may, in the case of a dwelling, building, or structure that is not occupied, seek the consent of the owner or person in control by attempting to contact the owner by telephone, email, or certified or regular mail. The sources of information used to attempt contact by telephone, email, or certified or regular mail, may include:

(1) Information the owner provided to the City, such as rental registration information or the address used on an appeal or an application; or

(2) Information that a City representative, such as an inspector, has discovered during the performance of his or her duties; or

(3) Information from common and readily available sources such as printed or online directories, utility records, credit bureaus, county property records, board of election records, motor vehicle records, court records or other state, county, municipal or federal records.

(d) The Directors or Fire Chief shall not be required, as part of a good faith effort to seek consent, to use all of these methods and shall not be not required to use any particular one of them; the good faith obligation shall be to use whatever combination of them the Directors or Fire Chief judge to be reasonably likely to be successful, with the Directors or Fire Chief having the discretion to decide when to stop continuing to seek consent when it appears that continued efforts are not reasonably likely to be successful. As part of that consideration, the Directors or Fire Chief may consider the likelihood of obtaining consent when the information examined as part of the good faith effort to seek consent indicates that the owner is deceased, such likelihood depending on factors such as the existence of an executor or administrator of the deceased person's estate or the existence of a surviving spouse or other potential heir or legatee who has indicated that they are seeking to obtain ownership of the dwelling, building or structure or that they are asserting control over it.

(e) The Director of Building and Housing or Fire Chief or Director of Public Health may seek a search warrant to enter, observe and inspect a dwelling, building, or structure, or to allow their duly authorized agents or inspectors to enter, observe and inspect a dwelling, building or structure. Nothing in this Section shall limit, or enlarge, the City's legal right to seek a search warrant under state and federal law based on probable cause or a valid administrative program supporting requests for administrative search warrants based on the criteria necessary to support such administrative warrants, subject to review by a judge of a court authorized to issue the warrants and to the rights of persons under the Ohio and U.S. Constitutions. Nothing in this section shall limit or enlarge the rights of persons under the Ohio or U.S. Constitutions to be free from searches made without a warrant."

; in Section 367.03, renumber existing division (b) to new division "(f)".

9. In Section 1, at amended Section 367.04(d), line 2, after "or structure," insert "with the exception of those properties required to be registered under Chapter 3106,"; and in

line 5 after "comply." insert "If the grantee fails to provide a written plan, or to comply with the notice, within ten days, the grantee shall be in violation of Section 3103.25(e). If the Director considers the written plan to be acceptable, he or she shall notify the grantee and the grantee shall be bound by the written plan as an extension of time under the notice and shall be in violation of Section 3103.25(e) if the violations are not corrected by the time set forth in the written plan. If the Director considers the written plan to be unacceptable, he or she shall issue to the grantee a notice with dates for compliance.".

10. In Section 1, at amended Section 367.12(a), line 1, after "property," insert "or enter into a contract for the sale or transfer of real property,"; in line 6, after "Building and Housing." insert "The Certificate of Disclosure shall include all active Notices of Violation associated with the property. No transfer shall be completed without the furnishing of the Certificate of Disclosure."; beginning in line 9, strike "If the purchaser does not receive any portion of the Certificate of Disclosure to be completed by the City prior to sale, the purchaser may rescind the purchase contract for the sale of the property prior to the sale of the property." and insert "If the purchaser or transferee is not provided with the Certificate required by this section, the purchaser or transferee may rescind any agreement for purchase, and, if the transfer has been completed, shall have the right to demand that the transferor accept a transfer of the interest conveyed in the property and may file in any court with jurisdiction to specifically enforce that right."; in division (b), strike ", which shall be established by the Board of Control and updated from time to time and which shall not be lower than ~~of~~" and insert "of"; and insert new division (c) to read as follows:

"(c) The requirements of division (a) and (b) of this Section 367.12 shall not apply when the real property at subject is a vacant lot, defined as a parcel that does not contain any permanent lawful occupied structure; or when both parties to the sale or transfer or contract for sale or transfer are Governmental Entities.".

11. In Section 1 at amended Section 3103.09(a), strike division (a)(11)B. in its entirety and insert the following: "B. Noxious weeds including Russian, Canadian, common, or musk thistle; shatter cane; Johnsongrass; wild lettuce; wild mustard; wild parsley; wild parsnip; wild carrot; giant hogweed; ragweed; wild plants that can cause skin reaction upon contact or produce or aggravate hay fever, asthma, allergic respiratory reaction, or similar conditions; and all other noxious weeds, including those listed as prohibited noxious weeds in OAC 901:5-37-01, as it may be amended;" at division (b)(3)B., line 3, after "brush," insert "or if notice has been posted for the same under Section 209.01,"; and at the end, after "posting of notice." insert "Such notice may be appealed during the remainder of the growing season under subsection (g) of this section."; in division (e)(5)C., line 2, after "building," insert "with the exception of those properties required to be registered under Chapter 3106,", in line 5, after "comply." strike the following sentence "The Director may then establish a reasonable time to comply." and insert "If the grantee fails to provide a written plan, or to comply with the notice, within ten days, the grantee shall be in violation of Section 3103.25(e). If the Director considers the written plan to be acceptable, he or she shall notify the grantee and the grantee shall be bound by the written plan as an extension of time under the notice and shall be in

violation of Section 3103.25(e) if the violations are not corrected by the time set forth in the written plan. If the Director considers the written plan to be unacceptable, he or she shall issue to the grantee a notice with dates for compliance.".

12. In Section 2, after the legislative history of "Section 203.03", insert the following: "Section 209.01, as amended by Ordinance No. 1060-2017, passed October 9, 2017,"; in existing line 11, strike the period at the end and insert a comma; in existing line 13, at the end, add a comma; and in existing line 14 after "Sections" insert "365.01,".

13. In Section 3, line 2, after "new Sections" insert "201.04, 381.14," and after "3143.04," insert a comma.

14. In Section 3, after line 2, insert the following two new sections:

"Section 201.04 Civil Tickets

Any city officer or employee authorized to enforce the City's Health Code may also enforce Chapter 3104 and issue a notice of civil offense and civil fine under the procedures in that Chapter.

Section 381.14 Civil Tickets

Any city officer or employee authorized to enforce the City's Fire Prevention Code may also enforce Chapter 3104 and issue a notice of civil offense and civil fine under the procedures in that Chapter.".

15. In Section 4, at new Section 3104.03(a), line 1, strike "A city" and insert "Any city"; in line 2, after Housing," strike "and Zoning Codes," and insert "Zoning, Health, or Fire Prevention Codes"; in 3104.03(b)(5), line 2, after "imposed" strike "not later than fifteen (15 days) days from the date of insurance of the notice".

16. In Section 4, at new Section 3104.04(b), line 1, strike "fifteen (15)" and insert "thirty (30)"; in 3104.04(e), line 5, strike "fifteen (15)" and insert "thirty (30)".

17. In Section 4, at new Section 3104.08(b), line 2, strike "365.02" and insert "365.01"; and at 3104.08(e), line 2, strike "or" and insert "and/or".

18. In Section 4, at new Section 3104.99(a), in lines 2 and 3, strike "set by the Board of Control but shall not be less than"; and in division (b), lines 3 and 4, strike ", to be set by the Board of Control but which shall not be less than" and insert "of".

19. In Section 5, at the first new section entitled "Section 32106.01 Definitions" in the section line title strike "Section 32106.01" and insert "Section 3106.01"; and at division (b), line 2, strike "365.02" and insert "365.01".

20. In Section 5, at new Section 3106.03(a), line 1, strike "property" and insert "vacant building"; in line 2, after "Housing." insert "A vacant lot, defined as a parcel that does

not contain any permanent lawful occupied structure, is not a vacant building.”; beginning in line 4, strike “A vacant building undergoing a tax foreclosure by a political subdivision is exempt from this requirement.” and insert the following new second paragraph as part of existing division (a): “This registration requirement does not apply to vacant buildings owned by a Governmental Entity before the Governmental Entity’s typical assessment for demolition, or if the vacant building becomes intended for demolition following the Governmental Entity’s typical assessment for demolition. This registration requirement applies to vacant buildings that are owned by a Governmental Entity that have been assessed and are not intended for demolition, or that are owned by a Governmental Entity that does not assess for demolition.”; in (b)(4), line 2, strike the period after “Agent in Charge” and insert a semicolon and strike the remainder of (b)(4) in its entirety including subdivisions (b)(4)A., (b)(4)B. (b)(4)C., and (b)(4)D.; and strike division (e) in its entirety and insert the following new division (e): “(e) The Director shall be authorized to enter into one or more letter agreements with a Responsible Party that is a Governmental Entity that reduces or waives the requirements of this Chapter 3106.”.

21. In Section 5, at new Section 3106.04, at the first paragraph beginning with “The Director” insert “(a)” before “The Director”; at existing division (a), line 1, strike “and interior”; and renumber divisions (a), (b), (c), (d), (e), and (f) to new divisions “(b)”, “(c)”, “(d)”, “(e)”, “(f)” and “(g)”.

22. In Section 5, at new Section 3106.05, in the section title line, strike the existing section name and insert “Bond Required for Registration of Non-Residential Property”; in division (a), line 1, after “commercial” insert “, industrial, or other non-residential”; in line 4, after “commercial” insert “, industrial, or other non-residential”; at the end of division (a), insert the following second paragraph and subdivisions (1), (2), and (3):

“Upon registration of a non-residential vacant property under Section 3106.03, the Responsible Party may apply to the Director for an exemption from the bond requirement in this Section. Upon such application, the Director may cause a vacant building inspection to occur at the vacant property. The exemption shall be granted only under one of the following conditions:

(1) The exemption shall be granted until the transfer or occupancy of the property if the property is not boarded up and has not been boarded up by the City in the last three years; no formal complaints regarding the Responsible Party’s ownership or maintenance of the property have been made in the last three years and were found meritorious; and the Responsible Owner is not delinquent regarding the vacant property’s property tax balance.

(2) The exemption shall be granted until the next annual registration of the property if the Responsible Party can demonstrate that there are reasonable and substantial plans to correct the property’s code violations; there has been substantial progress in correcting the property’s code violations; and appropriate permits have been filed.

(3) The exemption shall be granted indefinitely if the Owner is a Governmental Entity.".

; and in Section 3106.05, strike division (f) in its entirety.

23. In Section 5, at new Section 3106.06, in the section title line, strike "For" and insert "for"; and after "Property" insert "; Correction Required Following Transfer"; insert new division (d) to read as follows:

"(d) Following transfer, the Responsible Party, with the exception of a Responsible Party that is a Governmental Entity, shall correct all code violations at the vacant property within six months of transfer or, if the Director determines that the condition of the property poses a threat to health and safety such that it should be corrected within a lesser time, within a lesser time established by the Director. Failure to do so shall be a violation of Section 3103.25(e).

(1) The Responsible Party may request from the Director an extension of time to correct the code violations. Such a request shall be made at least 30 days before the end of the Responsible Party's time to comply, and the request shall be made on a form provided by the Director. No single extension may be for more than six months. Responsible Parties may request multiple extensions.

(2) The Director shall approve such a request for an extension so long as the request for an extension is reasonable, the buyer has made substantial progress in correcting the violations, and issuing an extension is in the best interests of the City. If such an extension is approved, then failure to make the corrections within the extended time shall be a violation of Section 3103.25(e).

(3) The Responsible Party may appeal any decision by the Director under this Section to the Board of Zoning Appeals, in writing within ten (10) days from the date of the Director's issuance of the decision. The Board may sustain, disapprove, or modify the Director's action, and the Board's decision shall be final.".

24. In Section 5, strike new Section 3106.07 in its entirety.

25. In Section 5, at new Section 3106.08, in the section title line, strike "3106.08" and insert "3106.07"; insert new division (a) to read as follows:

"(a) The annual registration fee required shall be:

(1) For residential structures with no more than three residential units, $70 per unit.

(2) For all other structures, $1,000 per structure.".

; renumber existing divisions (a) and (b) to new divisions "(b)" and "(c)"; in renumbered division (b), lines 1 and 2, strike "set by the Board of Control but shall not be less than one hundred and fifty dollars ($150)" and insert "seventy dollars ($70)"; insert new division (d) to read as follows:

"(d) There shall be no fees levied under this Chapter, including application fees, inspection fees, and certificate of correction fees, associated with vacant residential property that is owned by a Governmental Entity as defined in Section 365.01. This fee exemption alone does not exempt any property or property owner from the other requirements or responsibilities under this Chapter."

; and renumber existing division (c) to new division "(e)".

26. In Section 5, at new Section 3106.09, in the section title line, strike "3106.09" and insert "3106.08".

27. In Section 5, at new Section 3106.10, in the section title line, strike "3106.10" and insert "3106.09".

28. In Section 5, insert new Section 3106.10 to read as follows:

"Section 3106.10 Time of Effect and Expiration of Section 3106.06

(a) Section 3106.06 shall take effect six months following the effective date of this chapter.

(b) Without further authorization from Cleveland City Council, Section 3106.06 shall expire two years following the effective date of this chapter.".

29. Strike Section 8 in its entirety and insert: "Section 8. That Section 3106.06 shall take effect and be in force six months after the effective date of this ordinance, consistent with Section 3106.10.".

Approved by the Directors of Public Health; Public Safety; Building and Housing; City Planning Commission,; Finance; and Law; Committees on Development Planning and Sustainability; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 16. Nays 0.

Read third time in full.

Passed. Yeas 16. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Starr.

Ordinance No. 1278-2023

By Council Members: Kazy and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to assist in the management of Program Year 3 of the City's project of replacing various lead and galvanized service lines; authorizing the purchase by one or more requirement contracts of copper service lines, copper connections, and related appurtenances, including but not limited to materials, labor and installation, if necessary, for the Division of Water; and authorizing the Director of Public Utilities and/or the Director of Finance to apply for and accept one or more Water Supply Revolving Loan Account loans, grants and other funding.

Approved by the Directors of Public Utilities; Finance; and Law; Committees on Utilities; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 16. Nays 0.

Read third time in full.

Passed. Yeas 16. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Starr.

Ordinance No. 37-2024

By Council Members: Bishop and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Public Works, on behalf of the Office of Sustainability, to apply for and accept a grant from the Ohio Department of Natural Resources for the Ohio's Urban Forestry Grant Program; and authorizing the director to enter into one or more requirement contracts for 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.

THERE IS NO LEGAL OBJECTION TO THIS LEGISLATION IF AMENDED AS FOLLOWS:

1. In Section 5, line 5, after "Finance.", add the following "(RQS 0112, RL 2024-01)"; and strike line 6 in its entirety.

Approved by the Directors of Public Works; Finance; and Law; Committees on Municipal Services and Properties; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 16. Nays 0.

Read third time in full.

Passed. Yeas 16. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Starr.

Ordinance No. 104-2024

By Council Members: Griffin

An emergency ordinance authorizing the Clerk of Council to enter into an agreement with JS Strategies, LLC for the professional services necessary to conduct an audit, review and assessment of Cleveland City Council's communications programs.

Approved by the Directors of Law; Committee on Finance, Diversity, Equity and Inclusion.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 16. Nays 0.

Read third time in full.

Passed. Yeas 16. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Starr.

Ordinance No. 106-2024

By Council Members: Griffin

An emergency ordinance authorizing the Clerk of Council to enter into an agreement with the Housing Research & Advocacy Center dba Fair Housing Center for Rights & Research to provide professional services regarding the Vacant and Abandoned Property Action Council (VAPAC).

Approved by the Directors of Law; Committee on Finance, Diversity, Equity and Inclusion.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 16. Nays 0.

Read third time in full.

Passed. Yeas 16. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Starr.

Ordinance No. 110-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Human Resources to employ one or more consultants to provide assessment and design of a city-wide management training strategy and implementation program, and a city-wide employee performance management and implementation program.

Approved by the Directors of Human Resources; Finance; and Law; Committee on Finance, Diversity, Equity and Inclusion.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 16. Nays 0.

Read third time in full.

Passed. Yeas 16. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Starr.

Ordinance No. 112-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the purchase by one or more requirement contracts of paging equipment, cellular devices and data services, and for wireless connectivity and equipment, and various related products and services, including materials, equipment, supplies, services, maintenance, training, support and monthly fees and charges for citywide use, for the Division of Information Technology and Services, Department of Finance, for a period of one year, with two one-year options to renew, exercisable by the Director of Finance.

THERE IS NO LEGAL OBJECTION TO THIS LEGISLATION IF AMENDED AS FOLLOWS:

1. In the title, strike lines 2, 3, 4, and 5 in their entirety and insert: "Authorizing the Director of Finance to enter into various written standard purchase and requirement contracts to provide paging equipment, cellular devices, data services, wireless connectivity, activation, equipment, and various".

2. In Section 1, line 2, after "written" insert "standard purchase contract and written"; in line 5, strike "cellular devices and data services, and for wireless connectivity and" and insert "cellular devices, data services, wireless connectivity, activation,"; in line 6, after "including" insert "but not limited to"; in line 8, strike "in the approximate amount as purchased during the preceding term"; and strike lines 13, 14, and 15 in their entirety and insert "determines.".

3. In Section 2, line 1, after "cost of the" insert "requirement".

4. Insert new Section 4 and 5 to read as follows:

   "Section 4. That the Director of Finance is authorized to enter into any third-party software license agreements necessary to effectuate the purposes of this ordinance.

   Section 5. That the cost of this ordinance and other expenditures authorized shall be paid from Fund Nos. 70 SF 101 and other funds approved by the Director of Finance. (RQS 1511, RL 2024-4)".

5. Renumber existing Section 4 to new "Section 6".

Approved by the Directors of Finance; and Law; Committee on Finance, Diversity, Equity and Inclusion.

Motion by Council Member Gray to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Hairston.

The rules were suspended. Yeas 16. Nays 0.

Read third time in full.

Passed. Yeas 16. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Santana, Spencer.

Voting Nay: None.

Absent: Starr.

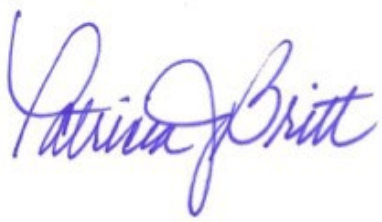
Official Proceedings
Adjournment
City Council

Cleveland, Ohio
Monday, February 5, 2024

MOTION

On the motion of Council Member Gray, the absence of Council Member Richard A. Starr is hereby authorized. Seconded by Council Member Hairston.

The Council Meeting adjourned at 8:18 p.m. to meet on Monday, February 12, 2024, at 7:00 p.m. in the Council Chamber.



Patricia J. Britt
City Clerk, Clerk of Council

Council Committee Meetings

Monday, February 5, 2024
2:00 p.m.

Finance, Diversity, Equity and Inclusion Committee
Present: Griffin, Chair; McCormack, Vice Chair, Bishop, Conwell, Hairston, Kazy, Polensek, Spencer

Tuesday, February 6, 2024
9:30 a.m.

Development, Planning and Sustainability (Zoning) Committee
Present: Hairston, Chair; Santana, Vice Chair, Harsh, Howse-Jones, McCormack, Spencer
Authorized Absence: Jones

9:30 a.m.

Development, Planning and Sustainability Committee
Present: Hairston, Chair; Santana, Vice Chair, Harsh, Howse-Jones, McCormack, Spencer
Authorized Absence: Jones

1:30 p.m.

Workforce, Education, Training and Youth Development Committee
Present: Santana, Chair; Howse-Jones, Vice Chair, Gray, Jones, Spencer, Starr
Authorized Absence: Slife

Wednesday, February 7, 2024
9:30 a.m.

Safety Committee
Present: Polensek, Chair; Gray, Kelly, Starr
Authorized Absence: Slife
Unauthorized Absence: Howse-Jones, Jones

Board of Control

Wednesday, January 31, 2024

The meeting of the Board of Control convened in the Mayor's office on Wednesday, January 31, 2024, at 3:00 p.m. with Director Mark Griffin presiding.

Members Present:	Directors Griffin, Keane, Francis, Acting Director Laird, Director Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski
Absent:	Mayor Bibb, Director Abonamah
Others Present:	Michael Curry, Assistant Director Office of Equal Opportunity
	Tiffany White Johnson, Commissioner Division of Purchases & Supplies
	Patricia McGinty Aston, Assistant Director of Law Law Department
	Vishnu Ganglani, Assistant Director of Law Law Department
	Tomasz Kacki, Paralegal Law Department

On motions, the resolutions attached were adopted, except as may be otherwise noted. There being no further business, the meeting was adjourned at 3:05 p.m.

Jeffrey B. Marks
Secretary – Board of Control

Resolution No. 48-24 Adopted 1/31/24
By Director Keane

BE IT RESOLVED by the Board of Control of the City of Cleveland that the employment of the following subcontractor by HomeServe USA Corp. under City Contract No. PS2020-265 to provide professional services necessary to develop, market, implement and manage a residential service contract and protection plan program, for the Divisions of Water and Water Pollution Control, Department of Public Utilities, is approved:

Subcontractor	**Work**	**Percentage**
AAA Advanced Plumbing and Drain Cleaning (CSB)	$100,000.00	0.00%

Yeas: Directors Griffin, Keane, Francis, Acting Director Laird, Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski

Nays: None

Absent: Mayor Bibb, Director Abonamah

Resolution No. 49-24 Adopted 1/31/24
By Director Keane

REQUIREMENT CONTRACT

BE IT RESOLVED by the BOARD of CONTROL of the CITY of CLEVELAND that the bid of

EJ USA, Inc.

for an estimated quantity of fire hydrants and fire hydrant parts, items 1-36, 41, 46, 51, 56 and 61 for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods and services, received on December 13, 2023, under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to $8,369,230.35 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a **REQUIREMENT** contract for the goods and/or services, necessary for the specified items.

The **REQUIREMENT** contract shall further provide that the Contractor shall furnish all the City's requirements for such goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified to the contract.

Yeas: Directors Griffin, Keane, Francis, Acting Director Laird, Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski

Nays: None

Absent: Mayor Bibb, Director Abonamah

Resolution No. 50-24 Adopted 1/31/24
By Director Keane

REQUIREMENT CONTRACT

BE IT RESOLVED by the BOARD of CONTROL of the CITY of CLEVELAND that the bid of

Ferguson Enterprises, LLC dba Ferguson Waterworks

for an estimated quantity of fire hydrants and fire hydrant parts, items 38, 43, 48, 53, and 58, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods and services, received on December 13, 2023 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to $417,300.00 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a **REQUIREMENT** contract for the goods and/or services, necessary for the specified items.

The **REQUIREMENT** contract shall further provide that the Contractor shall furnish all the City's requirements for such goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified to the contract.

Yeas: Directors Griffin, Keane, Francis, Acting Director Laird, Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski

Nays: None

Absent: Mayor Bibb, Director Abonamah

Resolution No. 51-24 Adopted 1/31/24
By Director Keane

REQUIREMENT CONTRACT

BE IT RESOLVED by the BOARD of CONTROL of the CITY of CLEVELAND that the bid of

McWane, Inc. dba Clow Valve Co.

for an estimated quantity of fire hydrants and fire hydrant parts, items 39, 44, 49, 54, and 59, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods and services, received on December 13, 2023, under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to $489,573.00 (2%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a **REQUIREMENT** contract for the goods and/or services, necessary for the specified items.

The **REQUIREMENT** contract shall further provide that the Contractor shall furnish all the City's requirements for such goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified to the contract.

Yeas: Directors Griffin, Keane, Francis, Acting Director Laird, Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski

Nays: None

Absent: Mayor Bibb, Director Abonamah

Resolution No. 52-24 Adopted 1/31/24
By Director Keane

REQUIREMENT CONTRACT

BE IT RESOLVED by the BOARD of CONTROL of the CITY of CLEVELAND that the bid of

McWane, Inc. dba Kennedy Valve Co.

for an estimated quantity of fire hydrants and fire hydrant parts, items 40, 45, 50, 55 and 60 for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods and services, received on December 13, 2023, under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to $1,465,920.00 (2%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a **REQUIREMENT** contract for the goods and/or services, necessary for the specified items.

The **REQUIREMENT** contract shall further provide that the Contractor shall furnish all the City's requirements for such goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified to the contract.

Yeas: Directors Griffin, Keane, Francis, Acting Director Laird, Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski

Nays: None

Absent: Mayor Bibb, Director Abonamah

Resolution No. 53-24 Adopted 1/31/24
By Director Keane

REQUIREMENT CONTRACT

BE IT RESOLVED by the BOARD of CONTROL of the CITY of CLEVELAND that bids received on December 13, 2023, for an estimated quantity of fire hydrants and fire hydrant parts, items 37, 42, 47, 52 and 57, for the Division of Water, Department of Public Utilities, under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 197 6, be rejected.

Yeas: Directors Griffin, Keane, Francis, Acting Director Laird, Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski

Nays: None

Absent: Mayor Bibb, Director Abonamah

Resolution No. 54-24 Adopted 1/31/24
By Director Keane

REQUIREMENT CONTRACT

BE IT RESOLVED by the BOARD of CONTROL of the CITY of CLEVELAND that the bid of

Bonded Chemicals, Inc.

for an estimated quantity of potassium permanganate, item 1, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on December 13, 2023 under the authority of Section 129.24 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to $1,168,125.00 (Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a **REQUIREMENT** contract for the goods and/or services, necessary for the specified items.

The **REQUIREMENT** contract shall further provide that the Contractor shall furnish all the City's requirements for such goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified to the contract.

Yeas: Directors Griffin, Keane, Francis, Acting Director Laird, Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski

Nays: None

Absent: Mayor Bibb, Director Abonamah

Resolution No. 55-24 Adopted 1/31/24
By Director Hernandez

WHEREAS, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

WHEREAS, under the Program, the City has acquired Permanent Parcel No. 004-03-079 located at 1911 Abbey Avenue; and

WHEREAS, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

WHEREAS, Di Development has proposed to the City to purchase and develop the parcel for a new single family home construction project; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 3 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchasers of the parcels are neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Di Development, for the sale and development of Permanent Parcel No. 004-03-079 located at 1911 Abbey Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

BE IT FURTHER RESOLVED THAT the consideration for the sale of the parcel shall be $30,590.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Griffin, Keane, Francis, Acting Director Laird, Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski

Nays: None

Absent: Mayor Bibb, Director Abonamah

Resolution No. 56-24 Adopted 1/31/24
By Director Hernandez

WHEREAS, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

WHEREAS, under the Program, the City has acquired Permanent Parcel No. 110-22-079 located at 12301 Tuscora Avenue; and

WHEREAS, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

WHEREAS, Paul McPherson has proposed to the City to purchase and develop the parcel for commercial/industrial new construction; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 9 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchasers of the parcels are neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Paul McPherson, for the sale and development of Permanent Parcel No. 110-22-079 located at 12301 Tuscora Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

BE IT FURTHER RESOLVED THAT the consideration for the sale of the parcel shall be $3,622.50, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Griffin, Keane, Francis, Acting Director Laird, Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski

Nays: None

Absent: Mayor Bibb, Director Abonamah

Resolution No. 57-24 Adopted 1/31/24
By Director Hernandez

WHEREAS, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

WHEREAS, under the Program, the City has acquired Permanent Parcel No. 134-19-018 located at 4384 Warner Road; and

WHEREAS, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

WHEREAS, New Life Christian Fellowship Church has proposed to the City to purchase and develop the parcel for yard expansion; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 2 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchasers of the parcels are neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Paul McPherson, for the sale and development of Permanent Parcel No. 134-19-018 located at 4384 Warner Road, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

BE IT FURTHER RESOLVED THAT the consideration for the sale of the parcel shall be $200.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Griffin, Keane, Francis, Acting Director Laird, Margolius, Acting Director Coulter, Directors Hernandez, Cole, McNair, McNamara, Acting Director Majeski

Nays: None

Absent: Mayor Bibb, Director Abonamah

Schedule of the Board of Zoning Appeals

Monday, February 26, 2024

Under the conditions specified by law, the Board of Zoning Appeals will be conducting a hybrid in-person and virtual hearing using the WebEx Platform. IF YOU WISH TO PARTICIPATE AND OR GIVE TESTIMONY THROUGH WEBEX, contact the Board of Zoning Appeals office and request the link at 216-664-2580 by noon on February 23, 2024. You can also email us boardofzoningappeals@clevelandohio.gov.

The in-person hearing will be held in Room 514 in City Hall. Bring proper ID to enter the building.

Those individuals not planning to attend are encouraged to view one of the live streams:

http://www.clevelandohio.gov/CityofCleveland/Home/Government/CityAgencies/CityPlanningCommission/ZoningAppeals

Or https://www.youtube.com/channel/UCB8qloJrhm_pYIR1OLY68bw/

Calendar No. 24-011: 3742 East 143 Street
Ward 2 – Kevin Bishop
Ian Luke, owner, proposes to change of use from gas station to assembly use in B1 Local Retail Business District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.01, which states that Assembly is not permitted in Local Retail Business District; is first permitted in General Retail Business District per division (b)(2)(L) of section 343.11 with all conditions as regulated in section 347.12.

2. Division (e) of Section 349.04, which states that required off-street Parking for entertainment establishment is 3 times gross floor area; no parking is proposed.

Calendar No. 24-012: 3692 East 147 Street
Ward 2 – Kevin Bishop
Luke Metz, owner, proposes to change the use of existing two-family residence to three-family residence in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division of Section 337.03(a), which states that a three-family dwelling is not permitted in a Two Family District but is first allowed in Multi-Family District.

2. Division(b) of Section 355.04, which states that Maximum Gross floor Area shall not exceed 50% of lot area of 3,940 square feet, and the appellant is proposing 4,044 square feet.

Calendar No. 24-013: 506 Literary Road
Ward 3 – Kerry McCormack
Richard Lalli, owner, proposes to erect a one-story, single-family residence with attached garage in a B1 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (b)(1) of Section 357.08, which states Required Rear Yard is 20 feet, where the appellant is proposing 6 feet.

2. Division (b)(2)D of Section 357.09, which states that the Required Interior Side Yard is 3 feet, and the appellant is proposing 12 inches. The total of both interior side yards is required to be 6 feet, and the appellant is providing 4 feet.

3. Division (b) of Section 341.02, which states City Planning Design Review Approval is required before issuance of permit.

Note: Traffic Engineering approval is required for drive apron width.

Calendar No. 24-015: 2923 East 125th Street
Ward 4 – Deborah Gray
Turning Points Behavioral Health, owner, proposes to establish use as Residential Facility for six occupants in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following section of the Cleveland Codified Ordinances:

1. Section 325.571, which states "Residential facility" means a publicly or privately operated home or facility, licensed pursuant to state law, that provides accommodations, supervision, and personal care services to any of the following: (a) one or two unrelated persons with mental illness; (b) one or two unrelated adults who are receiving residential state supplement payments as defined in the Ohio Revised Code; or (c) three to 16 unrelated adults.

2. Division (h) of Section 337.03, which states a Residential Facility for six unrelated persons is not permitted in a Two-Family Residential Zoning District. The use is first permitted in a Multi-Family Residential District per division (g) of Section 337.08 only if approved by the City Planning Commission as a conditional use, and the City Planning Commission shall approve a residential facility as a conditional use in a Multi-Family District only when the residential facility is located not less than 1,000 feet from another residential facility. Proposed Residential Facility is within 1,000 feet of two other Residential Facilities at 12727 Buckeye Road and 12602 Forest Avenue. Note: Previous BZA

Appeal, Calendar No. 23-58 this case may be considered a "refiling" unless the appellant can show significant change in conditions or the plan.

Calendar No. 24-016: 4720 West 146 Street
Ward 16 – Brian Kazy
Laura Sudberry, owner, proposes to install a 6-feet-high wood fence in an A1 One-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 358.03, which states that any portion of a fence located along and parallel to a driveway located within 15 feet of intersection with a public sidewalk or public street shall not exceed 2-1/2 feet in height unless all portions located above 2-1/2 feet are at least 75% open.

2. Section 358.04, which states that fences in actual side street yards shall not exceed 4 feet in height and shall be at least 50% open, except that, in an actual side street yard, a fence that is set back at least 4 feet from the side street property line may be a maximum of 6 feet in height and may be open or solid. In this case the proposed location of 6-foot-high solid fence is on the property line.

Postponed from February 5, 2024

Calendar No. 24-004: 2819 Monroe Avenue
Ward 3 – Kerry McCormack
Zachary & Kaitlyn Rooker, owner, proposes to erect a two-story frame, single-family residence with one-story frame detached garage in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (b) of Section 355.04, which states that the maximum Gross Floor Area shall not be greater than 50 percent lot area or in this case 1650 square feet is permitted and the appellant is proposing 2,366 square feet.

2. Division (a) of Section 357.06, which states the Required Front Yard Setback is 8 feet and the appellant is proposing 5 feet. Please note that the Board of Zoning Appeals is limited in its ability to grant a front yard variance unless certain conditions exist per division (c) of 329.04. Appellant must prove that said conditions are present.

3. Division (c) of Section 357.13, which states that an Air Conditioning Unit is not a permitted Interior Side Yard Encroachment.

4. Division (b) of Section 341.02, which states City Planning Approval is required before issuance of building permit.

Note: Traffic engineer approval of Apron is required before issuance of building permit.

TESTIMONY TAKEN. POSTPONED TO ALLOW TIME FOR THE APPELLANT TO RESEARCH THE FRONT SETBACK ISSUE.

Postponed from December 18, 2023

Calendar No. 23-205: 3272 East 119th Street
Ward 4 – Deborah Gray
Fashion Lab, LLC proposes to establish use as a Residential Facility for five occupants in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 325.571, which states "Residential facility" means a publicly or privately operated home or facility, licensed pursuant to state law, that provides accommodations, supervision, and personal care services to any of the following: (a) one or two unrelated persons with mental illness; (b) one or two unrelated adults who are receiving residential state supplement payments as defined in the Ohio Revised Code; or (c) three to 16 unrelated adults.

2. Division (h) of Section 337.03, which states a residential facility, as defined in Chapter 325 of the Zoning Code, for one to five unrelated persons, is not permitted if located less than 1,000 feet from another residential facility. Proposed Residential Facility use is within 1,000 feet from another Residential Facility located at Rita's Place LLC, 3256 East 119th Street, Cleveland, OH (PPN# 130-01-128).

TESTIMONY TAKEN. POSTPONED TO ALLOW TIME FOR THE APPELLANT TO ENGAGE WITH THE COMMUNITY AND TO RETURN WITH OPERATIONS PLAN.

Calendar No. 23-206: 15506 Parkgrove Avenue
Ward 8 – Michael Polensek
Kim Barrett proposes to enclose existing front porch of single-family residence in an A1 One-Family Residential District. The owner appeals for relief from the strict application of the following section of the Cleveland Codified Ordinances:

1. Division (b)(4) of Section 357.13, which states that an Enclosed Front Porch shall not project more than 4 feet, and the appellant is proposing 5 feet and 8 inches. Please note that per Section 329.04 (c) the Board of Zoning Appeals is limited in its ability to grant a front yard setback variance unless certain circumstances apply.

TESTIMONY TAKEN. POSTPONED TO ALLOW FOR TIME FOR THE APPELLANT TO TAKE FURTHER MEASUREMENTS.

Postponed from January 22, 2024

Calendar No. 23-224: 4308 Franklin Boulevard
Ward 3 – Kerry McCormack

OH Dear Productions LLC, proposes to establish use as an inn/hotel with four guest rooms, museum, event space for cultural activities and movie screenings, and retail gift shop in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (b) of Section 337.08, which states that Inn/Hotel with four guest rooms, museum, event space for cultural activities and move screenings, and retail gift shop are all uses not permitted in a Two-Family Residential zoning district.

2. Division (a)(1) of Section 347.12, which states that amusement and recreation uses are required to be at least 500 feet from residential district; proposed uses are in residential district.

3. Division (a)(e) of Section 349.04, which states that accessory off-street parking at the rate of one space for each guest room plus one for each two employees for inn use, and a parking area equal to three times the gross floor area for assembly use; in this case 6,000 square feet are required, and three accessory off-street parking spaces are provided.

NO TESTIMONY. POSTPONED AT THE REQUEST OF THE APPELLANT DUE TO A SCHEDULING CONFLICT.

Report of the Board of Zoning Appeals

Monday, February 5, 2024

At the meeting of the Board of Zoning Appeals on Monday, February 5, 2024, the following appeals were scheduled for hearing before the Board and;

The following appeals were **APPROVED:**

Calendar No. 23-232: 3007 Detroit Avenue (Granted Conditionally)
3007 Detroit LLC., owner, proposes to change use to retail store and restaurant in D2 Local Retail Business District and a Pedestrian Retail Overlay District.

Calendar No. 23-234: 2805 Bridge Avenue (Granted Conditionally)
Clatterbuck-Fink, owner, proposes to change the use from a two-family dwelling to a three-family dwelling in a B1 Two-Family Residential District.

Calendar No. 24-003: 5817 Detroit Avenue (Granted Conditionally)
56 Properties, owner, proposes to erect a 1 story open carport attached to existing two-family residence in a C2 Local Retail Business District.

Calendar No. 24-005: 2530 Superior Avenue
Turndev, owner, proposes to erect a 27,000 square foot, five-level parking structure for phase 2 of Cleveland Police Headquarters development located in the Central Business District and Semi-Industry District.

The following appeals were **DENIED:** **None**

The following case was **WITHDRAWN:**

Calendar No. 23-218: 1555 East 118th Street
1555 East 118 St. LLC, owner, proposes to erect two new, four-story, multi-unit buildings (20 total units) and a seven-car parking area on a newly-created 22,845 square foot lot with two existing residential houses on it in a C1 General Retail Business District.

The following appeals were **DISMISSED:** **None**

The following cases were **REMANDED:** **None**

The following cases were **POSTPONED:**

Calendar No. 23-230: Donna Seed-Jones
4495 Lee Road. March 4, 2024.

Calendar No. 24-003: Zachary & Kaitlyn Rooker
2819 Monroe Road. February 26, 2024.

The following cases were heard by the Board of Zoning Appeals on Monday, January 29, 2024, and the decisions were adopted and approved on Monday, February 5, 2024:

The following appeals were **APPROVED:**

Calendar No. 23-132: 8121 Detroit Avenue
Kirsis Tavarez proposes to change use from single-family to Type A Day Care in RA2 (Residential Attached 2) Zoning District.

Calendar No. 23-175: 18809 Maplewood Avenue
Enterprise Holdings, Lessee, proposes to install a 10-feet-tall fence in a C2 Semi-Industry District on a parcel of land owned by the City of Cleveland.

Calendar No. 23-225: 2314 West 19th Street
DI Development LLC proposes to build a new residence and garage in a B1 Two-Family Residential District.

Calendar No. 23-226: 16411 Lucille Avenue (Granted Conditionally)
Joseph Rifici proposes to construct an addition and rear yard deck in an A1 One-Family Residential District.

Calendar No. 23-227: 2304 West 19th Street (Granted Conditionally)
DI Development LLC, owner, proposes to build a new residence and garage in a B1 Two-Family Residential District.

Calendar No. 23-231: 5516 Tillman Avenue
Hybrid Mind LLC, owner, proposes to construct a two-story home addition over existing footprint B1 Two-Family District.

Calendar No. 24-001: 4545 State Road (Granted Conditionally)
Keith Edwards Enterprises LLC proposes to erect a second floor addition to painting contractor business in a C1 Local Retail Business District.

The following cases were heard by the Board of Zoning Appeals on Monday December 18, 2024, and the decisions were adopted and approved on Monday, February 5, 2024:

Calendar No. 23-210: 1619 Starkweather Avenue (Granted Conditionally)
Man Properties Cleveland LLC, proposes to add an additional dwelling unit and create a paved area for one accessory off-street parking space in the front yard of an existing, non-conforming three dwelling unit building in a C1 Multi-Family Residential District.

Agenda of the Board of Building Standards and Building Appeals

Wednesday, May 8, 2024

Board of Building Standards and Building Appeals
Cleveland City Hall – Room 514 or WebEx at 9:30 a.m.
BBSA@clevelandohio.gov

Download the WebEx Desktop App or the mobile App from the WebEx website at https://www.webex.com/downloads.html/

Instructions to enable a browser plug-in for Chrome or Firefox can be found here: https://help.webex.com/en-us/WBX77970/How-Do-I-Enable-the-Webex-Plug-in-to-Join-aMeeting-Using-Chrome-or-Firefox

For instructions to join the call you can go to here: https://help.webex.com/en-us/bksp8r/Join-a-Meeting-from-the-Webex-Meetings-Desktop-Appor-Mobile-App

Email cdavis@clevelandohio.gov to receive the calendar invite (This invite is for testament/witness purposes only).

PUBLIC HEARINGS WILL BE STREAMED LIVE ON YouTube: https://www.youtube.com/channel/UCB8qloJrhm_pYIR1OLY68bw/

NOTE: This is a tentative Agenda and may vary both in scope and order of presentation as time permits and circumstances warrant.

BRIDGE:

Docket A-327-23
65 Madison Cleveland, OH AKA At West 112 Street City Bridge

WARD: 11
(Danny Kelly)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:562 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-328-23
66 Stanton Cleveland, OH AKA East of East 79 Street City Bridge

WARD: 5

(Richard A. Starr)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:565 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-329-23
67 Steinway Cleveland, OH AKA East of Buckeye City Bridge

WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:566 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-330-23
69 Mayfield Cleveland, OH AKA At East 117 Street City Bridge

WARD: 9
(Kevin Conwell)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:569 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-331-23
70 University Cleveland, OH AKA East of Scranton Road City Bridge

WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:570 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-332-23
71 West Cleveland, OH AKA South of Baltic Road City Bridge

WARD: 15
(Jenny Spencer)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:571 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-333-23
72 West 65 Cleveland, OH AKA South of Clark Ave. City Bridge

WARD: 14
(Jasmin Santana)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:573 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3)

Docket A-334-23
73 West 65 Cleveland, OH AKA At Father Caruso City Bridge

WARD: 15
(Jenny Spencer)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:574 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-335-23
74 West 76 Cleveland, OH AKA At Northerly End City Bridge

WARD: 15
(Jenny Spencer)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:575 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-336-23
75 West 95 Cleveland, OH AKA City Bridge

WARD: 15
(Jenny Spencer)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:576 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of

the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-338-23
76 West 117 Cleveland, OH AKA North of Berea Road City Bridge
WARD: 16
(Brian Kazy)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:577 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-339-23
77 West 117 Cleveland, OH AKA South of Madison Road City Bridge
WARD: 16
(Brian Kazy)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:578 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-340-23
78 West 130 Cleveland, OH AKA South of Gilmore Ave. City Bridge
WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:579 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-341-23
79 West 130 Cleveland, OH AKA North of I-480 City Bridge
WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:580 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-342-23
80 Willey Cleveland, OH AKA South of Train Avenue City Bridge

WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:582 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Approval of Resolutions

Docket/s:

A-309-23	Norfolk Southern Railway Company
A-310-23	Norfolk Southern Railway Company
A-311-23	Norfolk Southern Railway Company
A-312-23	Norfolk Southern Railway Company
A-313-23	Norfolk Southern Railway Company
A-314-23	Norfolk Southern Railway Company
A-315-23	Norfolk Southern Railway Company
A-316-23	Norfolk Southern Railway Company
A-317-23	Norfolk Southern Railway Company
A-318-23	Norfolk Southern Railway Company
A-319-23	Norfolk Southern Railway Company
A-320-23	Norfolk Southern Railway Company
A-321-23	Norfolk Southern Railway Company
A-324-23	Norfolk Southern Railway Company
A-325-23	Norfolk Southern Railway Company
A-326-23	Norfolk Southern Railway Company

Approval of Minutes

April 24, 2024

MEMO

To: Tom Vanover, Commissioner/CBO

From: Carmella Davis, Executive Secretary
Board of Building Standards and Building Appeals

Date: November 28, 2023

Subject: Request for presence at board hearing

The Board of Building Standards and Building Appeals request the presence of a representative for a Public Hearing on the following Docket/s from the Department of Building and Housing, and the presence of a representative from the Division of Fire on Wednesday, May 8, 2024, at approximately 9:30 a.m. via WebEx.

DOCKET NO.	ADDRESS	INSPECTOR/S
A-327-23	65 Madison	E. Elmi
A-328-23	66 Stanton	E. Elmi
A-329-23	67 Steinway	E. Elmi
A-330-22	69 Mayfield	E. Elmi
A-331-23	70 University	E. Elmi
A-332-23	71 West	E. Elmi
A-333-23	72 West 65	E. Elmi
A-334-23	73 West 65	E. Elmi
A-335-23	74 West 76	E. Elmi
A-336-23	75 West 95	E. Elmi
A-338-23	76 West 117	E. Elmi
A-339-23	77 West 117	E. Elmi
A-340-23	78 West 130	E. Elmi
A-341-23	79 West 130	E. Elmi
A-342-23	80 Willey	E. Elmi

Agenda of the Board of Building Standards and Building Appeals

Wednesday, May 22, 2024

Board of Building Standards and Building Appeals
Cleveland City Hall – Room 514 or WebEx at 9:30 a.m.
BBSA@clevelandohio.gov

Download the WebEx Desktop App or the mobile App from the WebEx website at https://www.webex.com/downloads.html/

Instructions to enable a browser plug-in for Chrome or Firefox can be found here: https://help.webex.com/en-us/WBX77970/How-Do-I-Enable-the-Webex-Plug-in-to-Join-aMeeting-Using-Chrome-or-Firefox

For instructions to join the call you can go to here: https://help.webex.com/en-us/bksp8r/Join-a-Meeting-from-the-Webex-Meetings-Desktop-Appor-Mobile-App

Email cdavis@clevelandohio.gov to receive the calendar invite (This invite is for testament/witness purposes only).

PUBLIC HEARINGS WILL BE STREAMED LIVE ON YouTube: https://www.youtube.com/channel/UCB8qloJrhm_pYIR1OLY68bw/

NOTE: This is a tentative Agenda and may vary both in scope and order of presentation as time permits and circumstances warrant.

BRIDGE:

Docket A-343-23
81 Woodland Cleveland, OH AKA West of East 79 City Bridge

WARD: 5
(Richard A. Starr)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:584 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-344-23
83 Yeakel Cleveland, OH AKA East of East 93 Street City Bridge

WARD: 3

(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:586 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-345-23
87 MLK Cleveland, OH AKA (East Boulevard) South of Cedar City Bridge
WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:590 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-346-23
84 Puritas Cleveland, OH AKA East of West 160 Street City Bridge
WARD: 16
(Brian Kazy)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:587 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-347-23
88 Brookside Cleveland, OH AKA Park Entrance City Bridge
WARD: 13
(Kris Harsh)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:591**NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-348-23
89 East 33 Cleveland, OH AKA North of Hamilton Avenue City Bridge
WARD: 7
(Stephanie D. Howse-Jones)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:592 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-349-23
90 East 117 Cleveland, OH AKA South of Euclid Avenue City Bridge
WARD: 4
(Deborah A. Gray)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:593 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-350-23
91 MLK Cleveland, OH AKA (East Boulevard) South of Cedar City Bridge
WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:594 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-351-23
92 Euclid Cleveland, OH AKA At East 118 Street City Bridge
WARD: 9
(Kevin Conwell)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:596 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-352-23
93 West 73 Cleveland, OH AKA Under NS City Bridge
WARD: 15
(Jenny Spencer)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:597 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated

August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-353-23
94 MLK Jr. Bl. Cleveland, OH South of Shoreway City Bridge

WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 6:056 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-354-23
95 East 37 Cleveland, OH AKA City Bridge

WARD: 5
(Richard A. Starr)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 6:508 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-355-23
97 Fairfield Cleveland, OH AKA Scranton Avenue at Train Avenue City Bridge

WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 6:512 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-356-23
99 East 37 Cleveland, OH AKA City Bridge

WARD: 5
(Richard A. Starr)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 6:520 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland

to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-357-23
98 East 37 Cleveland, OH AKA City Bridge

WARD: 5
(Richard A. Starr)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 6:519 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE,** dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Approval of Resolutions

Docket/s:

A-327-23	Norfolk Southern Railway Company
A-328-23	Norfolk Southern Railway Company
A-329-23	Norfolk Southern Railway Company
A-330-23	Norfolk Southern Railway Company
A-331-23	Norfolk Southern Railway Company
A-332-23	Norfolk Southern Railway Company
A-333-23	Norfolk Southern Railway Company
A-334-23	Norfolk Southern Railway Company
A-335-23	Norfolk Southern Railway Company
A-336-23	Norfolk Southern Railway Company
A-338-23	Norfolk Southern Railway Company
A-339-23	Norfolk Southern Railway Company
A-340-23	Norfolk Southern Railway Company
A-341-23	Norfolk Southern Railway Company
A-342-23	Norfolk Southern Railway Company

Approval of Minutes

May 8, 2024

MEMO

To: Tom Vanover, Commissioner/CBO

From: Carmella Davis, Executive Secretary
Board of Building Standards and Building Appeals

Date: January 16, 2024

Subject: Request for presence at board hearing

The Board of Building Standards and Building Appeals request the presence of a representative for a Public Hearing on the following Docket/s from the Department of Building and Housing, and the presence of a representative from the Division of Fire on Wednesday, May 22, 2024, at approximately 9:30 a.m. via WebEx.

DOCKET NO.	ADDRESS	INSPECTOR/S
A-343-23	81 Woodland	E. Elmi
A-344-23	83 Yeakel	E. Elmi
A-345-23	87 MLK	E. Elmi
A-346-23	84 Puritas	E. Elmi
A-347-23	88 Brookside	E. Elmi
A-348-23	89 East 33	E. Elmi
A-349-23	90 East 117	E. Elmi
A-350-23	91 MLK	E. Elmi
A-351-23	92 Euclid	E. Elmi
A-352-23	93 West 73	E. Elmi
A-353-23	94 MLK	E. Elmi
A-354-23	95 East 37	E. Elmi
A-355-23	97 Fairfield	E. Elmi
A-356-23	99 East 37	E. Elmi
A-357-23	98 East 37	E. Elmi

City of Cleveland Bids

For All Departments

Sealed bids will be received at the office of the Commissioner of Purchases and Supplies, Room 128, City Hall, in accordance with the appended schedule, and will be opened and read in Room 128, City Hall, immediately thereafter.

Each bid must be made in accordance with the specifications and must be submitted on the blanks supplied for the purpose, all of which may be obtained at the office of the said Commissioner of Purchases and Supplies, but no bid will be considered unless delivered to the office of the said commissioner previous to 12:00 noon (Eastern Standard Time) on the date specified in the schedule.

Section 187.10 of the Codified Ordinances: Negotiated contracts; Notice required in Advertisements for Bids

> Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE Code; each prime bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Therefore, any prime contractor wishing to receive credit for using an MBE or FBE should ensure that applications for certifications as to MBE or FBE status compliance with the Code, affirmative action in employment and, if applicable, joint venture status, are submitted to the Office of Equal Opportunity ("OEO") prior to the date of bid opening or submission of proposals or as specified by the Director. Failure to comply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties.

Click on a bid below to read it:

File No. 8-24

File No. 9-24

File No. 10-24

File No. 11-24

File No. 12-24

BID OPENS – THURSDAY, FEBRUARY 29, 2024

File No. 8-24 Removal of Residential Blue Carts
FOR THE DIVISION OF WASTE FOR THE DEPARTMENT OF PUBLIC WORKS AS AUTHORIZED BY ORDINANCE 351-2022 PASSED BY COUNCIL AUGUST 16, 2023.

There will be a **NON-MANDATORY Pre-Bid Meeting**, Thursday, February 8, 2024, at 9:30 am., via Call In. To call into the meeting, dial 1-216-306-2628, Conference ID: 727 718 355#.

Note: Bid must be delivered to the Office of the Commissioner of Purchases and Supplies, Cleveland City Hall, 601 Lakeside Avenue, Room 128, Cleveland, Ohio 44114 before 12 o'clock noon (Eastern Time).

BID OPENS – WEDNESDAY, FEBRUARY 21, 2024

File No. 9-24 2024-2027 Citywide Building Construction Materials, Equipment & Supplies
FOR VARIOUS DIVISIONS FOR THE DEPARTMENT OF FINANCE AS AUTHORIZED BY ORDINANCE 181.101 PASSED BY COUNCIL OCTOBER 15, 2018.

There will be a **NON-MANDATORY Pre-Bid Meeting**, Monday, February 12, 2024, at 11:00 a.m., via WebEx. To call into the meeting, dial 1-415-655-003, Access Code 2308 575 0077.

Note: Bid must be delivered to the Office of the Commissioner of Purchases and Supplies, Cleveland City Hall, 601 Lakeside Avenue, Room 128, Cleveland, Ohio 44114 before 12 o'clock noon (Eastern Time).

BID OPENS – WEDNESDAY, FEBRUARY 21, 2024

File No. 10-24 2024-2027 Citywide Plumbing Materials, Equipment & Supplies
FOR VARIOUS DIVISIONS FOR THE DEPARTMENT OF FINANCE AS AUTHORIZED BY ORDINANCE 181.101 PASSED BY COUNCIL OCTOBER 15, 2018.

There will be a **NON-MANDATORY Pre-Bid Meeting**, Monday, February 12, 2024, at 10:00 a.m., via WebEx. To call into the meeting, dial 1-415-655-003, Access Code 2313 077 0264.

Note: Bid must be delivered to the Office of the Commissioner of Purchases and Supplies, Cleveland City Hall, 601 Lakeside Avenue, Room 128, Cleveland, Ohio 44114 before 12 o'clock noon (Eastern Time).

BID OPENS – THURSDAY, FEBRUARY 29, 2024

File No. 11-24 Windows Repair and Replacement
FOR THE DIVISION OF WATER FOR THE DEPARTMENT OF PUBLIC UTILITIES, AS AUTHORIZED BY ORDINANCE 274-2022. PASSED APRIL 11, 2022.

There is no charge for plans and specifications.

Bidders must be on the Plan-holders list to submit a bid or receive any addenda. Out-of-area bidders may email requests to receive plans and specifications to, purchasing@city.cleveland.oh.us. In the email request please include your company's UPS Account number, full company's name and address, company's contact / representative full name, contact telephone number, facsimile telephone number and email address. The UPS delivery charges for the plans and specifications will be billed to the bidder's company UPS account number provided.

There will be a **NON-MANDATORY Pre-Bid Meeting**, Thursday, February 8, 2024 at 2:00 p.m., via WebEx. To call into the meeting, dial 1-415-655-003, Access Code 2305 188 9712.

Note: Bid must be delivered to the Office of the Commissioner of Purchases and Supplies, Cleveland City Hall, 601 Lakeside Avenue, Room 128, Cleveland, Ohio 44114 before 12 o'clock noon (Eastern Time).

BID OPENS – THURSDAY, FEBRUARY 29, 2024

File No. 12-24 Baldwin Filter Underdrains II
FOR THE DIVISION OF WATER FOR THE DEPARTMENT OF PUBLIC UTILITIES, AS AUTHORIZED BY ORDINANCE 1430-2019. PASSED DECEMBER 2, 2019.

There is no charge for plans and specifications.

Bidders must be on the Plan-holders list to submit a bid or receive any addenda. Out-of-area bidders may email requests to receive plans and specifications to, purchasing@city.cleveland.oh.us. In the email request please include your company's UPS Account number, full company's name and address, company's contact / representative full name, contact telephone number, facsimile telephone number and email address. The UPS delivery charges for the plans and specifications will be billed to the bidder's company UPS account number provided.

There will be a **NON-MANDATORY Pre-Bid Meeting**, Thursday, February 8, 2024, at 9:00 a.m., via WebEx. To call into the meeting, dial 1-415-655-003, Access Code 2310 229 8659.

Note: Bid must be delivered to the Office of the Commissioner of Purchases and Supplies, Cleveland City Hall, 601 Lakeside Avenue, Room 128, Cleveland, Ohio 44114 before 12 o'clock noon (Eastern Time).

Adopted Resolutions and Passed Ordinances

These resolutions were adopted, and ordinances were passed by City Council on Monday, January 29, 2024.

Click on a piece of legislation below to read it:

Ord. No. 1379-2023

Ord. No. 1380-2023

Ord. No. 36-2024

Ord. No. 72-2024

Ord. No. 113-2024

Ord. No. 121-2024

Res. No. 122-2024

Res. No. 123-2024

Res. No. 124-2024

Res. No. 142-2024

Res. No. 143-2024

Res. No. 144-2024

Res. No. 146-2024

Ordinance No. 1379-2023

By Council Members: Polensek and Griffin (by departmental request)

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 22 Project Safe Neighborhoods Grant; and authorizing one or more contracts with Mental Health Services for Homeless Persons, Inc. dba FrontLine Services and The Near West Side Multi-Service Corporation dba May Dugan Center to implement the grant.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of $19,329.80 and any other funds that may become available during the grant term from the Ohio Office of Criminal Justice Services to conduct the FY 22 Project Safe Neighborhoods (PSN) Grant; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the detailed program summary for the grant contained in the file described below.

Section 2. That the detailed program summary for the grant, **File No. 1379-2023-A**, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Safety shall have the authority to extend the term of the grant during the grant term.

Section 4. That the Director of Public Safety is authorized to enter into one or more contracts with Mental Health Services for Homeless Persons, Inc. dba FrontLine Services and The Near West Side Multi-Service Corporation dba May Dugan Center to implement the grant as described in the file.

Section 5. That the costs of the contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance, and other funds approved by the Director of Finance. (RQS 6002, RLA 2023-129)

Section 6. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed January 29, 2024.

Effective January 30, 2024.

Ordinance No. 1380-2023

By Council Members: Polensek and Griffin (by departmental request)

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 23 Recovery Ohio LE Program to provide funding for the operation of the Cartel Gang Narcotics Laundering Task Force.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of $80,049.96, and any other funds that may become available during the grant term from the Ohio Office of Criminal Justice Services to conduct the FY 23 Recovery Ohio LE Program to provide funding for the operation of the Cartel Gang Narcotics Laundering Task Force; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the title page and summary for the grant contained in the file described below.

Section 2. That the title page and summary for the grant, **File No. 1380-2023-A**, made a part of this ordinance as if fully rewritten, is approved in all respects and shall not be changed without additional legislative authority. (RQS 6002, RLA 2023-128)

Section 3. That the Director of Public Safety is authorized to extend the term of the grant during the grant term.

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed January 29, 2024.

Effective January 30, 2024.

Ordinance No. 36-2024

By Council Members: Conwell and Griffin (by departmental request)

An emergency ordinance to amend the title, the second whereas clause, and Sections 1, 2, and 4 of Ordinance No. 895-2022, passed October 3, 2022, relating to authorizing the Director of City Planning to create the Transformative Arts Projects Fund Program; to supplement the ordinance to add new Sections 2a and 2b; to repeal Section 5 and renumber existing Section 6 to new Section 5.

WHEREAS, under Ordinance No. 895-2022, passed October 3, 2022, this Council authorized the Director of City Planning to create the Transformative Public Art Projects Fund Program ("Arts Programs") to provide grants to Community Development Corporations, non-profit organizations and other public and private entities for public accessible art programs; and

WHEREAS, the City desires to contract with the Assembly for the Arts to establish, manage, and implement the Arts Program; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the title, the second whereas clause, and Sections 1, 2, and 4 of Ordinance No. 895-2022, passed October 3, 2022, are amended to read as follows:

An Emergency Ordinance authorizing the Director of City Planning to create the Transformative Public Art Projects Fund Program; and to enter into contract with the Assembly for the Arts to establish, implement, and manage the Program.

WHEREAS, the Director of City Planning desires to use a portion of such available funding to create the Transformative Public Art Projects Fund Program (the "Program"), to be established, implemented, and managed by the Assembly for the Arts, to provide grants to Community Development Corporations, non-profit organizations and other public and private entities for publicly accessible art programs; and

Section 1. That the Director of City Planning ("Director") is authorized to enter into contract with the Assembly for the Arts to establish, implement and manage the "Transformative Public Art Projects Fund Program" to provide financial assistance to provide grants to Community Development Corporations and other public and private entities for publicly accessible art programs in the estimated amount of $3,000,000. To assist the Director in both the administration of the Transformative Public Art Projects Fund Program (the Program) and in the selection of the artists themselves, a Program Arts Committee shall be established within sixty (60) days of the Effective Date of this ordinance consisting of seven (7) members who shall include

the following: (a) three (3) City residents selected by the Mayor, or the Mayor's designee; (b) two (2) City residents selected by the Council President; (c) one (1) designated City Council Member selected by the Council President; and (d) one (1) City community arts organization representative jointly selected by the Mayor, or the Mayor's designee, and the designated City Council Member. This Program Arts Committee shall meet at least quarterly. The Assembly for the Arts shall work with the Director and the Program Arts Committee to administer the Program and to select the artists, as set forth in File No. 36-2024-A and that all members of Council are notified of any award made under this ordinance as the awards are made.

Section 2. That the contract authorized in Section 1 shall be prepared by the Director of Law and shall contain such terms and conditions as set forth in the above-mentioned file.

Section 4. That the cost of the agreement shall not exceed $90,000 and shall be paid from Fund No. 01-001-9997, Fund No. 15 SF 190, and other funds approved by the Director of Finance. (RQS 8006, RLA 2022-67)

Section 2. That the existing title, the second whereas clause, and Sections 1, 2, and 4 of Ordinance No. 895-2022, passed October 3, 2022, are repealed.

Section 3. That Ordinance Number 895-2022, passed October 3, 2022, is supplemented by adding new Sections 2a and 2b to read as follows:

"Section 2a. That the Assembly for the Arts, the Director, and the Program Arts Committee will report to Council quarterly as set forth in the above-mentioned file regarding the use of funds and Program progress.

Section 2b. That any documents implementing the Transformative Public Art Projects Fund Program shall recognize Cleveland City Council.".

Section 4. That Section 5 of Ordinance No. 895-2022, passed October 3, 2022, is repealed and existing Section 6 is renumbered to new "Section 5".

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed January 29, 2024.

Effective January 30, 2024.

Ordinance No. 72-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Finance to enter into an agreement with The National Forum For Black Public Administrators, an AmeriCorps Vista, for the placement of an intern in the Department of Finance, Division of Information Technology Services, to provide support for the City's broadband initiative, for a period of one year.

WHEREAS, The National Forum For Black Public Administrators, through its AmeriCorps Vista program, wishes to place an intern, at no cost to the City, to assist the City in implementing the City's broadband initiative; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Finance is authorized to enter into an agreement and execute any other necessary documents with The National Forum For Black Public Administrators, an AmeriCorps Vista, for the placement of an intern in the Department of Finance, Division of Information Technology Services, to provide support of the City's broadband initiative, for a period of one year.

Section 2. That the agreement and cost of the intern shall be at no cost to the City.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed January 29, 2024.

Effective January 30, 2024.

Ordinance No. 113-2024

By Council Members: McCormack

An emergency ordinance consenting and approving the issuance of a permit for the Pigskin Classic 5K on November 30, 2024, managed by Hermes Sports & Events.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Pigskin Classic 5K on November 30, 2024. START: Head southeast on West 6th Street by Dive Bar (1214 West 6th Street); turn right onto West Superior Avenue continue onto Detroit Avenue; turn right onto West 25th Street; turn right onto Superior Viaduct and head southwest; turn left onto West 24th Street, follow onto Detroit Avenue; turn onto trail follow to River Road; turn around at River Road and follow trail back; turn right onto Detroit Avenue follow to West 24th Street; turn right onto Superior Viaduct; turn left onto West 25th Street; turn left onto Detroit Avenue; continue onto West Superior Avenue; turn left onto West 6th Street; FINISH: on West 6th Street by Dive Bar. Provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

Section 2. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed January 29, 2024.

Effective January 30, 2024.

Ordinance No. 121-2024

By Council Members: Maurer

An emergency ordinance to amend Section 1 of Ordinance No. 553-2023, passed July 12, 2023, relating to a First Amendment to Agreement with Slavic Village Development for Cleveland City Council.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Section 1 of Ordinance No. 553-2023, passed July 12, 2023, is amended to read as follows:

> Section 1. That the Director of the Department of Community Development is hereby authorized to enter into an agreement with Slavic Village Development for the Home Repair Grant Program for the public purpose of providing home repair assistance to senior citizens and disabled residents in the City of Cleveland through the use of Ward 12 Casino Revenue Funds. The Housing Advisory Board reviewed this project on April 26, 2023, and is effective May 10, 2023.

Section 2. That existing Section 1 of Ordinance No. 553-2023, passed July 12, 2023, is hereby repealed.

Section 3. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed January 29, 2024.

Effective January 30, 2024.

Resolution No. 122-2024

By Council Members: Starr

An emergency resolution objecting to a New C1 Liquor Permit at 4818 Pershing Avenue.

WHEREAS, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Veronica Smith Investments, Inc., DBA Randalls, 4818 Pershing Avenue, Cleveland, Ohio 44127, Permit No. 9258470; and

WHEREAS, the granting of this application for a liquor permit to this high-crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

WHEREAS, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

WHEREAS, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

WHEREAS, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

WHEREAS, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

WHEREAS, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

WHEREAS, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Council does hereby record its objection to a New C1 Liquor Permit at Veronica Smith Investments, Inc., DBA Randalls, 4818 Pershing Avenue, Cleveland, Ohio 44127, Permit No. 9258470; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council has returned to the Ohio Division of Liquor Control the *Notice to Legislative Authority* with respect to this new permit and has requested that a hearing on the advisability of issuing the permit be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted January 29, 2024.

Effective January 30, 2024.

Resolution No. 123-2024

By Council Members: Conwell

An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 12333 Superior Avenue.

WHEREAS, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a C2 and C2X Liquor Permit from Superior Convenience Foods, Inc., DBA Superior Food Mart, 12333 Superior Avenue, Cleveland, Ohio 44106, Permit No. 87019070010 to Golden Pantry Cleveland, LLC, DBA Superior Food Mart, 12333 Superior Avenue, Cleveland, Ohio 44106, Permit No. 3254055; and

WHEREAS, the granting of this application for a liquor permit to this high-crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

WHEREAS, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

WHEREAS, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

WHEREAS, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

WHEREAS, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

WHEREAS, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

WHEREAS, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Council does hereby record its objection to the transfer of ownership of a C2 and C2X Liquor Permit from Superior Convenience Foods, Inc., DBA Superior Food Mart, 12333 Superior Avenue, Cleveland, Ohio 44106, Permit No. 87019070010 to

Golden Pantry Cleveland, LLC, DBA Superior Food Mart, 12333 Superior Avenue, Cleveland, Ohio 44106, Permit No. 3254055; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council has returned to the Ohio Division of Liquor Control the *Notice to Legislative Authority* with respect to this new permit and has requested that a hearing on the advisability of issuing the permit be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted January 29, 2024.

Effective January 30, 2024.

Resolution No. 124-2024

By Council Members: Hairston

An emergency resolution objecting to the transfer of ownership of a C2, C2X and D6 Liquor Permit to 12730 St. Clair Avenue.

WHEREAS, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a C2, C2X and D6 Liquor Permit from 12730 St. Clair, Inc., DBA Quick and Easy, 12730 St. Clair Avenue, Cleveland, Ohio 44108, Permit No. 9116297 to H & S 12730, Inc., DBA Quick and Easy, 12730 St. Clair Avenue, Cleveland, Ohio 44108, Permit No. 3471683; and

WHEREAS, the granting of this application for a liquor permit to this high-crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

WHEREAS, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

WHEREAS, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

WHEREAS, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

WHEREAS, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

WHEREAS, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

WHEREAS, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Council does hereby record its objection to the transfer of ownership of a C2, C2X and D6 Liquor Permit from 12730 St. Clair, Inc., DBA Quick and Easy, 12730 St. Clair Avenue, Cleveland, Ohio 44108, Permit No. 9116297 to H & S 12730, Inc., DBA

Quick and Easy, 12730 St. Clair Avenue, Cleveland, Ohio 44108, Permit No. 3471683; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council has returned to the Ohio Division of Liquor Control the *Notice to Legislative Authority* with respect to this new permit and has requested that a hearing on the advisability of issuing the permit be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted January 29, 2024.

Effective January 30, 2024.

Resolution No. 142-2024

By Council Members: Hairston

An emergency resolution objecting to the transfer of ownership of a D5 and D6 Liquor Permit to 14804 St. Clair Avenue.

WHEREAS, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a D5 and D6 Liquor Permit from Michelle Mahone, 14804 St. Clair Avenue, Cleveland, Ohio 44110, Permit No. 5432735 to New Seven Entertainers Lounge, LLC, 14804 St. Clair Avenue, Cleveland, Ohio 44110, Permit No. 6367889; and

WHEREAS, the granting of this application for a liquor permit to this high-crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

WHEREAS, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

WHEREAS, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

WHEREAS, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

WHEREAS, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

WHEREAS, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

WHEREAS, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Council does hereby record its objection to the transfer of ownership of a D5 and D6 Liquor Permit from Michelle Mahone, 14804 St. Clair Avenue, Cleveland, Ohio 44110, Permit No. 5432735 to New Seven Entertainers Lounge, LLC, 14804 St.

Clair Avenue, Cleveland, Ohio 44110, Permit No. 6367889; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council has returned to the Ohio Division of Liquor Control the *Notice to Legislative Authority* with respect to this new permit and has requested that a hearing on the advisability of issuing the permit be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted January 29, 2024.

Effective January 30, 2024.

Resolution No. 143-2024

By Council Members: Hairston

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 12107 St. Clair Avenue, and repealing Resolution No. 1045-2023, objecting to said permit.

WHEREAS, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, LLC, DBA Family Dollar Store, #26118, 12107 St. Clair Avenue, Cleveland, Ohio 44108, Permit No. 26312758230, by Resolution No. 1045-2023 adopted by the Council on September 18, 2023; and

WHEREAS, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

WHEREAS, this resolution constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That objection to the New C1 Liquor Permit at Family Dollar Stores of Ohio, LLC, DBA Family Dollar Store, #26118, 12107 St. Clair Avenue, Cleveland, Ohio 44108, Permit No. 26312758230, by Resolution No. 1045-2023 adopted by the Council on September 18, 2023; and containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

Section 2. That this resolution is hereby declared to be an emergency measure and provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted January 29, 2024.

Effective January 30, 2024.

Resolution No. 144-2024

By Council Members: Hairston

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 1014 East 152nd Street, and repealing Resolution No. 1043-2023, objecting to said permit.

WHEREAS, this Council objected to a New C1 Liquor Permit at Family Dollar Stores of Ohio, LLC, DBA Family Dollar Store, #27039, 1014 East 152nd Street, Cleveland, Ohio 44110, Permit No. 26312758225, by Resolution No. 1043-2023 adopted by the Council on September 18, 2023; and

WHEREAS, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

WHEREAS, this resolution constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That objection to the New C1 Liquor Permit at Family Dollar Stores of Ohio, LLC, DBA Family Dollar Store, #27039, 1014 East 152nd Street, Cleveland, Ohio 44110, Permit No. 26312758225, by Resolution No. 1043-2023 adopted by the Council on September 18, 2023; and containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

Section 2. That this resolution is hereby declared to be an emergency measure and provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted January 29, 2024.

Effective January 30, 2024.

Resolution No. 146-2024

By Council Members: Kazy

An emergency resolution withdrawing objection to the transfer of ownership of a C1, C2 and D6 Liquor Permit at 4161 West 150th Street, South Unit, and repealing Resolution No. 742-2023 objecting to said permit.

WHEREAS, this Council objected to a transfer of ownership of a C1, C2 and D6 Liquor Permit to Capl Retail, LLC, DBA Joe's Kwik Marts, South Unit, 4161 West 150th Street, Cleveland, Ohio 44135, Permit No. 12335060175 by Resolution No. 742-2023 adopted by the Council on July 12, 2023; and

WHEREAS, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

WHEREAS, this resolution constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That objection to the transfer of ownership of a C1, C2 and D6 Liquor Permit to Capl Retail, LLC, DBA Joe's Kwik Marts, South Unit, 4161 West 150th Street, Cleveland, Ohio 44135, Permit No. 12335060175, by Resolution No. 742-2023, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

Section 2. That this resolution is hereby declared to be an emergency measure and provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted January 29, 2024.

Effective January 30, 2024.

Directory of City Officials

City Council

Cleveland City Hall
601 Lakeside Avenue, Room 220
Cleveland, Ohio, 44114
Phone: 216-664-2840
www.clevelandcitycouncil.org

President of Council – Blaine A. Griffin

City Clerk, Clerk of Council – Patricia J. Britt

Council Member	*Ward*
Joseph T. Jones	1
Kevin L. Bishop	2
Kerry McCormack	3
Deborah A. Gray	4
Richard A. Starr	5
Blaine A. Griffin	6
Stephanie D. Howse-Jones	7
Michael D. Polensek	8
Kevin Conwell	9
Anthony T. Hairston	10
Danny Kelly	11
Rebecca Maurer	12
Kris Harsh	13
Jasmin Santana	14
Jenny Spencer	15
Brian Kazy	16
Charles Slife	17

Permanent Schedule – Standing Committees of the Council 2022-2025

MONDAY – Alternating

9:30 a.m. – **Health, Human Services and the Arts Committee:** Conwell (CHAIR), Maurer (VICE-CHAIR), Gray, Harsh, Howse-Jones, Slife, Starr.

9:30 a.m. – **Municipal Services and Properties Committee:** Bishop (CHAIR), Starr (VICE-CHAIR), Hairston, Jones, Kazy, Kelly, Maurer.

MONDAY

2:00 p.m. – **Finance, Diversity, Equity and Inclusion Committee:** Griffin (CHAIR), McCormack (VICE-CHAIR), Bishop, Conwell, Hairston, Kazy, Polensek, Santana, Spencer.

TUESDAY

1:30 p.m. – **Workforce, Education, Training and Youth Development Committee:** Santana (CHAIR), Howse-Jones (VICE-CHAIR), Gray, Jones, Slife, Spencer, Starr.

TUESDAY – Alternating

9:30 a.m. – **Development, Planning and Sustainability Committee:** Hairston (CHAIR), Santana (VICE-CHAIR), Harsh, Howse-Jones, Jones, McCormack, Spencer.

WEDNESDAY – Alternating

10:00 a.m. – **Safety Committee:** Polensek (CHAIR), Jones (VICE-CHAIR), Gray, Howse-Jones, Kelly, Slife, Starr.

10:00 a.m. – **Transportation and Mobility Committee:** McCormack (CHAIR), Slife (VICE-CHAIR), Bishop, Gray, Kazy, Maurer, Santana.

THURSDAY

10:0 a.m. – **Utilities Committee:** Kazy (CHAIR), Spencer (VICE-CHAIR), Bishop, Gray, Harsh, Kelly, Polensek.

The following Committees meet at the Call of the Chair:

Mayor's Appointments Committee: Jones (CHAIR), Griffin, Hairston, Harsh, Starr.

Operations Committee: McCormack (CHAIR), Bishop, Conwell, Griffin, Maurer.

Rules Committee: Griffin (CHAIR), Conwell, Maurer, McCormack, Polensek.

City Departments

City Hall
601 Lakeside Avenue
Cleveland, OH 44114

MAYOR – Justin M. Bibb

Bradford J. Davy, Chief of Staff

Jeff Epstein, Chief of Integrated Development

Froilan Roy Fernando, Chief Technology and Innovation Officer

Sarah N. Johnson, Chief Communications Officer

Sonya Pryor-Jones, Chief of Youth and Family Success

Ryan M. Puente, Deputy Chief of Staff and Chief Government Affairs Officer

Bonnie Teeuwen, Chief Operating Officer

Michele Pomerantz, Chief of Education

AGING – Mary McNamara, Director

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS –

Carmella Davis, Secretary

Patrick M. Gallagher (Labor), Chair

Howard Bradley (Builder)

(Engineer)

Robert Maschke, Architect

Peggy Lipscomb, Alternate

BOARD OF ZONING APPEALS –

Elizabeth Kukla, Secretary

Members: Alanna Faith, Nina Holzer, Priscilla Rocha, Arleesha Wilson

BUILDING AND HOUSING –

Sally Martin O'Toole, Director

Divisions:

Navid Hussain, Commissioner, Construction Permitting
Richard Riccardi, Assistant Commissioner, Construction Permitting
Thomas E. Vanover, Commissioner, Code Enforcement

CITY AUDIT COMMITTEE –
Members: Laura Armstrong, Chair; Council President Blaine A. Griffin; Law Director Mark D. Griffin; Diane Downing; Sharon Dumas; Thomas Raguz.

CITY PLANNING COMMISSION – Joyce Pan Huang, Director
Members: Lillian Kuri, Chair, Gloria Jean Pinkney, Council Member Charles Slife, August Fluker, Denise McCray, Isabella McKnight, Andrew Sargeant.

CIVIL SERVICE COMMISSION – Rachon Long, Assistant Director
Gregory E. Jordan, President; Michael Flickinger, Vice President; India Pierce Lee, Secretary; Daniel J. Brennan, Member; Cyrus L. Patton, Member

COMMUNITY DEVELOPMENT – Alyssa Hernandez, Director
Divisions:
Administrative Service – Joy Anderson, Commissioner
Office of Fair Housing and Consumer Affairs – John Mahoney, Manager
Neighborhood Development – James Greene, Commissioner
Neighborhood Services – Louise Jackson, Commissioner

COMMUNITY POLICE COMMISSION – Jason Goodrick, Interim Executive Director
Members: John Adams, Shandra Benito, James M. Chura, Charles Donaldson, Jr., Kyle Earley, Alana Garrett-Ferguson, Cait Kennedy, Gregory Reaves, Janice Ridgeway, Piet van Lier, Audrianna Rodriguez, Teri Wang, Sharena Zayed.

COMMUNITY RELATIONS BOARD – Angela Shute-Woodson, Executive Director;
Members: Mayor Justin M. Bibb, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman; Council Member Kevin L. Bishop, Daniel McNea, Stephanie

Morrison-Hrbek, Roland Muhammad, Luz Pellot, Robert Render, III, Gia Hoa Ryan, Council Member Richard Starr, Jay Westbrook, Peter Whitt.

ECONOMIC DEVELOPMENT – Thomas S. McNair, Director

FINANCE – Ahmed Abonamah, Director

Divisions:

Accounts – Lonya Moss-Walker, Commissioner

Assessments and Licenses – Dedrick Stephens, Commissioner

City Treasury – James Hartley, Treasurer

Financial Reporting and Control – James Gentile, Controller

Information Technology and Services –

Kimberly Roy Wilson, Commissioner

Internal Audit – Natasha Brandt, Manager

Printing and Reproduction – Michael Hewett, Commissioner

Purchases and Supplies – Tiffany White Johnson, Commissioner

Sinking Fund Commission – Betsy Hruby, Manager

Taxation – Kevin Preslan, Commissioner and Income Tax Administrator

Treasury – James Hartley, Treasurer

HUMAN RESOURCES – Matthew J. Cole, Director

Rachon N. Long, Assistant Director

LANDMARKS COMMISSION –

Members: Julie Trott-Heisey, Chair; Robert S. Strickland, Vice Chair; Michele Anderson; Allan Dreyer; Mark Duluk, City of Cleveland Architecture and Site Development; Councilwoman Deborah A. Gray; Cleveland City Planning Commission Director Joyce Huang; Christopher Loeser; Michael R. Sanbury; Raymond Tarasuck, Jr.; Dr. Regennia Williams.

LAW – Mark D. Griffin, Director

Michele Comer, Chief Counsel

Ronda Curtis, Chief Corporate Counsel
Elena Boop, Chief Trial Counsel
Aqueelah Jordan, Chief Prosecutor
Delanté Spencer Thomas, Chief Ethics Officer
John Skrtic, Law Librarian

MAYOR'S OFFICE OF CAPITAL PROJECTS – James D. DeRosa, Director

Divisions:

Architecture and Site Development – Carter Edman, Manager Engineering and Construction – Richard J. Switalski, Manager Real Estate – Susanne Degennaro, Commissioner

MAYOR'S OFFICE OF EQUAL OPPORTUNITY – Tyson Mitchell, Director

MAYOR'S OFFICE OF URBAN ANALYTICS AND INNOVATION – Elizabeth Crowe, Director

MAYOR'S OFFICE OF SUSTAINABILITY – Sarah O'Keeffe, Director

PORT CONTROL – Bryant L. Francis, Director

Divisions:

Cleveland Hopkins International Airport & Burke Lakefront Airport – Khalid Bahhur, Commissioner of Airports
Burke Lakefront Airport – Tony Campofredano, Airport Leader

PUBLIC HEALTH – David Margolius, M.D., Director

Divisions:

Air Quality – David Hearne, Interim Commissioner
Environment – Wallace L. Chambers, Jr., Commissioner
Health – Frances Mills, Commissioner
Health Equity and Social Justice – Lita Marie Wills, Commissioner
Vital Statistics – Andrea Kacinari, City Registrar

PUBLIC SAFETY – Karrie D. Howard, Director

Divisions:

Animal Control Services – Cory Keller, Chief Animal Control Officer

Emergency Medical Service – Orlando Wheeler, Commissioner

Emergency Operations Center – Nicole Carlton, Assistant Director

Fire – Anthony P. Luke, Chief

Police – Dornat A. Drummond, Chief

Professional Standards – Roger C. Smith, Administrator

PUBLIC UTILITIES – Martin J. Keane, Director

Divisions:

Cleveland Public Power – Ammon Danielson, Commissioner

Radio Communications – Brad Handke, Manager

TV 20 – Kathy Allen, General Manager

Utilities Fiscal Control – Catherine Troy, Chief Financial Officer

Water – Alex Margevicius, Commissioner

Water Pollution Control – Ramona Lowery-Ferrell, Commissioner

PUBLIC WORKS – Frank D. Williams, Director

Administration:

Administration – John Laird, Manager

Susie Claytor, Executive Commissioner, Public Auditorium

Kim Johnson, Interim Executive Commissioner, Prevention, Intervention and Opportunity for Youth and Young Adults

Divisions:

Motor Vehicle Maintenance – Jeffrey Brown, Commissioner

Neighborhood Resource and Recreation Centers – Samuel Gissentaner, Commissioner

Park Maintenance and Properties – Toi Porch, Interim Commissioner

Parking Facilities – Kim Johnson, Commissioner

Property Management – Tom Nagle, Commissioner

Streets – Randell Scott, Commissioner

Traffic Engineering – Robert Mavec, Commissioner

Waste Collection and Disposal – Terrell H. Pruitt, Commissioner

WORKFORCE DEVELOPMENT & OHIO MEANS JOBS – CLEVELAND/CUYAHOGA COUNTY – Michelle Rose, Executive Director

Cleveland Municipal Court

Justice Center
1200 Ontario Street
Cleveland, Ohio, 44113
www.clevelandmunicipalcourt.org

Judge	*Courtroom*
Presiding and Administrative Judge Michelle D. Earley	14-C
Judge Marilyn B. Cassidy	13-A
Judge Mark R. Majer	12-B
Judge Lauren C. Moore	15-A
Judge Andrea Nelson Moore	12-A
Judge Michael L. Nelson, Sr.	15-C
Judge Ann Clare Oakar	14-A
Judge Charles L. Patton, Jr.	14-B
Housing Court Judge W. Moná Scott	13-B
Judge Suzan M. Sweeney	12-C
Judge Jazmin Torres-Lugo	13-C
Judge Shiela Turner McCall	13-D
Judge Joseph J. Zone	14-D

Earle B. Turner – Clerk of Courts
Russell R. Brown, III – Court Administrator
Belinda Gest – Housing Court Administrator
Robert J. Furda – Chief Bailiff
Dean Jenkins – Chief Probation Officer
Gregory F. Clifford – Chief Magistrate

City Links

Board of Building Standards and Building Appeals
http://planning.city.cleveland.oh.us/bza/bbs.html

Board of Zoning Appeals
http://planning.city.cleveland.oh.us/bza/cpc.html

City Bids

Invitations to Bid
http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/Finance/BID

Requests for Proposals/Requests for Qualifications
http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/Finance/RFP

Cleveland Water
http://www.clevelandwater.com/work-with-us/invitations-to-bid

Water Pollution Control
http://wpc.clevelandwater.com/?page_id=3342

Cleveland Airports
https://www.clevelandairport.com/about-us/business-cle/bids-rfps

City Jobs
http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/HumanResources

https://www.governmentjobs.com/careers/cleveland

City of Cleveland
http://www.city.cleveland.oh.us/

City of Cleveland Charter and Codified Ordinances
https://codelibrary.amlegal.com/codes/cleveland/latest/overview

Civil Service Commission
http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/CivilServiceCommission

Cleveland City Council
http://www.clevelandcitycouncil.org/

Cleveland Courts

Cleveland Municipal Court
http://clevelandmunicipalcourt.org/home.html

Clerk of Courts – Cleveland Municipal Court
https://clevelandmunicipalcourt.org/clerk-of-courts

Cleveland Housing Court
http://clevelandhousingcourt.org/