

The City Record

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Official Proceedings City Council

Cleveland, Ohio
Monday, September 9, 2024

The meeting of the Council was called to order at 7:00 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, Joseph T. Jones, Brian Kazy, Danny Kelly, Rebecca Maurer, Kerry McCormack, Michael D. Polensek, Jasmin Santana, Charles Slife, Jenny Spencer, Richard A. Starr.

Also present were: Mayor Bibb; Chiefs Davy, Epstein, Griffin, Johnson, Puente, Teeuwen; Directors Cole, Crowe, Drummond, Hartley, Hernandez, Keane, Margolius, McNair, McNamara, Mitchell, 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 McCormack, the reading of the minutes of the last meeting was dispensed with and the journal approved. Seconded by Council Member Gray.

Communications

File No. 912-2024

Oath of Office for James Hartley, Interim Director of Department of Finance, City of Cleveland. Received.

File No. 913-2024

Emergency Contract (Mayor's Emergency) for supplemental line work to assist Cleveland Public Power in restoring power throughout the City due to the storm on August 6, 2024, pursuant to Section 181.12 of the Codified Ordinances of Cleveland, Ohio. Received.

File No. 914-2024

From Jeffrey B. Marks, Secretary, Board of Control, City of Cleveland. Board of Control Resolution No. 377-24, adopted August 7, 2024, pursuant to Ord. No. 521-2024, passed July 10, 2024, concurring with the discontinuance of some divisions and offices in Department of Public Works and the establishment of a new department, Parks and Recreation, and its divisions and offices. Received.

File No. 915-2024

From Court Administrator Russell R. Brown III, Cleveland Municipal Court. Notice of application and acceptance of \$7,500 grant for the Municipal Court's Mental Health Court Program from Ohio Department of Mental Health & Addiction Services through the Alcohol, Drug Addiction and Mental Health Services (ADAMHS) Board of Cuyahoga County. Received.

File No. 916-2024

Oath of Office for Glenn Parker III, Member of Civilian Police Review Board, City of Cleveland (term ending August 8, 2028). Received.

File No. 925-2024

From Council President Blaine A. Griffin. Designating, without objection of Cleveland City Council, to serve as Clerk of Council Pro Tempore for all matters requiring the Clerk's signature on August 23, 2024, and on August 26, 2024. Received.

File No. 926-2024

Oath of Office for Stephanie Wernet, Chief Innovation and Technology Officer, City of Cleveland. Received.

File No. 927-2024

Oath of Office for Jason R. Shachner, Assistant Director, Department of Public Safety, City of Cleveland. Received.

File No. 928-2024

Oath of Office for Christopher P. Viland, Assistant Director, Department of Public Safety, City of Cleveland. Received.

File No. 932-2024

From Jessica Sheldon, Vice President, Beacon Communities. Notice of intent to apply to Ohio Housing Finance Agency for multifamily funding programs for the development known as Empire Senior Housing at 9113 Parmalee Avenue (Ward 9), Cleveland, Ohio. Received.

From Ohio Division of Liquor Control**File No. 917-2024**

#4128103. New License Application, D3. Infinite8 Enterprises, 230 West Huron Road (Ward 3). Received.

File No. 918-2024

#3339208. New License Application, C1. Great Individuals Neighborhoods Communities Corp., 10109 St. Clair Avenue (Ward 9). Received.

File No. 919-2024

#7311091. New License Application, D5. Emir Properties LLC, 10412-16 Lorain Avenue (Ward 11). Received.

File No. 920-2024

#7353245. Transfer of Ownership Application, C2 C2X D6. Ridge & Brookside, Inc., 4171 Ridge Road (Ward 13). Received.

File No. 921-2024

#29484720005. Transfer of Ownership Application, D1 D2 D3 D3A D6. Frozen Daiquiri Bar and Restaurant LLC, 721 Bolivar Road (Ward 3). Received.

File No. 922-2024

#31580490115. Transfer of Ownership Application, C1 C2 D6. Getgo Operating LLC, 4951 Ridge Road (Ward 13). Received.

File No. 923-2024

#31580490110. Transfer of Ownership Application, C1 C2. Getgo Operating LLC, 3038 West 117th Street (Ward 16). Received.

File No. 924-2024

#1546074. Transfer of Ownership Application, D5. Cleshoni LLC, 2054 Fulton Road (Ward 3). Received.

File No. 929-2024

#5030510. Transfer of Ownership Application, D1 D2 D3 D6. Larks Forest City LLC, 4506 Lorain Avenue (Ward 3). Received.

File No. 930-2024

#9052360. Economic Development Transfer Application, D1 D2. Tripi LLC, 3928 Lorain Avenue (Ward 3). Received.

File No. 933-2024

#81128790001. Transfer of Location Application, C1 C2 D6. Shreeji One LLC, 4475 Lee Road (Ward 1). 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:

Griffin	Res. No. 959-2024	David Edward Morrow
Kazy	Res. No. 960-2024	Philip John Donahue
Starr	Res. No. 961-2024	Tyrone Howard, Sr.
Griffin	Res. No. 962-2024	James Samuel Townsend
Polensek	Res. No. 963-2024	Master Amir Dewayne Alexander
Bishop	Res. No. 964-2024	Wendell Phillip Williams
Griffin	Res. No. 965-2024	David Walcott
Kazy	Res. No. 966-2024	Christopher Henry Haire
Griffin	Res. No. 967-2024	Virginia Gale Silliman
Polensek	Res. No. 985-2024	John A. Frato

Resolutions of Congratulations

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

Griffin	Res. No. 968-2024	Reverend Fred Carmicle
Griffin	Res. No. 969-2024	John Hay High School – 50th Reunion
McCormack	Res. No. 970-2024	Saint John the Evangelist Gala
Howse-Jones	Res. No. 971-2024	Lutheran Metropolitan Ministry - 55th Anniversary
Howse-Jones	Res. No. 972-2024	Sister Jane Nesmith

Resolutions of Recognition

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

McCormack	Res. No. 973-2024	Jesus “Chuchito” Valdes
Santana	Res. No. 974-2024	Hispanic Heritage Month
Griffin	Res. No. 975-2024	Dr. Edward Barksdale, Jr.
Maurer	Res. No. 976-2024	Marc A. Stefanski
Howse-Jones	Res. No. 977-2024	Cleveland Rape Crisis Center
Griffin	Res. No. 978-2024	Nathaniel Wilkes
Slife	Res. No. 979-2024	Reverend Robert Ferro, Jr.

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, September 9, 2024, and referred to the appropriate City departments and Council Committees for review.

Click on an ordinance below to read it:

[Ord. No. 934-2024](#)

[Ord. No. 941-2024](#)

[Ord. No. 935-2024](#)

[Ord. No. 942-2024](#)

[Ord. No. 936-2024](#)

[Ord. No. 943-2024](#)

[Ord. No. 937-2024](#)

[Ord. No. 944-2024](#)

[Ord. No. 938-2024](#)

[Ord. No. 945-2024](#)

[Ord. No. 939-2024](#)

[Ord. No. 956-2024](#)

[Ord. No. 940-2024](#)

Ordinance No. 934-2024

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

An emergency ordinance authorizing the Director of Public Safety to enter into one or more agreements with the United States Navy, or its designee, to display two bells and any other memorabilia of the United States naval warship, the USS Cleveland, for a period or periods not to exceed a total of five years, with one or more options to renew not to exceed a total of ten years, exercisable by the Director of Public Safety.

WHEREAS, the USS Cleveland warship, was decommissioned on or about September 30, 2011; and

WHEREAS, part of the ship's inventory were the bronze bells which once may have been onboard an earlier USS Cleveland warship, the USS Cleveland (CL-55, 1942 to 1960), and quite possibly the first USS Cleveland (Cruiser 19, later PG-33 and CL-21, 1903 to 1930); and

WHEREAS, the City of Cleveland was designated to receive and display the bells from the United States Navy, or its designee, and the City desires to continue to display the bells which are currently displayed in the Cleveland City Hall Rotunda; 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 one or more agreements with the United States Navy, or its designee, to display two bells and any other memorabilia of the United States naval warship, the USS Cleveland, (LPD-7), for a period or periods not to exceed a total of five years, with one or more options to renew not to exceed a total of ten years, exercisable by the Director of Public Safety.

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.

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

Ordinance No. 935-2024

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

An emergency ordinance authorizing the Director of Public Safety to enter into one or more mutual aid agreements with the US Attorney's Office for the District of Columbia and the Metropolitan Police Department of Washington, D.C. for additional law enforcement services for aid and assistance and accept reimbursement for such services in connection with the 2025 Presidential Inauguration being held in Washington, D.C. from January 17, 2025, through January 21, 2025, along with associated events and activities on days before and after the date of the event, or in the alternative, to accept reimbursement for services and related expenses from the State of Ohio.

WHEREAS, it is the intent of the City of Cleveland to provide for, and mutually enhance, the law enforcement services of Washington D.C. and other municipalities in the Greater Washington area during the Presidential Inauguration, to be held in Washington, D.C. from January 17, 2025, through January 21, 2025, and during the associated events, activities, and security concerns in the days before and after the event (the "Event") for the benefit of the public safety and welfare; and

WHEREAS, the District of Columbia, has requested or may request the aid of the Cleveland Division of Police to provide sufficient law enforcement for the event and the Cleveland Division of Police desires to provide such assistance for the benefit of the public safety and for the education of selected members in dealing with large scale security events; 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 one or more mutual aid agreements with the US Attorney's Office for the District of Columbia and the Metropolitan Police Department of Washington, D.C. for additional law enforcement services and accept reimbursement for such services and related expenses in connection with the Event, for the benefit of the public safety and welfare.

Section 2. That, as an alternative to the authority provided in Section 1, the Director of Public Safety is authorized to accept reimbursement from the State of Ohio, through any of its Emergency Management Assistance Compact agreements with the

District of Columbia, for services and related expenses of the Cleveland Division of Police at the Event.

Section 3. The Director is authorized to file all papers and execute all documents necessary to receive the funds under this ordinance and the funds are appropriated for the purpose of reimbursing the Department of Public Safety.

Section 4. The Director of Law shall review all such agreements to determine that the terms and conditions are appropriate and consistent with the City's interests.

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.

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

Ordinance No. 936-2024

By Council Members: McCormack, Bishop and Hairston (by departmental request)

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to the Apartment 92, The Apollo, LLC to encroach into the public right-of-ways of Riverbed Street and Superior Avenue by installing, using and maintaining a new entry canopy, an egress steel stair landing, an ADA ramp and a Viaduct connector.

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 Capital Projects is authorized to issue a permit, revocable at the will of Council, to the APARTMENT 92, THE APOLLO, LLC (“Permittee”), to encroach into the public right-of-ways of Riverbed Street and Superior Avenue by installing, using and maintaining a new entry canopy, an egress steel stair landing, an ADA ramp and a Viaduct connector at the following locations:

Riverbed Street New Entry Canopy Encroachment

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and being part of Vacated Riverbed Street (formerly River Street) and Sub Lot Nos. 388, 389, and an unnumbered Lot lying Northerly of Sub Lot No. 388 of Block P in the Buffalo Land Co’s Allotment of part of Original Brooklyn township Lot Nos. 51 and 70 as shown by the recorded plat in Volume 3 of Maps, Page 51 of the Cuyahoga County Records, being bounded and described as follows;

Commencing at the Southerly line of Sycamore Street N.W., 66 feet wide, at its intersection with the Southeasterly line of Superior Avenue N.W., 80 feet wide (formerly The Viaduct), and continuing along the Southerly line of Sycamore Street N.W., North 81° 56' 09" East, 47.54 feet to a point at the present Northwesterly line of Riverbed Street N.W., said line also being the Southwesterly line of a portion of Riverbed Street N.W. vacated by the City of Cleveland Ordinance No. 644-48, passed April 26, 1948;

Thence continuing along the Northwesterly line of Riverbed Street N.W., South 03° 46' 39" West, 7.00 feet to a point, said point being TRUE POINT OF BEGINNING;
Course 1: Thence South 86° 13' 21" East, 5.00 feet to a point;

Course 2: Thence South 03° 46' 39" West, 38.50 feet to a point;

Course 3: Thence North 86° 13' 21" West, 5.00 feet to a point;

Course 4: Thence along said Northwesterly line of Riverbed Street N.W., North $03^{\circ} 46' 39''$ East, 38.50 feet to the TRUE POINT OF BEGINNING and containing 192.5 Square Feet more or less and subject to all legal highways, easements, restrictions, and covenants of records. Bearings shown heron are based on an assumed meridian and are used to denote angles only. This description was prepared by the Mannik & Smith Group based on an actual field survey on May 17, 2024.

Superior Avenue Viaduct Connector Encroachment

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and being part of Superior Avenue N.W. (formerly the Viaduct), and Sub Lot Nos. 388, 389, and an unnumbered lot lying Northerly of Sub Lot No. 388 of Block P in the Buffalo Land Co's Allotment part of Original Brooklyn township Lot Nos. 51 and 70 as shown by the recorded plat in Volume 3 of Maps, Page 51 of the Cuyahoga County Records being bounded and described as follows;

Commencing at the Southerly line of Sycamore Street N.W., 66 feet wide, and its intersection with the Southeasterly line of Superior Avenue N.W., 80 feet wide (formerly The Viaduct), and continuing along the Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct), South $17^{\circ} 59' 39''$ West, 36.99 feet, to a point in said Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct), said point being TRUE POINT OF BEGINNING;

Course 1: Thence continuing along the Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct), South $17^{\circ} 59' 39''$ West, 2.64 feet to an angle point in said Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct);

Course 2: Thence continuing along the Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct), South $09^{\circ} 59' 41''$ West, 7.38 feet to a point in said Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct);

Course 3: Thence North $80^{\circ} 00' 19''$ West, 6.00 feet to a point;

Course 4: Thence North $09^{\circ} 59' 41''$ East, 10.00 feet to a point;

Course 5: Thence South $80^{\circ} 00' 19''$ East, 6.37 feet to the TRUE POINT OF BEGINNING and containing 60.48 Square Feet more or less and subject to all legal highways, easements, restrictions, and covenants of records. Bearings shown heron are based on an assumed meridian and are used to denote angles only. This description was prepared by the Mannik & Smith Group based on an actual field survey on May 17, 2024.

Superior Avenue Steel Stair Landing and ADA Ramp Encroachment

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and being part of Vacated Riverbed Street (formerly River Street) and Sub Lot Nos. 388, 389, and an unnumbered lot lying Northerly of Sub Lot No. 388 of Block P in the Buffalo Land Co's Allotment part of Original Brooklyn township Lot Nos. 51 and 70 as shown by the recorded plat in Volume 3 of Maps, Page 51 of the Cuyahoga County Records being bounded and described as follows;

Commencing at the Southerly line of Sycamore Street, N.W., 66 feet wide, and its intersection with the Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct), and continuing along the Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct), South $17^{\circ} 59' 39''$ West, 39.63 feet to an angle point on the Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct);

Thence continuing along the Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct), South $09^{\circ} 59' 41''$ West, 3.00 feet to a point in said Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct), said point being TRUE POINT OF BEGINNING;

Course 1: Thence continuing along the Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct), South $09^{\circ} 59' 41''$ West, 17.00 feet to a point in said Southeasterly line of Superior Avenue, N.W., 80 feet wide (formerly The Viaduct);

Course 2: Thence North $80^{\circ} 00' 19''$ West, 20.00 feet to a point;

Course 3: Thence North $09^{\circ} 59' 41''$ East, 17.00 feet to a point;

Course 4: Thence South $80^{\circ} 00' 19''$ East, 20 feet to the TRUE POINT OF BEGINNING and containing 340.0 Square Feet more or less and subject to all legal highways, easements, restrictions, and covenants of records. Bearings shown heron are based on an assumed meridian and are used to denote angles only. This description was prepared by the Mannik & Smith Group based on an actual field survey on May 17, 2024.

Legal Descriptions approved by Eric B. Westfall, Section Chief,
Plats, Surveys and House Numbering Section.

Section 2. That the Director of Law shall prepare the permit authorized by this ordinance and shall incorporate such additional provisions as the Director of Law determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, the prospective Permittee has properly indemnified the City against any loss that may result from the encroachments permitted.

Section 3. That Permittee may assign the permit only with the prior written consent of the Director of Capital Projects. That the encroaching structures permitted by this

ordinance shall conform to plans and specifications first approved by the Manager of the City's Division of Engineering and Construction. That Permittee shall obtain all other required permits, including but not limited to Building Permits, before installing the encroachments.

Section 4. That the permit shall reserve to the City reasonable right of entry to the encroachment locations.

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.

Referred to Directors of Capital Projects; City Planning Commission; Finance; and Law; Committees on Municipal Services and Properties; and Development Planning and Sustainability.

Ordinance No. 937-2024

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

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. PS2023-0298 with PMG Executive Program Management, LLC to provide executive airport development programming, financing, planning, design and related services.

WHEREAS, under the authority of Ordinance No. 470-2023, passed May 8, 2023, the Director of Port Control entered into Contract No. PS 2023-0298 with PMG Executive Program Management, LLC to provide executive airport development programming, financing, planning, design and related services; and

WHEREAS, Ordinance No. 470-2023 requires additional legislation to exercise the first, second, third and fourth options to renew; 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 Port Control is authorized to exercise the first option to renew Contract No. PS2023-0298 with PMG Executive Program Management, LLC to provide executive airport development programming, financing, planning, design and related services. This ordinance constitutes the additional legislative authority required by Ordinance No. 470-2023 to exercise this option.

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.

Referred to Directors of Port Control; Finance; and Law; Committees on Transportation and Mobility; Finance, Diversity, Equity and Inclusion.

Ordinance No. 938-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance to provide for the transfer and amendment to the General Fund appropriations in the amount of Three Hundred Forty Three Thousand Four Hundred Seventy Five Dollars (\$343,475).

WHEREAS, in accordance with Section 41 of the Charter, the Mayor has recommended in writing the within transfer; 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 to provide for the Transfer and Amendment to the General Fund appropriations in the amount of Three Hundred Forty Three Thousand Four Hundred Seventy Five Dollars (\$343,475) as follows:

	Transfer To	Transfer From
Executive Branch		
General Government		
Office of Capital Projects		
I Personnel and Related Expenses	\$	60,152
City Planning Commission		
I Personnel and Related Expenses	\$	20,000
Total General Government	\$	80,152
Department of Law		
I Personnel and Related Expenses	\$	36,955
Total Department of Law	\$	36,955
Department of Public Safety		
Division of Public Safety Administration		
I Personnel and Related Expenses	\$	56,592
Total Department of Public Safety	\$	56,592
Department of Public Works		

Division of Parking Maintenance

I Personnel and Related Expenses	\$	37,350
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Total Department of Public Works	\$	37,350
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Department of Economic Development

I Personnel and Related Expenses	\$	95,471
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Total Department of Economic Development	\$	95,471
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	Transfer To	Transfer From
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Department of Building and Housing

Division of Building and Housing Administration

I Personnel and Related Expenses	\$	36,955
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Total Department of Building and Housing	\$	36,955
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Non-Departmental

Other Administrative

I Personnel and Related Expenses		\$	343,475
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Total Non-Departmental	\$	\$	343,475
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Total Executive Branch	\$	343,475	\$	343,475
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TOTAL GENERAL FUND	\$	343,475	\$	343,475
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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.

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

Ordinance No. 939-2024

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

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

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 one or more contracts with the International Association of Chiefs of Police to conduct training through a Faculty Development Workshop and to provide mentoring and instruction through Leadership in Police Organization training in the aggregate amount of \$58,800, for the Division of Police, Department of Public Safety. The contract or contracts shall be paid from Fund No. 01-6002-6320, RQS 6002, RL 2024-96.

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.

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

Ordinance No. 940-2024

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

An emergency ordinance authorizing the Director of Public Works to enter into one or more contracts with SKIDATA, Inc., for professional services necessary to provide software, hardware, training, technical support, and maintenance, for the Parking Access and Revenue Control Systems at Willard Park Garage and Gateway East Garage, for the Division of Parking Facilities, Department of Public Works, for a period of three years.

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 enter into one or more contracts with SKIDATA, Inc., for professional services necessary to provide software, hardware, training, technical support, and maintenance, including but not limited to, inspections, cleaning, lubricating, equipment adjustment, and parts and labor required for repair or replacement, and on-call maintenance, including equipment, parts, services, and labor necessary to keep the Parking Access and Revenue Control Systems functional and operational at Willard Park Garage and Gateway East Garage on the basis of SKIDATA's proposals received on March 4, 2024, for the Division of Parking Facilities, Department of Public Works, for a period of three (3) years.

Section 2. That the cost of the contract or contracts shall be paid from Fund No. 65 SF 001. (RQS 7008, RLA 2024-73)

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 Works; Finance; and Law; Committees on Municipal Services and Properties; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 941-2024

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of hazmat suits, for the Division of Emergency Medical Service, Department of Public Safety, for a term of one year, with two one-year options to renew, exercisable by the Director of Public Safety.

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 make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a term of one year, with two one-year options to renew, exercisable by the Director of Public Safety, of the necessary items of hazmat suits, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Emergency Medical Service, Department of Public Safety. 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 the fund or funds to which are credited the proceeds from the sale of bonds authorized by Ordinance No. 666-2024, passed July 10, 2024, 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 6004, RL 2024-28)

Section 3. That under Section 108(b) of the Charter, the purchases and/or 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 make the purchases and/or obtain such services and may enter into one or more contracts with the vendors and/or consultants 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 Safety; Finance; and Law; Committees on Safety; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 942-2024

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of medical stair chairs, for the Division of Emergency Medical Service, Department of Public Safety, for a term of one year, with two one-year options to renew, exercisable by the Director of Public Safety.

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 make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a term of one year, with two one-year options to renew, exercisable by the Director of Public Safety, of the necessary items of medical stair chairs, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Emergency Medical Service, Department of Public Safety. 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 the fund or funds to which are credited the proceeds from the sale of bonds authorized by Ordinance No. 666-2024, passed July 10, 2024, 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 6004, RL 2024-29)

Section 3. That under Section 108(b) of the Charter, the purchases and/or 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 make the purchases and/or obtain such services and may enter into one or more contracts with the vendors and/or consultants 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 Safety; Finance; and Law; Committees on Safety; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 943-2024

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of patient ventilators, for the Division of Emergency Medical Service, Department of Public Safety, for a term of one year, with two one-year options to renew, exercisable by the Director of Public Safety.

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 make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a term of one year, with two one-year options to renew, exercisable by the Director of Public Safety, of the necessary items of patient ventilators, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Emergency Medical Service, Department of Public Safety. 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 the fund or funds to which are credited the proceeds from the sale of bonds authorized by Ordinance No. 666-2024, passed July 10, 2024, 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 6004, RL 2024-30)

Section 3. That under Section 108(b) of the Charter, the purchases and/or 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 make the purchases and/or obtain such services and may enter into one or more contracts with the vendors and/or consultants 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 Safety; Finance; and Law; Committees on Safety; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 944-2024

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials necessary to remove rubber and any other contaminants from paved surfaces, for the various divisions of the Department of Port Control, for a period of two years, with two one-year options to renew, exercisable by the Director of Port Control.

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 Port Control is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period of two years, with two one-year options to renew, exercisable by the Director of Port Control, for the necessary items of labor and materials necessary to remove rubber and any other contaminants from paved surfaces in the approximate amount as purchased during the preceding term, purchased by the Commissioner of Purchases and Supplies on a unit basis for the various divisions of the Department of Port Control. 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 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 under a delivery order against the contract or contracts certified by the Director of Finance. (RQN 3001, RL 2024-26)

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 Finance 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 Port Control; Finance; and Law; Committees on Transportation and Mobility; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 945-2024

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

An emergency ordinance authorizing the purchase by one or more requirement contracts of turnout gear, for the Division of Fire, Department of Public Safety, for a term of one year, with two one-year options to renew, exercisable by the Director of Public Safety.

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 make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a term of one year, with two one-year options to renew, exercisable by the Director of Public Safety, of the necessary items of turnout gear, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Fire, Department of Public Safety. 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 the fund or funds to which are credited the proceeds from the sale of bonds authorized by Ordinance No. 666-2024, passed July 10, 2024, 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 6003, RL 2024-027)

Section 3. That under Section 108(b) of the Charter, the purchases and/or 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 make the purchases and/or obtain such services and may enter into one or more contracts with the vendors and/or consultants 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 Safety; Finance; and Law; Committees on Safety; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 956-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Finance to pay monthly fees to ABM Industry Groups, LLC dba ABM Parking Services for the use of up to forty parking spaces in its garage attached to 205 St. Clair Avenue for City employees of various departments and Council, for a term of one year, with two one-year options to renew, exercisable by the Director of Finance.

WHEREAS, the City of Cleveland requires parking spaces for City employees that work at 205 St. Clair Avenue; and

WHEREAS, ABM Industry Groups, LLC dba ABM Parking Services (“ABM”) owns the parking garage that is attached to the 205 St. Clair Avenue building; 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 pay monthly fees to ABM Industry Groups, LLC dba ABM Parking Services for the use of up to thirty-eight regular parking spaces at a monthly cost of \$225 each and up to two reserved parking spaces at a monthly cost of \$335 each in its garage attached to 205 St. Clair Avenue for City employees of various departments and Council, for a term of one year, with two one-year options to renew, exercisable by the Director of Finance. The monthly fees shall not exceed \$9,220 per month, for a total of \$110,640 annually, and shall be paid from Fund Nos. 70 SF 101, 01-1511-6345, 81 SF 001, 01-0120-6345, 01-0101-6345, and 52 SF 001. (RQS 1511, RL 2024-98)

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.

Referred to Directors of Finance; and Law; Committee on 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, September 9, 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. 946-2024](#)

[Ord. No.982-2024](#)

[Ord. No. 947-2024](#)

[Ord. No.983-2024](#)

[Ord. No.980-2024](#)

[Ord. No.984-2024](#)

[Ord. No.981-2024](#)

Ordinance No. 946-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance approving in its entirety the Fact-Finder's report, findings and recommendations in the matter of the City of Cleveland and the Teamsters 507 Public Utilities Supervisors.

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 having duly considered the Fact-Finder's report, findings and recommendations in the matter of the City of Cleveland and the Teamsters 507 Public Utilities Supervisors, which were received by the City on September 3, 2024, a copy of which is contained in **File No. 946-2024-A**, this Council accepts the Fact-Finder's report findings, and recommendations in their entirety.

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

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 947-2024**By Council Members:** McCormack and Maurer**An emergency ordinance consenting and approving the issuance of a permit for the Towpath Marathon on October 5, 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 Towpath Marathon, October 5, 2024, managed by Hermes Sports & Events; START: on West Avenue and turn left on Columbus Road; turn right on Carter Road Bridge; turn left on Carter Road and continue to the Towpath Trail; stay on the Towpath Trail, crossing Jefferson Street, Holmden Street and Harvard/Jennings Streets; runners return and stay on the Towpath Trail; turn right on the Carter Road Bridge; turn right on Columbus Road; FINISH: follow the Towpath Trail to the finish line which is on the Towpath Trail; 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 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 McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Gray.

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 980-2024

By Council Members: McCormack and Spencer

An emergency ordinance authorizing the Director of the Department of Public Works to enter into agreement with Cleveland Public Theatre for the public purpose of providing the 2023 Adult Education Program through the use of Wards 3 and 15 Casino Revenue Funds.

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 the Department of Public Works is hereby authorized to enter into agreement with the Cleveland Public Theatre for the public purpose of providing an Adult Education program through the use of Wards 3 and 15 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$20,000.00 and shall be paid from Fund No. 10 SF 188 using the fund and project number from the following Ward:

<u>Ward</u>	<u>Amount</u>	<u>Project Number</u>
Ward 3	\$10,000.00	G23624
Ward 15	\$10,000.00	G23624

Section 3. That the Law Department has reviewed and approved this proposal on September 9, 2024. The Department has reviewed and approved the proposal on August 30, 2024. Project shall begin as of April 1, 2023.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

Section 5. 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 McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Gray.

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 981-2024

By Council Members: McCormack and Spencer

An emergency ordinance authorizing the Director of the Department of Public Works to enter into agreement with Cleveland Public Theatre for the public purpose of providing the 2024 Adult Education Program through the use of Wards 3 and 15 Casino Revenue Funds.

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 the Department of Public Works is hereby authorized to enter into agreement with the Cleveland Public Theatre for the public purpose of providing an Adult Education program through the use of Wards 3 and 15 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$20,000.00 and shall be paid from Fund No. 10 SF 188 using the fund and project number from the following Ward:

<u>Ward</u>	<u>Amount</u>	<u>Project Number</u>
Ward 3	\$10,000.00	G24681
Ward 15	\$10,000.00	G24681

Section 3. That the Law Department has reviewed and approved this proposal on September 9, 2024. The Department has reviewed and approved the proposal on August 30, 2024. Project shall begin as of April 1, 2024.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

Section 5. 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 McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Gray.

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 982-2024

By Council Members: Jones, Bishop, McCormack, Gray, Starr, Griffin, Howse-Jones, Polensek, Conwell, Hairston, Kelly, Maurer, Harsh, Santana, Spencer, Kazy and Slife

An emergency ordinance authorizing the Director of the Department of Public Works to enter into agreement with the Hispanic Police Officers Association for the public purpose of providing the Puerto Rican Expo 2024 through the use of Wards 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17 Casino Revenue Funds.

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 the Department of Public Works is hereby authorized to enter into agreement with the Hispanic Police Officers Association for the public purpose of health and cultural education by providing the Puerto Rican Expo through the use of Wards 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$31,000.00 and shall be paid from Fund No. 10 SF 188 using the fund and project number from the following Ward:

<u>Ward</u>	<u>Amount</u>	<u>Project Number</u>
Ward 1	\$1,000.00	G24678
Ward 2	\$1,000.00	G24678
Ward 3	\$2,500.00	G24678
Ward 4	\$1,000.00	G24678
Ward 5	\$1,000.00	G24678
Ward 6	\$1,000.00	G24678
Ward 7	\$1,000.00	G24678
Ward 8	\$1,000.00	G24678
Ward 9	\$2,000.00	G24678
Ward 10	\$1,500.00	G24678
Ward 11	\$3,000.00	G24678
Ward 12	\$2,000.00	G24678
Ward 13	\$2,500.00	G24678
Ward 14	\$5,000.00	G24678
Ward 15	\$2,000.00	G24678
Ward 16	\$1,500.00	G24678
Ward 17	\$2,000.00	G24678

Section 3. That the Law Department has reviewed and approved this proposal on September 9, 2024. The Department has reviewed and approved the proposal on August 30, 2024. Project shall begin as of June 1, 2024.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

Section 5. 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 McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Gray.

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 983-2024**By Council Members:** Hairston

An emergency ordinance authorizing the Director of the Department of Public Safety to enter into agreement with ICONS for the public purpose of providing the ICONS Transformation PLUS program through the use of Ward 10 Casino Revenue Funds.

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 the Department of Public Safety is hereby authorized to enter into agreement with the ICONS for the public purpose of providing a violence prevention and intervention program through the use of Ward 10 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$15,000.00 and shall be paid from Fund No. 10 SF 188 using the fund and project number from the following Ward:

<u>Ward</u>	<u>Amount</u>	<u>Project Number</u>
Ward 10	\$15,000.00	G24683

Section 3. That the Law Department has reviewed and approved this proposal on August 29, 2024. The Department has reviewed and approved the proposal on August 28, 2024. Project shall begin as of July 1, 2024.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

Section 5. 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 McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Gray.

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 984-2024

By Council Members: Jones, McCormack, Gray, Starr, Griffin, Howse-Jones, Polensek, Hairston, Kelly, Maurer, Harsh, Santana, Spencer, Kazy, Slife

An emergency ordinance authorizing the issuance of a Mobile Permit to Salvatore Acevedo of DigitalC to engage in mobile vending in Wards 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17.

WHEREAS, pursuant to Section 675.07 of the Codified Ordinances of Cleveland, Ohio, 1976, (the “Codified Ordinances”) the consent of Council expressed by ordinance is a prerequisite to peddling upon public rights of way outside of the Central Business District; and

WHEREAS, this Council has considered the request of Salvatore Acevedo of DigitalC to engage in mobile vending outside of the Central Business district, and has determined that it is in the public interest to allow Salvatore Acevedo of DigitalC to engage in mobile vending in Wards 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17; 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 this Council consents, as required by, Section 675.08 of the Codified Ordinances, to allow Salvatore Acevedo of DigitalC to engage in mobile vending in the public rights of way in Wards 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17.

Section 2. That all of the requirements of Chapter 675 of the Codified Ordinances shall apply to the persons named in Section 1 of this ordinance.

Section 3. That the privilege granted may be revoked at any time by this Council.

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.

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

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinances and Resolutions

First Reading 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, September 9, 2024, and referred to the appropriate City departments and Council Committees for review.

Click on an ordinance below to read it:

Ord. No. 957-2024

Ordinance No. 957-2024

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

An ordinance to amend various sections of Chapter 523, as amended by various ordinances; to repeal Section 523.021; and to enact new Sections 523.0491, 523.066, 523.067, 523.28 and 523.29, all relating to rules and rates for electricity charges for the Division of Cleveland Public Power.

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

Section 1. That rates, rules, and regulations of the Division of Cleveland Public Power, Department of Public Utilities, fixed by the Board of Control by Resolution No.

_____, adopted _____, as set forth in Sections 523.02, 523.03, 523.04, 523.043, 523.047, 523.049, 523.05, 523.06, 523.065, 523.12, 523.16, 523.21, and 523.23 of the Codified Ordinances of Cleveland, Ohio, 1976, for electrical service as amended in this ordinance, are approved.

Section 2. That the following sections of the Codified Ordinances of Cleveland, Ohio, 1976:

Sections 523.02, 523.03, 523.04, 523.043, and 523.047, as amended by Ordinance No. 472-2022, passed May 23, 2022,

Section 523.049, as amended by Ordinance No. 65-08, passed March 31, 2008; and

Sections 523.05, 523.06, 523.065, 523.08, 523.11, and 523.12, as amended by Ordinance No. 472-2022, passed May 23, 2022,

Section 523.16, as amended by Ordinance No. 726-57, passed April 8, 1957, and

Sections 523.21, and 523.23, as amended by Ordinance No. 472-2022, passed May 23, 2022,

are amended to read as follows:

Section 523.02 Residential Rate Schedule

Effective January 1 of each applicable year, the following schedule is applicable to private single residences or to any individually metered family accommodation when service is used primarily for domestic and household purposes, as distinguished from commercial, professional or industrial purposes. Usage charges are not prorated. The charge used will correspond with the bill period end date.

(a) *Kilowatt Hour Charge.*

KWH Per Month	Summer Rate (per KWH)	Winter Rate (per KWH)
First 1,000	\$0.0774	\$0.0655
All over 1,000	\$0.0752	\$0.0353

	Summer				Winter		
KWH Per Month	2024	2025	2026		2024	2025	2026
First 1,000	\$0.0774	\$0.0888	\$0.0970		\$0.0655	\$0.0752	\$0.0821
All over 1,000	\$0.0752	\$0.0863	\$0.0943		\$0.0353	\$0.0405	\$0.0443

(b) *Definition of Seasonal Rate.* For the purpose of this rate schedule, the summer rate shall be in effect during the months of June, July, August, September and October. The winter rate shall be in effect during the months of November, December, January, February, March, April and May.

(c) *Power Supply Recovery.* In accordance with Section 523.21, the Power Supply Recovery shall be determined and applied on a monthly basis by the Division of Cleveland Public Power. ~~Energy Adjustment Charge. In accordance with Section 523.21, an incremental charge or credit for energy may be determined and applied on a monthly basis by the Division of Cleveland Public Power. Such incremental charge may be made in addition to the rates established in this section, but in no case shall such charge exceed the amount calculated by using the formula established in Section 523.21.~~

(d) *Environmental and Ecological Adjustment.* An adjustment to the ~~Energy Adjustment Charge~~ Power Supply Recovery shall be applied to this rate as set forth and described in Section 523.17.

Section 523.03 Small Commercial Rate Schedule

Effective January 1 of each applicable year, the ~~The~~ following schedule is applicable to all commercial installations during any month in which such installation has a demand of less than thirty (30) kilowatts (KWD). Usage charges are not prorated. The charge used will correspond with the bill period end date.

(a) *Kilowatt Hour Charge.*

KWH Per Month	Summer Rate (per KWH)	Winter Rate (per KWH)
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First 7,500	\$0.0679	\$0.0588
All over 7,500	\$0.0398	\$0.0309

	<u>Summer</u>			<u>Winter</u>		
<u>KWH Per Month</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>
<u>First 7,500</u>	<u>\$0.0679</u>	<u>\$0.0779</u>	<u>\$0.0851</u>	<u>\$0.0588</u>	<u>\$0.0675</u>	<u>\$0.0737</u>
<u>All over 7,500</u>	<u>\$0.0398</u>	<u>\$0.0457</u>	<u>\$0.0499</u>	<u>\$0.0309</u>	<u>\$0.0355</u>	<u>\$0.0387</u>

(b) *Definition of Seasonal Rate.* For the purpose of this rate schedule, the summer rate shall be in effect during the months of June, July, August, September and October. The winter rate shall be in effect during the months of November, December, January, February, March, April and May.

(c) *Special Service.* Standby, temporary, special, welding, intermittent or extremely low load factor service is not included in this schedule and shall be subject to special rates based upon cost as computed by the Division of Cleveland Public Power.

Applicants for these services may be charged with the cost of installing and furnishing such services as well as the cost of removal of such services at the discretion of the Division.

(d) *Combined Billing.* At the option of the Division, commercial installations on the same premises may be combined on one (1) meter and billed under this schedule with the number of kilowatt hours in each block of the rate and the minimum charge multiplied by the number of commercial installations.

(e) *Plural Service Connections.* Where plural service connections supply a customer on the same premises, meter readings on one (1) commercial light service connection and on one (1) commercial power service connection may, at the option of the Division, be added for billing purposes, and meter readings on two (2) or more commercial connections supplying a customer on the same premises may be added for billing purposes at the option of the Division.

(f) *Environmental and Ecological Adjustment.* An adjustment to the ~~Energy Adjustment Charge~~ Power Supply Recovery shall be applied to this rate as set forth and described in Section 523.17.

(g) *Power Supply Recovery.* In accordance with Section 523.21, the Power Supply Recovery shall be determined and applied on a monthly basis by the Division. ~~Energy Adjustment Charge.~~ In accordance with Section 523.21, an incremental charge or credit for excess energy costs shall be determined and applied on a monthly basis by the Division. Such incremental charge may be made in addition to the rates established in

~~this section, but in no case shall such charge exceed the amount calculated using the formula established in Section 523.21~~

(h) Flat Rate Billing. This rate schedule may be used for billing installations where the consumption is constant, and the installation of a meter is not economic or practical, as determined by the Commissioner of the Division of Cleveland Public Power, or designee. The kilowatt hours used for billing shall be calculated based on the consumption characteristic of the device being billed. At the option of the Commissioner of the Division of Cleveland Public Power, the summer and winter kilowatt hour rates may be combined on a weighted basis to provide one rate.

~~(h)~~(i) Determination of Applicable Schedule. In any month that the kilowatt demand (KWD) equals or exceeds thirty (30), the billing for that month shall be calculated using the Large Commercial Rate ~~Schedule~~ Schedules set forth in Section 523.04.

Section 523.04 Large Commercial Rate ~~Schedule~~ Schedules

Effective January 1 of each applicable year, the following are applicable to all commercial installations during any month in which such installation has a demand equal to or greater than thirty (30) kilowatts (KWD) and less than ten thousand (10,000) kilowatts (KWD) and a kilowatt hour consumption of less than or equal to five hundred thousand (500,000). Usage charges are not prorated. The charge used will correspond with the bill period end date.

(a) *Demand Charge.*

Kilowatt Per Month	Summer Rate KWD	Winter Rate KWD
First 50	\$7.99	\$7.28
All over 50	\$6.92	\$6.33

Kilowatt Per Month	Summer				Winter		
	2024	2025	2026		2024	2025	2026
First 50	\$ 7.99	\$ 9.17	\$ 10.02		\$ 7.28	\$ 8.35	\$ 9.13
All over 50	\$ 6.92	\$ 7.94	\$ 8.68		\$ 6.33	\$ 7.26	\$ 7.94

(b) *Reactive Charge.*

Kilovar Per Month	KVAR	KVAR
For KVAR in excess of 30	\$0.20	\$0.20

	<u>Summer</u>				<u>Winter</u>		
<u>Kilovar Per Month</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>		<u>2024</u>	<u>2025</u>	<u>2026</u>
In excess of 30	\$ 0.20	\$ 0.23	\$ 0.25		\$ 0.20	\$ 0.23	\$ 0.25

(c) *Kilowatt Hour Charge.*

<u>Kilowatt Per Month</u>	<u>KWH</u>	<u>KWH</u>
First 40,000	\$0.0331	\$0.0288
Next 60,000	\$0.0207	\$0.0173
All over 100,000	\$0.0166	\$0.0140

	<u>Summer</u>				<u>Winter</u>		
<u>Kilowatt Per Month</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>		<u>2024</u>	<u>2025</u>	<u>2026</u>
First 40,000	\$ 0.0331	\$ 0.0380	\$ 0.0415		\$ 0.0288	\$ 0.0330	\$ 0.0361
Next 60,000	\$ 0.0207	\$ 0.0238	\$ 0.0260		\$ 0.0173	\$ 0.0199	\$ 0.0217
All over 100,000	\$ 0.0166	\$ 0.0190	\$ 0.0208		\$ 0.0140	\$ 0.0161	\$ 0.0176

(d) *Minimum Charge.* The monthly minimum charge shall be ~~twelve dollars and twenty-five cents (\$12.25)~~ fifteen dollars and thirty-five cents (\$15.35), plus the ~~energy adjustment charge~~ Power Supply Recovery.

(e) *Maximum Charge.* The monthly maximum charge shall be ~~sixteen and one-half cents (\$0.165)/KWH~~ twenty and one-half cents (\$0.205)/KWH, plus the ~~energy adjustment charge~~ Power Supply Recovery.

(f) *Definition of Seasonal Rate.* For the purpose of this rate schedule, the summer rate shall be in effect during the months of June, July, August, September and October. The winter rate shall be in effect during the months of November, December, January, February, March, April and May.

~~(g)~~ (g) *Determination of Demand.* The kilowatt demand shall be determined monthly by demand measurements and shall be the maximum thirty (30) minute kilowatt demand during the month.

~~(h)~~ (h) *Determination of Reactive Demand.* For all three (3) phase installations where the kilowatt demand is sixty-five (65) or greater, and all single-phase installations where the kilowatt demand is seventy-five (75) or greater, the reactive billing demand shall be determined by multiplying the monthly kilowatt demand by the ratio of the monthly lagging reactive kilovolt ampere hours to the monthly kilowatt hours.

For all three (3) phase installations where the kilowatt demand is less than sixty-five (65), and all single-phase installations where the kilowatt demand is less than seventy-five (75), the reactive billing demand shall be zero.

(i) *Discount for Primary Metering.* Where the electric energy is metered on the primary (2,300 volts or higher) side of the service transformers, a discount of two percent (2%) of the gross primary metered kilowatt hours may be allowed.

(j) *Voltage Supply Discount.* Where the electric energy is provided entirely from an eleven thousand (11,000) volt circuit, a discount of five cents (\$0.05) per kilowatt of demand billed may be allowed.

(k) *Substation Ownership Discount.* A discount of thirty cents (\$0.30) per kilowatt of demand billed may be allowed when a customer owns, installs and maintains transformation and substation apparatus, thereby relieving the Division of Cleveland Public Power of these costs.

(l) *Off-Peak Demand Allowance.* At the option of the Division, the billing demand may be the greater of the regularly incurred demand or eighty-five percent (85%) of the maximum demand incurred during off-peak periods.

The cost of special metering to determine such demand shall be charged to the customer.

Off-peak periods shall be from 12:00 a.m. until 8:00 a.m., Tuesday through Saturday, and from 4:00 p.m. Saturday through 8:00 a.m. Monday.

(m) *Special Service.* Direct current, standby, temporary, special, welding, intermittent or extremely low load and extremely low load factor service is not included in this schedule and shall be subject to special rates based upon cost as computed by the Division of Cleveland Public Power.

Applicants for these services may be charged with the cost of installing and furnishing such services as well as the cost of removal of such services at the discretion of the Division.

The monthly minimum charge shall be applied in the case of all special services.

(n) *Combined Billing.* Where plural service connections supply a customer on the same premises, meter readings may, at the option of the Division, be added for billing purposes. The combined demand shall be the sum of the undiversified demands computed as for separate billing.

(o) *Environmental and Ecological Adjustment.* An adjustment to the ~~Energy~~ Adjustment Charge Power Supply Recovery shall be applied to this rate as set forth and described in Section 523.17.

(p) *Power Supply Recovery.* In accordance with Section 523.21, the Power Supply Recovery shall be determined and applied on a monthly basis by the Division. ~~Energy Adjustment Charge.~~ In accordance with Section 523.21, an incremental charge or credit

for excess energy costs shall be determined and applied on a monthly basis by the Division. Such incremental charge may be made in addition to the rates established in this section, but in no case shall such charge exceed the amount calculated using the formula established in Section 523.21

~~(q)(o)~~ *Determination of Applicable Schedule.* In any month that the kilowatt demand (KWD) is less than ten thousand (10,000) and the kilowatt hour consumption exceeds five hundred thousand (500,000), the billing for that month shall be calculated using the Small Industrial Rate Schedule Schedules set forth in Section 523.043.

In any month that the kilowatt demand (KWD) is less than thirty (30), the billing for that month shall be calculated using the Small Commercial Rate Schedule set forth in Section 523.03

Section 523.043 Small Industrial Rate Schedule Schedules

Effective January 1 of each applicable year, the ~~The following schedule is~~ schedules are applicable to all commercial installations during any month in which such installation uses more than five hundred thousand (500,000) kilowatt hours during the current month and has a demand of less than ten thousand (10,000) kilowatts. Usage charges are not prorated. The charge used will correspond with the bill period end date.

(a) *Demand Charge.*

Kilowatt Per Month	Summer Rate KWD	Winter Rate KWD
First 50	\$7.99	\$7.28
All over 50	\$6.92	\$6.33

	Summer				Winter		
Kilowatt Per Month	2024	2025	2026		2024	2025	2026
First 50	\$ 7.99	\$ 9.17	\$ 10.02		\$ 7.28	\$ 8.35	\$ 9.13
All over 50	\$ 6.92	\$ 7.94	\$ 8.68		\$ 6.33	\$ 7.26	\$ 7.94

(b) *Reactive Charge.*

Kilovar Per Month	KVAR	KVAR
For KVAR in excess of 30	\$0.20	\$0.20

	Summer				Winter		
Kilovar Per Month	2024	2025	2026		2024	2025	2026
For KVAR in excess of 30	\$ 0.20	\$ 0.23	\$ 0.25		\$ 0.20	\$ 0.23	\$ 0.25

(c) *Kilowatt Hour Charge.*

Kilowatt Per Month	KWH	KWH
First 40,000	\$0.0331	\$0.0288
Next 60,000	\$0.0207	\$0.0173
Next 200 KWH/KWD but not less than 400,000 KWH	\$0.0166	\$0.0140
Next 200 KWH/KWD	\$0.0105	\$0.0084
All excess KWH	\$0.0056	\$0.0056

	Summer				Winter		
Kilowatt Per Month	2024	2025	2026		2024	2025	2026
First 40,000	\$ 0.0331	\$ 0.0380	\$ 0.0415		\$ 0.0288	\$ 0.0330	\$ 0.0361
Next 60,000	\$ 0.0207	\$ 0.0238	\$ 0.0260		\$ 0.0173	\$ 0.0199	\$ 0.0217
Next 200 KWH/KWD but not less than 400,000 KWH	\$ 0.0166	\$ 0.0190	\$ 0.0208		\$ 0.0140	\$ 0.0161	\$ 0.0176
Next 200 KWH/KWD	\$ 0.0105	\$ 0.0120	\$ 0.0132		\$ 0.0084	\$ 0.0096	\$ 0.0105
All excess KWH	\$ 0.0056	\$ 0.0064	\$ 0.0070		\$ 0.0056	\$ 0.0064	\$ 0.0070

(d) *Determination of Demand.* The kilowatt demand shall be determined monthly by demand measurements and shall be the maximum thirty (30) minute kilowatt demand during the month.

(e) *Definition of Seasonal Rate.* For the purpose of this rate schedule, the summer rate shall be in effect during the months of June, July, August, September and October. The winter rate shall be in effect during the months of November, December, January, February, March, April and May.

(f) *Determination of Reactive Demand.* The reactive billing demand shall be determined by multiplying the monthly kilowatt demand by the ratio of the monthly lagging reactive kilovolt ampere hours to the monthly kilowatt hours.

(g) *Discount for Primary Metering.* Where the electric energy is metered on the primary (two thousand three hundred (2,300) volts or higher) side of the service transformers, a discount of two percent (2%) of the gross primary metered kilowatt hours may be allowed.

(h) *Voltage Supply Discount.* Where the electric energy is provided entirely from an eleven thousand (11,000) volt circuit, a discount of five cents (\$0.05) per kilowatt of demand billed may be allowed.

(i) *Substation Ownership Discount.* A discount of thirty cents (\$0.30) per kilowatt of demand billed may be allowed when a customer owns, installs and maintains transformation and substation apparatus, thereby relieving the Division of these costs.

(j) *Off-Peak Demand Allowance.* At the option of the Division, the billing demand may be the greater of the regularly incurred demand or eighty-five percent (85%) of the maximum demand incurred during off- peak periods.

The cost of special metering to determine such demand shall be charged to the customer.

Off-peak periods shall be from 12:00 a.m. until 8:00 a.m., Tuesday through Saturday, and from 4:00 p.m. Saturday through 8:00 a.m. Monday.

(k) *Special Service.* Direct current, standby, temporary, special, welding, intermittent or extremely low load and extremely low load factor service is not included in this schedule and shall be subject to special rates based upon cost as computed by the Division of Cleveland Public Power.

Applicants for these services may be charged with the cost of installing and furnishing such services as well as the cost of removal of such services at the discretion of the Division.

The monthly minimum charge shall be applied in the case of all special services.

(l) *Combined Billings.* Where plural service connections supply a customer on the same premises, meter readings may, at the option of the Division, be added for billing purposes. The combined demand shall be the sum of the undiversified demands computed as for separate billing.

(m) *Environmental and Ecological Adjustment.* An adjustment to the ~~Energy Adjustment Charge~~ Power Supply Recovery shall be applied to this rate as set forth and described in Section 523.17.

(n) *Power Supply Recovery.* In accordance with Section 523.21, the Power Supply Recovery shall be determined and applied on a monthly basis by the Division. ~~Energy Adjustment Charge. In accordance with Section 523.21, an incremental charge or credit for excess energy costs shall be determined and applied on a monthly basis by the Division. Such incremental charge may be made in addition to the rates established in this section, but in no case shall such charge exceed the amount calculated using the formula established in Section 523.21.~~

(o) *Determination of Applicable Schedule.* In any month that the kilowatt demand (KWD) equals or exceeds ten thousand (10,000), the billing for that month shall be calculated using the Large Industrial Rate ~~Schedule~~ Schedules set forth in Section 523.047.

In any month that the kilowatt hour consumption is less than or equal to five hundred thousand (500,000), and the kilowatt demand (KWD) is less than ten thousand (10,000), the billing for that month shall be calculated using the Large Commercial Rate ~~Schedule~~ Schedules set forth in Section 523.04.

Section 523.047 Large Industrial Rate Schedule Schedules

Effective January 1 of each applicable year, the following schedule is schedules are applicable to all commercial installations during any month in which such installation has a demand of greater than ten thousand (10,000) kilowatts. Usage charges are not prorated. The charge used will correspond with the bill period end date.

(a) *Demand Charge.*

Kilowatt Hour Per Month	Summer Rate KWD	Winter Rate KWD
First 5,000	\$8.43	\$7.68
All over 5,000	\$7.85	\$7.09

	Summer				Winter		
Kilowatt Per Month	2024	2025	2026		2024	2025	2026
First 5,000	\$8.43	\$9.67	\$10.57		\$7.68	\$8.81	\$9.63
All over 5,000	\$7.85	\$9.01	\$9.84		\$7.09	\$8.14	\$8.89

(b) *Reactive Charge.*

Kilovar Per Month	KVAR	KVAR
For KVAR in excess of 10% of kilowatt demand	\$0.20	\$0.20

	Summer				Winter		
Kilovar Per Month	2024	2025	2026		2024	2025	2026
For KVAR in excess of 10% of kilowatt demand	\$0.20	\$0.23	\$0.25		\$0.20	\$0.23	\$0.25

(c) *Kilowatt Hour Charge.*

Kilowatt Per Month	KWH	KWH
First 115 KWH/ KWD	Charges are included in the demand charge	
Next 305 KWH/ KWD	\$0.0115	\$0.0092
All excess KWH	\$0.0050	\$0.0053

	<u>Summer</u>				<u>Winter</u>		
<u>Kilowatt Per Month</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>		<u>2024</u>	<u>2025</u>	<u>2026</u>
First 115 KWH/ KWD	Charges are included in the demand charge						
Next 305 KWH/ KWD	\$ 0.0115	\$ 0.0132	\$ 0.0144		\$ 0.0092	\$ 0.0106	\$ 0.0115
All excess KWH	\$ 0.0050	\$ 0.0057	\$ 0.0063		\$ 0.0053	\$ 0.0061	\$ 0.0066

(d) *Determination of Demand.* The kilowatt demand shall be determined monthly by demand measurements and shall be the maximum thirty (30) minute kilowatt demand during the month.

(e) *Determination of Reactive Demand.* The reactive billing demand shall be determined by multiplying the monthly kilowatt demand by the ratio of the monthly lagging reactive kilovolt ampere hours to the monthly kilowatt hours.

(f) *Definition of Seasonal Rate.* For the purpose of this rate schedule, the summer rate shall be in effect during the months of June, July, August, September and October. The winter rate shall be in effect during the months of November, December, January, February, March, April and May.

(g) *Discount for Primary Metering.* Where the electric energy is metered on the primary (two thousand three hundred (2,300) volts or higher) side of the service transformers, a discount of two percent (2%) of the gross primary metered kilowatt hours may be allowed.

(h) *Voltage Supply Discount.* Where the electric energy is provided entirely from an eleven thousand (11,000) volt circuit, a discount of five cents (\$0.05) per kilowatt of demand billed may be allowed.

(i) *Substation Ownership Discount.* A discount of thirty cents (\$0.30) per kilowatt of demand billed may be allowed when a customer owns, installs and maintains transformation and substation apparatus, thereby relieving the Division of these costs.

(j) *Off-Peak Demand Allowance.* At the option of the Division, the billing demand may be the greater of the regularly incurred demand or eighty-five percent (85%) of the maximum demand incurred during off- peak periods.

The cost of special metering to determine such demand shall be charged to the customer.

Off-peak periods shall be from 12:00 a.m. until 8:00 a.m., Tuesday through Saturday, and from 4:00 p.m. Saturday through 8:00 a.m. Monday.

(k) *Special Service.* Direct current, standby, temporary, special, welding, intermittent or extremely low load and extremely low load factor service is not included in this schedule and shall be subject to special rates based upon cost as computed by the Division of Cleveland Public Power.

Applicants for these services may be charged with the cost of installing and furnishing such services as well as the cost of removal of such services at the discretion of the Division.

The monthly minimum charge shall be applied in the case of all special services.

(l) *Combined Billings.* Where plural service connections supply a customer on the same premises, meter readings may, at the option of the Division, be added for billing purposes. The combined demand shall be the sum of the undiversified demands computed as for separate billing.

(m) *Environmental and Ecological Adjustment.* An adjustment to the ~~Energy Adjustment Charge~~ Power Supply Recovery shall be applied to this rate as set forth and described in Section 523.17.

(n) *Power Supply Recovery.* In accordance with Section 523.21, the Power Supply Recovery shall be determined and applied on a monthly basis by the Division. ~~Energy Adjustment Charge. In accordance with Section 523.21, an incremental charge or credit for excess energy costs shall be determined and applied on a monthly basis by the Division. Such incremental charge may be made in addition to the rates established in this section, but in no case shall such charge exceed the amount calculated using the formula established in Section 523.21.~~

(o) *Determination of Applicable Schedule.* In any month that the demand is less than ten thousand (10,000) kilowatts, the billing for that month shall be calculated using the Small Industrial Rate Schedule Schedules set forth in Section 523.043.

Section 523.049 Capacity Enhancement Incentive Rate Schedule Schedules

The following ~~schedule is~~ schedules are applicable to all new commercial customers who have not received Cleveland Public Power service at their present location in the preceding two (2) years, who enter into a written ten (10) year contract for service anticipated to commence in 2010, who will be served by distribution capacity created as part of Cleveland Public Power's "Capacity Enhancement Program," and whose peak demand is equal to or in excess of one hundred fifty (150) kilowatts. The availability of this rate schedule shall be limited to the first one hundred thousand (100,000) kilowatts of peak demand contracted under this rate schedule, or such lower total as may be determined by the Division.

The rates and charges contained in paragraphs (a) through (h) of this schedule shall be fixed for the duration of the initial contract term. For all commercial installations during any month in which such installation has a demand of less than one hundred fifty (150) kilowatts, the appropriate standard rate schedule shall apply.

For all commercial installations during any month in which such installation has a demand of at least one hundred fifty (150) kilowatts and less than six hundred fifty (650) kilowatts:

(a) *Customer Charge per Month*: Ninety dollars and fifty-eight cents (\$90.58).

(b) *Demand Charge*.

Kilowatt Per Month	Summer	Winter
For the first 200 KWD	\$14.269/ KWD	\$13.326/ KWD
For all excess KWD	\$12.631/ KWD	\$11.750/ KWD

(c) *Reactive Charge*.

Kilovar Demand Per Month	Summer	Winter
For all KVARD in excess of 30	\$0.456/ KVARD	\$0.456/ KVARD

(d) *Kilowatt Hour Charge*.

Kilowatt Per Month	Summer	Winter
For the first 200 KWH/KWD	\$0.06709/ KWH	\$0.06365/ KWH
For the next 200 KWH/KWD	\$0.05115/ KWH	\$0.04790/ KWH
For all excess KWH	\$0.04197/ KWH	\$0.04017/ KWH

For all commercial installations during any month in which such installation has a demand equal to or greater than six hundred fifty (650) kilowatts:

(e) *Customer Charge Per Month*: Two hundred twenty-six dollars and thirty-two cents (\$226.32)

(f) *Demand Charge*.

Kilowatt Per Month	Summer	Winter
For the first 500 KWD	\$14.994/ KWD	\$14.994/ KWD
For the next 500 KWD	\$13.905/ KWD	\$13.905/ KWD

	KWD	KWD
For all excess KWD	\$11.723/ KWD	\$11.723/ KWD

(g) *Reactive Charge.*

Kilovar Demand Per Month	Summer	Winter
For all KVAR in excess of 30	\$0.456/ KVAR	\$0.456/ KVAR

(h) *Kilowatt Hour Charge.*

Kilowatt Per Month	Summer	Winter
For the first 150 KWH/KWD	\$0.06480/ KWH	\$0.06480/ KWH
For the next 150 KWH/KWD	\$0.05100/ KWH	\$0.05100/ KWH
For the next 150 KWH/KWD	\$0.03552/ KWH	\$0.03552/ KWH
For all excess KWH	\$0.01362/ KWH	\$0.01362/ KWH

(i) *Applicability.* This rate schedule shall be in effect for capacity enhancement contracts entered into with new commercial customers before December 31, 2024 and will remain in effect for the duration of the contract. Usage charges are not prorated. The charge used will correspond with the bill period end date. This rate schedule will no longer be available for new commercial customers who enter into new service contracts on or after January 1, 2025. After January 1, 2025, the commercial contract rates for new commercial customers shall be determined under Sections 523.03, 523.04, 523.043 or 523.0491.

~~(i)~~(j) *Determination of Demand.* The kilowatt demand shall be determined monthly by demand measurements, and shall be the maximum thirty (30) minute kilowatt demand during the month.

~~(i)~~(k) *Determination of Reactive Demand.* The reactive billing demand shall be determined by multiplying the monthly kilowatt demand by the ratio of the monthly lagging reactive kilovolt ampere hours to the monthly kilowatt hours. At the Division's option, the reactive billing demand may be the metered reactive demand.

~~(k)~~(l) *Definition of Seasonal Rate.* For the purpose of this rate schedule, the summer rate shall be in effect for bills rendered during the months of June, July, August, and

September. The winter rate shall be in effect for bills rendered during the months of October, November, December, January, February, March, April, and May.

~~(l)~~(m) *Discount for Primary Metering.* Where the electric energy is metered on the primary (two thousand three hundred (2,300) volts or higher) side of the service transformers, a discount of two percent (2%) of the gross primary metered kilowatt hours may be allowed.

~~(m)~~(n) *Substation Ownership Discount.* A discount of thirty cents (\$0.30) per kilowatt of demand billed may be allowed when a customer owns, installs and maintains transformation and substation apparatus, thereby relieving the Division of these costs.

~~(n)~~(o) *Combined Billing.* At the option of the Division, where plural connections supply the same customer in the same general location, meter readings may be added for billing purposes and the combined demand shall be the coincident demand or the sum of the undiversified demands.

~~(o)~~(p) *Transmission, Taxes, and Other Charges.* Customers under this schedule shall be charged for increases incurred after the adoption of this schedule for transmission service, costs or charges imposed by federal or state law, regulatory authorities, regional transmission operators, or reliability authorities/organizations, and taxes of any kind, however measured, paid directly or indirectly by the City. The kWh tax prescribed by RC Chapter 5727, or any successor tax, shall be charged to the same extent as such tax is applied to customers under the standard CPP rate schedules.

Section 523.05 Street Lighting Schedule Schedules

Effective January 1 of each applicable year, the following schedule is-schedules are applicable to all electric street lighting service provided by the Division of Cleveland Public Power to governmental entities. Such service shall include installation and full maintenance. Usage charges are not prorated. The charge used will correspond with the bill period end date.

Any fixtures not identified in division (f) of this section, LED Street Lights will require express written approval from the Commissioner of the Division of Cleveland Public Power prior to installation.

(a) *Non-ornamental Lighting Service.*

Mercury Vapor (Watt)	KWH/Lamp	Monthly Rate/Lamp
Mercury Vapor (Watt)	KWH/Lamp	Monthly Rate/Lamp
175	75	\$5.55
250	105	\$6.46
400	165	\$8.40

1000	395	\$14.00
High Pressure Sodium (Watt)	KWH/Lamp	Monthly Rate/Lamp
100	52	\$6.20
150	71	\$7.66
250	112	\$9.94
400	174	\$11.28

High Pressure Sodium (Watt)	KWH/Lamp	Monthly Rate/Lamp		
		2024	2025	2026
<u>100</u>	<u>52</u>	<u>\$6.20</u>	<u>\$ 8.25</u>	<u>\$ 8.25</u>
<u>150</u>	<u>71</u>	<u>\$7.66</u>	<u>\$ 10.19</u>	<u>\$ 10.19</u>
<u>250</u>	<u>112</u>	<u>\$9.94</u>	<u>\$ 13.22</u>	<u>\$ 13.22</u>
<u>400</u>	<u>174</u>	<u>\$11.28</u>	<u>\$ 15.00</u>	<u>\$ 15.00</u>

(b) *Ornamental Lighting Service – Type I (thirty (30) ft. Steel Pole).*

Mercury Vapor (Watt)	KWH/Lamp	Monthly Rate/Lamp
Mercury Vapor (Watt)	KWH/Lamp	Monthly Rate/Lamp
100 (E & M only)	46	\$6.00
175	75	\$14.10
175 (E & M only)	75	\$4.57
250	105	\$14.75
250 (E & M only)	105	\$5.15
400	165	\$16.50
400 (E & M only)	165	\$6.55
700	280	\$17.50
700 (E & M only)	280	\$8.00
1000	395	\$22.45
1000 (E & M only)	395	\$9.95
High Pressure Sodium (Watt)	KWH/Lamp	Monthly Rate/Lamp
100	52	\$10.58
100 (E & M only)	52	\$6.15
150	71	\$12.04
150 (E & M only)	71	\$7.55
250	112	\$14.62
250 (E & M only)	112	\$9.25
400	174	\$18.00

400 (E & M only)	174	\$12.25
Fluorescent (Watt*)	KWH/Lamp	Monthly Rate/Lamp
200	101	\$10.45

<u>High Pressure Sodium (Watt)</u>	<u>KWH/Lamp</u>	<u>Monthly Rate/Lamp</u>		
		<u>2024</u>	<u>2025</u>	<u>2026</u>
<u>100</u>	<u>52</u>	<u>\$10.58</u>	<u>\$14.07</u>	<u>\$14.07</u>
<u>100 (E & M only)</u>	<u>52</u>	<u>\$6.15</u>	<u>\$8.18</u>	<u>\$8.18</u>
<u>150</u>	<u>71</u>	<u>\$12.04</u>	<u>\$16.01</u>	<u>\$16.01</u>
<u>150 (E & M only)</u>	<u>71</u>	<u>\$7.55</u>	<u>\$10.04</u>	<u>\$10.04</u>
<u>250</u>	<u>112</u>	<u>\$14.62</u>	<u>\$19.44</u>	<u>\$19.44</u>
<u>250 (E & M only)</u>	<u>112</u>	<u>\$9.25</u>	<u>\$10.61</u>	<u>\$10.61</u>
<u>400</u>	<u>174</u>	<u>\$18.00</u>	<u>\$23.94</u>	<u>\$23.94</u>
<u>400 (E & M only)</u>	<u>174</u>	<u>\$12.25</u>	<u>\$14.06</u>	<u>\$14.06</u>

<u>Fluorescent (Watt*)</u>	<u>KWH/Lamp</u>	<u>Monthly Rate/Lamp</u>		
<u>200</u>	<u>101</u>	<u>\$10.45</u>	<u>\$11.99</u>	<u>\$11.99</u>

* Not available for new installation

(c) Ornamental Lighting Service – Type II (thirty (30) ft. Concrete Pole).

Mercury (Watt)	KWH/Lamp	Monthly Rate/Lamp
400	165	\$22.99
High Pressure Sodium (Watt)	KWH/Lamp	Monthly Rate/Lamp
250	112	\$21.21
400	174	\$24.59

<u>High Pressure Sodium (Watt)</u>	<u>KWH/Lamp</u>	<u>Monthly Rate/Lamp</u>		
		<u>2024</u>	<u>2025</u>	<u>2026</u>
<u>250</u>	<u>112</u>	<u>\$21.21</u>	<u>\$28.21</u>	<u>\$28.21</u>
<u>400</u>	<u>174</u>	<u>\$24.59</u>	<u>\$32.70</u>	<u>\$32.70</u>

(d) *Ornamental Lighting Service – Type III (forty-one (41) ft. Steel Pole w/Breakaway Base).*

Mercury Vapor (Watt)	KWH/Lamp	Monthly Rate/Lamp
1000	395	\$34.45
High Pressure Sodium (Watt)	KWH/Lamp	Monthly Rate/Lamp
400	174	\$30.00

<u>High Pressure Sodium (Watt)</u>	<u>KWH/Lamp</u>	<u>Monthly Rate/Lamp</u>		
		<u>2024</u>	<u>2025</u>	<u>2026</u>
<u>400</u>	<u>174</u>	<u>\$30.00</u>	<u>\$34.43</u>	<u>\$34.43</u>

(e) *Street and Highway Lighting Service – Energy Only.*

Mercury (Watt)	KWH/Lamp	Monthly Rate/Lamp
Mercury (Watt)	KWH/Lamp	Monthly Rate/Lamp
100 (Controlled)	40	\$1.15
100 (Continuous)	96	\$2.40
175 (Controlled)	75	\$1.88
175 (Continuous)	158	\$3.95
250 (Controlled)	105	\$2.63
Mercury (Watt)	KWH/Lamp	Monthly Rate/Lamp
250 (Continuous)	220	\$5.50
400 (Controlled)	165	\$4.13
400 (Continuous)	346	\$8.65
700 (Controlled)	280	\$7.00
1000 (Controlled)	395	\$9.88

High Pressure Sodium (Watt)	KWH/Lamp	Monthly Rate/Lamp
100 (Controlled)	52	\$1.30
100 (Continuous)	110	\$2.75
150 (Controlled)	71	\$1.78
150 (Continuous)	150	\$3.75
200 (Controlled)	88	\$2.20
200 (Continuous)	185	\$4.63
High Pressure Sodium (Watt)	KWH/Lamp	Monthly Rate/Lamp
250 (Controlled)	112	\$2.80
250 (Continuous)	236	\$5.90
400 (Controlled)	174	\$4.35
400 (Continuous)	366	\$9.15
1000 (Controlled)	396	\$9.90
Metal Halide (Watt)	KWH/Lamp	Monthly Rate/Lamp
1000 (Controlled)	391	\$9.78

<u>High Pressure Sodium (Watt)</u>	<u>KWH/Lamp</u>	<u>Monthly Rate/Lamp</u>		
		<u>2024</u>	<u>2025</u>	<u>2026</u>
<u>100 (Controlled)</u>	<u>52</u>	<u>\$1.30</u>	<u>\$1.73</u>	<u>\$1.73</u>
<u>100 (Continuous)</u>	<u>110</u>	<u>\$2.75</u>	<u>\$3.66</u>	<u>\$3.66</u>
<u>150 (Controlled)</u>	<u>71</u>	<u>\$1.78</u>	<u>\$2.04</u>	<u>\$2.04</u>
<u>150 (Continuous)</u>	<u>150</u>	<u>\$3.75</u>	<u>\$4.30</u>	<u>\$4.30</u>
<u>200 (Controlled)</u>	<u>88</u>	<u>\$2.20</u>	<u>\$2.93</u>	<u>\$2.93</u>
<u>200 (Continuous)</u>	<u>185</u>	<u>\$4.63</u>	<u>\$5.29</u>	<u>\$5.29</u>

<u>High Pressure Sodium (Watt)</u>	<u>KWH/Lamp</u>	<u>Monthly Rate/Lamp</u>		
		<u>2024</u>	<u>2025</u>	<u>2026</u>
<u>250 (Controlled)</u>	<u>112</u>	<u>\$2.80</u>	<u>\$3.72</u>	<u>\$3.72</u>
<u>250 (Continuous)</u>	<u>236</u>	<u>\$5.90</u>	<u>\$6.77</u>	<u>\$6.77</u>
<u>400 (Controlled)</u>	<u>174</u>	<u>\$4.35</u>	<u>\$5.79</u>	<u>\$5.79</u>
<u>400 (Continuous)</u>	<u>366</u>	<u>\$9.15</u>	<u>\$10.50</u>	<u>\$10.50</u>
<u>1000 (Controlled)</u>	<u>396</u>	<u>\$9.90</u>	<u>\$13.17</u>	<u>\$13.17</u>

<u>Metal Halide (Watt)</u>	<u>KWH/Lamp</u>	<u>Monthly Rate/Lamp</u>		
		<u>2024</u>	<u>2025</u>	<u>2026</u>
<u>1000 (Controlled)</u>	<u>391</u>	<u>\$9.78</u>	<u>\$11.22</u>	<u>\$11.22</u>

(f) LED Street Lights

<u>LED Type</u>	<u>Existing HID Wattage</u>	<u>Equivalent LED Wattage</u>	<u>Monthly Rate/Lamp</u>	
			<u>2025</u>	<u>2026</u>
<u>Cobra Head</u>	<u>150</u>	<u>47</u>	<u>\$5.56</u>	<u>\$5.56</u>
<u>Cobra Head - 480 V</u>	<u>150</u>	<u>47</u>	<u>\$5.56</u>	<u>\$5.56</u>
<u>Cobra Head</u>	<u>250</u>	<u>111</u>	<u>\$7.65</u>	<u>\$7.65</u>
<u>Cobra Head - 480 V</u>	<u>250</u>	<u>111</u>	<u>\$7.65</u>	<u>\$7.65</u>
<u>Cobra Head</u>	<u>400</u>	<u>194</u>	<u>\$32.34</u>	<u>\$32.34</u>
<u>Cobra Head - 480 V</u>	<u>400</u>	<u>196</u>	<u>\$32.34</u>	<u>\$32.34</u>
<u>Ornamental Epic - Bell</u>	<u>175</u>	<u>80</u>	<u>\$71.49</u>	<u>\$71.49</u>
<u>Ornamental Epic - Bell</u>	<u>400</u>	<u>150</u>	<u>\$71.53</u>	<u>\$71.53</u>
<u>Ornamental Acorn w/Cage</u>	<u>71</u>	<u>71</u>	<u>\$44.50</u>	<u>\$44.50</u>
<u>Ornamental Acorn w/o Cage</u>	<u>104</u>	<u>71</u>	<u>\$44.50</u>	<u>\$44.50</u>
<u>Ornamental Round</u>	<u>150</u>	<u>75</u>	<u>\$41.76</u>	<u>\$41.76</u>

<u>Ornamental Octogonal</u>	<u>150</u>	<u>60</u>	<u>\$44.50</u>	<u>\$44.50</u>
<u>Ornamental Octogonal</u>	<u>250</u>	<u>80</u>	<u>\$44.50</u>	<u>\$44.50</u>
<u>Ornamental Icon (Small)</u>	<u>175</u>	<u>75</u>	<u>\$30.93</u>	<u>\$30.93</u>
<u>Ornamental Icon</u>	<u>400</u>	<u>150</u>	<u>\$50.82</u>	<u>\$50.82</u>
<u>Ornamental Tear Drops</u>	<u>400</u>	<u>200</u>	<u>\$54.61</u>	<u>\$54.61</u>
<u>Ornamental Tear Drops - 480V</u>	<u>400</u>	<u>200</u>	<u>\$54.61</u>	<u>\$54.61</u>
<u>Shoebox Classic</u>	<u>150</u>	<u>87</u>	<u>\$5.56</u>	<u>\$5.56</u>
<u>Shoebox Classic - 480 V</u>	<u>150</u>	<u>87</u>	<u>\$5.56</u>	<u>\$5.56</u>
<u>Shoebox Classic</u>	<u>250</u>	<u>143</u>	<u>\$7.65</u>	<u>\$7.65</u>
<u>Shoebox Classic - 480 V</u>	<u>250</u>	<u>143</u>	<u>\$7.65</u>	<u>\$7.65</u>
<u>Shoebox Classic</u>	<u>400</u>	<u>163</u>	<u>\$32.34</u>	<u>\$32.34</u>
<u>Shoebox Classic - 480 V</u>	<u>400</u>	<u>163</u>	<u>\$32.34</u>	<u>\$32.34</u>
<u>Shoebox Deluxe/E Cobra</u>	<u>400</u>	<u>262</u>	<u>\$32.34</u>	<u>\$32.34</u>
<u>Wallpack</u>	<u>150</u>	<u>40</u>	<u>\$16.23</u>	<u>\$16.23</u>
<u>Wallpack</u>	<u>250</u>	<u>55</u>	<u>\$16.23</u>	<u>\$16.23</u>
<u>Wallpack</u>	<u>400</u>	<u>70</u>	<u>\$29.15</u>	<u>\$29.15</u>
<u>Wallpack-480V</u>	<u>400</u>	<u>70</u>	<u>\$29.15</u>	<u>\$29.15</u>

~~(f)(g)~~ *Terms and Conditions.*

(1) Street lights will be operated by time clock, ~~or by photoelectric control, or similar technology~~, to provide illumination from dusk to dawn, unless illumination is specified as continuous.

(2) The Division of Cleveland Public Power pays for the entire installation of the fixture and amortizes the costs through the monthly rate.

~~If the installation is paid for by an outside party (Federal, State, County or private) and the Division maintains the installation, the Division shall charge the appropriate “energy and maintenance only” (E & M only) rate.~~

~~If the installation is paid for and maintained by an outside party (Federal, State, County or private), the Division shall charge the appropriate “energy only” rate.~~

If the installation is paid for by governmental entities and the Division maintains the installation:

i. If Non-LED lights, the Division shall charge the appropriate “energy and maintenance only” (E & M only) rate;

ii. If LED lights, the Division shall provide a thirty percent (30%) discount off the appropriate rate found in the division (f) of this section.

If the installation is paid for and maintained by governmental entities:

i. If Non-LED lights, the Division shall charge the appropriate “energy only” rate;

ii. If LED lights, the Division shall provide a sixty percent (60%) discount off the appropriate rate found in the division (f) of this section.

(3) The Division may, at its discretion, meter “energy only” installations. If such an installation is metered, the energy shall be billed at ~~two and one-half cents (\$0.025) per kilowatt hour~~ the same rate as the traffic signal service rate schedules in division (a) of Section 523.065.

(4) “Non-ornamental lighting service” means lights of an overhead-type construction where the supply circuits are overhead wires and the lights are attached or suspended from wooden poles, trolley poles or are wall-mounted.

(5) “Ornamental lighting service” means all lights other than non-ornamental including lights of an underground-type construction where the supply circuits are underground cables and lights are attached to ornamental standards; lights of an overhead construction where the supply circuits are overhead and the lights are attached to ornamental ~~steel or concrete~~ poles; and the lights that are wall-mounted in which the supply circuit is enclosed in conduit.

~~(g)(h)~~ *Environmental and Ecological Adjustment.* An adjustment to the ~~Energy Adjustment Charge~~ Power Supply Recovery shall be applied to this rate as set forth and described in Section 523.17.

~~(h)(i)~~ *Power Supply Recovery.* In accordance with Section 523.21, the Power Supply Recovery shall be determined and applied on a monthly basis by the Division. ~~Energy Adjustment Charge.~~ In accordance with Section 523.21, an incremental charge or credit for excess energy costs shall be determined and applied on a monthly basis by the Division. Such incremental charge may be made in addition to the rates established in this section, but in no case shall such charge exceed the amount calculated using the formula established in Section 523.21.

(j) For any street light fixtures not listed above, the Division of Cleveland Public Power shall select the rate that most closely resembles the type of fixture from the above schedules and shall base energy charges on the rated consumption of the fixture.

(k) For any Street Lights powered by other utilities, the Division shall charge each governmental entity the applicable fixture charge in divisions (a), (b), (c), (d), (e) or (f) of this section and the energy cost charged to the Division of Cleveland Public Power by the applicable entity, but not the Power Supply Recovery in division (i) of this section.

Section 523.06 Protective Lighting Schedule Schedules

(a) Effective January 1 of each applicable year, the The following schedule is schedules are applicable to all protective lighting service provided by the Division of Cleveland Public Power. Such service shall include installation and full maintenance. Usage charges are not prorated. The charge used will correspond with the bill period end date.

Rates are not available for new installation without written pre-approval from CPP.

Area Lighting	KWH/ Lamp	Monthly Rate/Lamp
Area Lighting	KWH/ Lamp	Monthly Rate/Lamp
100 Watt High Pressure Sodium	52	\$12.67
175 Watt Mercury Vapor	75	\$8.32
250 Watt Mercury Vapor	105	\$9.41
250 Watt High Pressure Sodium	112	\$15.16
400 Watt Mercury Vapor	165	\$13.39
400 Watt High Pressure Sodium	174	\$19.14
1000 Watt Mercury	395	\$20.40
1000 Watt Metal Halide	391	\$27.85
Flood Lighting	KWH/ Lamp	Monthly Rate/Lamp
Flood Lighting	KWH/ Lamp	Monthly Rate/Lamp
250 Watt Mercury Vapor	105	\$10.61
250 Watt High Pressure Sodium	112	\$14.41
400 Watt Mercury Vapor	165	\$16.69
400 Watt High Pressure	174	\$20.45
1000 Watt Mercury Vapor	395	\$22.03
1000 Watt Metal Halide	391	\$29.05
1000 Watt Quartz	348	\$23.70
1500 Watt Quartz	522	\$25.27

<u>Area Lighting</u>	<u>KWH/ Lamp</u>	<u>Monthly Rate/Lamp</u>		
		<u>2024</u>	<u>2025</u>	<u>2026</u>
<u>100 Watt High Pressure Sodium</u>	<u>52</u>	<u>\$12.67</u>	<u>\$14.54</u>	<u>\$15.88</u>
<u>250 Watt High Pressure Sodium</u>	<u>112</u>	<u>\$15.16</u>	<u>\$17.40</u>	<u>\$19.01</u>
<u>400 Watt High Pressure Sodium</u>	<u>174</u>	<u>\$19.14</u>	<u>\$21.96</u>	<u>\$23.99</u>
<u>1000 Watt Metal Halide</u>	<u>391</u>	<u>\$27.85</u>	<u>\$31.96</u>	<u>\$34.91</u>

<u>Flood Lighting</u>	<u>KWH/ Lamp</u>	<u>Monthly Rate/Lamp</u>		
		<u>2024</u>	<u>2025</u>	<u>2026</u>
<u>250 Watt High Pressure Sodium</u>	<u>112</u>	<u>\$14.41</u>	<u>\$16.54</u>	<u>\$18.07</u>
<u>400 Watt High Pressure</u>	<u>174</u>	<u>\$20.45</u>	<u>\$23.47</u>	<u>\$25.64</u>
<u>1000 Watt Metal Halide</u>	<u>391</u>	<u>\$29.05</u>	<u>\$33.33</u>	<u>\$36.42</u>

(b) LED Protective Lighting:

<u>LED Type</u>	<u>Existing HID Wattage</u>	<u>Equivalent LED Wattage</u>	<u>Monthly Rate/Lamp</u>	
			<u>2025</u>	<u>2026</u>
<u>Cobra Head</u>	<u>150</u>	<u>47</u>	<u>\$8.34</u>	<u>\$8.34</u>
<u>Cobra Head - 480 V</u>	<u>150</u>	<u>47</u>	<u>\$8.34</u>	<u>\$8.34</u>
<u>Cobra Head</u>	<u>250</u>	<u>111</u>	<u>\$11.48</u>	<u>\$11.48</u>
<u>Cobra Head - 480 V</u>	<u>250</u>	<u>111</u>	<u>\$11.48</u>	<u>\$11.48</u>
<u>Cobra Head</u>	<u>400</u>	<u>194</u>	<u>\$48.51</u>	<u>\$48.51</u>
<u>Cobra Head - 480 V</u>	<u>400</u>	<u>196</u>	<u>\$48.51</u>	<u>\$48.51</u>
<u>Cobra Head</u>	<u>1000</u>	<u>280</u>	<u>\$55.22</u>	<u>\$55.22</u>

(c) LED Flood Lighting

<u>LED Flood Lighting</u>	<u>LED Wattage</u>	<u>Monthly Rate/Lamp</u>	
		<u>2025</u>	<u>2026</u>
<u>180 Watt LED</u>	<u>180</u>	<u>\$34.50</u>	<u>\$34.50</u>
<u>270 Watt LED</u>	<u>270</u>	<u>\$48.12</u>	<u>\$48.12</u>
<u>270 Watt LED (2,200 K)</u>	<u>270</u>	<u>\$53.37</u>	<u>\$53.37</u>
<u>390 Watt LED</u>	<u>390</u>	<u>\$51.83</u>	<u>\$51.83</u>

(d) Protective lighting and flood lighting shall be operated by time clock, photoelectric control or similar technology, to provide illumination from dusk.

~~(b)~~(e) Environmental and Ecological Adjustment. An adjustment to the ~~Energy Adjustment Charge~~ Power Supply Recovery shall be applied to this rate as set forth and described in Section 523.17.

~~(e)~~(f) Power Supply Recovery. In accordance with Section 523.21, the Power Supply Recovery shall be determined and applied on a monthly basis by the Division. ~~Energy Adjustment Charge.~~ In accordance with Section 523.21, an incremental charge or credit for excess energy costs shall be determined and applied on a monthly basis by the Division. Such incremental charge may be made in addition to the rates established in this section, but in no case shall such charge exceed the amount calculated using the formula established in Section 523.21.

(g) For any powered bulbs not listed above, the Division shall base charges on the wattage rating used per bulb. For protective lighting and flood lighting that do not have a wattage rating, the Division of Cleveland Public Power shall select the rate that most closely resembles the type of fixture from the above schedules.

Section 523.065 Traffic Signal Service Rate Schedule Schedules

Effective January 1 of each applicable year, the following schedule is-schedules are applicable to all energy sold to governmental entities for the purpose of traffic signal service. Usage charges are not prorated. The charge used will correspond with the bill period end date.

(a) Kilowatt Hour Charge.

<u>Summer Rate</u>	<u>Winter Rate</u>
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\$0.023	\$0.023
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	<u>Rates</u>		
	<u>2024</u>	<u>2025</u>	<u>2026</u>
Traffic Signal Service Rate	\$ 0.023	\$ 0.026	\$ 0.029

~~(b) — *Definition of Seasonal Rates.* For the purpose of this rate schedule, the summer rate shall be in effect during the months of June, July, August, September and October. The winter rate shall be in effect during the months of November, December, January, February, March, April and May.~~

~~(e)(b) *Environmental and Ecological Adjustment.* An adjustment to the Energy Adjustment Charge Power Supply Recovery shall be applied to this rate as set forth and described in Section 523.17.~~

~~(d)(c) *Power Supply Recovery.* In accordance with Section 523.21, the Power Supply Recovery shall be determined and applied on a monthly basis by the Division. *Energy Adjustment Charge.* In accordance with Section 523.21, an incremental charge or credit for excess energy costs shall be determined and applied on a monthly basis by the Division. Such incremental charge may be made in addition to the rates established in this section, but in no case shall such charge exceed the amount calculated using the formula established in Section 523.21.~~

Section 523.08 Provisions Governing Advance Deposits

(a) A cash deposit equal to ~~one (1) month's~~ one hundred thirty percent (130%) of the estimated average bill may be required as security for the payment of services rendered. The applicant and/or consumer may, however, file a satisfactory guarantee with the Division of Cleveland Public Power that will serve to insure payment of bills. All such guarantees, written or otherwise, shall be subject to the approval of the Division. If a deposit is required, it shall be billed at the time of application for service.

(b) A cash deposit may be required to cover the entire cost of line extensions or service connections which do not form a part of the permanent distribution system or in such cases where the revenue received by the Division will not be sufficient to cover the carrying charges thereof.

(c) Failure of the consumer to give advance notice of termination of service may result in forfeiture of the security deposit.

(d) No cash or guaranteed deposit shall be refunded or released until termination of service is complete and after all unpaid bills or other indebtedness to the Division have been paid in full. A cash deposit may be refunded, however, if the consumer files a satisfactory guarantee with the Division in lieu thereof.

(e) No cash deposit will be refunded except where sufficient revenue either has been collected or is anticipated to cover carrying charges for line extensions and service connections, as hereinbefore described.

Section 523.11 Delinquent Accounts

(a) If a statement rendered to a consumer is not paid on or before the due date stated thereon, the consumer's account shall be termed "delinquent" and shall be subject to discontinuation of service.

(b) The Division of Cleveland Public Power shall give notice to the consumer prior to termination of service. The first notice shall be sent by first class mail at least ten (10) calendar days prior to the date after which termination could occur. If the Division receives no response from the consumer within five (5) days after the date of mailing of the first notice, then a second notice shall be sent by first class mail, or personal contact shall be made with an adult on the premises (telephone or physical visitation). All notices shall be provided to the account name and address and, if different, to the address where service is provided, as well as any other party previously designated by a residential customer to receive a copy of a termination notice. The termination notice shall be provided to residential customers in alternate languages where appropriate.

(c) When terminating service to elderly or handicapped residential customers, the Division's final notice shall be by personal contact with an adult on the premises (telephone or physical visitation). If personal contact cannot be made, the notice of termination shall be posted in a conspicuous location at the service address at least forty-eight (48) hours (two (2) working days) before the date after which termination could occur.

For the purpose of this section, "elderly" means any residential customer, sixty-two (62) years of age or older, who resides at the service address and who has notified the Division of his or her status. For the purpose of this section, "handicapped" means any residential customer who resides at the service address and has any physical or mental impairment which substantially limits one (1) or more of such person's life activities, and such person:

- (1) Is certified as being physically disabled by a licensed physician; or
- (2) Is certified as being mentally disabled by a licensed psychiatrist, registered psychologist, Veterans Administration, Social Security Administration or local board of health; and
- (3) Has notified the Division of his or her status.

(d) Tenants who pay for electric service as part of their rent in master-metered buildings, shall be individually notified, when practical, of any proposed termination. Tenants shall be collectively notified by posting a termination notice in a conspicuous

location, such as near mailboxes, building entrances and exits or other areas of common usage. Tenants may collectively pay the delinquent amount in order to avoid termination of service.

- (e) A notice of termination of service shall include the following information:
- (1) The name, address and account number of the customer to be terminated;
 - (2) A statement of the reasons for termination;
 - (3) The date after which the termination could occur;
 - (4) The charge for service reconnection;
 - (5) A statement that the consumer has the right to appear before a Arbitration Panel to present objections and to examine all data related to his or her account; and
 - (6) In cases where termination is based on failure to pay, the amount owed, the time period over which the amount was incurred and whether the amount was based on actual meter readings or on an estimated consumption.
- (f) The Division shall determine when termination of service to a customer would be especially dangerous to health because of extreme environmental conditions or because a residential customer or party residing at the customer's address has provided the Division with certification by a licensed physician that he or she is likely to become seriously ill or more seriously ill if such service is terminated. The Division shall not terminate service during the time any such condition exists, provided that the customer furnishes sufficient information to the Division's customer service representative to establish, to the satisfaction of the Division, that:
- (1) He or she is unable to pay for such service; or
 - (2) He or she is able to pay for such service but only in installments.

Upon establishment of the customer's eligibility for relief under this section, the Division shall refrain from terminating service so long as the conditions established prevail. The Division may, from time to time, require recertification of serious illness, if applicable. The Division shall make arrangements with the customer for the payment of delinquent bills in installments, taking into consideration the amount of money owed, the customer's ability to pay, the customer's payment history, the time that the debt has been outstanding, the reasons why the debt has been outstanding and any other relevant factor. If a customer does not meet the requirements of such installment plan, service shall be subject to termination upon notice given after such failure to pay, in accordance with divisions (a) through (c) hereof.

(g) All disputes regarding any of the provisions of Chapter 523 or rates charged thereunder shall be arbitrated before a Cleveland Public Power Arbitration Panel as set forth in Section 523.115.

Section 523.12 Special Charges

The following service charges may be charged by the Division of Cleveland Public Power:

Service	Charge
Service	Charge
Temporary Construction	
Power 50 amp	Actual cost (\$45.00 min.)
Power 100 amp	Actual cost (\$60.00 min.)
Loosen service pipe for construction	\$20.00
Refasten service pipe after construction	\$20.00
Service	Charge
Reconnection after disconnection for nonpayment	\$8.00
Pick up delinquent payment	\$5.00
Relocate service	Actual Cost (\$30.00 min.)
Standby service	\$1.75/KVA of transformer capacity
Relocation of pole or other facilities	Actual cost
Penalty for late payment of large commercial, industrial, large industrial, street lighting and traffic signal invoices	1% per month on unpaid balance

(a) Penalty for Late Payments

<u>Service</u>	<u>Charge</u>
Penalty for late payment of large commercial, small industrial, large industrial, street lighting and traffic signal invoices	1.5% per month on unpaid balance

(b) Disconnect/Reconnect at Meter or Pole/Service Fee

<u>Service</u>	<u>Charge</u>
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<u>Reconnect at Meter Fee - First Trip within a rolling 12 month period</u>	<u>\$8.00</u>
<u>Reconnect at Meter Fee - Second trip within a rolling 12 month period and trips thereafter</u>	<u>\$35.00</u>
<u>Reconnect at Meter Fee - Customer Reconnection-Faulty Meter Investigation</u>	<u>\$35.00</u>
<u>Disconnect/Reconnect at Pole Fee - Per Trip</u>	<u>\$232.00</u>
<u>Disconnect/Reconnect at Pole Fee - Per Trip after working hours</u>	<u>\$310.00</u>

(c) Temporary Service

<u>Service</u>	<u>Charge</u>
Temporary Electric Service	Actual cost (\$120.00 min.)

(d) Refasten/Relocate Facilities

<u>Service</u>	<u>Charge</u>
Loosen/Refasten Service Pipe After Construction	Actual cost (\$80.00 min.)

(e) Meter Test

<u>Service</u>	<u>Charge</u>
Meter Test At Customer Request	\$84.00

(f) Repeat Trip/Broken Appointment

<u>Service</u>	<u>Charge</u>
Repeat Trip / Broken Appointment (within 24 hours of appointment time)	<u>\$80.00</u>

(g) Special Service Calls

<u>Service</u>	<u>Charge</u>
Special Service Calls	<u>\$80.00</u>

(h) Investigation Fee – Charge \$175.00

<u>Service</u>	<u>Charge</u>
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Investigation Fee	\$175
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(i) For purposes not named in the foregoing sections, or for the use of power under special circumstances, special rates shall be established by the Commissioner of the Division of Cleveland Public Power.

Section 523.16 Faulty Meters

~~Whenever a meter has failed to register correctly, the bill for such period shall be adjusted on the basis of the estimated amount of electricity used. In the event that a meter should be found to be registering incorrectly due to any illegal device attached thereto, electrical service will be discontinued immediately without notice and the consumer will be billed for the estimated amount of electricity used, plus a reconnecting charge as stated in Section 523.12.~~

Whenever a meter has failed to register correctly, the bill for such period shall be adjusted on the basis of the estimated amount of electricity used. In the event that a meter should be found to be registering incorrectly due to tampering or any illegal device attached thereto, electrical service will be discontinued immediately without notice. In the event the customer commits or is the beneficiary of any tampering or fraudulent practice in obtaining electric service, the Division of Cleveland Public Power shall assess the customer an investigation charge as stated in Section 523.12. The charge shall also be assessed where any connection or device is found on the service entrance equipment or premises of the customer or consumer which prevents the meter from accurately registering total consumption used or to be used, or where the service entrance equipment or other property used to supply electric service has been altered to avoid accurate metering or has been damaged.

The Division of Cleveland Public Power shall also assess the customer an estimated or actual bill representing the electric service fraudulently or falsely obtained and the actual costs to repair or replace any damaged or missing service entrance equipment or other property used to supply electric service. The customer shall also be assessed any additional charges for all costs of disconnection and reconnection as stated in Section 523.12.

Section 523.21 Energy Adjustment Charge Power Supply Recovery

(a) ~~An additional incremental charge for excess fuel, and power production, and purchase power costs shall be applied to the rates prescribed in Sections 523.02 to 523.065 and any other rate schedule~~ schedules as may be adopted by the City.

(b) ~~This incremental~~ The charge shall be based on the ~~fuel and purchase power cost,~~ per kilowatt hour delivered calculated under divisions (c)(1) and (c)(2) of this section.

(c) (1) ~~The fuel and purchase power supply cost costs~~ per kilowatt hour sold to for

residential ratepayers shall be determined by dividing the sum of the cost of the kilowatt hours purchased from the Power Authority of the State of New York (PASNY) and the average cost of kilowatt hours purchased or produced from other sources needed to supply the residential customers by the total kilowatt hours distributed to residential customers. The ~~incremental~~ charge calculated herein shall be adjusted by subtracting fifteen (15) mils per kilowatt hour for residential customers who provide the Division of Cleveland Public Power with a certificate of reduction of taxes obtained pursuant to the Homestead Exemption provisions of Sections 323.151 through 323.157 of the Revised Code, and nine and three-quarters (9.75) mils per kilowatt hour for all other residential customers.

(2) Except as provided in Section 523.048, the ~~fuel and purchase power cost~~ supply costs per kilowatt hour ~~sold for to all other ratepayers, other than residential ratepayers, during the twelve (12) months of the year,~~ shall be determined by dividing the sum of the ~~total cost of coal, oil, gas and purchase~~ total power supply costs by the total kilowatt hours distributed, except that the computation shall exclude the cost of PASNY power and the amount of PASNY power allocable to kilowatt hours distributed, ~~and shall exclude the costs of all purchase power and kilowatt hours from a specific source or sources purchased by the Division for distribution to ratepayers pursuant to Sections 523.048 and 523.049.~~ The ~~incremental~~ charge calculated herein shall be adjusted by subtracting three (3.0) mils per kilowatt hour.

(d) At the end of each month, the Division of Cleveland Public Power shall determine the actual ~~fuel and power~~ supply costs during such month as herein provided and may adjust ~~the additional incremental~~ this charge for future months to defer or over-recover the total ~~cost of power~~ supply costs in order to stabilize customer bills.

Section 523.23 Pole and Anchor Attachments; Fee

The following schedule is applicable to any attachment of communication facilities to poles owned by the Division of Cleveland Public Power ("attachments") by any person or entity ("permittee") other than a joint owner of such pole or a party to any joint use agreement.

(a) *Application for Attachment.* Any person or entity desiring to install attachments shall make a written request for permission to install attachments on any pole owned by the Division of Cleveland Public Power. The request shall specify the location of each pole, the identifying number of each pole, the nature of the proposed attachment and the amount and location of space desired. Within thirty (30) days after receipt of a written request, the Division shall notify the applicant whether or not it will permit the attachment and under what conditions. The Division shall have the sole right to determine whether an attachment would adversely affect its electric utility services and its ability to provide such services in an economic and safe manner, including considerations for the future needs of its customers.

(b) *Conditions of Attachment.* All attachments shall be placed on Division's poles in a manner satisfactory to the Division and shall not interfere with the present or future use of the pole by the Division. All attachments shall be installed and at all times maintained by the permittee so as to comply with the requirements of the National Electrical Safety Code and other applicable Federal, State, County, or Municipal codes, as well as operating procedures of the Division of Cleveland Public Power. The permittee shall be responsible for obtaining any right, license or permit from any governmental body, authority, or other person or persons which may be required for the construction and maintenance of the attachments of the permittee, including easements, rights-of-way, or rights of entry upon premises.

If the Division desires to replace an existing pole, or add facilities to an existing pole, to which the permittee has made attachments, the permittee shall, where required by the Division, relocate its facilities at its own expense.

In the event that a permittee fails to make or maintain any attachments in conformance to all applicable codes and procedures, the Division, after fifteen (15) days' written notice, shall have the right to make, or cause to be made, the necessary corrections or shall have the right to remove such attachments, without liability, at the entire expense of the permittee.

In the event of any emergency which, in the opinion of the Division, affects or threatens to affect the operations of the Division, the Division shall have the right to perform such detachment, disconnection, relocation or alteration, at the permittee's expense, of such attachments as may be necessary to meet such emergency.

(c) *Attachment Rental Fee.*

~~\$0.25 per month for each pole attachment~~

~~\$0.50 per month for each anchor attachment~~

<u>Service</u>	<u>Charge</u>
<u>Pole Attachment per Month</u>	<u>\$0.36</u>
<u>Each Anchor Attachment per Month</u>	<u>\$0.58</u>

Attachment rental fees shall be billed monthly and shall be due and payable on or before twenty-one (21) calendar days following the date on which the bill is issued. Payments received after the due date shall be subject to the same penalty as prescribed in Section 523.12. The bill for attachment rental fees will reflect the total number of attachments in place during the previous month.

Within five (5) days following the end of each calendar month, the permittee shall notify the Division, in writing, of the completion of all attachments, or removal thereof, during the preceding month.

The Commissioner of the Division of Cleveland Public Power may waive the monthly pole attachment fee, and as an alternative to the monthly pole attachment fee, the

Commissioner of the Division of Cleveland Public Power, at his or her discretion, may charge the per pole attachment rental fees on an annual basis. Any payments for authorized annual rental fees shall be made in advance on the 31st day of January of each year.

(d) *Reimbursement of Costs.* If attachment to the Division's poles imposes on the Division costs which would not otherwise be incurred, the party requesting attachment shall reimburse the Division for all such costs. Such costs may include, but are not necessarily limited to any change in or strengthening of poles, any rearrangement, alteration or addition, or other changes in existing facilities, which in the opinion of the Division are necessary to accommodate the attachments of the party or entity requesting an attachment. Such costs may also include billing, engineering, and any necessary evaluation of the applicant's request for attachments. The Division reserves the right to require the permittee to have all necessary work performed at the permittee's expense by a contractor engaged by the permittee and approved by the Division, performing work in construction standards of the Division.

(e) *Multiple Applicants for Attachment.* When the Division receives application from more than one (1) applicant for permission to attach to any pole and, because of such multiple attachments, either the pole must be replaced or the facilities thereon must be rearranged to provide additional space for the attachments, the Division may apportion the additional total costs resulting from the pole replacement or rearrangement among all permittees. Such apportioned costs shall include common engineering, material and other expenses which result from the multiple applications and the multiple attachments. The permittee shall be bound by the Division's determination as to any such apportionment of costs.

(f) *Power Supplies and Amplifiers.* Power supplies and amplifiers may be mounted on the Division's poles at the sole discretion of the Division. Permittee shall request permission to mount such facilities in writing to the Division. The location and design shall be approved by the Division prior to installation.

Any electric service for power supplies and amplifiers shall be paid for by the permittee at the Division's applicable electric rate. The meter, if required, will be furnished by the Division. The meter base will be furnished by the Division and installed by the permittee according to standards set forth by the Division. The permittee's service conductors, if required, shall be furnished and installed by the permittee with weatherhead included. Sufficient conductor shall be left to reach the Division's secondary circuit. The permittee shall ensure that all equipment is effectively grounded to an earth ground, separate and apart from any ground wire belonging to the Division, and shall observe the National Electrical Safety Code and all other applicable codes in the installation of these facilities.

Power supplies and amplifiers will not be permitted on poles which have transformers, reclosers, cut-outs, oil switches, capacitors, or other equipment of a size or type which would impair climbing or working space if an additional pole-mounted facility were installed. Power supplies and amplifiers may be prohibited in situations deemed sensitive from the standpoint of pole line appearance. The permittee shall install all of

its attachments so as to not interfere with climbing space as defined by the National Electrical Safety Code or specifically defined by the Division.

(g) *Inspection of Facilities.* The Division shall have the right to inspect each installation of the permittee upon its poles and thereafter to make periodic inspections. The permittee shall reimburse the Division for the expense of such inspection, which reimbursement for any pole subject hereto, shall not exceed in any year the expense of one (1) inspection.

The right to make such inspections and any inspection made shall not impose any obligation or liability on the Division nor shall it relieve the permittee of any responsibility, obligation, or liability.

(h) *Indemnification.* The permittee shall indemnify, hold harmless, and defend the Division from and against any and all actions or causes of actions, claims, demands, liabilities, loss, damage, or expense whatsoever, including attorney's fees, which the Division may suffer or incur by reason of the failure of the permittee to secure any right, license, permit, or easement required for the construction or maintenance of permittee's attachments to the Division's poles, by reason of interruption of permittee's service to permittee's subscribers, by reason of bodily injury, including death, to any person or persons, or by reason of damage to or destruction of any property, including the loss of use thereof, arising out of or in any manner connected with the facilities of the permittee to be installed hereunder, or the installation, maintenance, removal, rearrangement or alteration of such facilities by the Division or permittee, or which the Division may sustain or incur in connection with any litigation, investigation, or other expenditures incident thereto including any suit instituted to enforce contractual obligations whether or not due in whole or part to any act, omission, or negligence of the Division, or any of its representatives or employees.

(i) *Right of Termination.* If the permittee fails to comply with any of the provisions of this section or defaults in the performance of any of its obligations under this section and fails to correct such default or non-compliance, the Division may, at its option, remove the permittee's facilities from the Division's poles and no liability shall be incurred by the Division because of such action. The permittee shall be liable for the entire cost of removing its attachments from the Division's poles.

(j) *Unauthorized Attachments.* If equipment or facilities are attached to the Division's poles for which no attachment is authorized, the Division may require the owner of the attached facilities to remove the attachments immediately at the owner's cost, or the Division may remove the facilities at the expense of the owner of the attachments without liability to the Division.

Section 3. That the following existing sections of the Codified Ordinances of Cleveland, Ohio, 1976:

Sections 523.02, 523.03, 523.04, 523.043, and 523.047, as amended by Ordinance No. 472-2022, passed May 23, 2022,

Section 523.049, as amended by Ordinance No. 65-08, passed March 31, 2008; and

Sections 523.05, 523.06, 523.065, 523.08, 523.11, and 523.12, as amended by Ordinance No. 472-2022, passed May 23, 2022,

Section 523.16, as amended by Ordinance No. 726-57, passed April 8, 1957, and

Sections 523.21, and 523.23, as amended by Ordinance No. 472-2022, passed May 23, 2022,

are repealed.

Section 4. That Section 523.021 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 472-2022, passed May 23, 2022, relating to Residential Incentive Rate Schedule, is repealed.

Section 5. That the Codified Ordinances of Cleveland, Ohio, 1976, are supplemented by adding new Sections 523.0491, 523.066, 523.067, 523.28 and 523.29, to read as follows:

Section 523.0491 Commercially Contracted Alternative Rate Schedules

Effective January 1 of each applicable year, the following schedules are applicable to all new commercial customers who have not received Cleveland Public Power service at their present location in the preceding two (2) years, and enter into, at minimum, a written ten (10) year contract for service anticipated to commence on or after January 1, 2025. This rate shall also apply to existing Cleveland Public Power customers who enter into, at minimum, a new written five (5) year contract for service commencing on or after January 1, 2025. Commercially Contracted Alternative Rate – Small Capacity rates shall apply to commercial contract customers with a peak demand between 150 kwd and 650 kwd. Commercially Contracted Alternative Rate – Large Capacity rates shall apply to commercial contract customers with a peak demand greater than 650 kwd.

The rates and charges contained in this section shall be fixed for four (4) years starting January 1, 2025, and shall be adjusted effective January 1, 2029, for five (5) additional years. For all commercial installations during any month in which such installation has a demand of less than one hundred fifty (150) kilowatts, the appropriate standard rate schedule shall apply. Usage charges are not prorated. The charge used will correspond with the bill period end date.

For all commercial installations during any month in which such installation has a demand of at least one hundred fifty (150) kilowatts and less than six hundred fifty (650) kilowatts, the schedules in divisions (a) to (d) of this section shall apply:

(a) *Customer Charge per Month – Small Capacity:*

	Commercially Contracted Alternative Rate - Small Capacity			
	Winter			Summer
Fixed Fee	2025-2028	2029-2034		2025-2028 2029-2034
Each Account	\$ 112.32	\$ 129.17		\$ 112.32 \$ 129.17

(b) *Demand Charge – Small Capacity.*

	Commercially Contracted Alternative Rate - Small Capacity			
	Winter			Summer
Demand Charges	2025-2028	2029-2034		2025-2028 2029-2034
Tier 1 (up to 200 kwd)	\$ 16.524	\$ 19.003		\$ 17.694 \$ 20.348
Tier 2 (All excess kwd)	\$ 14.570	\$ 16.756		\$ 15.662 \$ 18.012

(c) *Reactive Charge – Small Capacity.*

	Commercially Contracted Alternative Rate - Small Capacity			
	Winter			Summer
Reactive Charges (\$/kvar)	2025-2028	2029-2034		2025-2028 2029-2034
All kvar over 30	\$ 0.57	\$ 0.65		\$ 0.57 \$ 0.65

(d) *Kilowatt Hour Charge – Small Capacity.*

	Commercially Contracted Alternative Rate - Small Capacity			
	Winter			Summer
kwh Usage	2025-2028	2029-2034		2025-2028 2029-2034
First 200 kwh/kwd	\$ 0.07893	\$ 0.09076		\$ 0.08319 \$ 0.09567
Second 200 kwh/kwd	\$ 0.05940	\$ 0.06831		\$ 0.06343 \$ 0.07294
All Excess kwh	\$ 0.04981	\$ 0.05728		\$ 0.05204 \$ 0.05985

For all commercial installations during any month in which such installation has a demand equal to or greater than six hundred fifty (650) kilowatts rate the schedules in divisions (e) to (h) of this section shall apply:

(e) *Customer Charge per Month – Large Capacity.*

Commercially Contracted Alternative Rate - Large Capacity				
	Winter			Summer
Fixed Fee	2025-2028	2029-2034		2025-2028 2029-2034
Each Account	\$ 271.58	\$ 312.32		\$ 271.58 \$ 312.32

(f) *Demand Charge– Large Capacity.*

	Commercially Contracted Alternative Rate - Large Capacity			
	Winter		Summer	
Demand Charges	2025-2028	2029-2034	2025-2028	2029-2034
Tier 1 (up to 500 kwd)	\$ 17.993	\$ 20.692	\$ 17.993	\$ 20.692
Tier 2 (501-1000 kwd)	\$ 16.686	\$ 19.189	\$ 16.686	\$ 19.189
Tier 3 (All excess kwd)	\$ 14.068	\$ 16.178	\$ 14.068	\$ 16.178

(g) *Reactive Charge– Large Capacity.*

Commercially Contracted Alternative Rate - Large Capacity				
	Winter		Summer	
Reactive Charges (\$/kvar)	2025-2028	2029-2034	2025-2028	2029-2034
All kvar over 30	\$0.55	\$0.63	\$0.55	\$0.63

(h) *Kilowatt Hour Charge– Large Capacity.*

	Commercially Contracted Alternative Rate- Large Capacity			
	Winter		Summer	
kwh Usage	2025-2028	2029-2034	2025-2028	2029-2034
First 150 kwh/kwd	\$ 0.07776	\$ 0.08942	\$ 0.07776	\$ 0.08942
Second 150 kwh/kwd	\$ 0.06120	\$ 0.07038	\$ 0.06120	\$ 0.07038
Third 150 kwh/kwd	\$ 0.04262	\$ 0.04902	\$ 0.04262	\$ 0.04902
All Excess kwh	\$ 0.01634	\$ 0.01880	\$ 0.01634	\$ 0.01880

(i) *Determination of Demand.* The kilowatt demand shall be determined monthly by demand measurements, and shall be the maximum thirty (30) minute kilowatt demand during the month.

(j) *Determination of Reactive Demand.* The reactive billing demand shall be determined by multiplying the monthly kilowatt demand by the ratio of the monthly lagging reactive kilovolt ampere hours to the monthly kilowatt hours. At the option of the Commissioner of the Division of Cleveland Public Power, the reactive billing demand may be the metered reactive demand.

(k) *Definition of Seasonal Rate.* For the purpose of this rate schedule, the summer rate shall be in effect for bills rendered during the months of June, July, August, and September. The winter rate shall be in effect for bills rendered during the months of October, November, December, January, February, March, April, and May.

(l) *Discount for Primary Metering.* Where the electric energy is metered on the primary (two thousand three hundred (2,300) volts or higher) side of the service transformers, a discount of two percent (2%) of the gross primary metered kilowatt hours may be allowed.

(m) *Substation Ownership Discount.* A discount of thirty cents (\$0.30) per kilowatt of demand billed may be allowed when a customer owns, installs and maintains transformation and substation apparatus, thereby relieving the Division of these costs.

(n) *Combined Billing.* At the option of the Commissioner of the Division of Cleveland Public Power, where plural connections supply the same customer in the same general location, meter readings may be added for billing purposes and the combined demand shall be the coincident demand or the sum of the undiversified demands.

(o) *Transmission, Taxes, and Other Charges.* Customers under this schedule shall be charged for transmission service, costs or charges imposed by federal or state law, regulatory authorities, regional transmission operators, or reliability authorities/organizations, and taxes of any kind, however measured, paid directly or indirectly by the City. The kWh tax prescribed by RC Chapter 5727, or any successor tax, shall be charged to the same extent as such tax is applied to customers under the standard Cleveland Public Power rate schedules.

Section 523.066 Security Equipment Rate Schedule

The following schedule is applicable to all electric security equipment service provided by the Division of Cleveland Public Power to governmental entities:

(a) *Kilowatt Hour Charge.*

	Rates		
	2024	2025	2026
Security Equipment Rate	\$ 0.023	\$ 0.026	\$ 0.029

(b) *Environmental and Ecological Adjustment.* An adjustment to the Power Supply Recovery shall be applied to this rate as set forth and described in Section 523.17.

(c) *Power Supply Recovery.* In accordance with Section 523.21, the Power Supply Recovery shall be determined and applied on a monthly basis by the Division.

Section 523.067 Small Wireless Facility Rate Schedule

Small wireless facilities are subject to the monthly consumption charges in the small commercial rate schedule in Section 523.03 of these codified ordinances in addition to the items below.

In accordance with the Federal Communications Commission ruling, FCC 18-133 dated September 27, 2018, the rates are:

Service	Charge
Application Fee (Up to five (5) Wireless Facilities)	\$500
Application Fee (for each Small Wireless Facility Above the Initial Five (5))	\$100
Non-Recurring Fees for a New Pole Intended to Support One (1) or More Small Wireless Facilities	\$1,000
Annual Fee Per Small Wireless Facility	\$270

Section 523.28 Charges for Work Provided

In addition to all other charges in this chapter, the Division of Cleveland Public Power shall have the right to recover costs for work completed and materials furnished for repairs or improvements made on behalf of an account holder or owner(s) of the premise, as deemed appropriate by the Commissioner.

Section 523.29 Extension of Time for Payment

Cleveland Public Power bills shall be paid on or before the date stated on the bill but the Director of Public Utilities may after investigation, grant an extension of time in cases of indigency, emergency, relief and similar conditions. Partial payments may be accepted, properly approved, but bills must be paid in full pursuant to the rules and regulations of the Division of Cleveland Public Power.

Section 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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

Ordinances and Resolutions

First Reading Emergency Resolutions Referred

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.

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

These resolutions were read for the first time on Monday, September 9, 2024, and referred to the appropriate City departments and Council Committees for review.

Click on a resolution below to read it:

[Res. No. 948-2024](#)

[Res. No. 949-2024](#)

[Res. No. 950-2024](#)

[Res. No. 958-2024](#)

Resolution No. 948-2024

By Council Members: Conwell

An emergency resolution strongly encouraging County Executive Chris Ronayne to implement the InsideOut Dad program in the county jail.

WHEREAS, InsideOut Dad, a program run through the National Fatherhood Initiative, is the nation's most widely used evidence-based curriculum developed specifically for incarcerated fathers; and

WHEREAS, InsideOut Dad is proven to develop pro-fathering attitudes, knowledge and skills to help fathers successfully reenter the lives of their families and communities; and

WHEREAS, the Ohio Department of Rehabilitation and Correction implemented InsideOut Dad in its prison system in 2008; and

WHEREAS, this Council believes it would be extremely beneficial for Cuyahoga County to implement the InsideOut Dad program in its county jail; and

WHEREAS, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

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

Section 1. That this Council strongly encourages County Executive Chris Ronayne to implement the InsideOut Dad program in the county jail.

Section 2. That the Clerk of Council is directed to transmit a copy of this resolution to Chris Ronayne, Cuyahoga County Executive.

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.

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

Resolution No. 949-2024

By Council Members: Griffin (by departmental request)

An emergency resolution requesting the County Fiscal Officer to make advances during the year 2025, pursuant to Section 321.34, Ohio Revised Code.

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 under Section 321.34 of the Revised Code, the County Fiscal Officer is hereby requested to draw, and the County Treasurer to pay on draft or drafts made payable to the Treasury of the City of Cleveland, any money that may be in the County Treasury from time to time during the year 2025 and credited to the account of the City of Cleveland and lawfully applicable to the purpose of the 2025 fiscal year, during which year such request will be made. The payments are to be made from time to time in accordance with the schedule set by Cuyahoga County.

Section 2. That the Clerk of Council is directed to transmit a certified copy of this resolution to the County Fiscal Officer.

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.

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

Resolution No. 950-2024

By Council Members: Griffin (by departmental request)

An emergency resolution accepting the amounts and rates as determined by the Cuyahoga County Budget Commission and authorizing the necessary tax levies and certifying them to the County Fiscal Officer.

WHEREAS, this Council, under the provisions of law, has adopted a Tax Budget for the fiscal year commencing January 1, 2025; and

WHEREAS, the Budget Commission of Cuyahoga County, Ohio, has certified its action on the Tax Budget to this Council together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council and what part is within and what part is outside the 10-mill tax limitation; 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 the amounts and rates as determined by the Budget Commission in its certification are accepted.

Section 2. That there is levied on the tax duplicate of the City of Cleveland the rate of each tax necessary to be levied within and without the 10-mill tax limitation, as follows:

SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY
TAX APPROVED BY BUDGET COMMISSION
AND COUNTY FISCAL OFFICER'S ESTIMATE TAX RATES

Fund	Amount to be Derived From Levies Outside 10- Mill Limitation Column II	Amount Approved By Budget Commission Inside 10-Mill Limitation Column IV	County Fiscal Officer's Estimate of Tax Rate To Be Levied	
			Inside 10- Mill Limitation Column V	Outside 10- Mill Limitation Column VI
GENERAL FUND			-----	7.75
GENERAL BOND			4.35	-----
RETIREMENT FUND				
POLICE PENSION FUND			-----	0.30

FIRE PENSION FUND			0.05	0.25
TOTAL			4.40	8.30

Section 3. That the Clerk of Council is directed to certify a copy of this resolution to the County Fiscal Officer of Cuyahoga County.

Section 4. That this resolution 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 adoption 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 Finance; and Law; Committee on Finance, Diversity, Equity and Inclusion.

Resolution No. 958-2024

By Council Members: Starr, Bishop and Hairston (by departmental request)

An emergency resolution declaring the intent to vacate the remaining portion of Sherman Court.

WHEREAS, this Council is satisfied that there is good cause to vacate the remaining portion of Sherman Court (12 feet wide), as described; 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 this Council declares its intent to vacate the following described real property:

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and known as being a portion of Sherman Court (12 feet wide) of part of Original One Hundred Acre Lot No. 333, as shown by the recorded plat in Volume 4, Page 5 of Cuyahoga County Map Records, and is bound and described as follows:

Beginning at a drill hole in stone monument found 0.19 feet north of the intersection of the centerline of Quincy Avenue (60 feet wide) and the centerline on East 74th Street (40 feet wide);

Thence North 89°55'00" West along the centerline of said Quincy Avenue, 163.78 feet to the intersection of the centerline of East 75th Street (50 feet wide);

Thence South 00°18'10" East along said centerline of East 75th Street, passing through a stone monument found at 30.00 feet at the intersection of the southerly line of Quincy Avenue, a total distance of 192.21 feet to the intersection of the extension of the southerly right of way of Sherman Court (12 feet wide);

Thence South 89°55'23" East along said extension of the southerly right of way of Sherman Court, 25.00 feet to the intersection of the easterly right of way of the East 75th Street, and the northwesterly corner of land conveyed to Verenell Rives by deed dated May 05, 2005 and recorded in Auditor's File Number 200505051363 of Cuyahoga County Deed Records, and the PRINCIPAL PLACE OF BEGINNING of the parcel herein described;

Course 1: Thence North 00°18'10" West along the easterly right of way of East 75th Street, 12.00 feet to the intersection of the northerly right of way of Sherman Court

and southerly of a parcel of land conveyed to Mema Partners, LLC by deed dated January 17, 2023 and recorded in Auditor's File Number 202301170403 of Cuyahoga County Deed Records;

Course 2: Thence South 89°55'23" West along the northerly right of way of Sherman Court and the southerly line of a number of parcels conveyed to Mema Partners, LLC by said deed recorded in Auditor's File Number 202301170403 of Cuyahoga County Deed Records, 160.00 feet to the easterly end of right of way of Sherman Court;

Course 3: Thence South 00°18'10" East along the easterly end of Sherman Court, 12.00 feet to the intersection of the southerly right of way of Sherman Court and the northeasterly corner of land conveyed to Mema Partners, LLC by said deed recorded in Auditor's File Number 202301170403 of Cuyahoga County Deed Records;

Course 4: Thence North 89°55'23" East along the southerly right of way of Sherman Court and the northerly line of a number of parcels conveyed to Mema Partners, LLC by said deed recorded in Auditor's File Number 202301170403 of Cuyahoga County Deed Records, the northerly line of a parcel of land conveyed to Mema Partners, LLC by deed dated September 08, 2023 and recorded in Auditor's File Number 202309080611 of Cuyahoga County Deed Records, and along the northerly line of the aforementioned Verenell Rives, 160.00 feet to the PRINCIPAL PLACE OF BEGINNING and containing 0.0441 acres (1,920 square feet) of land, be the same more or less, but subject to all legal highways and easements of record.

Legal Description approved by Eric B. Westfall, P.S., Section Chief
Plats, Surveys and House Numbering Section.

Section 2. That this resolution 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 adoption 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 Capital Projects; City Planning Commission; Finance; and Law; Committees on Municipal Services and Properties; and Development, Planning and Sustainability.

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, September 9, 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. 951-2024](#)

[Res. No. 952-2024](#)

[Res. No. 953-2024](#)

[Res. No. 954-2024](#)

[Res. No. 955-2024](#)

Resolution No. 951-2024**By Council Members:** Conwell**An emergency resolution objecting to a New C1 Liquor Permit at 10109 St. Clair Avenue.**

WHEREAS, Council has been notified by the Division of Liquor Control of an application for a New C1 Liquor Permit at Great Individuals Neighborhoods Communities Corp, DBA Great Inc., 10109 St. Clair Avenue, Cleveland, Ohio 44108, Permit No. 3339208; 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 Great Individuals Neighborhoods Communities Corp, DBA Great Inc., 10109 St. Clair Avenue, Cleveland, Ohio 44108, Permit No. 3339208; 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.

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

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Resolution No. 952-2024**By Council Members:** Kazy**An emergency resolution objecting to the transfer of location of a D1, D2, D3, D3A and D6 Liquor Permit to 3670 West 130th Street.**

WHEREAS, Council has been notified by the Division of Liquor Control of an application for the transfer of location of a D1, D2, D3, D3A and D6 Liquor Permit from 13429 LHB, LLC, DBA Sidetrack Cafe, 1st Fl., Basement & Patio, 13429 Lakewood Heights Blvd., Cleveland, Ohio 44107, Permit No. 6534145 to Madorsey, LLC, DBA Jefferson Bar and Grill, 3670 West 130th Street, Cleveland, Ohio 44111, Permit No. 54036700005; 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 location of a D1, D2, D3, D3A and D6 Liquor Permit from 13429 LHB, LLC, DBA Sidetrack Cafe, 13429 Lakewood Heights Blvd., Cleveland, Ohio 44107, Permit No. 6534145 to

Madorsey, LLC, DBA Jefferson Bar and Grill, 3670 West 130th Street, Cleveland, Ohio 44111, Permit No. 54036700005, 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 be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing 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.

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

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Resolution No. 953-2024**By Council Members:** McCormack**An emergency resolution objecting to the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit to 721 Bolivar Road and patio excluding basement.**

WHEREAS, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit from Finn and Feathers Cleveland, LLC., 721 Bolivar Road and patio excluding basement, Cleveland, Ohio 44115, Permit No. 2720303 to Frozen Daiquiri Bar and Restaurant, LLC, 721 Bolivar Road and patio excluding basement, Cleveland, Ohio 44115, Permit No. 29484720005; 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 D1, D2, D3, D3A and D6 Liquor Permit from Fin and Feathers Cleveland, LLC., 721 Bolivar Road and patio excluding basement, Cleveland, Ohio 44115, Permit No. 2720303 to Frozen Daiquiri Bar and Restaurant, LLC, 721 Bolivar Road and patio excluding basement, Cleveland, Ohio 44115, Permit No. 29484720005; 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 transfer of ownership 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.

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

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Resolution No. 954-2024**By Council Members:** Kazy**An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 3038 West 117th Street.**

WHEREAS, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Riser Foods CO, DBA: 117TH & I90 Getgo 3230, 3038 West 117th Street, Cleveland, Ohio 44111, Permit No. 73935330700 to Getgo Operating, LLC, DBA: 117TH & I90 Getgo 3230, 3038 West 117th & I90, Cleveland, Ohio 44111, Permit No. 31580490100; 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 C1 and C2 Liquor Permit from Riser Foods Co, DBA: 117TH & I90 Getgo 3230, 3038 West 117th Street, Cleveland, Ohio 44111, Permit No. 73935330700 to Getgo Operating,

LLC, DBA: 117TH & I90 Getgo 3230, 3038 West 117th Street, Cleveland, Ohio 44111, Permit No. 31580490100; 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 transfer of ownership 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.

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

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

Resolution No. 955-2024**By Council Members:** Kazy

An emergency resolution withdrawing objection to the renewal of a D5 and D6 Liquor Permit at 12524 Lorain Avenue, 1st floor, patio and basement and repealing Resolution No. 867-2023 objecting to said renewal.

WHEREAS, this Council objected to the renewal of a D5 and D6 Liquor Permit to Marmel Pub, LLC, DBA M & Ms Saloon, 12524 Lorain Avenue, 1st floor, patio and basement, Cleveland, Ohio 44111, Permit No. 5546767 by Resolution No. 867-2023, adopted by the Council on August 16, 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 renewal of a D5 and D6 Liquor Permit to Marmel Pub, LLC, DBA M & Ms Saloon, 12524 Lorain Avenue, 1st floor, patio and basement, Cleveland, Ohio 44111, Permit No. 5546767 be and the same is hereby withdrawn and Resolution No. 867-2023, 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 McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Gray.

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, Kazy, Kelly, Maurer, McCormack, Polensek, Santana, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Howse-Jones, Jones.

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, September 9, 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. 633-2024](#)

[Ord. No. 825-2024](#)

[Ord. No. 718-2024](#)

[Ord. No. 832-2024](#)

[Ord. No. 811-2024](#)

[Ord. No. 834-2024](#)

[Ord. No. 821-2024](#)

[Ord. No. 857-2024](#)

[Ord. No. 823-2024](#)

Ordinance No. 633-2024

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

An emergency ordinance authorizing the Director of Public Works to enter into a license agreement with a vendor to install and maintain an automated teller machine terminal located in Room 122, Vital Statistics for the use and convenience of the general public, for a period of one year, with a one-year option to renew, exercisable by the Director of Public Works.

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

1. In the title, lines 8 and 9, and in Section 2, line 2, strike “exercisable by the Director of Public Works.” in both places and insert “exercisable by additional legislative authority.”.
2. In Section 1, at the end, add the following sentence: “The license agreement shall include the requirement that the vendor selected is in compliance with City CRA requirements.”.

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

The rules were suspended. Yeas 15. Nays 0.

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

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

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 718-2024

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

An emergency ordinance authorizing the purchase by one or more standard and requirement contracts for the purchase, lease, or lease with option to purchase, of various on-road vehicles, apparatus, and off-road equipment, cabs, bodies and accessories, equipment, and other aftermarket items necessary to equip the vehicles authorized for their intended purposes, including vehicle rehabilitation, training, and inspections, as needed, for the Department of Public Utilities.

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

The rules were suspended. Yeas 15. Nays 0.

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

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

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 811-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court, to enter into contract without competitive bidding with Iron Mountain Incorporated dba Iron Mountain Information Management LLC for the lease of space for the storage of records, and the purchase of services related to the storage of records, for a period of one year, with four one-year options to renew, exercisable by the Director of Finance, on behalf of the Clerk of the Cleveland Municipal Court.

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

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

The rules were suspended. Yeas 15. Nays 0.

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

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

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 821-2024

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

An emergency ordinance authorizing the Director of Public Works to enter into an agreement with The Cleveland Cultural Gardens Federation to co-sponsor the 2024 One World Day.

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

1. In Section 2, at the end, insert “(RQS 7004, RL 2024-110)”.

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

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

The rules were suspended. Yeas 15. Nays 0.

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

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

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 823-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Human Resources to employ one or more consultants or one or more firms of consultants to provide professional services for pre-employment background screening and criminal checks for the Department of Human Resources for a one-year period, with two one-year options to renew, exercisable by the Director of Human Resources.

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

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

The rules were suspended. Yeas 15. Nays 0.

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

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

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 825-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Finance to employ one or more professional consultants, computer software developers, or vendors to acquire licenses or develop and implement one or more risk management software systems and provide services to install, design, train, implement, test, maintain, support and other related services, for a term 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 Section 3, line 1, after “shall” insert “not exceed \$650,000 and shall”.

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

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

The rules were suspended. Yeas 15. Nays 0.

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

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

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 832-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Finance to enter into an amendment to Lease Agreement No. 2017-023 with MidCity, Ltd., for the lease of office and meeting space for the Community Police Commission located at 3631 Perkins Avenue for one additional year.

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

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

The rules were suspended. Yeas 15. Nays 0.

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

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

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 834-2024

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

An emergency ordinance authorizing the Director of Finance or Director of Public Works, as appropriate, on behalf of the Office of Sustainability, to apply for and accept a grant from the United States Department of Agriculture, Forest Service, for the Strategic Investments in Equitable Tree Canopy Growth and Preservation Grant; to enter into various written standard purchase and requirement contracts for urban forestry services; to employ one or more professional consultants; and authorizing the appropriate Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant.

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

1. In Section 1, line 3, strike “up to” and insert “not to exceed”.

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

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

The rules were suspended. Yeas 15. Nays 0.

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

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

Voting Nay: None.

Absent: Howse-Jones, Jones.

Ordinance No. 857-2024**By Council Members:** McCormack

An emergency ordinance authorizing the Director of Economic Development to enter into a grant agreement with The Refugee Response dba Re:Source Cleveland, or designee, to provide economic development assistance to partially finance the building of The Roundstone Pavilion at the Ohio City Farm.

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

1. In Section 2 at the end, insert “(RQS 9501, RL 2024-93)”.

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

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

The rules were suspended. Yeas 15. Nays 0.

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

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

Voting Nay: None.

Absent: Howse-Jones, Jones.

Official Proceedings Adjournment City Council

Cleveland, Ohio
Monday, September 9, 2024

MOTION

On the motion of Council Member McCormack, the absence of Council Member Stephanie D. Howse-Jones is hereby authorized. Seconded by Council Member Gray.

The Council Meeting adjourned at 8:10 p.m. to meet on Monday, September 16, 2024, at 7:00 p.m. in the Council Chamber.

Patricia J. Britt
City Clerk, Clerk of Council

Council Committee Meetings

Monday, September 9, 2024
9:30 a.m.

Municipal Services and Properties Committee

Present: Bishop, Chair; Starr, Vice Chair, Hairston, Jones, Kazy, Kelly, Maurer

2:00 p.m.

Finance, Diversity, Equity and Inclusion Committee

Present: Griffin, Chair; McCormack, Vice Chair, Bishop, Conwell, Hairston, Kazy, Polensek, Santana, Spencer

Tuesday, September 10, 2024
9:30 a.m.

Development, Planning and Sustainability Committee

Present: Hairston, Chair; Santana, Vice Chair, Harsh, Jones, McCormack, Spencer
Authorized Absence: Howse-Jones

Wednesday, September 11, 2024
10:00 a.m.

Safety Committee

Present: Polensek, Chair; Jones, Vice Chair, Gray, Kelly, Slife, Starr
Authorized Absence: Howse-Jones

Thursday, September 12, 2024
10:00 a.m.

Utilities Committee

Present: Kazy, Chair; Spencer, Vice Chair, Gray, Harsh, Kelly, Polensek
Authorized Absence: Bishop

Board of Control

Wednesday, September 11, 2024

The meeting of the Board of Control convened in the Mayor's office on Wednesday, September 11, 2024, at 3:03 p.m. with Acting Director Michele Comer presiding.

Members Present: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNair, McNamara, Martin-O'Toole

Absent: Mayor Bibb, Interim Director Hartley, Director Francis

Others Present: Keshia Chambers, Assistant Director
Mayor's Office of Capital Projects

Tiffany White Johnson, Commissioner
Division of Purchases & Supplies

Jennifer Wiman, Contract Compliance Officer
Office of Equal Opportunity

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 3:13 p.m.

Vishnu Ganglani
Acting Secretary – Board of Control

Resolution No. 468-24

Adopted 9/11/24

By Director DeRosa

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that pursuant to the authority of Ordinance No. 1343-2023, passed by the Council of the City of Cleveland on November 27, 2023, Urban Priorities, LLC is selected upon the nomination of the Director of Capital Projects from a list of qualified engineering consultants or firms of such consultants determined to be available after a full and complete canvass by the Director of the Mayor's Office of Capital Projects as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide the professional services necessary to perform project management for the Bedrock Development Project, i.e. Cleveland Riverfront Masterplan, on a part time basis by the Division of Engineering and Construction, Office of Capital Projects.

BE IT FURTHER RESOLVED that the Director of Mayor's Office of Capital Projects is authorized to enter into a written contract with Urban Priorities, LLC based on their proposal dated August 7, 2024, for a two-year period at a cost not to exceed \$285,000. The agreement authorized hereby shall be prepared by the Director of Law and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 469-24

Adopted 9/11/24

By Director Hernandez

BE IT RESOLVED by the Board of Control of the City of Cleveland that, under the authority of Ordinance No., 166-2024, passed by the Council of the City of Cleveland on June 3, 2024, the firm of Next Generation Construction LLC ("NextGen"), is selected upon the nomination of the Director of Community Development from a list of qualified persons or firms determined after a full and complete canvass by the Director of Community Development as the Implementation Vendor to be employed by contract to supplement the regularly employed staff of the Department of Community Development in providing construction management, including, but not limited to, housing repair, housing rehabilitation, and lead hazard abatement, for a period of one year, with two one-year options to renew, for the Department of Community Development

BE IT FURTHER RESOLVED that the Director of Community Development is authorized to enter into a written contract with NextGen for the above-mentioned services, based upon its proposal dated May 7, 2024, which contract shall be prepared by the Director of Law, shall provide that the compensation to NextGen for the services authorized shall not exceed \$6,000,000.00 per year, and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

BE IT FURTHER RESOLVED by the Board of Control of the City of Cleveland that the employment of the following sub-consultants by NextGen is approved:

<u>Subconsultant</u>	<u>Percentage</u>	<u>Amount</u>
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HR Construction Service, LLC	TBD	TBD
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Yeas: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 470-24

Adopted 9/11/24

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 Nos. 016-14-016 and 016-14-017 located at 3119 West 50th Street and 3115 West 50th Street; 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, 1176 Milan LLC has proposed to the City to purchase and develop the parcels for Commercial Parking Lot; 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 purchaser of the parcel is 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 1176 Milan LLC for the sale and development of Permanent Parcel Nos. 016-14-016 and 016-14-017 located at 3119 West 50th Street and 3115 West 50th Street, 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 \$7,000.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 471-24

Adopted 9/11/24

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. 109-22-099 located at 113 5 East 112th Street; 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, Etta M. Blue has proposed to the City to purchase and develop the parcel for Side Yard Expansion; 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 purchaser of the parcel is 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 Etta M. Blue, for the sale and development of Permanent Parcel No., 109-22-099 located on 1135 East 112th Street, 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: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 472-24

Adopted 9/11/24

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. 125-27-128 located at 6037 Engel 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, Sonia Torres Cruz 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 5 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 purchaser of the parcel is 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 Sonia Torres Cruz for the sale and development of Permanent Parcel No. 125-27-128 located at 6037 Engel 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 \$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: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 473-24

Adopted 9/11/24

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 Nos. 104-17-063 and 104-17-065 located at 1431 East 59th Street and 1425 East 59th Street; 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, Latisha S. Goodwin has proposed to the City to purchase and develop the parcels for yard expansion; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 7 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 purchaser of the parcel is 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 Latisha S. Goodwin for the sale and development of Permanent Parcel Nos. 104-17-063 and 104-17-065 located at 1431 East 59th Street and 1425 East 59th Street, 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 \$3,980.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 474-24

Adopted 9/11/24

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. 019-18-012 located on Brookfield 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, Hien M. Le has proposed to the City to purchase and develop the parcels for yard expansion; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 11 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 purchaser of the parcel is 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 Hien M. Le for the sale and development of Permanent Parcel No. 019-18-012 located on Brookfield 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 \$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: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 475-24

Adopted 9/11/24

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. 106-21-023 located on Linwood 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, James T. McClain has proposed to the City to purchase and develop the parcel for Side Yard Expansion; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 7 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 purchaser of the parcel is 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 James T. McClain, for the sale and development of Permanent Parcel No. 106-21-023 located on Linwood 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 \$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: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 476-24

Adopted 9/11/24

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. 014-01-129 located at West 41st Street; 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, Ursula Miranda and Roberto Perez proposed to the City to purchase the parcel for yard expansion; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 12 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 purchaser of the parcel is 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 Ursula Miranda and Roberto Perez, for the sale of Permanent Parcel No. 014-01-129 located at West 41st Street, 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 \$665.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 477-24

Adopted 9/11/24

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 Nos. 107-15-140, 107-15-141, 107-15-097, 107-15-078, 107-15-079 and 107-15-080 located East 86th Street and East 88th Street; 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, St. Matthew United Methodist Church proposed to the City to purchase and develop the parcels for community garden development; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 7 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 purchaser of the parcel is 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 St. Matthew United Methodist Church for the sale and development of Permanent Parcel Nos. 107-15-140, 107-15-141, 107-15-097, 107-15-078, 107-15-079 and 107-15-080 located East 86th Street and East 88th Street, 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 \$1,200.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 478-24

Adopted 9/11/24

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. 105-26-092 located at 1057 East 69th Street; 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, Charlene Alicia Walker 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 10 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 purchaser of the parcel is 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 Charlene Alicia Walker for the sale and development of Permanent Parcel No. 105-26-092 located at 1057 East 69th Street, 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: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 479-24

Adopted 9/11/24

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. 107-16-084 located on Kenmore 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, Tennille Washington 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 7 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 purchaser of the parcel is 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 Tennille Washington for the sale and development of Permanent Parcel No. 107-16-084 located on Kenmore 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 \$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: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Resolution No. 480-24

Adopted 9/11/24

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. 121-18-089 located at 2237 East 101st Street; 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, Carolyn Young 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 6 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 purchaser of the parcel is 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 Carolyn Young for the sale and development of Permanent Parcel No. 121-18-089 located at 2237 East 101st Street, 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: Acting Director Comer, Director Keane, Acting Director Laird, Directors Margolius, Drummond, Acting Directors Scott, Morales, Directors McNamara, Martin-O'Toole

Nays: None

Absent: Mayor Bibb, Interim Director Hartley, Directors Francis, McNair

Schedule of the Board of Zoning Appeals

**Monday, September 30, 2024
9:30 a.m.**

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 September 27, 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/UCB8qloJrhmpYIR1OLY68bw/>

Reconsideration

**Calendar No. 21-108: 6806 Harvard Avenue
Ward 12 – Rebecca Maurer**

TMS Enterprises, owner, proposes to change the use from multi-family dwelling to used car lot in a D2 Multi-Family Residential District. This matter was originally heard by the Board of Zoning Appeals (“Board”) on July 26, 2021. The Board denied the requested variances; the Common Pleas Court affirmed the Board’s decision. The Eighth District Court of Appeals reversed the Common Pleas Court’s decision, and they remanded the matter to the Board. In its journal entry dated May 16, 2023, the Eighth District journal entry states “We reverse the common pleas court’s decision and remand the case to the BZA. On remand, the BZA shall consider TMS’s change-of-use application in light of its vested right to use the property under the property’s prior General Retail zoning classification. We further note that, despite assertion to the contrary, C.C.O. 343.11, which governs General Retail districts, does not provide any restriction prohibiting the operation of motor vehicle sales facilities within 100 feet of a residential district.” If the Board finds that a used car lot should be permitted in this district, the Board must then also consider the following sections of the Cleveland Codified Ordinances regarding Area Variances:

1. Division (a) of Section 349.07 which states that accessory off-street parking spaces, driveways and maneuvering areas shall be stripped, properly graded for drainage so that all water is drained within the lot providing such parking spaces,

surfaced with concrete, asphaltic concrete, asphalt or other surfacing materials; customers' parking is not striped.

2. Division (f) of Section 349.04 which states that auto sales lot must provide 25% of their gross lot area for customer parking.

Postponed from August 5, 2024

Calendar No. 24-109: 10936 Drexel Avenue

Ward 9 – Kevin Conwell

Devondra Marshall, owner, proposes to establish use as Residential Facility for five occupants in a B1 Two-Family Residential District. The owner appeal 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 payment 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 325.571 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 Helping Hands & Loving Hearts, LLC 1135 Parkwood Drive.

POSTPONED AT THE REQUEST OF THE BOARD TO ALLOW TIME FOR THE APPELLANT TO MEET WITH THE COUNCILMAN, COMMUNITY DEVELOPMENT CORPORATION AND NEIGHBORS. TESTIMONY WAS TAKEN.

Calendar No. 24-110: 1147 Parkwood Drive

Ward 9 – Kevin Conwell

RDD Safe Loc, LLC, owner, proposes to establish use as 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 payment 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 325.571 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 Helping Hands & Loving Hearts, LLC 1135 Parkwood Drive.

POSTPONED AT THE REQUEST OF THE BOARD TO ALLOW TIME FOR THE APPELLANT TO MEET WITH THE COUNCILMAN, CDC AND NEIGHBORS. TESTIMONY WAS TAKEN.

Postponed from August 26, 2024

**Calendar No. 24-089: 4843 Wendell Avenue
Ward 5 – Richard Starr**

Shelter The People Cleveland, owner, proposes to establish use as a church, nonprofit charitable offices and assembly space in a B1 Two-Family Residential District. The owner appeal for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (b) of Section 337.03, which states Two-Family Residential District allows uses as regulated in a One-Family Residential District.
2. Division (f)(1) of Section 337.02, which states that churches and other places of worship must be at least 15 feet away from other premises in a Residential District. Proposed use is less than 15 feet away from adjoining premises.
3. Division (3)(g) of Section 337.02, which states that charitable institutions, not for correctional purposes, must be at least 30 feet away from other premises in a Residential District. Proposed use is less than 30 feet away from other premises in a Residential District.
4. Division (e) of Section 349.04, which states accessory off-street parking spaces for places of worship and assembly uses require 1 space per 6 seats. No parking is provided on site.
5. Division (a) of Section 359.02, which states that a nonconforming use of a building or premises, which has been discontinued, shall not thereafter be returned to such nonconforming use.

FIRST REQUEST OF POSTPONEMENT WAS MADE BY THE COUNCILMAN ON JULY 15 AT THE TO ALLOW TIME FOR THE APPELLANT TO MEET WITH HIM AND THE COMMUNITY DEVELOPMENT CORPORATION. SECOND POSTPONEMENT WAS MADE AT THE REQUEST OF THE CITY TO ALLOW TIME FOR A COMMUNITY MEETING TO TAKE PLACE.

Report of the Board of Zoning Appeals

Monday, September 9, 2024

At the meeting of the Board of Zoning Appeals on Monday, September 9, 2024, the following appeals were scheduled for hearing before the Board and;

The following appeals were **APPROVED**:

Calendar No. 24-100: 12200 St. Clair Avenue

New Step LLC, owner, proposes to establish use as a convenient store in a C1 Local Retail Business District.

Calendar No. 24-130: 4214 Apple Avenue

Derek Maxfield, owner, proposes to erect a one-story frame detached gable garage in a B1 Two Family Residential District.

Calendar No. 24-131: 6501 Denison Avenue (Granted Conditionally)

Rasheeda Properties, owners, proposes to install a six-foot-high privacy fence in a C2 General Retail Business District.

Calendar No. 24-133: 1945 West 45th Street (Granted Conditionally)

Zachary Young, owners, proposes to erect a 26 feet by 22 feet, attached garage with second floor, open deck attached to existing, single-family residence in a B1 Two-Family Residential District.

Calendar No. 24-139: 6110 West Clinton Avenue

Jacob Murphy, owners, proposes to change the use of a two-family residence to a three-family residence in B1 Two-Family Residential District.

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

The following appeals were **WITHDRAWN**: **None**

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

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

The following cases were **POSTPONED**:

Calendar No. 24-134: Dorphine DeSouza

3274 West 73rd Street. October 14, 2024.

The following cases were heard by the Board of Zoning Appeals on Monday August 26, 2024, the decisions were adopted and approved on Monday, September 9, 2024:

Calendar No. 24-126: 2111 West 33rd Place

Michael Madonia (NFS Interest LLC.), owner, proposes to build a three-story, 2,177 square foot, single-family residence with attached garage on a 1,600 square foot lot in a B1 Two-Family Residential District.

Calendar No. 24-127: 3201 West 46th Street (Granted Conditionally)

Luis Morales, owner, proposes to erect an overall height masonry & frame detached garage in a B1 Two-Family Residential District.

Calendar No. 24-128: 11403 Fairport Avenue

Almond Group LLC. proposes to erect a one-story frame, ranch-style, single-family residence with attached garage on a City of Cleveland Land Bank parcel in a B1 Two-Family Residential District.

Calendar No. 24-129: 11407 Fairport Avenue (Granted Conditionally)

Almond Group LLC. proposes to erect a one-story frame, ranch-style, single-family residence with attached garage on a City of Cleveland Land Bank parcel in a B1 Two-Family Residential District.

Calendar No. 24-135: 2621 Lorain Avenue

AHA Market House, LLC, owners, proposes to renovate an existing two and a half story, wood frame, mixed-use structure with first floor retail and four residential units with the addition of a five-unit residential structure in the rear of the existing building in a Local Retail Business District.

Public Notice

The Development, Planning and Sustainability (Zoning) Committee will meet Tuesday, September 24, 2024, at 9:30 a.m. to hear the following legislation:

Ord. No. 795-2024

By Council Member McCormack

An ordinance changing the Use, Area and Height Districts of parcels of land south of Lorain Avenue between West 52nd Street and West 50th Street; and subjecting an area titled the Site Development Boundary to Section 333.02 of the Cleveland Zoning Code; and attaching the Approved Site Development Plan (Map Change 2676).

Ord. No. 796-2024

By Council Member Slife

An ordinance changing the Use, Area and Height Districts of parcels of land north and south of Lorain Avenue between West 150th Street and the Norfolk Southern Railroad and extending the Pedestrian Retail & Urban Form Overlay Districts (Map Change 2677).

Ord. No. 797-2024

By Council Member Harsh

An ordinance establishing a zero (0) foot Mapped Building Setback along the easterly and westerly sides of Pearl Road between Germain Avenue and Archmere Avenue (Map Change 2678)

Adopted Resolutions and Passed Ordinances

These resolutions were adopted, and ordinances were passed by City Council on Wednesday, September 4, 2024.

Click on a piece of legislation below to read it:

Res. No. 911-2024

Resolution No. 911-2024**By Council Members:** Griffin**An emergency resolution to approve changing the name of Browns Stadium to “Huntington Bank Field”.**

WHEREAS, in April 1996, the City of Cleveland and the National Football League (NFL) entered into a Lease By Way of Concession (Lease) by which the City would construct and own a new stadium and the NFL, after identifying the owner of a new football team for the City, would assign the Lease of the stadium to that owner; and

WHEREAS, the Cleveland Browns Stadium Company, LLC, an affiliate of the Cleveland Browns organization, is the current Lessee of Browns Stadium; and

WHEREAS, pursuant to Section 12(g) of the Lease, Lessee shall not permit any name to be given to the Stadium without approval of this Council; and

WHEREAS, the Cleveland Browns Stadium Company, LLC requests approval of this Council to change the name of the Stadium to “Huntington Bank Field”; and

WHEREAS, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

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

Section 1. That this Council hereby approves changing the name of Browns Stadium to “Huntington Bank Field”.

Section 2. That the Clerk of Council is directed to transmit copies of this resolution to the appropriate persons at the Cleveland Browns Stadium Company, LLC.

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 September 4, 2024.**Effective September 4, 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

<i>Council Member</i>	<i>Ward</i>
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

10:00 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

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

Jeff Epstein, Chief of Integrated Development

Sarah N. Johnson, Chief Communications Officer

Michele Pomerantz, Chief of Education

Sonya Pryor-Jones, Chief of Youth and Family Success

Bonnie Teeuwen, Chief Operating Officer

Stephanie Wernet, Chief Innovation and Technology Officer

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 – James Hartley, Interim Director

Divisions:

Accounts – Lonya Moss-Walker, Commissioner

Assessments and Licenses – Dedrick Stephens, Commissioner

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 – _____, 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, 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 – Dornat A. Drummond, 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 – Dorothy A. Todd, 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

<i>Judge</i>	<i>Courtroom</i>
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/>