

The City Record

Official Publication of the Council of the City of Cleveland

May 9, 2025



*Published weekly by the City Clerk, Clerk of Council
under authority of the Charter of the City of Cleveland*

The City Record is available online at www.clevelandcitycouncil.org

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Council Committee Meetings

**Thursday, May 8, 2025
10:00 a.m.**

Utilities Committee

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

Board of Control

Wednesday, May 7, 2025

The meeting of the Board of Control convened in the Mayor's office on Wednesday, May 7, 2025, at 3:03 p.m. with Acting Director Michele Comer presiding.

Members Present: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O Toole, Nichols

Absent: Mayor Bibb; Director Wernet

Others Present: Tyson Mitchell, Director
Office of Equal Opportunity

Tiffany White Johnson, Commissioner
Division of Purchases & Supplies

Mark Duluk, Manager
Division of Architecture and Site Development

John Fahsbender, Program Manager, Brownfields & Special
Projects, Economic Development

Ed Romero, Commissioner
Finance-Risk Management

April Bucci, Interim Manager
EMS Billing-Finance

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 3:14 p.m.

Vishnu Ganglani
Acting Secretary – Board of Control

Resolution No. 209-25

Adopted 5/7/25

By Director Barrett

WHEREAS, Under the authority of Ordinance No. 75-2024, passed by the Cleveland City Council on April 15, 2024, and Board of Control Resolution No. 412-24, adopted on August 21, 2024, as amended by Board of Control Resolution No. 604-24, adopted on November 20, 2024, the Director of Finance ("Director") entered into City Contract No. PS2024*0386 ("Contract") with Quick Med Claims, LLC ("Consultant") to provide professional services for the purpose of emergency medical services billing, coding, reimbursement and compliance for a term of three (3) years, with two (2) one-year options to renew; and

WHEREAS, Consultant has proposed to subcontract the provision of services regarding establishing a credit card merchant account and related capabilities under Article I(B) of the Contract, which subcontracting requires the previous written consent of the City's Board of Control pursuant to Article VI of the Contract; and

WHEREAS, the Director finds Consultant's proposal acceptable; now, therefore,

BE IT RESOLVED by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Quick Med Claims, LLC under Contract No. PS2024*0386 for the services described above is approved:

<u>Subcontractor</u>	<u>Amount</u>
Fiserv, Inc. (not certified)	TBD

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 210-25

Adopted 5/7/25

By Director Keane

WHEREAS, under the authority of Ordinance No. 1445-2019, passed January 27, 2020, and Resolution No. 593-24, adopted by this Board of Control on November 20, 2024, the City entered into City Contract No. PI2025-005 with DRS Enterprises, Inc. for the public improvement of Transmission Main Corrosion Control I for the Division of Water, for the Department of Public Utilities, and approved various subcontractors; and

WHEREAS, by its letter dated April 18, 2025, DRS Enterprises, Inc. requested the City's consent to remove one previously approved subcontractor and add one subcontractor; now, therefore,

BE IT RESOLVED by The Board of Control of the City of Cleveland that Board of Control Resolution No. 593-24, adopted November 20, 2024, is amended, consistent with Ordinance No. 1445-2019, by removing Thermex Geothermal Solutions LLC; and

BE IT FURTHER RESOLVED that the employment of the following subcontractor by DRS Enterprises, Inc. under City Contract No. PI2025-005, is approved:

<u>Subcontractor</u>	<u>Work</u>	<u>Percentage</u>
HAD Drilling Contractors, Inc. (non-certified)	\$385,000.00	0.00%

BE IT FURTHER RESOLVED that all other provisions of Resolution No. 593-24 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 211-25

Adopted 5/7/25

By Director Keane

REQUIREMENT CONTRACT

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

Fabrizi Trucking & Paving Co., Inc.

for an estimated quantity of materials, labor, and installation necessary to replace various lead and galvanized service lines - CWD Lead Service Line Replacement Year 3-9 all items, for the Division of Water, Department of Public Utilities, for a period of 36 months, starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on March 26, 2025, under the authority of Ordinance No. 1278-2023, passed February 5, 2024, which on the basis of the estimated quantity would amount to \$3,480,650.00 (2%, 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a **REQUIREMENT** contract for the goods and/or services. necessary for the specified items.

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

BE IT FURTHER RESOLVED that the employment of the following subcontractors by Fabrizio Trucking & Paving Co., Inc. for the above-mentioned contract is approved:

<u>Subcontractors</u>	<u>Work</u>	<u>Percentage</u>
Fabrizi Recycling, Inc. (CSB)	\$1,050,000.00	30.2%
Five Girls Contracting, LLC (Non-certified)	TBD	
AFAB Transfer, LLC (Non-certified)	TBD	
Eastland Trucking Inc. (Non-certified)	TBD	
B.E.P. Trucking, Inc. (Non-certified)	TBD	

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 212-25

Adopted 5/7/25

By Director Keane

REQUIREMENT CONTRACT

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

Winwater Akron OH Co.

for an estimated quantity of service fittings, items 1-6, 10, 26, 31 and 32 for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on April 2, 2025, under the authority of Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$21,344.60 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a **REQUIREMENT** contract for the goods and/or services necessary for the specified items.

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

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 213-25

Adopted 5/7/25

By Director Keane

REQUIREMENT CONTRACT

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

Lakeside Supply Company

for an estimated quantity of service fittings, items 7-9, and 12-25, for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on April 2, 2025, under the authority of Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$77,870.00 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a **REQUIREMENT** contract for the goods and/or services necessary for the specified items.

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

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 214-25

Adopted 5/7/25

By Director Keane

REQUIREMENT CONTRACT

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

Ferguson Enterprises, LLC, dba Ferguson Waterworks

for an estimated quantity of service fittings, items 11, 27-30, and 37, for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on April 2, 2025, under the authority of Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$31,125.00 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a **REQUIREMENT** contract for the goods and/or services necessary for the specified items.

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

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 215-25

Adopted 5/7/25

By Director Keane

REQUIREMENT CONTRACT

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

Core & Main LP

for an estimated quantity of service fittings, items 33-36 and 38-39, for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on April 2, 2025, under the authority of Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$18,650.00 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a **REQUIREMENT** contract for the goods and/or services necessary for the specified items.

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

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 216-25

Adopted 5/7/25

By Director Francis

BE IT RESOLVED. by the Board of Control of the City of Cleveland that the employment of the following subconsultant by Ricondo and Associates, Inc. under City Contract No. PS2023*0337 to provide professional planning services, on an as-needed basis, for the Department of Port Control, authorized by Ordinance No. 884-2023, passed by the Council of the City of Cleveland on September 25, 2023 and Board of Control Resolution No. 555-23, adopted November 1, 2023, is approved.

<u>Subconsultant</u>	<u>Percentage</u>	<u>Amount</u>
Project Cost Solutions, Inc.	2.50% DBE	TBD

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 217-25

Adopted 5/7/25

By Director Francis

REQUIREMENT CONTRACT

BE IT RESOLVED, by the BOARD OF CONTROL of the CITY OF CLEVELAND, under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976 that the bid of

ESK Landscaping,

for the Labor and Materials necessary to maintain and replace exterior landscaping and other site landscaping, all items, for the Department of Port Control, various divisions, for a period of two (2) years beginning with the date of execution of a contract, with two one-year options to renew, received on April 17, 2025, not to exceed \$250,000.00 per contract year, is affirmed and approved as the lowest and best bid, and the Director of Port Control is requested to enter into a **REQUIREMENT** contract for the goods and/or services specified.

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

BE IT FURTHER RESOLVED by the BOARD of CONTROL that the employment of the following subcontractors by ESK Landscaping for the above-mentioned requirement contract is approved:

<u>Subcontractor</u>	<u>Certification</u>	<u>Amount</u>
Top Designer Landscaping	CSB	\$53,000.00
L & L Management	CSB	\$53,000.00

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 218-25

Adopted 5/7/25

By Director Francis

BE IT RESOLVED by the Board of Control of the City of Cleveland that the bid of

REDCON, LLC,

for the public improvement of the Reconstruct Wildlife Fence (51,000 Feet) project, all items, for the Department of Port Control, received on April 2, 2025, under the authority of Ordinance No. 1365-2023, as amended by Ordinance No. 121-2025, passed by the Council of the City of Cleveland on December 4, 2023, and February 10, 2025, respectively, for a unit price for the improvement, in the aggregate amount of \$28,248,761.00, plus alternates 1A and 1B in the amount of \$4,229,777.00, for a total of \$32,478,538.00, is affirmed and approved as the lowest responsible bid; and the Director of Port Control is authorized to enter into a contract for the improvement with the bidder.

BE IT FURTHER RESOLVED by the Board of Control of the City of Cleveland that employment of the following subcontractors by REDCON, LLC is approved:

<u>Subcontractor</u>	<u>Percentage</u>	<u>Amount</u>
North Electric, Inc.	21.45% DBE	\$6,200,288.50
Royal Landscaping and Gardening, Inc.	0.81% DBE	\$228,145.67
Petty Group, LLC	21.55% SBE	\$6,088,914.90
Mr. Excavator, Inc.	Non-DBE	\$ 1,077,119.43

BE IT FURTHER RESOLVED that the employment of the following subcontractors by Mr. Excavator, Inc., subcontractor to REDCON, LLC is approved:

Infinity Paving	Non-DBE	\$264,755.59
Morris Brothers	Non-DBE	\$521,870.00

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 219-25

Adopted 5/7/25

By Director DeRosa

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that the bid of

Parkland Contracting LLC.

for the public improvement of the 2024 Dwayne Browder Field Perimeter Fence Improvements, Base Bid Items 1-10 and Contingency, for the Division of Architecture and Site Development, Office of Capital Projects, received on March 27, 2025, under the authority of Ordinance No. 643-2024, passed July 10, 2024, for a unit price for the improvement in the aggregate amount of \$177,791.25, is affirmed and approved as the lowest responsible bid, and the Director of Capital Projects is requested to enter into contract with the bidder.

BE IT FURTHER RESOLVED by the Board of Control of the City of Cleveland, that the employment of the following subcontractors by Parkland Contracting LLC., is hereby approved:

<u>Subcontractor</u>	<u>CSB/MBE/FBE</u>	<u>Amount</u>
Northeast Ohio Trenching Service Inc.	CSB/LPE	\$ 26,500.00
Great Northern Fence	N/A	\$ 104,109.00

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 220-25

Adopted 5/7/25

By Director DeRosa

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that the bid of

Golf Range Netting Inc.

for the public improvement of the Highland Park Golf Course Driving Range Improvements, Base Bid Items 1-9 and Contingency, for the Division of Architecture and Site Development, Office of Capital Projects, received on April 23, 2025, under the authority of Ordinance No. 643-2024, passed July 10, 2024, for a unit price for the improvement in the aggregate amount of \$454,723.17, is affirmed and approved as the lowest responsible bid, and the Director of Capital Projects is requested to enter into contract with the bidder.

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 221-25

Adopted 5/7/25

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. 125-35-091, located at 7216 Ivy 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, Yalanda Eunice Coleman 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 Yalanda Eunice Coleman, for the sale and development of Permanent Parcel No. 125-35-091, located at 7216 Ivy 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 Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 222-25

Adopted 5/7/25

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. 104-15-077, located at 1274 Norwood Road; and

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

WHEREAS, L & T Properties Group, LLC 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 L & T Properties Group, LLC, for the sale and development of Permanent Parcel No. 104-15-077, located at 1274 Norwood Road, according to the Land Reutilization Program, in such manner as best carries out the intent of the program.

BE IT FURTHER RESOLVED THAT the consideration for the sale of the parcel shall be \$3,780.00, 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 Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 223-25

Adopted 5/7/25

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. 001-09-036, located on West 87th 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, Jonathan Rieke has proposed to the City to purchase and develop the parcel for new residential single-family development; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 15 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 Jonathan Rieke, for the sale and development of Permanent Parcel No. 001-09-036, located on West 87th 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 \$38,400.00, 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 Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 224-25

Adopted 5/7/25

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. 105-24-035, located at 1076 East 68th 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, YuShan Shakir 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 YuShan Shakir, for the sale and development of Permanent Parcel No. 105-24-035, located at 1076 East 68th 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 \$3,360.00, 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 Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 225-25

Adopted 5/7/25

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. 111-08-064, located at 12004 Silmor 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, Christian 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 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 Christian Young, for the sale and development of Permanent Parcel No. 111-08-064, located at 12004 Silmor 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 Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Resolution No. 226-25

Adopted 5/7/25

By Director McNair

WHEREAS, that under the authority of Section 183.021(b)(2) of Codified Ordinances of the, City of Cleveland (1976) ("C. O."), the Commissioner of Purchases and Supplies, when directed by the Director of Economic Development, is authorized to sell property held in Industrial-Commercial Land Bank, at a purchase price determined to be not less than fair market value by the Board of Control; and

WHEREAS, the City holds in the Industrial-Commercial Land Bank three vacant industrial parcels located at 2366 Woodhill Road (Permanent Parcel Number 121-22-003), 2370 Woodhill Road (Permanent Parcel Number 121-22-004), and 10611 Quincy Avenue (Permanent Parcel Number 121-22-005) (the "Property"); and

WHEREAS, the City commissioned a series of environmental investigations at the Property that identified areas of concern requiring further investigation and remediation; and

WHEREAS, a January 30, 2025, appraisal determined the fair market value of the Property to be \$420,000, a figure that expressly assumed that there were no contamination issues at the property; and

WHEREAS, Reese Pharmaceutical Co. ("Reese") and the City have agreed to enter a purchase and sale agreement (the "Agreement"), under which Reese will acquire the Property at a purchase price of \$420,000, less the cost of required environmental assessment and remediation; now therefore,

BE IT RESOLVED by the Board of Control of the City of Cleveland that under C.O. Section 183.021(b)(2), the purchase price of \$420,000, less the cost of required environmental assessment and remediation, is determined to be not less than fair market value for the parcels located at 2366 Woodhill Road, 2370 Woodhill Road, and 10611 Quincy Avenue, Cleveland, Ohio 44106 (Permanent Parcel Numbers 121-22-003, 121-22-004, and 121-22-005).

Yeas: Acting Director Comer; Director Barrett; Acting Directors Margevicius, Kramer, Laird; Directors Margolius, Drummond, Hernandez, Cole, McNair, McNamara, Martin O'Toole, Nichols

Nays: None

Absent: Mayor Bibb; Director Wernet

Civil Service

PUBLIC NOTICE

PLEASE BE ADVISED

Civil Service Commission meetings are held on the second and fourth Fridays of the month at 8:30 a.m. Each of these meetings will be conducted as a virtual meeting, as well as broadcast live in accordance with Ohio's Open Meetings Laws and Section 101.021 of the Codified Ordinances of Cleveland, Ohio, 1976.

The public may observe this meeting on YouTube,
<https://www.youtube.com/@civilservicecommission3048>

Friday May 25, 2025

@ 8:30 a.m.

Civil Service Commission

President:	Pastor Gregory E. Jordan
Vice President:	Michael Flickinger
Secretary:	India Pierce Lee
Member:	Cyrus Patton
General Counsel:	Patty Aston

Civil Service

PUBLIC NOTICE

PLEASE BE ADVISED

Civil Service Commission Exam Notice

Exam Title: Accountant Clerk I
Examiner: Lanese Simms
Date: May 15, 2025
Time: 1:00 p.m.
Location: City Hall, Room 20
Exam Type: Written

Civil Service

PUBLIC NOTICE

PLEASE BE ADVISED

Civil Service Commission Exam Notice

Exam Title: Accountant Clerk CS2025-036
Examiner: Lanese Sims
Date: May 16, 2025
Time: 10:00 a.m.
Location: City Hall, Room 20
Exam Type: Written

Schedule of the Board of Zoning Appeals

Monday, May 19, 2025

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 May 16, 2025. 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/UCB8ql0Jrhm_pYIR1OLY68bw/

9:30

Calendar No. 25-078: 2304 West 19th Street

Ward 3 – Kerry McCormack

DI Development, LLC, owner, proposes to build a 20-foot by 20-foot wood frame accessory garage in a D2 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (a)(6)(B)(2) of Section 337.23, which states that a Detached Garage shall be located a minimum of 18 inches from all property lines. Proposed garage is located 12 inches to the side property lines adjacent to 2298 West 19th Street. Garage roof eaves and gutters dimensions are unknown and may be over the property lines.
2. Section 353.05, which states that Maximum Height of Accessory Building in Residence Districts. In Residence Districts, an accessory building shall not exceed 15 feet in height, or the distance from the accessory building to a main building or potential location of a main building on adjoining premises in a Residence District, whichever is less. Garage is approximately 2 feet from 2298 West 19th Street.
3. Section 357.13, which states that the condensing unit along the interior side yard, within 3 feet of the property line (357.09), is not a permitted encroachment.

9:30

Calendar No. 25-077: 3228 East 55th Street

Ward 5 – Richard Starr

Ruth Lowe, owner, proposes a change of use of a two-family residence to a three-family residence in a C2 General Retail Business District. The owner appeals for relief from the strict application of division (b) of Section 355.04 of the Cleveland Codified Ordinances, which states that the Maximum Gross Floor Area shall not exceed 50 percent of the lot size, or in this case, 2,920 square feet; the appellant is proposing 3,363 square feet.

9:30**Calendar No. 25-074: 9613 Madison Avenue****Ward 15 – Jenny Spencer**

Raul Torres, owner, proposes to establish use as a Bar and Night Club in a Local Retail Business District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.01, which states that a Night Club is not permitted in a Local Retail District but is first permitted in a General District, per section 343.11, provided that the place or building in which any such amusement or recreation use is operated is sufficiently sound-insulated to confine the noises to the premises
2. Section 347.12, which states that no such entertainment use shall be established within 500 feet of a residential district or day care center, kindergarten, elementary school, public library, church, playground, public or nonprofit recreation center or community center.
3. Division (b)(3) of Section 359.02, which states that “Discontinuance of Nonconforming Use” is the cessation of business operations caused by factors out of the control of the business; operations have ceased for more than two (2) years with or without the presence of characteristic equipment and furnishings.
4. Division (c) of Section 349.07, which states that the driveway used to provide accessibility to accessory off-street parking spaces shall be so located and arranged to minimize traffic congestion; proposed driveway does not have sufficient isles weight and it is arranged only for one-way drive.
5. Section 349.08 through 349.10, which states that a 6-foot-wide landscape strip is required between parking and street; none is proposed.

Postponed from January 27, 2025

9:30**Calendar No. 24-172: 2033 Clover Avenue****Ward 14 – Jasmine Santana**

Clover Court LTD., owner, proposes to construct 24 apartment units in a B1 Two-Family Zoning Districts. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.03, which states that in a Two-Family District, an Apartment Building is not a permitted use; it is first permitted in a Multi-Family District (337.08)
2. Division (b) of Section 353.01, which states that the Maximum height permitted in a '1' District is 35 feet; the appellant is proposing 55 feet.
3. Division (a) of Section 349.04, which states that 24 parking spaces are required; eight are proposed.
4. Division (c) of Section 349.15, which states that two bicycle parking spaces are required; none are proposed.

Note: City Planning Commission approval is required. *POSTPONED FROM OCTOBER 14, 2024, TO ALLOW TIME FOR THE APPELLANT TO COMPLETE THE DESIGN REVIEW PROCESS AND MEET WITH THE COUNCILWOMAN. POSTPONED FROM DECEMBER 16, 2024, AND JANUARY 27, 2025, TO ALLOW FOR (ADDITIONAL) TIME TO COMPLETE DESIGN REVIEW. NO TESTIMONY TAKEN. POSTPONED FROM JANUARY 27, 2025, TO ALLOW TIME FOR THE APPELLANTS TO REVIEW THE DEED RESTRICTIONS WITH THE CITY AND WORK THROUGH PETBOT REVIEW.*

Postponed from April 21, 2025

9:30

**Calendar No. 25-007: 11309 Franklin Boulevard
(AKA 11311 Franklin Boulevard)**

Ward 15 – Jenny Spencer

Harp Realty Co., owner, and MKH Liquidation and Surplus, lessee, propose to establish use as a furniture store in a B3 General-Industry District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (c) of Section 349.07, which states that driveways used to provide accessibility to off-street parking spaces shall be so located and arranged to minimize traffic congestion.
2. Division (c)(3) of Section 349.07, which states the maximum width of driveway shall be 30 feet, measured at right angles to the angle of the driveway entrance. (Not indicated for West 114th Street).
3. Sections 352.10 through 352.11, which state that a medium landscaped screening strip (frontage strip) of 6 feet, located along the length of the front and corner side lot lines in actual front and corner side yards that accommodate parking for more than ten accessory off-street parking spaces is required. No landscaping is proposed along West 114th or West 112th Streets; 4 feet 7 inches is proposed along Franklin Boulevard. (Note: the proposed new 5 feet concrete walk and 10

feet of new tree lawn is in the public right-of-way.)

4. Division (a)(1) of Section 357.14, which states that the parking or servicing of motor vehicles is a prohibited encroachment into the established front building line (setback) of 10 feet. Proposed accessory parking spaces within are within 4 feet, 7 inches of property line. Note: where the front setback building line is a minimum of 10 feet in depth, the Board of Zoning Appeals may, after public notice and hearing, permit the usage of no more than one-half (1/2) of said building setback area adjacent to the setback building line for the purpose of accessory parking and/or the display for sale of automobiles in a General Retail Use District, or any other less restrictive use district. Such permission shall be conditioned upon the placement of landscaping in the remaining setback and erection of a structurally sound barrier at least 1-1/2 feet high, located midway between the sidewalk and the setback building line. In a General Retail District, or any other less restrictive use district, the Board of Zoning Appeals may permit more than one-half (1/2) of the setback to be used for accessory parking when the Codified Ordinances require that the permit is subject to approval by either the City Planning Commission or Landmarks Commission and the design has been approved by the appropriate commission. In such a case, the height of screening provided as part of the design may exceed the limits in Section 357.13. The plan for accessory parking in more than one-half (1/2) of the setback plan must be determined by the Board of Zoning Appeals to be in conformity with the purpose and intent of the Zoning Code and must not have a significantly adverse effect on the surrounding area. *POSTPONED FROM MARCH 24, 2025, TO ALLOW TIME FOR FURTHER REVIEW OF CODE VIOLATIONS BY THE COUNCILWOMAN; NO TESTIMONY TAKEN. POSTPONED FROM APRIL 21, 2025, AFTER TESTIMONY WAS TAKEN AND TENANT TESTIFIED THAT EXTERIOR STORAGE WOULD BE PART OF THE BUSINESS. HOWEVER, ON MAY 8, 2025, APPELLANT INFORMED STAFF THAT THE OWNERS WILL NOT ALLOW EXTERIOR STORAGE AND NO CHANGES IN THE PLANS ARE NEEDED.*

Postponed from April 21, 2025

9:30

**Calendar No. 24-088: 11213 Franklin Boulevard
(AKA 11311 Franklin Boulevard)**

Ward 15 – Jenny Spencer

Harp Realty Company, owner, and People's Choice Auto Serv. LLC., lessee, propose to establish use as a heavy-duty truck (diesel and gas) repair shop in a B3 General-Industry District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (a) of Section 343.14, which states that no motor vehicle service garage or car wash shall be located on a parcel that is within 100 feet of a Residence District; proposed use is within 100 feet of a Two-Family Residential District.

2. Division (c) of Section 349.07, which states that driveways used to provide accessibility to off-street parking spaces shall be so located and arranged to minimize traffic congestion.
3. Division (c)(3) of Section 349.07, which states that maximum width of driveway shall be 30 feet, measured at right angles to the angle of the driveway entrance. (Not indicated for West 114th Street).
4. Sections 352.10 through 352.11, which state that a medium landscaped screening strip (frontage strip) of 6 feet, located along the length of the front and corner side lot lines in actual front and corner side yards that accommodate parking for more than ten accessory off-street parking spaces is required. No landscaping is proposed along West 114th or West 112th Streets; 4 feet, 7 inches is proposed along Franklin Boulevard. (Note: the proposed new 5 feet concrete walk and 10 feet of new tree lawn is in the public right-of-way.)
5. Division (a)(1) of Section 357.14, which states that the parking or servicing of motor vehicles is a prohibited encroachment into the established front building line (setback) of 10 feet. Proposed accessory parking spaces are within 4 feet, 7 inches of property line. Note: where the front setback building line is a minimum of 10 feet in depth, the Board of Zoning Appeals may, after public notice and hearing, permit the usage of no more than one-half (1/2) of said building setback area adjacent to the setback building line for the purpose of accessory parking and/or the display for sale of automobiles in a General Retail Use District or any other less restrictive use district. Such permission shall be conditioned upon the placement of landscaping in the remaining setback and erection of a structurally sound barrier at least 1-1/2 feet high, located midway between the sidewalk and the setback building line. In a General Retail District or any other less restrictive use district, the Board of Zoning Appeals may permit more than one-half (1/2) of the setback to be used for accessory parking when the Codified Ordinances require that the permit is subject to approval by either the City Planning Commission or Landmarks Commission, and the design has been approved by the appropriate commission. In such a case, the height of screening provided as part of the design may exceed the limits in Section 357.13. The plan for accessory parking in more than one-half (1/2) of the setback plan must be determined by the Board of Zoning Appeals to be in conformity with the purpose and intent of the Zoning Code and must not have a significantly adverse effect on the surrounding area. *POSTPONED FROM MARCH 24, 2025, TO ALLOW TIME FOR FURTHER REVIEW OF CODE VIOLATIONS BY THE COUNCILWOMAN; NO TESTIMONY TAKEN. POSTPONED FROM APRIL 21, 2025, AFTER TESTIMONY WAS TAKEN AT THE REQUEST OF THE CITY, SO THAT IT MAY BE HEARD WITH CALENDAR NUMBER 24-088.*

Rescheduling to June 9, 2025

9:30

Calendar No. 21-108: 6806 Harvard Avenue

Ward 12 – Rebecca Maurer

TMS Enterprises, owner, proposes to change the use from a multi-family dwelling to a 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 striped, properly graded for drainage so that all water is drained within the lot provided such parking spaces, surfaced with concrete, asphaltic concrete, asphalt or other surfacing materials; customers parking are not striped.
2. Division (f) of Section 349.04, which states that auto sales lots must provide 25 percent of their gross lot area for customer parking. *AT THE DIRECTIVE OF THE EIGHTH DISTRICT COURT OF APPEALS, THE BOARD HELD A RE-HEARING ON NOVEMBER 4, 2024, TO REVIEW THE ABOVE-MENTIONED CASE UNDER THE GENERAL RETAIL ZONING CLASSIFICATION (USED CAR LOT IS A PERMITTED USE WITHIN A GENERAL RETAIL ZONING DISTRICT). AFTER EXTENSIVE TESTIMONY, THE BOARD DECIDED TO KEEP THE CASE OPEN AND POSTPONE IT TO ALLOW TIME FOR THE APPELLANT TO AMEND THE ORIGINAL SITE PLAN TO DEPICT THE NEW SITE CONDITIONS, AS A BUILDING ON THE PROPERTY HAS SINCE BEEN DEMOLISHED. ANY NEW CONSTRUCTION OF A NEW OFFICE BUILDING, AS WELL AS IMPROVEMENT OF A PARKING LOT FOR AN OPEN LOT (FOR USED CAR SALES), WILL REQUIRE ADDITIONAL REVIEW FROM BUILDING AND HOUSING, DESIGN REVIEW, AND CITY PLANNING APPROVAL; THIS PROCESS WILL NOT REQUIRE A NEW APPLICATION. APPELLANT ASKED FOR SIX MONTHS, AND THE BOARD AGREED AND SET A DATE FOR APRIL 28, 2025. UPDATED DRAWINGS WERE SUBMITTED MARCH 27, 2025, AND THE CASE WAS POSTPONED TO MAY 19, 2025, TO ALLOW TIME FOR DESIGN REVIEW, BUT THE APPELLANT’S HAD A CONFLICT WITH THAT DATE, SO IT HAS BEEN POSTPONED TO JUNE 9, 2025.*

Report of the Board of Zoning Appeals

Monday, May 5, 2025

At the meeting of the Board of Zoning Appeals on Monday, May 5, 2025, the following appeals were scheduled for hearing before the Board and;

The following appeals were **APPROVED**:

Calendar No. 25-027: 12031 Continental Avenue (Granted Conditionally)

Mercedes Bell, owner, proposes to change use from stores and dwelling units to Adult Day Care and Event Space in a B1 Two-Family District.

Calendar No. 25-067: 3105 Franklin Boulevard (Granted Conditionally)

TDG. Franklin Realty, owner, proposes to establish use as a 2,200 square foot café in a Two-Family Residential District.

Calendar No. 25-068: 11927 Larchmere Boulevard

TLW. LLC, owner, proposes a change of use of existing three-story frame; two-family residence; into a three-family residence with a three-car detached garage in a B1 Two-Family Residential District.

Calendar No. 25-069: 3118 West 17th Street

Kyle Knight & Diane Knight, owners, proposes to build a home addition/new garage within the front yard in a B1 Two-Family Residential District.

Calendar No. 25-070: 2828 Carnegie Avenue

2828 Carnegie Avenue, LLC., owners, proposes to establish use as a Mental Health Center on a parcel located in a General Retail Business and Semi-Industry 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**: **None.**

The following cases were heard by the Board of Zoning Appeals on Monday, April 28, 2025, and the decisions were adopted and approved on Monday, May 5, 2025:

The following appeals were Approved:

Calendar No. 24-159: 2380 East 40th Street Appeal from the decision of Building and Housing to

deny appeal from Boarding Invoices

Transform Properties LLC., owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and division (d) of Section 329.02 of the Cleveland Codified Ordinances, from the decision of the hearing officer to deny their request to overturn Invoice Numbers BUP202300000407 and BUP202300000815.

Calendar No. 25-064: 1356 West 65th Street

Elizabeth Martin, owner, proposes to construct a one-story addition to an existing single-family residence in a B1 Two-Family Residential District.

Calendar No. 25-065: 3265 West Boulevard

Linda Vannice & Sa Incorvaia, owners, propose a change of use of an existing three-story frame; two-family residence, into three-family residence with two-car detached garage and three concrete parking spaces in an A1 One-Family Residential District.

The following appeals were Denied: None.

Agenda of the Board of Building Standards and Building Appeals

Wednesday, May 7, 2025 - REVISED

Board of Building Standards and Building Appeals

Notice of Public Hearing

Cleveland City Hall – Room 514 or via WebEx at 9:30 a.m. EST

BuildingStandards@ClevelandOhio.gov

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

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For instructions to join the call you can go to here:

<https://help.webex.com/en-us/bksp8r/Join-a-Meeting-from-the-Webex-Meetings-Desktop-Appor-Mobile-App>

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

PUBLIC HEARINGS WILL BE STREAMED LIVE ON YouTube:

https://www.youtube.com/channel/UCB8ql0Jrhm_pYIR1OLY68bw/

BUILDING:

Docket A-231-24

13700 St. Clair

**WARD: 10
(Anthony T. Hairston)**

Givaughna Garrett, Owner of the Mixed Uses, Multiple-Uses-in-One Building; Three-Story Masonry Walls/Wood Floors, appeals from a **NOTICE OF VIOLATION – CONDEMNATION – MAIN STRUCTURE**, dated October 17, 2024; the appellant is requesting twelve (12) months to complete abatement of the violations.

Docket A-239-24

7023 Union Avenue

**WARD: 2
(Kevin L. Bishop)**

Sophia Hester, Owner of the Mixed Use, Multiple-Uses-in-One Building, appeals from a **NOTICE OF VIOLATION – NO PERMIT(S)**, dated November 11, 2024; the appellant is requesting six (6) months to complete abatement of the violations.

HOUSING:

Docket A-232-24 3292-3294 East 128th Street WARD: 4
(Deborah A. Gray)

Tammy Ann Thomas, Owner of the Two-Dwelling Unit; Two-Family Residence; Two-and-Half Story Frame Property, appeals from a **NOTICE OF VIOLATION – HAZARDOUS CONDITIONS**, dated October 11, 2024; the appellant is requesting time to complete abatement of the violations.

Docket A-233-24

5210 Fleet Avenue

**WARD: 12
(Rebecca Maurer)**

Timothy L. Henley, Owner of the One-Dwelling Unit; Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated November 12, 2024; the appellant is requesting 6 months to complete abatement of the violations.

Docket A-234-24

2609 West 18th Street

**WARD: 3
(Kerry McCormack)**

2609 W 18, LLC, Owner of the One-Dwelling Unit; Single-Family Residence; One-and-Half Story Frame Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated October 22, 2024; appellant is requesting three (3) months to complete abatement of the violations.

Docket A-235-24

3559 East 116th Street

WARD: 2
(Kevin L. Bishop)

Deretha Young, Owner of the Two-Dwelling Unit; Two-Family; Two-Story Frame Residence, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated November 11, 2024; the appellant is requesting time to complete abatement of the violations.

Docket A-236-24 3553 East 81st Street WARD: 6

James Pevarnic, Owner of the One-Dwelling Unit; Single-Family; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated October 31, 2024; the appellant is requesting six (6) months to complete abatement of the violations.

Docket A-237-24 6210 Pear Avenue WARD: 15

(Jenny Spencer)

SFR3-080, LLC, Owner of the One-Dwelling Unit; Single-Family; One-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR MAINTENANCE**, dated October 25, 2024; the appellant is requesting one hundred-eighty (180) days to complete abatement of the violations.

Docket A-238-24

2014 West 100th Street

WARD: 15
(Jenny Spencer)

East 125th, LLC, Owner of the One-Dwelling; One-Family; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – FIRE DAMAGE**, dated November 18, 2024; the appellant is requesting one hundred-twenty days to complete abatement of the violations.

ADJUDICATION:

Docket A-241-24

2407 Colburn Avenue

WARD: 13
(Kris Harsh)

East 125th, LLC, Owner of the One-Dwelling; One-Family; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – FIRE DAMAGE**, dated November 18, 2024; the appellant is requesting one hundred-twenty days to complete abatement of the violations.

RE-OPEN HOUSING:

Docket A-222-24

11605 -07 Carolina Road

WARD: 3
(Kerry McCormack)

Donna Miller, Owner of the Two-Dwelling Units; Two-Family Residence; One-Story Metal Frame Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated October 3, 2024; the appellant is requesting time to complete abatement of the violations.

Approval of Resolutions**Docket/s:**

A-221-24	Carosella Holdings, LLC
*A-222-24	Donna Miller
A-223-24	Bergen Real Estate, LLC
A-224-24	Leonard Morgan
A-225-24	Rosette Kobengwa Atosha
A-226-24	Cynthia Lynn Matthews (Humphrey)
A-227-24	Timothy P. Boyle
A-228-24	James E. Moore
A-229-24	Deborah Pachinger (former Zigman)
A-230-24	Narinder K. Verma

Approval of Minutes

April 23, 2025

MEMO

To: Tom Vanover, Commissioner/CBO

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

Date: January 13, 2025

Subject: Request for presence at the board hearing

The Board of Building Standards and Building Appeals requests the presence of a representative for a Public Hearing on the following Docket/s from the Department of Building and Housing, and the presence of a representative from the Division of Fire on Wednesday, May 7, 2025, at approximately 9:30 A.M. via WebEx or at Cleveland City Hall Room 514.

DOCKET NO.	ADDRESS	INSPECTOR/S
A-231-24	13700 St. Clair	M. Santillo
A-232-24	3292-94 East 128th Street	M. Shockley
A-233-24	5210 Fleet Avenue	K. McMahon
A-234-24	2609 West 18th Street	T. Barisic
A-235-24	3559 East 116th Street	K. McMahon
A-236-24	3553 East 81st Street	T. Barisic
A-237-24	6210 Pear Avenue	G. Conwell
A-238-24	2014 West 100th Street	T. Barisic
A-239-24	7023 Union Avenue	R. Derrett
A-241-24	2407 Colburn Avenue	J. Barakas

Agenda of the Board of Building Standards and Building Appeals

Wednesday, May 21, 2025 - REVISED

Board of Building Standards and Building Appeals

Notice of Public Hearing

Cleveland City Hall – Room 514 or via WebEx at 9:30 a.m. EST

BuildingStandards@ClevelandOhio.gov

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

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

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

PUBLIC HEARINGS WILL BE STREAMED LIVE ON YouTube: https://www.youtube.com/channel/UCB8ql0Jrhm_pYIR1OLY68bw/

BUILDING:

Docket A-243-24

428 East 152nd Street

**WARD: 8
(Michael D. Polensek)**

VFI Holdings, LLC, Owner of the R-2 Residential-Non-Transient; Apartments (Shared Egress) Three-Story masonry Walls/Wood Floors; 19-Dwelling-Units, appeals from a **NOTICE OF VIOLATION – CONDEMNATION – MAIN STRUCTURE**, dated October 24, 2024; the appellant is requesting six (6) months to complete abatement of the violations.

Docket A-249-24**3935 West 130th Street****WARD: 11**
(Danny Kelly)

Naser Najjar, Owner of the One-Story Gas Station and Retail Building, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated November 21, 2024; the appellant is requesting time to complete abatement of the violations.

HOUSING:**Docket A-242-24****4387 Parkwest Oval****WARD: 17**
(Charles J. Slife)

Erin E. Murphy, Owner of the One-Dwelling Unit; Single-Family; Two-and-Half Story Frame Residence, appeals from a **NOTICE OF VIOLATION – FIRE DAMAGE**, dated November 25, 2024; the appellant is requesting six (6) months to complete abatement of the violations.

Docket A-244-24**735 Parkwood Drive****WARD: 9**
(Kevin Conwell)

Moesha Hollowell, Owner of the One-Dwelling Unit; Single-Family Residence; One-Story Frame Property, appeals from a **NOTICE OF VIOLATION – RENTAL REGISTRATION**, dated November 18, 2024; the appellant is requesting six (6) months to complete abatement of the violations.

Docket A-245-24**3271 East 116th Street****WARD: 4**
(Deborah A. Gray)

Barbara A. Ruthledge, Owner of the Two-Dwelling Unit; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated October 28, 2024; the appellant is requesting time to complete abatement of the violations.

Docket A-246-24**3356 East 142nd Street****WARD: 1**
(Joseph T. Jones)

Abdo Galal, Owner of the Two-Dwelling Unit; Two-Family Residence; One-Story Garage-Detached/Wood Frame Property, appeals from a **NOTICE OF VIOLATION – CONDEMNATION – GARAGE**, dated November 20, 2024; appellant is requesting sixty (60) days to complete abatement of the violations.

Docket A-248-24**3378 East 134th Street****WARD: 4**
(Deborah A. Gray)

Rorie Brock, Owner of the Three-Dwelling Unit; Three-Family; Two-and-Half Story; Wood Frame/Siding/Masonry Veneer Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated November 14, 2024;

the appellant is requesting one (1) year to complete abatement of the violations.

Docket A-251-24 **6611 Ovington Avenue** **WARD: 3**
(Kerry McCormack)

Tendown, LLC, Owner of the One-Dwelling; Single-Family; One-Half Story; Frame Property, appeals from a **NOTICE OF VIOLATION – CONDEMNATION – MAIN STRUCTURE AND GARAGE**, dated September 25, 2024; the appellant is requesting twelve (12) months to complete abatement of the violations.

Docket A-252-24 **10400 Mount Auburn Avenue** **WARD: 4**
(Deborah A. Gray)

Kevin Matthews, Owner of the Two-Dwelling Unit; Two-Family; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated November 27, 2024; the appellant is requesting one hundred-twenty days to complete abatement of the violations.

LEAD HOUSING:

Docket A-247-24 **1012 Prospect Avenue** **WARD: 1**
(Joseph T. Jones)

Wilton Carter LLC, Owner of the R-2 Residential-Non-transient; Apartments (shared Egress), High-Rise Building, appeals from a **NOTICE OF DEFICIENT LEAD INSPECTION REPORT**, dated October 8, 2024; the appellant is requesting for the Board to allow the exam of the remediated properties to move forward, the test submitted, and the results be certified under the original submission supplemented with the additional testing for the remediated sections of the property.

Docket A-112-25 **1969 West 44th Street** **WARD: 3**
(Kerry McCormack)

Rogue Song, LLC, Owner of the One-Dwelling Unit; Two-Family; Two-Story Frame Property, appeals from a **NOTICE OF DEFICIENT LEAD INSPECTION REPORT**, dated April 1, 2025; the appellant is requesting for the Board to allow the exam of the remediated properties to move forward, the test submitted, and the results be certified under the original submission supplemented with the additional testing for the remediated sections of the property.

Docket A-113-25 **1973 West 44th Street** **WARD: 3**
(Kerry McCormack)

Rogue Song, LLC, Owner of the One-Dwelling Unit; Two-Family; Two-Story Brick Property, appeals from a **NOTICE OF DEFICIENT LEAD INSPECTION REPORT**, dated April 1, 2025; the appellant is requesting for the Board to allow the exam of the remediated properties to move forward, the test submitted, and the results be certified

under the original submission supplemented with the additional testing for the remediated sections of the property.

ADJUDICATION ORDER: HOUSING

Docket A-106-25

2043 Random Road – Apt. 202

**WARD: 3
(Kerry McCormack)**

Amy Van and Allen Li, Owners of the One-Dwelling Unit; One-Family Frame Structure, appeals from an **ADJUDICATION ORDER – B25005396 – provide additional structural graphic text information as listed in RCO 106.1.3 (10) A, B, and C**, dated April 30, 2025; the appellant is requesting for a variance from the requirements.

Approval of Resolutions**Docket/s:**

A-211-24	Givaughna Garrett
A-222-24	Donna Miller
A-232-24	Tammy Ann Thomas
A-233-24	Timothy L. Henley
A-234-24	2609 W 18 LLC
A-235-24	Deretha F. Young
A-236-24	James Pevarnic
A-237-24	SFR3-080 LLC
A-238-24	East 125th LLC
A-239-24	Sophia Hester
A-241-24	Clinton Straub

Approval of Minutes

May 7, 2025

MEMO

To: Tom Vanover, Commissioner/CBO

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

Date: April 1, 2025

Subject: Request for presence at the board hearing

The Board of Building Standards and Building Appeals requests the presence of a representative for a Public Hearing on the following Docket/s from the Department of Building and Housing, and the presence of a representative from the Division of Fire on Wednesday, May 21, 2025, at approximately 9:30 A.M. via WebEx or at Cleveland City Hall Room 514.

DOCKET NO.	ADDRESS	INSPECTOR/S
A-242-24	4387 Parkwest Oval	T. Barisic
A-243-24	428 East 152 nd Street	J. Corrao
A-244-24	735 Parkwood Drive	K. Lanum
A-245-24	3271 East 116th Street	K. McMahon
A-247-24	1012 Prospect Avenue	Z. Burkons
A-248-24	3378 East 134 th Street	M. Alim
A-249-24	3935 West 130th Street	M. Medancic
A-251-24	6611 Ovington Avenue	B. Cuevas
A-252-24	10400 Mount Auburn Avenue	G. Conwell
A-106-25	2043 Random Road	R. Wells
A-112-25	1969 West 44th Street	Sheila Walter
A-113-25	1973 West 44th Street	Sheila Walter

Public Notice

The Development, Planning and Sustainability (Zoning) Committee will meet on Tuesday, May 13, 2025, at 9:30 a.m. to hear the following legislation:

Ord. No. 588-2024

By Council Members McCormack and Spencer

An ordinance to supplement the Codified Ordinances of the City of Cleveland, 1976, by enacting new Sections 686B.01 through 686B.11, and 686B.99, related to Short-Term Rentals, and by amending Sections 193.01, 193.02, 193.03 and 193.021, as amended by various ordinances related to the Transient Occupancy Tax, and by amending Section 337.02, as amended by Ordinance No. 586-16, passed July 13, 2016, related to One-Family Districts, and repealing Section 337.251, as amended by Ordinance No. 1444-16, passed January 23, 2017, related to Limited Lodging in Residence Districts.

Ord. No. 501-2025

By Council Member McCormack

An ordinance changing the Use, Area and Height District of parcels of land along the western side of West 26th Street south of Chatham Avenue and north of Monroe Avenue as shown on the attached map (Map Change 2689).

Ord. No. 567-2025

By Council Member McCormack

An ordinance changing the Use, Area, and Height Districts of parcels of land north and south of Lorain Avenue between West 32nd Street and Columbus Road as shown on the attached map (Map change 2670).

Public Notice

NOTICE OF PUBLIC HEARING

The Council of the City of Cleveland, Ohio (the “Council”), pursuant to Resolution 564-2025 duly adopted on April 28, 2025 (the “Resolution of Sufficiency”), has set the time and place for a hearing on the petition to add additional properties to the North Coast Waterfront New Community Authority, a community district established pursuant to Ohio Revised Code Chapter 349 (the “Petition”).

The hearing will be held at 1:00 p.m. on May 29, 2025, at Cleveland City Hall, 601 Lakeside Avenue, Cleveland, Ohio 44114, in the Mercedes Cotner Council Committee Room 217. The Resolution of Sufficiency and the Petition are each on file in the offices of Cleveland City Council, located at 601 Lakeside Avenue, Room 220, Cleveland, Ohio 44114, and are available for inspection by interested persons during regular business hours.

Adopted Resolutions and Passed Ordinances

These resolutions were adopted, and ordinances were passed by City Council on Monday, April 28, 2025.

Click on a piece of legislation below to read it:

[Ord. No. 104-2025](#)

[Ord. No. 571-2025](#)

[Ord. No. 326-2025](#)

[Ord. No. 572-2025](#)

[Ord. No. 379-2025](#)

[Ord. No. 573-2025](#)

[Ord. No. 385-2025](#)

[Res. No. 436-2025](#)

[Ord. No. 468-2025](#)

[Res. No. 562-2025](#)

[Ord. No. 502-2025](#)

[Res. No. 563-2025](#)

[Ord. No. 503-2025](#)

[Res. No. 564-2025](#)

[Ord. No. 570-2025](#)

[Res. No. 575-2025](#)

Ordinance No. 104-2025

By Council Members: Mayor Bibb; Santana, Slife, Howse-Jones

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Sections 669.01 to 669.07 and 669.99 relating to unlawful discriminatory salary practices; and to amend various sections of the codified ordinances.

WHEREAS, disparities in salary histories can perpetuate wage inequality, particularly affecting women, people of color, and other marginalized groups; and

WHEREAS, studies have demonstrated that basing salary offers on previous compensation can entrench systemic discrimination and perpetuate the wage gap, and that prohibiting this practice can lead to systemically measurable increases in wages for women and people of color; and

WHEREAS, in the United States, on average women are paid 83 cents for every dollar earned by men, and the gender wage gap costs women at least \$406,760 over a 40-year career. Many women of color are paid even less, and for every dollar made by white, non-Hispanic men, Black women make 66 cents and Latinas make 58 cents, in 2023 according to the American Association of University Women; and

WHEREAS, prohibiting employers from asking about a job applicant's salary history can help ensure that compensation is based on the qualifications, experience, and responsibilities of the position rather than the applicant's identity or background; and

WHEREAS, at least twenty-two (22) states and dozens of other cities, including Cincinnati, Columbus, and Toledo, have successfully implemented similar legislation, leading to more equitable compensation practices across the United States; and

WHEREAS, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, or safety to remedy wage discrimination and to promote wage equity; now, therefore,

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

Section 1. That the Codified Ordinances of Cleveland, Ohio, 1976, are supplemented by enacting new Sections 669.01 to 669.07 and 669.99 to read as follows:

Chapter 669
Unlawful Discriminatory Salary Practices

Section 669.01 *Definitions*

For the purposes of this chapter:

- (a) “Applicant” means any person applying for Employment, as defined in this section, to be performed within the geographic boundaries of the City of Cleveland, and whose application, in whole or in part, will be solicited, received, processed, or considered in the City of Cleveland, regardless of whether the person is interviewed.
- (b) “City” means the City of Cleveland and all City divisions, departments, and offices.
- (c) “Days” means calendar days.
- (d) “Employer” means an individual, firm, limited liability company, partnership, association, labor organization, corporation, or any other entity, whether or not organized for profit, and including any agent of the same, that employs fifteen (15) or more persons within the City of Cleveland. “Employer” includes job placement and referral agencies and other employment agencies when such agencies operate on behalf of an entity that otherwise meets the definition of “Employer.” “Employer” does not include any unit of local, state, or federal government, except it does include the City.
- (e) “Employment” means any occupation, vocation, job, or work, including but not limited to, temporary and seasonal work, part-time work, contracted work, contingent work, work on commission, and work through the services of a temporary or other employment agency, for which the Applicant is to receive a Salary. Employment does not include work as an independent contractor.
- (f) “Fair Employment Wage Board” or “FEWB” means the board established under Chapter 189 of these Codified Ordinances.
- (g) “Inquire” means to communicate any direct or indirect statement, question, prompting or other communication, orally or in writing, personally or through an agent, to gather information from or about an Applicant, or to conduct a search of publicly available records or reports for the purpose of gathering information from or about an Applicant. “Inquire” does not include informing the Applicant in writing or otherwise about the position's proposed or anticipated Salary.
- (h) “Respondent” means the Employer and/or person alleged to have committed a violation of Section 669.02.
- (i) “Salary” means a person’s financial compensation in exchange for labor, including but not limited to wages, commissions, hourly earnings, and other monetary earnings, and also includes benefits.
- (j) “Salary History” means an Applicant’s current or prior Salary. “Salary History” does not include any objective measure of an Applicant's productivity such as revenue, sales, or other production reports.

Section 669.02 *Unlawful Discriminatory Salary History Practices*

(a) Except as otherwise provided in this section, it shall be unlawful discriminatory practice for an Employer to do any of the following:

- (1) Inquire about the Salary History of an Applicant;
- (2) Screen an Applicant based on their current or prior Salary History, including requiring that an Applicant's prior Salary History satisfy minimum or maximum criteria;
- (3) Rely solely on the Salary History of an Applicant, except as provided in division (d) of this section, in deciding whether to offer Employment to an Applicant, or in determining the Salary for such Applicant during the hiring process, including the negotiation of an employment contract; and
- (4) Refuse to hire or otherwise disfavor, injure, or retaliate against an Applicant for not disclosing their Salary History.

(b) Notwithstanding division (a) of this section, an Employer may, without inquiring about Salary History, engage in discussions with the Applicant about their expectations with respect to Salary, including but not limited to, unvested equity or deferred compensation that an Applicant would forfeit by resigning from their current Employer.

(c) Employers shall provide the Salary range or scale for potential Employment in the notification, advertisement, or other formal posting that offers the opportunity to apply for Employment.

(d) The requirement(s) and prohibitions contained in this section shall not apply to any of the following:

- (1) Any actions taken by an Employer pursuant to any federal, state, or local law that specifically authorizes the reliance on Salary History to determine an employee's compensation;
- (2) Applicants for internal transfer or promotion with their current Employer;
- (3) A voluntary and unprompted disclosure of Salary History information by an Applicant;
- (4) Any attempt by an Employer to verify an Applicant's disclosure of non salary related information or conduct a background check, provided that if such verification or background check discloses the Applicant's Salary History, such disclosure shall not be solely relied upon for purposes of determining the Salary

of such Applicant during the hiring process, including the negotiation of an employment contract;

(5) Applicants who are re-hired by the Employer, provided that the Employer already has past Salary History for the Applicant from the previous employment of Applicant;

(6) Employee positions for which the Salary is determined pursuant to procedures established by collective bargaining; and

(7) Federal, state, and local governmental Employers, other than the City.

Section 669.03 *Administration*

(a) The administration of this chapter shall be the responsibility of the Fair Employment Wage Board (FEWB).

(b) In addition to any powers conferred on the FEWB under these Codified Ordinances, the FEWB shall have power to:

(1) Make technical studies and prepare and disseminate educational materials related to this chapter;

(2) Make specific and detailed recommendations related to this chapter to interested parties;

(3) Receive and consider complaints alleging violations of this chapter;

(4) Assess penalties under Section 669.99; and

(5) Adopt such reasonable rules and procedures as are necessary to effect the provisions of this chapter.

Section 669.04 *Complaints*

(a) Any person may allege that a violation of Section 669.02 has occurred by filing a written complaint with the FEWB within one hundred and eighty (180) days of the alleged violation.

(1) The complaint shall include a description of the violation.

(2) The complaint shall include the name, address, and other relevant identifying information of the Respondent.

(3) The complaint shall include any documentation of the alleged violation, including, but not limited to, job application material or links to a website that Inquires about the Salary History of an Applicant, to the extent that such documentation is available.

(4) The complaint may, but is not required to, include the aggrieved party's signature and identifying information, such as name, address, phone number, and email address.

(b) The FEWB shall consider the complaint at its next meeting, but no later than ninety (90) days from receipt of the complaint.

(1) If the complaint contains neither documentation of the alleged violation nor the aggrieved party's signature and identifying information, then within ten (10) days of the meeting, the FEWB shall issue to the Respondent:

A. copy of the complaint; and

B. written notice stating the prohibitions and requirement(s) under this chapter; and further stating that, while the complaint named the Respondent, because of the lack of information available, no further action would be taken without a new or amended complaint.

(2) If the complaint contains documentation of the alleged violation or the aggrieved party's signature and identifying information, then based on the complaint, the FEWB shall ascertain whether a violation of Section 669.02 has occurred.

A. If the FEWB finds by a preponderance of the evidence that no violation occurred, then it shall notify the aggrieved party by written or electronic notice, if the aggrieved party has provided sufficient identifying information to be notified.

B. If the FEWB finds by a preponderance of the evidence that a violation has occurred, then it shall:

1. Within ten (10) days of the FEWB's finding, issue to the Respondent:

a. copy of the complaint, and

b. written notice stating each of the following: the prohibitions and requirement(s) under this chapter; the basis for FEWB's finding of a violation; and any proposed resolution process described in subdivision (2) below; and

2. Attempt to resolve the complaint by methods of education, conference, conciliation, and persuasion with all interested parties.
- (3) The FEWB shall determine if the complaint is resolved, except that the complaint shall be considered resolved if, within ninety (90) days of receiving a copy of the complaint from the FEWB under Section 669.04(b)(2)B.1.a., the Respondent:
 - A. corrects its deficient processes, policies, and/or application materials; and
 - B. provides to the FEWB a credible plan to commit no further violations of Section 669.02.

Section 669.05 *Appeal and Collection*

- (a) A civil penalty imposed under Section 669.99 may be appealed by the Respondent to the Director of Finance or their designee within thirty (30) days after receipt of the civil penalty. The Director, or their designee, shall have jurisdiction to affirm or reverse the civil penalty by issuing a written decision. The final decision of the Director, or their designee, may be further appealed to the Board of Zoning Appeals within thirty (30) days after the written decision is issued.
- (b) If a civil penalty has been imposed under Section 669.99, and any portion of it remains unpaid thirty (30) days following the Respondent's receipt of the civil penalty or, if an appeal had been requested, thirty (30) days following receipt of final appellate decision, the City may initiate a civil action or any other means provided for in these Codified Ordinances or the Revised Code to collect the penalty and recover costs.

Section 669.06 *Severability*

If any provision or section of this chapter or the enforcement of any such provision or section is held to be invalid or unenforceable by a court of competent jurisdiction, such invalidity or unenforceability shall not affect or render invalid or unenforceable any other provision or section of this chapter. To this end, each of the provisions and sections of this chapter are severable.

Section 669.07 *Effective Date*

This chapter shall take effect and be in force after it becomes law.

Section 669.99 *Civil Penalties*

If the FEWB has found that a violation has occurred but the complaint has not been resolved and ninety (90) days have passed since the Respondent has received a copy of the complaint from the FEWB under Section 669.04(b)(2)B.1.a., then the FEWB may assess a civil penalty. The civil penalties are as follows and shall be adjusted on an annual basis by the first (1st) day of February in proportion to any increases in the previous year in the consumer price index for all Urban Consumers (CPI-U), as published by the Bureau of Labor Statistics, U.S. Department of Labor:

- (a) If the Respondent has not been found to have committed any prior violations of this chapter during the five (5) years immediately preceding the date on which the complaint was submitted, the civil penalty shall not exceed one thousand dollars (\$1,000.00).
- (b) If the Respondent has been found to have committed one prior violation of this chapter during the five (5) years immediately preceding the date on which the complaint was submitted, then the civil penalty shall not exceed two thousand five hundred dollars (\$2,500.00).
- (c) If the Respondent has been found to have committed two or more violations of this chapter during the five (5) years immediately preceding the date on which the complaint was submitted, then the civil penalty shall not exceed five thousand dollars (\$5,000.00).

Section 2. That Sections 189.04, 191.01 and 190.03 of the Codified Ordinances of Cleveland Ohio, 1976, as amended by Ordinance No. 892-2022, passed December 5, 2022, are amended to read as follows:

Section 189.04 *Fair Employment Wage Board*

- (a) The Fair Employment Wage Board (FEWB) shall review the effectiveness of the living wage ordinance to ensure that the community is informed on whether those companies that are receiving public assistance, government loans, and service contracts from the City are adhering to the ordinance. The FEWB shall make recommendations to the Cleveland City Council, when appropriate, regarding issues pertaining to the living wage policy. The FEWB shall also perform the duties and responsibilities assigned to it under the Wage Theft and Payroll Fraud Prevention ordinance as codified in Chapter 190 and under the Unlawful Discriminatory Salary Practices ordinance as codified in Chapter 669.
- (b) The FEWB shall be composed of two (2) representatives from the business community, two (2) representatives from labor organizations, one (1) representative from community groups, one (1) representative from the Mayor's office and one (1) representative from Cleveland City Council. The FEWB members shall be appointed to the FEWB by the Mayor, subject to the approval of City

Council. Each FEWB member shall be a resident of the City of Cleveland. No person shall be appointed to the Fair Employment Wage Board who has any interest in a contract, loan, grant or other financial assistance from the City of Cleveland.

(c) The Mayor shall initially appoint three (3) members of the FEWB for one (1) year terms, two (2) members to two (2) year terms, and two (2) members for a three (3) year term. Thereafter, all members shall serve three (3) year terms. Members may serve more than one (1) term.

(d) At the beginning of each year, the FEWB members shall elect a chairperson and vice chairperson by majority vote. The FEWB shall hold meetings quarterly and in special sessions as called by the chairperson or by a majority of the members. All meetings of the FEWB shall be open to the public. All meetings will allow for public testimony on compliance with the Fair Employment Wage Chapter and minutes of all meetings shall be taken. The FEWB shall adopt such rules and regulations as the Board may deem necessary or desirable for the conduct of its business.

(e) The FEWB shall be provided with and shall review:

- (1) All reports on compliance filed by Applicable Departments as provided by this chapter;
- (2) The results of any investigations of Covered Employers as provided by this chapter;
- (3) All applications for exemptions from coverage filed by recipients of Assistance and Service Contractors as provided by this chapter.

The FEWB shall provide recommendations regarding such matters to City Council.

(f) The FEWB shall monitor, analyze and study information provided by the City to ensure that Covered Employees whose employers are receiving incentives for the offer or provision of health care insurance are receiving or being offered substantially equivalent health care benefits as are provided to City employees.

Section 190.01 *Definitions*

- (a) (1) "Adverse Determination" means a final adjudication, not subject to appeal, by a court of competent jurisdiction, a final action by a state or federal governmental agency, or a final adjudication by an arbitrator or arbitral body of competent jurisdiction, including, but not limited to, an administrative merit determination, arbitration award or decision, civil judgment, or criminal conviction, that a Contractor, Subcontractor or Recipient of Assistance has committed Wage Theft or Payroll Fraud, or a

final adjudication, not subject to appeal, by a court of competent jurisdiction, that a Contractor, Subcontractor, or Recipient of Assistance has violated Section 669.02 of these Codified Ordinances. If the person or entity appeals or contests the final adjudication, final action, or final determination, the Adverse Determination becomes effective whenever that initial adjudication, action, or determination, in whole or in part, is affirmed on appeal or after the contest, or the appeal or contest is denied.

- (2) A settlement agreement or other similar agreement entered into by a person or entity related to any allegations of Wage Theft or Payroll Fraud to resolve the matter prior to the issuance of an Adverse Determination or while an appeal is pending shall not constitute an Adverse Determination.
- (3) Nothing in this section shall be construed to permit a collateral attack on the jurisdiction of a court, state or federal governmental agency, or an arbitrator or arbitral body to avoid being placed on the Adverse Determination List.
- (b) "Adverse Determination List" means a list published by the Fair Wage Employment Board and updated every month, of persons or entities that have received an Adverse Determination within the preceding three (3) years.
- (c) "Applicable Department" means the City department administering Construction and Improvement Contracts or Service Contracts or the City department to which a person or entity applies for Assistance.
- (d) "Assistance" shall have the same meaning as in division (b) of Section 189.01.
- (e) "Contract" means any Construction or Improvement Contract and any Service Contract entered into pursuant to these Codified Ordinances.
- (f) "Contractor" means any person or entity who enters into a Construction or Improvement Contract or Service Contract with the City.
- (g) "Construction or Improvement Contract" means any contract entered into pursuant to Charter Section 167 or Chapter 185 of the Codified Ordinances.
- (h) "City" means the City of Cleveland and all City departments, divisions and offices.
- (i) "Fair Employment Wage Board" or "FEWB" means the board established under Chapter 189 of these Codified Ordinances.
- (j) "Payroll Fraud" means concealing an entity's true payroll tax liability or other financial liability to a government agency from government licensing,

regulatory or taxing agencies through misclassification of employees, failure to report or underreported payment of wages, or executing a cash transaction while failing to maintain proper records of reporting and withholding.

- (k) "Person or Entity" means any individual, proprietorship, partnership, joint venture, corporation, limited liability company, trust, association, or other entity recognized at law by the State of Ohio, and their successors, predecessors, affiliates, and assigns, who may employ individuals or enter into contracts with the City.
- (l) "Recipient of Assistance" means:
 - (1) Any Person or Entity who enters into one (1) or more Contracts with the City for Assistance;
 - (2) Any Person or Entity that is a direct recipient of Assistance.
- (m) "Service Contract" shall have the same meaning as in division (j) of Section 189.01.
- (n) "Subcontract" means any contract between a Contractor and a person or entity to assist in performance of a Contract; and a contract between a person receiving Assistance and a person or entity to support the project or matter for which the person is receiving Assistance.
- (o) "Wage Theft" means a violation of the Ohio Prompt Pay Statute, RC 4113.15; the Ohio Minimum Fair Wage Standards Act, RC Chapter 4111; Oh. Const. Art. II, Sec. 34a; RC Chapters 4109 or 4115; RC 4113.17, 4113.18, 4113.52 or 4113.61; or a violation of any substantially equivalent federal or state law; as any of these laws may be amended or superseded.

Section 190.03 *Monitoring Contracts; Adverse Determination List*

- (a) Any person employed on a Contract or Subcontract, who alleges that a violation of federal or state law relating to Wage Theft or Payroll Fraud has occurred, may file a written complaint with the Director of the Applicable Department within one hundred and eighty (180) days of the alleged violation or knowledge of the alleged violation. The complaint shall be a statement with the name and address of the person making the charge, the name and address of the employer alleged to have committed the violation of federal or state law, and any other information as may be required by the Director of the Applicable Department. The Director of the Applicable Department shall inform the FEWB of the complaint and refer the complainant to the appropriate governmental agency for review.

(b) The FEWB shall create and maintain a list of persons or entities that have reported Adverse Determinations pursuant to Section 190.02, the Adverse Determination List. The FEWB shall cause the list to be published on the City website and updated every month. The FEWB shall monitor the outcome of any assessed civil penalties under Section 669.99 of these Codified Ordinances and any referral made pursuant to division (a) of this section and update the Adverse Determination List as necessary.

Section 3. That the repeal of existing Sections 189.04, 191.01, and 190.03 of the Codified Ordinances of Cleveland Ohio, 1976, as amended by Ordinance No. 892-2022, passed December 5, 2022, and the enactment of Chapter 669, shall be effective one hundred and eighty (180) days after the effective date of this ordinance.

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

Passed April 28, 2025.

Effective April 30, 2025.

Ordinance No. 326-2025

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

An emergency ordinance authorizing the Director of Port Control to enter into one or more requirement contracts without competitive bidding with ADB Safegate Americas LLC for the purchase of equipment, parts, labor, and required services needed to maintain operational compliance of the airfield lighting control systems, including replacement parts and software, for the Division of Airports, Department of Port Control, for a period not to exceed 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 this Council determines that the within commodities and services are non-competitive and cannot be secured from any source other than ADB Safegate Americas LLC (“ADB”). Therefore, the Director of Port Control is authorized to make one or more written requirement contracts with ADB, on the basis of their proposals, Quote Nos. 20048479 and 20048478, for the requirements for a period not to exceed two years, with two one-year options to renew, exercisable by the Director of Port Control, of the necessary items of equipment, parts, labor, and required services needed to maintain operational compliance of the airfield lighting control systems, including replacement parts and software to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Division of Airports, Department of Port Control.

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 by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 3001, RL 2025-22)

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

Passed April 28, 2025.

Effective April 30, 2025.

Ordinance No. 379-2025

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

An emergency ordinance authorizing the purchase and/or rental by one or more requirement contracts of machines, equipment, supplies and parts needed to repair, replace, refurbish, maintain, upfit, and enhance vehicles, equipment, and machines, including labor, materials, installation, training, inspections, and related services, for the various divisions of the Department of Port Control, for a period of one year, with three 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 one year, with three one-year options to renew, exercisable by the Director of Port Control, of the necessary items of the purchase and/or rental by one or more requirement contracts of machines, equipment, supplies and parts needed to repair, replace, refurbish, maintain, upfit, and enhance vehicles, equipment, and machines, including labor, materials, installation, training, inspections, and related services, for the various divisions of the Department of Port Control in the approximate amount as purchased and/or procured during the last term, to be purchased and/or procured 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 and/or procurement under the contract, each of which purchases and/or procurements shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 3001, RL 2025-29)

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

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

Passed April 28, 2025.

Effective April 30, 2025.

Ordinance No. 385-2025

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

An emergency ordinance authorizing the Director of Port Control to enter into various written 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 Port Control, for a period of one year, with a one-year option 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 standard purchase and written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for a period of one year, with a one-year option to renew, exercisable by the Director of Port Control, for the necessary items required for the purchase, lease, or lease with option to purchase, of various types of 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 labor and materials necessary for vehicle rehabilitation, training, and inspections, as needed, as purchased or procured during the preceding term, to be purchased or procured by the Commissioner of Purchases and Supplies on a unit basis for 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 under division (b) of Section 108 of the Charter, the purchases or procurements authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Port Control 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 3. That the costs of the contract or contracts shall be paid from Fund Nos. 60 SF 001 and 60 SF 141, and shall also be charged against the proper appropriation accounts. 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 3001 RL 2025-30)

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

Passed April 28, 2025.

Effective April 30, 2025.

Ordinance No. 468-2025

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

An emergency ordinance authorizing the Director of Public Health to enter into a lease of certain space located at the Northern Ohio Blanket Mills building at 3466 St. Rocco's Court, Cleveland, Ohio, with Blanket Mills Prime Tenant, LLC, or its designee, for a term of ten (10) years, for the public purpose of establishing and operating a health care clinic.

WHEREAS, the City of Cleveland requires certain space located at the Northern Ohio Blanket Mills building at 3466 St. Rocco's Court, Cleveland, Ohio, for the public purpose of establishing and operating a health care clinic; and

WHEREAS, Blanket Mills Prime Tenant, LLC, has proposed to lease the space to the City of Cleveland; and

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

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

Section 1. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Health is authorized to lease from Blanket Mills Prime Tenant, LLC, or its designee, certain space more fully described as follows: approximately 6,034 square feet of the Northern Ohio Blanket Mills building and fifteen (15) dedicated parking spaces located at 3466 St. Rocco's Court, Cleveland, Ohio.

Section 2. That the term of the lease authorized by this ordinance shall not exceed ten (10) years.

Section 3. That the rent, which does not include utilities, for the lease authorized by this ordinance shall not exceed \$14.50 per square foot for years 1 and 2 of the lease; \$14.75 per square foot for year 3 of the lease; \$15.50 per square foot for years 4 and 5 of the lease; \$16.00 per square foot for year 6 of the lease; \$16.50 per square foot for years 7 and 8 of the lease; and \$17.00 per square foot for years 9 and 10 of the lease. In addition, this lease will include a pro-rata share of common area maintenance, real estate taxes, insurance and operating expenses of the leased premises.

Section 4. That the lease may authorize the City to make improvements to the leased premises under terms to be determined by the parties to be consistent with the public purpose or purposes of establishing and operating a health care clinic.

Section 5. That the lease shall be prepared by the Director of Law and shall contain any terms and conditions as are required to protect the interests of the City.

Section 6. That the Director of Public Health, the Director of Law, and other appropriate City officials are authorized to execute any other documents and certificates, and take any other actions which may be necessary or appropriate to effect the lease authorized by this ordinance.

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

Passed April 28, 2025.

Effective April 30, 2025.

Ordinance No. 502-2025

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

An emergency ordinance authorizing the Director of Public Health to enter into one or more contracts with Downtown Cleveland Alliance, The Centers for Families and Children, and other partners in homeless services for the purpose of continuing “A Home for Every Neighbor: A Vision For Housing Our Unsheltered Community” Initiative, which is a direct-to-housing encampment resolution to bring people off the streets and into housing, for the Department of Public Health, for a period of one year, with one option to renew for a period up to one year, exercisable by the Director of Public Health.

WHEREAS, the City of Cleveland wishes to continue “A Home for Every Neighbor: A Vision For Housing Our Unsheltered Community” Initiative, which is a direct-to-housing encampment resolution to bring people off the streets and into housing (the “Initiative”), for the Department of Public Health, for a period of one year, with one option to renew for a period up to one year, exercisable by the Director of Public Health; 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 Health is authorized to enter into one or more contracts with Downtown Cleveland Alliance to implement the Initiative by providing help with the disbursement of City funds for payment and management assistance of rental and utility payments, including but not limited to, maintenance of records of all transactions, providing disbursement reports to the City and ensuring that all disbursements comply with federal, state or local regulations, using existing and new City-sponsored related resources, for the Department of Public Health, for a period of one year, with one option to renew for a period up to one year, exercisable by the Director of Public Health.

Section 2. That the Director of Public Health is authorized to enter into one or more contracts with The Centers for Families and Children, a nonprofit corporation with its principal place of business in Cleveland, Ohio (“The Centers”), to support the Initiative by providing case management supervision and support, including but not limited to, home visits, life skills training, care coordination and other housing-related direct client assistance services and to also provide connections with medical, behavioral health, employment, and other social services, for the Department of Public Health, for a period of one year, with one option to renew for a period up to one year, exercisable by the Director of Public Health.

Section 3. That the Director of Public Health is authorized to enter into one or more contracts with various non-profit organizations to implement the Initiative and performing related services, for the Department of Public Health, for a period of one year, with one option to renew for a period up to one year, exercisable by the Director of Public Health.

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

Section 5. That the contract or contracts shall not exceed an aggregate amount of \$1,920,000.00, and shall be paid from Fund No. 01-5006-6380. (RQS 5006, RL 2025-41)

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

Passed April 28, 2025.

Effective April 30, 2025.

Ordinance No. 503-2025

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

An emergency ordinance authorizing the Director of Public Works, on behalf of the Office of Sustainability, to employ one or more professional consultants to manage the use of City-owned electric vehicle charging stations or electric vehicle service equipment; and to charge fees relating to the charging stations and equipment; and authorizing the Director to enter into various written standard purchase and requirement contracts needed for materials, equipment, supplies and services needed to maintain the stations, including labor when necessary, for the Department of Public Works.

WHEREAS, the City owns electric vehicle charging stations and electric vehicle service equipment (collectively, the “Stations”) to be located at the following City properties: Willard Park Garage, West Side Market, Canal Basin Park and the Frederick Douglass Recreation Center; and

WHEREAS, after installation, the Stations require management, maintenance and operational services to promote access to and use by the City’s residents; and

WHEREAS, to contribute to and help pay for the costs related to the operations of installed Stations, the City desires to charge fees to the users of the Stations; 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 for the purpose of this ordinance, “Electric Vehicle” means a vehicle that can be powered by an electric motor that draws electricity from a battery and is capable of being charged from an external source. An Electric Vehicle includes both a vehicle that can only be powered by an electric motor that draws electricity from a battery (all-electric vehicle or battery-electric vehicle) and a vehicle that can be powered by an electric motor that draws electricity from a battery and by an internal combustion engine (plug-in hybrid electric vehicle). An “Electric Vehicle Parking Space” means any marked parking space located at any of the Stations reserved exclusively for the parking and charging of an Electric Vehicle.

Section 2. That the Director of Public Works, on behalf of the Office of Sustainability, is hereby authorized to promulgate rules and regulations governing the management, maintenance and operational services of the Stations after installation.

Section 3. That the installed Stations may be used by any member of the public, subject to the payment of parking and charging fees, and the compliance with posted

limitations, including but not limited to, hours of operation and maximum parking duration, applicable to the City-owned property containing the Stations.

Section 4. That the Director of Public Works, on behalf of the Office of Sustainability, is authorized to charge and collect a fee or fees for the use of the installed Stations at a rate or rates to be determined by the Board of Control from time to time. Said fees shall be deposited into Fund No. 10 SF 981, and shall be used to pay for the supply of electricity, maintenance, operational services, management, upgrades (mechanical and software), warranties and/or for the expansion of the Stations or the installing of future ones.

Section 5. That the Director of Public Works, on behalf the Office of Sustainability, is authorized to enter into one or more contracts to provide professional maintenance and operational services related to the installed Stations for a period or periods not to exceed a total of three (3) years, with two (2) one-year options to renew, exercisable with additional legislative authority in an amount not to exceed \$100,000.00 per year for the initial term and each renewal option. The selection of a professional consultant or consultants made under this section shall be made by the Board of Control upon the nomination of the Director of Public Works, on behalf of the Office of Sustainability, from a list of qualified consultants available for such employment as may be determined after a full and complete canvass by the Director of Public Works, on behalf of the Office of Sustainability, for the purpose of compiling such a list. The compensation to be paid for such services shall be fixed by the Board of Control. Professional services contracts herein authorized shall be prepared by the Director of Law, approved by the Director of Public Works, on behalf of the Office of Sustainability, and certified by the Director of Finance.

Section 6. That the Director of Public Works, on behalf the Office of Sustainability, is authorized to make one or more written standard purchase contracts and written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for a period not to exceed a total of three (3) years, with two (2) one-year options to renew, exercisable with additional legislative authority, for the necessary items of materials, equipment, supplies and services needed to maintain the Stations, including labor when necessary, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Public Works, on behalf the Office of Sustainability. 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.

Section 7. That under division (b) of Section 108 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 Works, on behalf the Office of Sustainability, 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 8. That the costs of the requirement contract or contracts shall be charged against Fund No. 10 SF 981, and the Director of Finance shall certify the amount of any purchase under the contracts, 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.

Section 9. That the costs of the professional service and/or standard contracts or contracts authorized in this ordinance shall be paid from Fund No. 10 SF 981. (RQS 0112, RLA 2024-130)

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

Passed April 28, 2025.

Effective April 30, 2025.

Ordinance No. 570-2025**By Council Member:** Kelly

An emergency ordinance authorizing the Director of the Department of Public Health to enter into agreement with B. Riley Sober House for peer support specialists project through the use of Ward 11 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 Health is hereby authorized to enter into agreement with B. Riley Sober House to support the activities of Peer Support Specialists for 2025, providing recovery-oriented activities through the use of Ward 11 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 11	\$15,000.00	G25715

Section 3. That the Law Department has reviewed and approved this proposal on April 24, 2025. The Department has reviewed and approved the proposal on April 7, 2025. Project shall begin as of May 1, 2025.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as deemed 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.

Passed April 28, 2025.**Effective April 30, 2025.**

Ordinance No. 571-2025**By Council Member:** Howse-Jones

An emergency ordinance authorizing the Director of the Department of Public Safety to enter into agreement with MidTown Cleveland, Inc. for the 2025 Asian Expo through the use of Ward 7 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 MidTown Cleveland, Inc. for the 2025 Asian Expo, a community expo promoting health and culture education, through the use of Ward 7 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 7	\$15,000.00	G25718

Section 3. That the Law Department has reviewed and approved this proposal on April 16, 2025. The Department has reviewed and approved the proposal on April 10, 2025. Project shall begin as of May 1, 2025.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as deemed 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.

Passed April 28, 2025.

Effective April 30, 2025.

Ordinance No. 572-2025**By Council Members:** Howse-Jones and Conwell

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with the Catholic Charities Corporation for the public purpose of providing the Fatima Family Center Afterschool Program funding through the use of Wards 7 and 9 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 Community Development is hereby authorized to enter into agreement with Catholic Charities Corporation for the public purpose of afterschool education programming by providing funding to the Fatima Family Center through the use of Wards 7 and 9 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$17,000.00, 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 7	\$8,500.00	G25714
Ward 9	\$8,500.00	G25714

Section 3. That the Law Department has reviewed and approved this proposal on April 16, 2025. The Department has reviewed and approved the proposal on April 9, 2025. Project shall begin as of September 1, 2025.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as deemed 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.

Passed April 28, 2025.**Effective April 30, 2025.**

Ordinance No. 573-2025**By Council Members:** Spencer

An emergency ordinance authorizing the Director of the Department of Public Safety to enter into agreement with Northwest Neighborhoods Community Development Corporation for the Summer Safety Film Series 2025 through the use of Ward 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 Safety is hereby authorized to enter into agreement with the Northwest Neighborhoods Community Development Corporation for the Summer Safety Film Series, for a community expo promoting public safety in Ward 15, through the use of Ward 15 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$5,000.00, 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 15	\$5,000.00	G25713

Section 3. That the Law Department has reviewed and approved this proposal on April 16, 2025. The Department has reviewed and approved the proposal on April 10, 2025. Project shall begin as of August 1, 2025.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as deemed 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.

Passed April 28, 2025.**Effective April 30, 2025.**

Resolution No. 436-2025

By Council Members: Kazy and Howse-Jones

An emergency resolution adopting the Children’s Outdoor Bill of Rights to declare the City of Cleveland’s commitment to providing access to parks and green spaces and a wide variety of quality outdoor opportunities for every Cleveland child.

WHEREAS, studies show that children who learn and play in nature are healthier, happier, and perform better in school; and

WHEREAS, children who have safe access to parks, zoos, nature centers, lakes and rivers, and other public outdoor areas are more resilient, more confident, more creative, and better problem solvers; and

WHEREAS, children who develop a positive relationship with nature are more likely to become tomorrow’s caretakers of our natural heritage; and

WHEREAS, children and families will have access to Cleveland’s parks, pools, trails, playgrounds and green spaces where they can freely play, feeling safe and secure.

WHEREAS, through its parks, trails, lakeshore, green spaces and other outdoor areas, Cleveland provides a wide variety of quality outdoor opportunities for its residents; and

WHEREAS, the Children’s Outdoor Bill of Rights declares that every child in Cleveland has the right to: 1) breathe fresh and clean air; 2) recreate safely on the beaches and in the waters of Lake Erie; 3) play in clean parks, greenspaces, rivers, and streams; 4) bike on safe trails in parks that connect community; 5) hike and explore safely in nature; 6) walk along tree-lined streets in their neighborhood; 7) play in the snow, build a snowman, ride a sled, and throw a snowball; 8) dig in soil, plant and nurture a seed, and watch it grow; 9) engage and connect with their community at events in parks and greenspaces; 10) bond with family and friends over an outdoor meal; 11) watch the stars shine bright during a peaceful night of camping; and 12) learn in nature, building confidence to be stewards of our natural world; 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 adopts the Children’s Outdoor Bill of Rights to declare the City of Cleveland’s commitment to providing access to parks and green spaces and a wide variety of quality outdoor opportunities for every Cleveland child.

Section 2. That this Council directs the Clerk of Council to transmit copies of this Resolution to John Marshall School of Civic and Business Leadership Sustainability Club, Mary Kennedy-Brown, Educator; and Western Reserve Land Conservancy, Renee Boronka, Director of Conservation Education and Outreach.

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 April 28, 2025.

Effective April 30, 2025.

Resolution No. 562-2025**By Council Member:** Starr**An emergency resolution declaring gun violence a public health crisis and pledging to work to reduce the pervasiveness of gun violence in the City of Cleveland.**

WHEREAS, with 4.52 firearm homicides per 100,000 people in 2021, the United States ranked first for firearm homicides among high-income countries with populations over 10 million; and

WHEREAS, gun violence affects people of all ages and races in the United States but has a disproportionate impact on Black males and Black young adults; more than half - or 55% - of all Black teenagers aged 15-17 who died in the United States in 2022, were killed by a firearm and;

WHEREAS, in the United States and Ohio in 2022, firearms were the leading cause of death for children under the age of 17; and

WHEREAS, 59 percent of American adults, or someone they care for, including 71 percent of Black and Latino Americans, have experienced gun violence in their lifetime, demonstrating the reach and impact gun violence has in communities across America; and

WHEREAS, in Ohio in 2023, 1,800 people died due to firearms, which is approximately 15 firearm deaths per 100,000 people; about 40% of those deaths were a result of homicide, while nearly 60% were a result of suicide; nearly 600 more people were shot and wounded; and

WHEREAS, in 2021, Cuyahoga County had the highest rate of gun-related deaths in Ohio with about 20 firearm deaths per 100,000 people; 80% of all homicide victims were male and nearly 86% of all homicide victims were Black; and

WHEREAS, Cleveland has been in the top ten for Black homicides in the country for nearly a decade; and

WHEREAS, in Cleveland between 2019 and 2024, there were a total of 953 homicides, of which 825 or 86.57% were Black victims; also between 2019 and 2024, out of a total of 953 homicides, 756 of the victims were Black people killed by a firearm, and of those, 75% were Black children between ages 0 and 17; and

WHEREAS, in Cleveland in 2023, there were just over 102 emergency room visits because of a gunshot wound per 100,000 residents; these gunshot wound victims were predominantly Black male Cleveland residents between the ages of 18 to 24; and

WHEREAS, in the United States in 2022, Black male teens and young adults ages 15-34 represented 2% of the total U.S. population, but accounted for 34% of all gun homicides, which was 24 times higher than white males of the same age group; and

WHEREAS, in Ohio in 2022, Black males ages 15-34 represented 2% of the state's population, but accounted for 41% of all gun homicides, which was 30 times higher than white males of the same age group; and

WHEREAS, these findings demonstrate the prevalence of gun violence in the United States and the detrimental effects that gun violence has on all citizens, and paint a grim picture of the impact of gun violence nationwide and in Ohio, highlighting the need for continued efforts to address the root causes of gun violence and prevent future tragedies; and

WHEREAS, those exposed to gun violence are more likely to engage in future gun violence, and such exposure can lead to a wide array of negative health behaviors and outcomes, including educational challenges, behavioral health issues, alcohol use, drug use, suicide, depression, anxiety, and mental illness; and

WHEREAS, gun violence affects people of all ages, from infants to the elderly, and is linked to many chronic diseases, including obesity and substance abuse, and has other serious physical, reproductive and mental health consequences; and

WHEREAS, this Council believes that gun violence in Cleveland is rooted in racial and health inequities and injustices experienced for generations by people of color and recognizes the need to provide positive and safe environments for adults and children through community programs as well as mental health services; and

WHEREAS, this Council understands it is vital for the residents of this City that public and private institutions develop an evidence-based public health response to address the underlying social, economic, and systemic factors that can lead to gun violence; and

WHEREAS, this Council is committed to collaborating and solidifying alliances with external partners to address minority health inequities, economic instability, education, social and community environment, neighborhood infrastructure, and other social determinants of health that impact gun violence and its effects on the delivery of human and social services, economic development, youth development, and public safety; 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 declares gun violence a public health crisis and pledges to work to reduce the pervasiveness of gun violence in the City of Cleveland.

Section 2. That the Clerk of Council is directed to transmit copies of this resolution to all members of Cuyahoga County Council, the Ohio House of Representatives, the Ohio State Senate, and Ohio Governor Mike DeWine.

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 April 28, 2025.

Effective April 30, 2025.

Resolution No. 563-2025**By Council Member:** Starr**An emergency resolution recognizing May 1 - May 7, 2025, as Gun Violence Survivors Week in Cleveland.**

WHEREAS, the United States is a nation of gun violence survivors; more people die from gun violence in the U.S. by early February than during an entire calendar year in other high-income countries; additionally, millions more are shot and wounded, threatened with a gun, or witness an act of gun violence in their lifetime; and

WHEREAS, a gun violence survivor is anyone who has personally experienced gun violence — whether they have witnessed an act of gun violence, been threatened or wounded with a gun, or know and cared for somebody wounded or killed with a gun; and

WHEREAS, the families, communities, and anyone with a personal experience of gun violence in their lifetime are also survivors of gun violence; and

WHEREAS, 59% of adults report that they or someone they know or care about have experienced gun violence in their lifetime; and

WHEREAS, identifying as a survivor encompasses different experiences: intimidation or receiving threats with a gun, being wounded by a gun, witnessing an act of gun violence, or having someone you know or care about wounded by or killed with a gun; and

WHEREAS, commemorating May 1 - May 7, 2025, as Gun Violence Survivors Week in Cleveland, will raise awareness about gun violence, recognize the trauma of gun violence survivors, and honor the lives stolen by gun violence; and

WHEREAS, on May 7, 2025, there will be a Ghetto Therapy Men's Night: "Survivors of Gun Violence" at the Langston Hughes Center in Cleveland; 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 recognizes May 1 - May 7, 2025, as Gun Violence Survivors Week in Cleveland.

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

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

Adopted April 28, 2025.

Effective April 30, 2025.

Resolution No. 564-2025

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

An emergency resolution determining the sufficiency of the application to add certain parcels of real property to the North Coast Waterfront New Community Authority District; amending the Petition for establishment of the North Coast Waterfront New Community Authority as a New Community Authority; setting a date for a public hearing under Chapter 349 of the Revised Code; and declaring an Emergency.

WHEREAS, pursuant to Chapter 349 of the Revised Code, a petition (the “Petition”) for the establishment of the North Coast Waterfront New Community Authority (the “Authority”) was filed with the Clerk this Council (the “Council”) by the City of Cleveland, Ohio (the “City”), in its capacity as statutory developer of the Authority (the “Developer”) on September 30, 2024, which Petition this Council approved pursuant to Ordinance No. 1061-2024, passed March 3, 2025; and

WHEREAS, the Petition generally described the boundaries of the North Coast Waterfront New Community District (the “District”); and

WHEREAS, the “organizational board of commissioners,” as that term is defined in division (F) of Section 349.01 of the Revised Code, for the Authority is the Council as the legislative authority of the City; and

WHEREAS, on April 28, 2025, together with The Great Lakes Museum of Science, Environment and Technology, and The Rock and Roll Hall of Fame and Museum, Inc. (the “Property Owners”), the Developer filed one (1) application (the “Application”) with the Council requesting that certain parcels of real property owned by the Property Owners be added to the District; and

WHEREAS, with respect to the Application, the City is the only City that can be defined as a “proximate city,” as that term is defined in division (M) of Section 349.01 of the Revised Code; and

WHEREAS, the Application further provides that the addition of such land will be conducive to the public health, safety, convenience and welfare of the District, will be consistent with the development of the District, will not jeopardize the plan of development of the District, and that such land to be added to the District is owned by, or under the control of the Developer, through leases with terms of at least seventy-five (75) years and/or options or contracts to purchase; and

WHEREAS, pursuant to division (A) of Section 349.03 of the Revised Code, the Council has reviewed the Application and determined that the Application complies with the requirements of Section 349.03 of the Revised Code as to form and substance; and

WHEREAS, the Council has further determined to fix a time and place of a public hearing on the Application, which public hearing shall be held not less than thirty (30) days nor more than forty-five (45) days from the date of the filing of the Application, and that notice of the public hearing shall be given by the Clerk of Council, all as required by division (A) of Section 349.03 of the 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. This Council hereby finds and determines that the Application complies with the requirement of Section 349.03 of the Revised Code as to form and substance.

Section 2. A public hearing on the Application shall be held on May 29, 2025, at 1:00 p.m. at the offices of the Council, located at 601 Lakeside Avenue, Cleveland, Ohio 44114.

Section 3. The clerk of this Council is directed to give notice of the public hearing on the Application by publication once each week for three (3) consecutive weeks in a newspaper of general circulation within Cuyahoga County, Ohio, pursuant to division (A)(8) of Section 349.03 of the Revised Code.

Section 4. That this Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this resolution were passed in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. 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 passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted April 28, 2025.

Effective April 30, 2025.

Resolution No. 575-2025**By Council Member:** Howse-Jones

An emergency resolution withdrawing objection to the transfer of location of a D1, D2, D3 and D3A Liquor Permit at 2400 Superior Avenue and repealing Resolution No. 334-2025, objecting to said permit.

WHEREAS, this Council objected to the transfer of location of a D1, D2, D3 and D3A Liquor Permit to Red Space Entertainment, LLC, 2400 Superior Avenue, Cleveland, Ohio 44114, Permit No. 7247189, by Resolution No. 334-2025, adopted by the Council on March 18, 2025; and

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

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

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

Section 1. That objection to the transfer of location of a D1, D2, D3 and D3A Liquor Permit to Red Space Entertainment, LLC, 2400 Superior Avenue, Cleveland, Ohio 44114, Permit No. 7247189, be and the same is hereby withdrawn and Resolution No. 334-2025, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

Adopted April 28, 2025.**Effective April 30, 2025.**

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

[* denotes interim committee member]

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), Gray*, Hairston, 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), Conwell*, Gray, Slife, Spencer, Starr.

TUESDAY – Alternating

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

WEDNESDAY – Alternating

10:00 a.m. – **Safety Committee:** Polensek (CHAIR), Gray, Howse-Jones, Kazy*, 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: Harsh (CHAIR), Griffin, Hairston, Polensek*, 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

BOARD OF ZONING APPEALS –

Elizabeth Kukla, Secretary

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 PLANNING COMMISSION – Calley Mersmann, Director

CIVIL SERVICE COMMISSION – Rachon Long, Executive Director**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**COMMUNITY RELATIONS BOARD** – Angela Shute-Woodson, Executive Director**ECONOMIC DEVELOPMENT** – Thomas S. McNair, Director**FINANCE** – Paul C. Barrett, 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

INNOVATION AND TECHNOLOGY – Stephanie Wernet, Chief Innovation and Technology Officer

LANDMARKS COMMISSION – Daniel A. Musson, Secretary

LAW – Mark D. Griffin, Director

Michele Comer, Chief Counsel

Stephanie K. Melnyk, 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 – Mark Duluk, 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

PARKS AND RECREATION – Alexandria Nichols, 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

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/>