

Ordinance No. 129-17

Council Members Polensek, Brancatelli and Kelley (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located at the intersection of Argus Avenue and East 133rd Street to the Northeast Ohio Regional Sewer District, for purposes of accessing its Heights Hilltop interceptor site.

WHEREAS, the Director of Capital Projects has requested the sale of the City-owned property to the Northeast Ohio Regional Sewer District (the "Redeveloper") no longer needed for public use and located at Argus Avenue and East 133rd Street for purposes of accessing its Heights Hilltop interceptor site; 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, it is found and determined that the following described property is no longer needed for public use:

Legal Description for Sublot No. 149

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being Sublot No. 149 in the Bratenahl Allotment of part of Original 100 Acre Lots, No. 351 as shown by the recorded plot in Volume 54 of Maps, Page 1 of Cuyahoga County Records.

Section 2. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to the Redeveloper at a price not less than the appraised value of \$4,225.00, which is determined to be fair market value, taking into account all restrictions, reversionary interests and similar encumbrances as may be placed by the City of Cleveland in the deed of conveyance.

Ordinance No. 129-17

Section 3. That the conveyance shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain necessary provisions, including restrictive reversionary interests as may be specified by the Board of Control or Director of Law, which shall protect the City's interests and shall specifically contain a provision against the erection of any advertising signs or billboards except permitted identification signs.

Section 4. That the Director of Capital Projects is authorized to execute any documents as may be necessary to effectuate the purposes of this ordinance.

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

RC:bg
2-6-17

FOR: Director Spronz

Ord. No. 129-17

**Council Members Polensek, Brancatelli and Kelley
(by departmental request)**

AN EMERGENCY ORDINANCE

Authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located at the intersection of Argus Avenue and East 133rd Street to the Northeast Ohio Regional Sewer District, for purposes of accessing its Heights Hilltop interceptor site.

READ FIRST TIME on FEBRUARY 6, 2017
and referred to **DIRECTORS** of Capital Projects,
City Planning Commission, Finance, Law;
COMMITTEES on Development Planning and Sustainability, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **104** Page _____

Published in the City Record _____

**REPORT
after second Reading**

PASSAGE RECOMMENDED BY
COMMITTEE ON
DEVELOPMENT, PLANNING AND
SUSTAINABILITY

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE

Ordinance No. 130-17

AN EMERGENCY ORDINANCE

**Council Member Kelley
(by departmental request)**

To make appropriations and provide current expenses for the daily operation of all municipal departments of the City of Cleveland for the fiscal year from January 1, 2017 until December 31, 2017.

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

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

Section 1. That to provide for the current expenses for the City of Cleveland for the fiscal year ending December 31, 2017, the following sums be and they are hereby appropriated via:

The sum of Six Hundred One Million, Three Hundred Seventy Two Thousand, Eight Hundred Twenty Two Dollars (\$601,372,822) from the General Fund;

The sum of Eighty Nine Million, Nine Hundred Eighty Two Thousand, Seven Hundred Seventy Nine Dollars (\$89,982,779) from the Special Revenue Funds;

The sum of Sixty Five Million, Two Hundred Sixty Six Thousand, Six Hundred Forty Eight Dollars (\$65,266,648) from the Debt Service Fund;

The sum of One Hundred Thirty Five Million, Five Hundred Ninety Thousand, Eighty Five Dollars (\$135,590,085) from the Internal Service Funds;

The sum of Seven Hundred Eighty Three Million, Eighty One Thousand, Five Hundred Seven Dollars (\$783,081,507) from the Enterprise Funds;

The sum of Eleven Million, Seven Hundred Eighty Two Thousand, Nine Hundred Fifty Four Dollars (\$11,782,954) from the Trust and Agency Funds;

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

Legislative Branch	\$	7,317,939
Judicial Branch	\$	39,664,876
Executive Branch		
General Government		20,001,119
Department of Aging		1,402,997
Department of Human Resources		2,509,208
Department of Law		12,008,022
Department of Finance		18,213,690
Department of Public Health		8,531,233
Department of Public Safety		349,453,277
Department of Public Works		73,607,029
Department of Community Development		294,153
Department of Building and Housing		12,264,381
Department of Economic Development		1,701,675
Nondepartmental		54,403,223
Total Executive Branch		554,390,007
TOTAL GENERAL FUND		601,372,822
Special Revenue Funds		89,982,779
Debt Service Funds		65,266,648
Internal Service Funds		135,590,085
Enterprise Funds		783,081,507
Agency Funds		11,782,954

Ordinance No. 130-17

TOTAL APPROPRIATIONS FOR 2017		\$ 1,687,076,795
GENERAL FUND		
LEGISLATIVE BRANCH		
Council and Clerk of Council		\$ 7,317,939
I Personnel and Related Expenses	\$ 5,175,840	
II Other Expenses	2,142,099	
TOTAL LEGISLATIVE BRANCH		\$ 7,317,939
JUDICIAL BRANCH		
Municipal Court - Judicial Division		\$ 23,983,097
I Personnel and Related Expenses	\$ 21,244,002	
II Other Expenses	2,739,095	
Municipal Court - Clerk's Division		\$ 11,389,988
I Personnel and Related Expenses	\$ 10,075,318	
II Other Expenses	1,314,670	
Municipal Court - Housing Division		\$ 4,291,791
I Personnel and Related Expenses	\$ 4,029,191	
II Other Expenses	262,600	
TOTAL JUDICIAL BRANCH		\$ 39,664,876
EXECUTIVE BRANCH		
GENERAL GOVERNMENT		
Office of the Mayor		\$ 3,059,968
I Personnel and Related Expenses	\$ 2,958,734	
II Other Expenses	101,234	
Office of Capital Projects		\$ 6,080,330
I Personnel and Related Expenses	\$ 5,554,487	
II Other Expenses	525,843	
Office of Quality Ctrl & Perf Mgmt		\$ 1,513,547
I Personnel and Related Expenses	\$ 1,143,314	
II Other Expenses	370,233	
Landmarks Commission		\$ 208,250
I Personnel and Related Expenses	\$ 196,066	
II Other Expenses	12,184	
Board of Building Standards and Appeals		\$ 136,541
I Personnel and Related Expenses	\$ 127,613	
II Other Expenses	8,928	
Board of Zoning Appeals		\$ 245,818
I Personnel and Related Expenses	\$ 222,944	
II Other Expenses	22,874	

Ordinance No. 130-17

Civil Service Commission		\$	1,416,200
I Personnel and Related Expenses	\$	613,935	
II Other Expenses		802,265	
Community Relations Board		\$	2,803,792
I Personnel and Related Expenses	\$	1,686,246	
II Other Expenses		1,117,546	
City Planning Commission		\$	2,042,131
I Personnel and Related Expenses	\$	1,945,595	
II Other Expenses		96,536	
Boxing and Wrestling Commission		\$	26,120
I Personnel and Related Expenses	\$	26,120	
Office of Sustainability		\$	712,381
I Personnel and Related Expenses	\$	575,131	
II Other Expenses		137,250	
Office of Equal Opportunity		\$	888,733
I Personnel and Related Expenses	\$	749,737	
II Other Expenses		138,996	
Office of Budget & Management		\$	867,308
I Personnel and Related Expenses	\$	820,177	
II Other Expenses		47,131	
TOTAL GENERAL GOVERNMENT		\$	20,001,119
DEPARTMENT OF AGING			
Department of Aging		\$	1,402,997
I Personnel and Related Expenses	\$	1,144,397	
II Other Expenses		258,600	
TOTAL DEPARTMENT OF AGING		\$	1,402,997
DEPARTMENT OF HUMAN RESOURCES			
Department of Human Resources		\$	2,509,208
I Personnel and Related Expenses	\$	1,384,430	
II Other Expenses		1,124,778	
TOTAL DEPARTMENT OF HUMAN RESOURCES		\$	2,509,208
DEPARTMENT OF LAW			
Department of Law		\$	12,008,022
I Personnel and Related Expenses	\$	7,106,303	
II Other Expenses		4,901,719	
TOTAL DEPARTMENT OF LAW		\$	12,008,022

Ordinance No. 130-17

DEPARTMENT OF FINANCE

Finance Administration		\$	1,297,608
I Personnel and Related Expenses	\$	905,793	
II Other Expenses		391,815	
Division of Accounts		\$	2,117,262
I Personnel and Related Expenses	\$	1,315,562	
II Other Expenses		801,700	
Division of Assessments and Licenses		\$	4,491,095
I Personnel and Related Expenses	\$	3,267,216	
II Other Expenses		1,223,879	
Division of Treasury		\$	843,923
I Personnel and Related Expenses	\$	727,576	
II Other Expenses		116,347	
Division of Purchases and Supplies		\$	732,122
I Personnel and Related Expenses	\$	692,360	
II Other Expenses		39,762	
Bureau of Internal Audit		\$	1,277,877
I Personnel and Related Expenses	\$	632,474	
II Other Expenses		645,403	
Division of Financial Reporting and Control		\$	1,445,526
I Personnel and Related Expenses	\$	1,424,190	
II Other Expenses		21,336	
Information Systems Services		\$	6,008,277
I Personnel and Related Expenses	\$	2,941,633	
II Other Expenses		3,066,644	
TOTAL DEPARTMENT OF FINANCE		\$	18,213,690

DEPARTMENT OF PUBLIC HEALTH

Public Health Administration		\$	1,386,442
I Personnel and Related Expenses	\$	977,637	
II Other Expenses		408,805	
Division of Health		\$	4,213,757
I Personnel and Related Expenses	\$	2,593,186	
II Other Expenses		1,620,571	
Division of Environment		\$	1,981,811
I Personnel and Related Expenses	\$	1,459,746	
II Other Expenses		522,065	
Division of Air Quality		\$	949,223
I Personnel and Related Expenses	\$	632,523	
II Other Expenses		316,700	
TOTAL DEPARTMENT OF PUBLIC HEALTH		\$	8,531,233

Ordinance No. 130-17

DEPARTMENT OF PUBLIC SAFETY

Public Safety Administration		\$	5,559,733
I Personnel and Related Expenses	\$	3,471,645	
II Other Expenses		2,088,088	
Division of Police		\$	199,450,827
I Personnel and Related Expenses	\$	189,488,865	
II Other Expenses		9,961,962	
Division of Fire		\$	87,796,793
I Personnel and Related Expenses	\$	83,477,323	
II Other Expenses		4,319,470	
Division of Emergency Medical Services		\$	31,627,275
I Personnel and Related Expenses	\$	28,283,254	
II Other Expenses		3,344,021	
Division of Animal Control Services		\$	2,429,548
I Personnel and Related Expenses	\$	1,904,403	
II Other Expenses		525,145	
Division of Correction		\$	14,706,873
I Personnel and Related Expenses	\$	11,116,486	
II Other Expenses		3,590,387	
Office of Professional Standards		\$	922,016
I Personnel and Related Expenses	\$	839,967	
II Other Expenses		82,049	
Police Review Board		\$	91,990
I Personnel and Related Expenses	\$	84,923	
II Other Expenses		7,067	
Community Police Commission		\$	781,294
I Personnel and Related Expenses	\$	386,858	
II Other Expenses		394,436	
Police Inspector General		\$	147,048
I Personnel and Related Expenses	\$	142,948	
II Other Expenses		4,100	
Department of Justice		\$	5,939,880
I Personnel and Related Expenses	\$	3,574,394	
II Other Expenses		2,365,486	
TOTAL DEPARTMENT OF PUBLIC SAFETY		\$	349,453,277

DEPARTMENT OF PUBLIC WORKS

Division of Public Works Administration		\$	3,152,172
I Personnel and Related Expenses	\$	2,945,760	
II Other Expenses		206,412	

Ordinance No. 130-17

Division of Recreation		\$	14,925,177
I Personnel and Related Expenses	\$	10,422,863	
II Other Expenses		4,502,314	
Division of Parking Facilities-On Street		\$	1,239,562
I Personnel and Related Expenses	\$	1,172,977	
II Other Expenses		66,585	
Division of Property Management		\$	7,925,588
I Personnel and Related Expenses	\$	5,732,233	
II Other Expenses		2,193,355	
Division of Park Maintenance and Properties		\$	15,495,302
I Personnel and Related Expenses	\$	9,869,667	
II Other Expenses		5,625,635	
Division of Waste		\$	27,290,576
I Personnel and Related Expenses	\$	15,864,306	
II Other Expenses		11,426,270	
Division of Traffic Engineering		\$	3,578,652
I Personnel and Related Expenses	\$	2,693,494	
II Other Expenses		885,158	
TOTAL DEPARTMENT OF PUBLIC WORKS		\$	73,607,029
DEPARTMENT OF COMMUNITY DEVELOPMENT DIRECTOR'S OFFICE			
Department of Community Development Director's Office		\$	294,153
I Personnel and Related Expenses	\$	284,503	
II Other Expenses		9,650	
TOTAL DEPT. OF COMMUNITY DEVELOPMENT		\$	294,153
DEPARTMENT OF BUILDING AND HOUSING			
Building and Housing Dir Office		\$	2,388,965
I Personnel and Related Expenses	\$	1,839,863	
II Other Expenses		549,102	
Division of Code Enforcement		\$	8,147,456
I Personnel and Related Expenses	\$	7,954,626	
II Other Expenses		192,830	
Division of Construction Permit		\$	1,727,960
I Personnel and Related Expenses	\$	1,702,317	
II Other Expenses		25,643	
TOTAL DEPARTMENT OF BUILDING AND HOUSING		\$	12,264,381
DEPARTMENT OF ECONOMIC DEVELOPMENT			
Economic Development		\$	1,701,675
I Personnel and Related Expenses	\$	1,679,942	
II Other Expenses		21,733	
TOTAL DEPT OF ECONOMIC DEVELOPMENT		\$	1,701,675

Ordinance No. 130-17

NONDEPARTMENTAL

County Auditor Deductions		\$	811,000
II Other Expenses	\$	811,000	
Other Administrative		\$	21,298,021
II Other Expenses	\$	21,298,021	
Transfers to Other Funds		\$	32,294,202
II Other Expenses	\$	32,294,202	

TOTAL NONDEPARTMENTAL		\$	54,403,223
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TOTAL EXECUTIVE BRANCH		\$	554,390,007
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TOTAL GENERAL FUND		\$	601,372,822
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SPECIAL REVENUE FUND

Restricted Income Tax Fund		\$	50,770,543
II Other Expenses	\$	50,770,543	
Street Construction, Maintenance & Repair Fund		\$	27,377,861
I Personnel and Related Expenses	\$	17,611,813	
II Other Expenses		9,766,048	
Schools Recreation & Cultural Activities Fund		\$	1,125,000
II Other Expenses	\$	1,125,000	
Division of Public Auditorium & Stadium-Stadium		\$	10,709,375
II Other Expenses	\$	10,709,375	

TOTAL SPECIAL REVENUE FUNDS		\$	89,982,779
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DEBT SERVICE FUND

Sinking Fund Commission		\$	65,266,648
III Debt Service	\$	65,266,648	

TOTAL DEBT SERVICE FUNDS		\$	65,266,648
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INTERNAL SERVICE FUND

Sinking Fund Commission		\$	732,222
I Personnel and Related Expenses	\$	195,530	
II Other Expenses		536,692	
Information Systems Services-Telephone Exchange		\$	7,840,116
I Personnel and Related Expenses	\$	1,461,441	
II Other Expenses		6,378,675	

Ordinance No. 130-17

Office of Radio Communications		\$	3,773,225
I Personnel and Related Expenses	\$	619,848	
II Other Expenses		3,153,377	
Division of Motor Vehicle Maintenance		\$	16,650,886
I Personnel and Related Expenses	\$	5,832,774	
II Other Expenses		10,818,112	
Division of Printing and Reproduction		\$	2,322,373
I Personnel and Related Expenses	\$	947,443	
II Other Expenses		1,374,930	
City Storeroom and Central Warehouse		\$	581,520
I Personnel and Related Expenses	\$	111,320	
II Other Expenses		470,200	
Health Self Insurance		\$	85,598,860
II Other Expenses	\$	85,598,860	
Prescription Self Insurance		\$	18,090,883
II Other Expenses	\$	18,090,883	
TOTAL INTERNAL SERVICE FUNDS		\$	135,590,085

ENTERPRISE FUNDS

DEPARTMENT OF PUBLIC UTILITIES

Utilities Administration		\$	5,737,351
I Personnel and Related Expenses	\$	4,689,452	
II Other Expenses		1,047,899	
Division of Fiscal Control		\$	7,566,024
I Personnel and Related Expenses	\$	5,932,921	
II Other Expenses		1,633,103	
Division of Water		\$	344,934,068
I Personnel and Related Expenses	\$	86,606,763	
II Other Expenses		258,327,305	
Division of Water Pollution Control		\$	27,923,681
I Personnel and Related Expenses	\$	11,621,864	
II Other Expenses		16,301,817	
Division of Cleveland Public Power		\$	214,642,434
I Personnel and Related Expenses	\$	26,088,592	
II Other Expenses		188,553,842	
TOTAL DEPARTMENT OF PUBLIC UTILITIES		\$	600,803,558

Ordinance No. 130-17

DEPARTMENT OF PORT CONTROL

Divisions of Cleveland Hopkins & Burke Lakefront			
Airports - Operations		\$	165,221,118
I Personnel and Related Expenses	\$	32,752,810	
II Other Expenses		132,468,308	
TOTAL DEPARTMENT OF PORT CONTROL		\$	165,221,118

DEPARTMENT OF PUBLIC WORKS

Division of Cemeteries			\$	1,766,809
I Personnel and Related Expenses	\$	1,318,577		
II Other Expenses		448,232		
Golf Course Fund			\$	18,381
I Personnel and Related Expenses	\$	381		
II Other Expenses		18,000		
Division of Parking Facilities-Off Street Parking			\$	10,851,878
I Personnel and Related Expenses	\$	1,373,600		
II Other Expenses		9,478,278		
Division of Public Auditorium			\$	2,719,263
I Personnel and Related Expenses	\$	1,444,032		
II Other Expenses		1,275,231		
Division of West Side Market			\$	1,660,500
I Personnel and Related Expenses	\$	488,714		
II Other Expenses		1,171,786		
Division of Property Management - East Side Market			\$	40,000
II Other Expenses	\$	40,000		
TOTAL DEPARTMENT OF PUBLIC WORKS			\$	17,056,831

TOTAL ENTERPRISE FUNDS

\$ 783,081,507

AGENCY FUND

Central Collection Agency			\$	11,782,954
I Personnel and Related Expenses	\$	7,601,732		
II Other Expenses		4,181,222		
TOTAL AGENCY FUND			\$	11,782,954

Ordinance No. 130-17

Section 2. That the appropriations herein made are based upon the detail of expenditures set forth in the Mayor's Estimate, but are appropriated to the several departments, offices, and purposes in the aggregate for I. - Personnel and Related Expenses; and II. - Other Expenses and are not severally and individually appropriated in said detail. Any unencumbered balance in an appropriation fund at the close of the year 2016 is hereby appropriated to such fund for the payment of unpaid obligations lawfully incurred in 2017 or prior years. The Mayor's Estimate, as modified by the schedule published pursuant to Section 39 of the Charter shall within the sums appropriated in Section 1 hereof, constitute the expenditure budget for the year 2017 and shall be subject to the control of the Mayor, provided, however, that no transfer from I. - Personnel and Related Expenses, or II. - Other Expenses within any department or office, or from one department or office to another shall be made except as provided in Section 41 of the Charter.

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

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

SD:lc

2-6-17

FOR: Director Dumas

Ordinance No. 131-17

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Safety to enter into an amendment to Contract No. CT 6001 PS 2016-165 with Hexagon Safety & Infrastructure dba Intergraph Corporation to provide additional services needed to implement the Computer Aided Dispatch System Upgrade Project for the Division of Police, Department of Public Safety.

**Council Members Zone and Kelley
(by departmental request)**

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

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

Section 1. That the Director of Public Safety is authorized to enter into an amendment to Contract No. CT 6001 PS 2016-165 with Hexagon Safety & Infrastructure dba Intergraph Corporation to provide additional services needed to implement the Computer Aided Dispatch System Upgrade Project for the Division of Police, Department of Public Safety. The services include the creation of an additional module to capture data required by the Department of Justice Consent Decree and to add mobile responders for the Computer Aided Dispatch System to allow first responders to access data via smart phone and tablet devices. All other terms and conditions of the contract shall remain the same.

Section 2. The cost of the contract amendment is estimated to be \$425,836.00 and shall be paid from Fund Nos. 11 SF 006, 20 SF 517, 20 SF 524, 20 SF 532, 20 SF 539, 20 SF 545, 20 SF 551, 20 SF 553, 20 SF 559, 20 SF 562, 20 SF 566, 20 SF 573, from the fund or funds to which are credited the proceeds of the sale of future bonds if authorized by this Council and sold by the City for a purpose which includes this purpose, and any and all funds approved by the Director of Finance for this purpose, RQS 6001, RLA 2017-1.

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.

NK:nl
2-6-17

FOR: Director McGrath

Ord. No. 132-17

**Council Members McCormack, Brancatelli and Kelley
(by departmental request)**

AN EMERGENCY ORDINANCE

To amend the title and Section 1 of Ordinance No. 1440-15, passed December 7, 2015, and the title and Section 2 of Ordinance No. 1441-15, passed December 7, 2015.

READ FIRST TIME on FEBRUARY 6, 2017

and referred to DIRECTORS of Economic Development, Finance, Law;
COMMITTEES on Community and Economic Development, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **104**

Page _____

Published in the City Record _____

**REPORT
after second Reading**

**PASSAGE RECOMMENDED BY
COMMITTEE ON
DEVELOPMENT, PLANNING AND
SUSTAINABILITY**

FILED WITH COMMITTEE

**PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE**

FILED WITH COMMITTEE

Ordinance No. 133-17

Council Members Zone, Brancatelli and Kelley (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Economic Development to execute a deed of easement granting to SAMCO Properties LTD, or its designees, certain easement rights in property currently known as Permanent Parcel Number 001-21-011 located near the intersection of Lake Avenue and West 117th Street, and declaring that the easement rights granted are not needed for the City's public use.

WHEREAS, SAMCO Properties, LTD, or its designees ("SAMCO"), has requested the Director of Economic Development to convey certain easement rights in property located in property currently known as Permanent Parcel Number 001-21-011 located near the intersection of Lake Avenue and West 117th Street and

WHEREAS, SAMCO requires an easement to erect and maintain a fence and/or ornamental landscaping needed to facilitate their Shoppes at Clifton development; and

WHEREAS, the easement rights to be granted are not needed for the City's public use; 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, it is found and determined that an easement interest, not to exceed 10 feet wide, in the following described property depicted in the map placed in File No. 133-17-A is not needed for the City's public use.

Section 2. That the Commissioner of Purchases and Supplies is authorized to convey the above-described easement interest to SAMCO subject to any conditions stated in this ordinance. The consideration to be paid for this property shall not exceed \$1.00 and other valuable consideration, which is determined to be fair market value.

Section 3. That the easement shall be non-exclusive and the purpose of the easement shall be to erect and maintain a fence needed to facilitate their Shoppes at Clifton development.

Ordinance No. 133-17

Section 4. That the duration of the easement shall be perpetual; that the easement shall not be assignable without the consent of the Director of Economic Development; that the easement shall require that SAMCO provide reasonable insurance, maintain any SAMCO improvements located within the easement; pay any applicable taxes and assessments; and shall contain such other terms and conditions that the Director of Law determines to be necessary to protect and benefit the City.

Section 5. That the conveyance referenced above shall be made by official deed of easement prepared by the Director of Law and executed by the Director of Economic Development on behalf of the City of Cleveland. The Directors of Economic Development and Law are authorized to execute any other documents, including without limitation, contracts for right of entry, as may be necessary to effect this ordinance.

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.

GEP:nl
2-6-17

FOR: Interim Director Ebersole

Council Members Zone, Brancatelli and Kelley (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Economic Development to execute a deed of easement granting to SAMCO Properties LTD, or its designees, certain easement rights in property currently known as Permanent Parcel Number 001-21-011 located near the intersection of Lake Avenue and West 117th Street, and declaring that the easement rights granted are not needed for the City's public use.

READ FIRST TIME on FEBRUARY 6, 2017

REPORTS

and referred to **DIRECTORS** of Economic Development, City Planning Commission, Finance, Law; **COMMITTEES** on Development Planning and Sustainability, Finance

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **104** Page _____

Published in the City Record _____

PASSAGE RECOMMENDED BY
COMMITTEE ON
**DEVELOPMENT, PLANNING AND
SUSTAINABILITY**

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE

Ordinance No. 134-17

**Council Members Pruitt, Brady and Kelley
(by departmental request)**

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Utilities to exercise the first option to renew Contract No. RC 2015-56 with Rexel, Inc. to maintain and replace components of the SCADA and PCCS water plant systems which are manufactured by Rockwell Automation Inc.

WHEREAS, under the authority of Ordinance No. 796-14, passed July 16, 2014, the Director of Public Utilities entered into Contract No. RC 2015-56 with Rexel, Inc. to provide for labor, training, and materials necessary to maintain and replace components of the SCADA and PCCS Systems manufactured by Rockwell Automation, including replacement parts, switchgear, motor control center components, equipment, computer software, software upgrades, support software, software implementation, system changes, configurations, programming, tuning, upgrades, services and support and maintenance necessary for the operation of the systems; and

WHEREAS, Ordinance No. 796-14 requires further legislation before exercising the first option to renew on this contract; 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 Utilities is authorized to exercise the first option to renew Contract No. RC 2015-56 for an additional year in the approximate amount of \$100,000.00, for the requirements for an additional year to provide for labor, training, and materials necessary to maintain and replace components of the SCADA and PCCS Systems manufactured by Rockwell Automation, including replacement parts, switchgear, motor control center components, equipment, computer software, software upgrades, support software, software implementation, system changes, configurations, programming, tuning, upgrades, services and support and maintenance necessary for the operation of the systems. This ordinance constitutes the additional legislative authority required by Ordinance No. 796-14 to exercise this option. (RQN 2002, RL 2017-1)

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

GB:bg
2-6-17
FOR: Director Davis

Ord. No. 134-17

Council Members Pruitt, Brady and Kelley (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Utilities to exercise the first option to renew Contract No. RC 2015-56 with Rexel, Inc. to maintain and replace components of the SCADA and PCCS water plant systems which are manufactured by Rockwell Automation Inc.

READ FIRST TIME on FEBRUARY 6, 2017
and referred to **DIRECTORS of Public Utilities, Finance, Law;**
COMMITTEES on Utilities, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **104** Page _____

Published in the City Record _____

REPORT
after second Reading

PASSAGE RECOMMENDED BY COMMITTEE ON UTILITIES	
FILED WITH COMMITTEE	_____

PASSAGE RECOMMENDED BY COMMITTEE ON FINANCE	
FILED WITH COMMITTEE	_____

Resolution No. 135-17

AN EMERGENCY RESOLUTION

Declaring this Council's support of the application of Cleveland Housing Network in partnership with the Metro West Office of the Detroit Shoreway Community Development Organization to the Ohio Housing Finance Agency for the use of low-income housing tax credits.

**Council Members Cummins, McCormack,
Zone and Brancatelli**

WHEREAS, each year the Ohio Housing Finance Agency allocates housing credits for affordable housing developments throughout Ohio using a competitive proposal process; and

WHEREAS, Cleveland Housing Network in partnership with the Metro West Office of the Detroit Shoreway Community Development Organization is proposing to develop "International Village LP" consisting of 31 high-quality, single-family enterprise green housing units in the Clark-Fulton and Stockyards neighborhoods of Cleveland, Ohio; and

WHEREAS, 100% of these homes will be affordable to families with incomes at or below 60% of the area median income and no housing units will be market rate; and

WHEREAS, residents of this project will have the opportunity to purchase their homes at an affordable price at the end of the housing tax credit compliance period; and,

WHEREAS, this application will benefit the citizens of the City; and

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

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

Section 1. That this Council hereby declares its support of the application of Cleveland Housing Network in partnership with the Metro West Office of the Detroit Shoreway Community Development Organization to the Ohio Housing Finance Agency for the use of low-income housing tax credits.

Section 2. That the Clerk of Council is hereby directed to transmit certified copies of this resolution to the Executive Director of the Cleveland Housing Network, Inc. and to the Metro West Office of DSCDO.

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.

