

Fair Employment Wage Board  
Meeting Minutes 5/21/01

**Present: Angela Caldwell, Patrick Gallagher, Kathryn Jackson, Tanya Jones, Gerald Meyer, Jeffrey Patterson and Chris Warren.**

- Initial meeting was an orientation to the Fair Employment Wage Board and review of the Law.
- Chris Warren presented an overview about the Fair Employment Wage Law and composition.
- Tanya Jones presented information regarding the purpose of the FEWB and Living Wage Compliance.
- A suggestion was made by Gerald Meyer to create a one-page brochure/fact sheet explaining the Fair Employment Wage Law to area businesses.

**The next FEWB meeting will be held in September 2001. Agenda items for this meeting are listed below:**

- Vote for a Chairperson and Vice-Chairperson
- Design a brochure/fact sheet explaining the Fair Employment Wage Law to area businesses.

In accordance with C.O. 189.05 (a) (1), attached are various reports reflecting monitoring for compliance with the Fair Employment Wage Law (FEWL).

- Exhibit A is a report listing all contracts entered into by the City since the effective date of the FEWL. The following two exhibits are subsets of the Exhibit A report.
- Exhibit B is a report listing all Service Contracts, as defined in the FEWL, and the status of monitoring these contracts.
- Exhibits C1 and C2 are reports listing all contracts for Assistance, as defined in the FEWL, and the status of monitoring of those contracts.



# CLERK OF COUNCIL

The following Ordinance was passed by the Council of the City of Cleveland

NOVEMBER 20, 2000.

## ORDINANCE NO. 1809-2000

Ord. No. 1809-2000.

By Councilmen Britt, Melena, Patmon (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into an Empowerment Zone Business Opportunity contract with Swift Davis Cleaning and Laundry, Inc. to provide economic development assistance to partially finance the renovation of real property located at 8220 Carnegie Avenue, Cleveland, Ohio.

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

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Economic Development is hereby authorized to enter into an Empowerment Zone Business Opportunity contract with Swift Davis Cleaning and Laundry, Inc. to provide economic development assistance to partially finance the renovation of real property located at 8220 Carnegie Avenue, Cleveland, Ohio.

Section 2. That the terms of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1809-2000-A.

Section 3. That the Director of Economic Development shall, pursuant to the authority of Ordinance No. 82-96, passed April 1, 1996, put Economic Development Initiative Grant funds in an amount equal to the Loan amount in the Empowerment Zone Debt Service Reserve account created by that ordinance. Said grant funds shall be paid from Fund No. 18 SF 003.

Section 4. That the costs of said contract shall not exceed a Loan

Amount of \$109,345 and a Rebate Amount of \$43,738. The Loan shall be paid from Fund Nos. 18 SF 001 and 18 SF 003 and the Rebate Amount shall be paid from Fund No. 18 SF 003, Request No. 13133.

Section 5. That the Director of Economic Development is hereby authorized and directed to accept collateral as set forth in the Executive Summary contained in the file referenced above in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

Section 6. That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 18 SF 002.

Section 7. That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable fees under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. Such fees shall be deposited and expended from Fund No. 18 SF 004.

Section 8. That the Director of Law is hereby authorized to prepare said contract and such other documents as may be appropriate to complete the transaction.

Section 9. 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 November 20, 2000.

Effective November 30, 2000.

I, Ruby F. Moss, Clerk of Council of the City of Cleveland, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 1809-2000 passed by the Council of the City of Cleveland, NOVEMBER 20, 2000; EFFECTIVE NOVEMBER 30, 2000. WITNESS my hand and seal at Cleveland, Ohio, this 24<sup>TH</sup> day of JANUARY, 2001.

  
Ruby F. Moss  
Clerk of Council

at 2/7/01 189.031 (Health Care Revision)

## Supplement

February 7, 2001

The City Record

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arate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

**Section 2.** That the cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 34411)

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

Passed January 29, 2001.  
Effective February 1, 2001.

**Ord. No. 2210-2000.**  
By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of traffic signals, poles, controllers, sign blanks, reflective sheeting and other related materials, for the Division of Traffic Engineering and Parking, Department of Public Safety.

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

Be it ordained by the Council of the City of Cleveland:

**Section 1.** That the Director of Public Safety is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of traffic signals, poles, controllers, sign blanks, reflective sheeting and other related materials in an amount not to exceed \$300,000 to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Traffic Engineering and Parking, Department of Public Safety. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

**Section 2.** That the cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract

duly certified by the Director of Finance. (RL 34410)

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

Passed January 29, 2001.  
Effective February 1, 2001.

**Ord. No. 2265-2000.**  
By Councilmen Patmon and Lewis (by departmental request).

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 189.031 thereof, relating to health care insurance preference.

Whereas, Council passed Ordinance No. 2009-A-99 on June 19, 2000 enacting Chapter 189 of the Codified Ordinances, known as the Cleveland Fair Employment Law; and

Whereas, newly enacted Codified Ordinance 189.02(d)(1)(A) directs the Division of Purchases and Supplies to promulgate regulations for the evaluation of bids and proposals that provide for meaningful consideration of the offering of reasonably health care insurance in determining the lowest and best or lowest responsible bid; and

Whereas, newly enacted Codified Ordinance 189.02(d)(1)(A) requires that the regulations be reviewed and approved by the Council; and

Whereas, the Division of Purchases and Supplies through the Director of Finance submits these proposed regulations regarding bids, proposals and health care insurance to the Council; 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 Codified Ordinances of Cleveland, Ohio, 1976, are hereby supplemented by enacting Section 189.031, to read as follows:

### Section 189.031 Health Care Insurance Preference

(a) All bid specifications and requests for proposals for Service Contracts shall request the bidder to specify the information required in the preceding section about the health care insurance offered to its Covered Employees who work thirty (30) or more hours a week.

(b) In evaluating bids or proposals for a Service Contract, the Commissioner of Purchases and Supplies or the Applicable Department may give preference to a prospective Service Contractor who provides reasonable health care insurance to its Covered Employees who work thirty (30) or more hours a week. If a prospective Service Contractor can demonstrate that it has offered reasonable health care insurance to its employees, but as a group the employees have refused the health care insurance coverage, that prospective Service Contractor may be entitled to a preference. However, no preference shall be given if the price bid for the Service Contract exceeds by more than five percent (5%) the lowest price bid for the Service Contract.

(c) In order to be eligible for a preference, the bidder shall submit with its bid or proposal the following information as to all of its health care insurance plans:

(1) the amount of employee contribution to the health care plan; and

(2) the amount of any deductible; and

(3) the amount of any copayments; and

(4) whether dental insurance is provided; and

(5) the range of services covered.

(d) Health care insurance is reasonable if the health care insurance offered is comparable or superior to that offered by the City of Cleveland to its employees with respect to all of the following factors:

(1) the amount of employee contribution to the health care plan; and

(2) the amount of any deductible; and

(3) the amount of any copayments; and

(4) whether dental insurance is provided; and

(5) the range of services covered.

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

Passed January 29, 2001.  
Effective February 1, 2001.

**Ord. No. 2267-2000.**  
By Councilman Cintron (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to Stonebridge Building and Design, Inc. for Phase II Stonebridge Apartments Project for architectural, aerial and streetscape encroachments into the right-of-way of Detroit Avenue and the Superior Viaduct.

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 Service hereby is authorized to issue a permit, revocable at the will of Council, and assignable by the Permittee with the written consent of the Director of Public Service to Stonebridge Building and Design, Inc. for the Phase II Stonebridge Apartments Project, its successors and assigns, for the construction, use and maintenance of architectural, aerial and streetscape encroachments, which will encroach into the public right-of-way of Detroit Avenue and the Superior Viaduct and are more fully described as follows:

### STONEBRIDGE APARTMENTS PHASE II / FRONT / ENCROACHMENT AREA

Situated in the City of Cleveland, County of Cuyahoga and the State of Ohio and known as being part of Detroit Avenue, width varies, and being further described as follows:

Beginning at the intersection of the Northwesterly line of Detroit Avenue, width varies, and the Southwesterly line of Center Street, 66.00