

The City Record

Official Publication of the Council of the City of Cleveland



December the Thirty-First, Two Thousand and Three

Jane L. Campbell
Mayor

Frank G. Jackson
President of Council

Valarie J. McCall
City Clerk, Clerk of Council

Ward	Name
1	Joseph T. Jones
2	Robert J. White
3	Zachary Reed
4	Kenneth L. Johnson
5	Frank G. Jackson
6	Patricia J. Britt
7	Fannie M. Lewis
8	Sabra Pierce Scott
9	Kevin Conwell
10	Roosevelt Coats
11	Michael D. Polensek
12	Edward W. Rybka
13	Joe Cimperman
14	Nelson Cintron, Jr.
15	Merle R. Gordon
16	Michael C. O'Malley
17	Matthew Zone
18	Jay Westbrook
19	Dona Brady
20	Martin J. Sweeney
21	Michael A. Dolan

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PRESORTED STANDARD
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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Frank G. Jackson

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Robert J. White	3760 East 126th Street	44105
3	Zachary Reed	3734 East 149th Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	Sabra Pierce Scott	9212 Kempton Avenue	44108
9	Kevin Conwell	774 East 131st Street	44108
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cintron, Jr.	3004 Vega Avenue	44113
15	Merle R. Gordon	1700 Denison Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Matthew Zone	1228 West 69th Street	44102
18	Jay Westbrook	1278 West 103rd Street	44102
19	Dona Brady	3466 Bosworth Road	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

City Clerk, Clerk of Council – Valarie J. McCall, 216 City Hall, 664-2840
First Assistant Clerk – Sandra Franklin

MAYOR – Jane L. Campbell
Debra M. Janik, Chief of Staff
David M. McGuirk, Executive Assistant
Timothy Mueller, Executive Assistant
Craig Tame, Executive Assistant
Henry Guzman, Director, Office of Equal Opportunity
Margreat A. Jackson, Legislative Affairs Liaison
Erik Janas, Inter-Governmental Affairs Officer
Lorna Wisham, Chief Public Affairs Officer

DEPT. OF LAW – Subodh Chandra, Director, Galen L. Schuerlein, Acting Chief Counsel, Rm. 106
Karen E. Martinez, Law Librarian, Room 100

DEPT. OF FINANCE – Robert H. Baker, Director, Room 104;
Frank Badalamenti, Manager, Internal Audit
DIVISIONS: Accounts – Alan Schneider, Commissioner, Room 19
Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122
City Treasury – Algeron Walker, Treasurer, Room 115
Financial Reporting and Control – James Gentile, Controller, Room 18
Information Technology and Services – James S. Higgins, Commissioner, 1404 East 9th Street
Purchases and Supplies – Myrna Branche, Commissioner, Room 128
Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue
Taxation – Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue

DEPT. OF PUBLIC UTILITIES – Michael G. Konicek, Director, 1201 Lakeside Avenue
DIVISIONS – 1201 Lakeside Avenue
Cleveland Public Power – James F. Majer, Commissioner
Street Lighting Bureau – _____, Acting Chief
Utilities Fiscal Control – Dennis Nichols, Commissioner
Water – Julius Ciaccia, Jr., Commissioner
Water Pollution Control – Darnell Brown, Commissioner

DEPT. OF PORT CONTROL – John C. Mok, Director
Cleveland Hopkins International Airport, 5300 Riverside Drive
Burke Lakefront Airport – Khalid Bahhur, Commissioner
Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC SERVICE – Mark Ricchiuto, Director, Room 113
DIVISIONS: Architecture – Kurt Weibusch, Commissioner, Room 517
Engineering and Construction – Randall E. DeVaul, Commissioner, Room 518
Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards
Streets – Randell T. Scott, Commissioner, Room 25
Traffic Engineering – Robert Mavec, Commissioner, 4150 East 49th Street, Building #1
Waste Collection and Disposal – Ron Owens, Commissioner, 5600 Carnegie Avenue

DEPT. OF PUBLIC HEALTH – Matthew Carroll, Acting Director, Mural Building, 1925 St. Clair Ave.
DIVISIONS: Air Quality – Commissioner
Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
Environment – Willie Bess, Acting Commissioner, Mural Building, 1925 St. Clair Ave.
Health – Dr. Wendy Johnson, Acting Commissioner, Mural Building, 1925 St. Clair Ave.

DEPT. OF PUBLIC SAFETY – James A. Draper, Director, Room 230
DIVISIONS: Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street
Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive
Fire – Kevin G. Gerrity, Chief, 1645 Superior Avenue
Police – Edward F. Lohm, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF PARKS, RECREATION & PROPERTIES – Natalie A. Ronayne, Director
Cleveland Convention Center, Clubroom A, 1220 East 6th Street
DIVISIONS: Convention Center & Stadium – James Glending, Commissioner
Public Auditorium, East 6th Street and Lakeside Avenue
Parking Facilities – Dennis Donahue, Commissioner
Public Auditorium, East 6th Street and Lakeside Avenue
Park Maintenance and Properties – Richard L. Silva, Commissioner
Public Auditorium – East 6th Street and Lakeside Avenue
Property Management – Tom Nagle, Commissioner, East 49th Street & Harvard
Recreation – Michael Cox, Commissioner, Room 8
Research, Planning & Development – Mark Fallon, Commissioner, 1501 N. Marginal Road
Burke Lakefront Airport

DEPT. OF COMMUNITY DEVELOPMENT – Linda M. Hudecek, Director, 3rd Floor, City Hall
DIVISIONS: Administrative Services – Terrence Ross, Commissioner
Neighborhood Services – Louise V. Jackson, Commissioner
Neighborhood Development – Joseph A. Sidoti, Commissioner

DEPT. OF BUILDING AND HOUSING – James G. Williams, Director, Room 500
DIVISIONS: Code Enforcement – Tyrone L. Johnson, Commissioner
Construction Permitting – Timothy R. Wolosz, Commissioner

DEPT. OF PERSONNEL AND HUMAN RESOURCES – Gina Routen, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – Steven Sims, Director, Room 210

DEPT. OF AGING – Jane E. Fumich, Director, Room 122

DEPT. OF CONSUMER AFFAIRS – Kenya Taylor, Director

COMMUNITY RELATIONS BOARD – Room 11, Jeffrey D. Johnson, Director; Mayor Jane L. Campbell, Chairman Ex-Officio; Rev. Charles Lucas, Jr., Vice-Chairman; Councilman Kevin Conwell, Councilman Matthew Zone, City Council Representatives; Charles L. Patton, Jr., Paula Castleberry, Emmett Saunders, John Banno, Kathryn M. Hall, Evangeline Hardaway, Janet Jankura, Gia Hoa Ryan, Rev. Jesse Harris, Magda Gomez, Fred J. Livingstone, Margot James Copeland.

CIVIL SERVICE COMMISSION – Room 119, Reynaldo Galindo, President; Rev. Earl Preston, Vice President; Jonalyn M. Krupka, Secretary; Members: Diane M. Downing, William Morrison.

SINKING FUND COMMISSION – Jane L. Campbell, President; Council President Frank G. Jackson; Betsy Hruby, Asst. Sec'y.; Robert H. Baker, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members; Margreat Hopkins, Ozell Dobbins, Joan Shaver Washington, Christopher Carmody, Eugene Cranford, Jr., Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516, J. F. Denk, Chairman; James Williams, Arthur Saunders, Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.S. Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Subodh Chandra, President; Finance Director Robert H. Baker, Secretary; Council President Frank G. Jackson.

BOARD OF SIDEWALK APPEALS – Service Director Mark Ricchiuto; Law Director Subodh Chandra; Councilman Martin J. Sweeney.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Subodh Chandra; Utilities Director Michael G. Konicek; Council President Frank G. Jackson.

CITY PLANNING COMMISSION – Room 501 – Christopher S. Ronayne, Director; Anthony J. Coyne, Chairman; David Bowen, Lillian W. Burke, Lawrence A. Lumpkin, Gloria Jean Pinkney, Rev. Sam Edward Small, Councilman Joseph Cimperman.

FAIR EMPLOYMENT WAGE BOARD – Room 210 – Gerald Meyer, Chair; Angela Caldwell, Vice Chair; Patrick Gallagher, Kathryn Jackson, Draydean McCaleb, Council Member Nelson Cintron, Ed Romero.

HOUSING ADVISORY BOARD – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Loehr, Mark McDermott, Marcia Nolan, David Perkowski, Joan Shaver Washington, Keith Sutton, Council Member Merle Gordon.

FAIR HOUSING BOARD – Charles See, Chair; Cindy Barber, Vice Chair; Michael Doud, Doris Honsa, Richard Lenard.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman; Clint Martin, Mark Rivera.

MORAL CLAIMS COMMISSION – Law Director Subodh Chandra; Chairman; Finance Director Robert H. Baker; Council President Frank G. Jackson; Councilman Dona Brady; Councilman Martin J. Sweeney.

BOARD OF EXAMINERS OF ELECTRICIANS – Samuel Montfort, Chairman; Donald Baulknight, Anton J. Eichmuller, J. Gilbert Steele, Raymond Ossovicki, Chief Electrical Inspector; Laszlo V. Kemes, Secretary to the Board.

BOARD OF EXAMINERS OF PLUMBERS – Joseph Gyorik, Chairman; Earl S. Bumgarner, Alfred Fowler, Jozef Valencik, Lawrence Skule, Chief Plumbing Inspector; Laszlo V. Kemes, Secretary to the Board.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Paul Volpe, Chair; Ted Sande, Vice Chair; James Gibans, India Pierce Lee, Robert Madison, Randall B. Shorr, Chris Ronayne, N. Kurt Wiebusch, Council Member Joe Cimperman, Dwayne J. Simpson; Robert Keiser, Secretary.

CLEVELAND MUNICIPAL COURT JUSTICE CENTER – 1200 ONTARIO STREET JUDGE COURTROOM ASSIGNMENTS

Judge	Courtroom
Presiding and Administrative Judge Larry A. Jones	13C
Judge Ronald B. Adrine	15A
Judge C. Ellen Connally	15C
Judge Sean C. Gallagher	12C
Judge Emanuella Groves	12B
Judge Mabel M. Jasper	14D
Judge Kathleen Ann Keough	13D
Judge Mary E. Kilbane	14C
Judge Ralph J. Perk, Jr.	14B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Angela R. Stokes	13A
Judge Robert J. Trozzi	14A
Judge Joseph J. Zone	12A

Earle B. Turner – Clerk of Courts, Michael E. Flanagan – Court Administrator, Paul J. Mizerak – Bailiff; Kenneth Thomas – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate

The City Record



OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

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WEDNESDAY, DECEMBER 31, 2003

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CITY COUNCIL

MONDAY, DECEMBER 29, 2003

The City Record

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2002-2005

MONDAY

9:30 A.M. — **Public Parks, Property & Recreation Committee:** Johnson, Chairman; White, Vice Chairman; Cimperman, Dolan, Jones, Rybka, Sweeney.

MONDAY—Alternating

11:00 A.M. — **Public Service Committee:** Sweeney, Chairman; Jones, Vice Chairman; Brady, Cimperman, Johnson, O'Malley, Polensek, White, Zone.

11:00 A.M. — **Employment, Affirmative Action & Training Committee:** Lewis, Chairman; Conwell, Vice Chairman; Cintron, Coats, Johnson, Reed, Polensek.

MONDAY

2:00 P.M. — **Finance Committee:** Jackson, Chairman; Sweeney, Vice Chairman; Brady, Britt, Coats, Gordon, O'Malley, Reed, Scott, Westbrook, White.

TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Gordon, Chairman; Cimperman, Vice Chairman; Cintron, Coats, Jones, Lewis, Reed, Scott, Zone.

TUESDAY—Alternating

1:00 P.M. — **Health & Human Services Committee:** Britt, Chairman; Zone, Vice Chairman; Cintron, Conwell, Gordon, Scott, Polensek.

1:30 P.M. — **Legislation Committee:** White, Chairman; Scott, Vice Chairman; Dolan, Gordon, Johnson, Rybka, Westbrook.

WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Westbrook, Chairman; Sweeney, Vice Chairman; Britt, Dolan, Gordon, Reed, Rybka.

10:00 A.M. — **Public Safety Committee:** Reed, Chairman; Britt, Vice Chairman; Brady, Cimperman, Coats, Conwell, Jones, White, Zone.

WEDNESDAY—Alternating

1:30 P.M. — **Public Utilities Committee:** Coats, Chairman; O'Malley, Vice Chairman; Brady, Cintron, Jones, Polensek, Sweeney, Westbrook, Zone.

1:30 P.M.—**City Planning Committee:** Cimperman, Chairman, Rybka, Vice Chairman, Conwell, Lewis, O'Malley, Scott, Westbrook.

The following Committees are subject to the Call of the Chairman:
Rules Committee: Jackson, Chairman; O'Malley, Reed, Sweeney, Westbrook.

Personnel and Operations Committee: Gordon, Chairman; Britt, Cimperman, Coats, Scott.

Mayor's Appointment Committee: Coats, Chairman; Cintron, Reed, Pierce Scott, Westbrook.

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

The following measures will be on their final passage at the next meeting:

NONE

BOARD OF CONTROL

December 24, 2003

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, December 24, 2003, at 10:30 a.m. with Director Chandra presiding.

Present: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Others: Myrna Branche, Commissioner, Purchases and Supplies.

On motions, the following resolutions were adopted, except as may be otherwise noted:

Resolution No. 745-03.

By Director Baker.

Resolved by the Board of Control of the City of Cleveland, that all bids received on November 12, 2003, for a yard crane, new or used, for the various divisions of City government, pursuant to the authority of Ordinance No. 1169-03, passed by the Council of the City of Cleveland on July 16, 2003, are hereby rejected.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 746-03.

By Director Baker.

Resolved by the Board of Control of the City of Cleveland, that all bids received on December 10, 2003, for accessories and equipment for upfitting vehicles/equipment, for the various divisions of City government, pursuant to the authority of Ordinance No. 1169-03, passed by the Council of the City of Cleveland on July 16, 2003, are hereby rejected.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 747-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Minute Man Plumbing for an estimated quantity of labor and materials to repair and/or replace various water, sewer and gas lines damaged by pole replacements, all items, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on November 7, 2003, pursuant to the authority of Ordinance No. 1151-03, passed July 16, 2003 on the basis of the estimated quantity would amount to One Hundred Fifty Thousand and no/100 Dollars (\$150,000.00) (5%, 10 Days), is hereby affirmed and approved as the lowest and best bid,

and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 131248 which shall be certified against such contract in the sum of Fifteen Thousand and no/100 Dollars (\$15,000.00).

Said requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for such commodities, whether more or less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 748-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 1521-02, passed by the Council of the City of Cleveland on October 14, 2002 as amended by Ordinance 2408-03, passed on December 1, 2003, approving the proposal of Tank Industry Consultants, Inc. as selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities as the firm to be employed by contract to provide professional services necessary to inspect and assess cycle E water tanks, for the Division of Water, Department of Public Utilities.

Be it further resolved that the Director of Public Utilities hereby is authorized to enter into a contract with Tank Industry Consultants, Inc. based upon its proposal dated April 9, 2003, which contract shall be prepared by the Director of Law, shall provide for furnishing of professional services as contained in said proposal, for an aggregate fee not in excess of \$238,400.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Tank Industry Consultants, Inc. for the above mentioned professional service is hereby approved:

<u>SUBCONTRACTOR</u>	<u>WORK</u>
BAT Associates, Inc. (MBE)	\$35,069.00 (14.71%)
Quick Employment (FBE)	\$994.28 (.42%)
Resource International, Inc. (FBE)	\$11,800.00 (4.95%)

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson,

Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 749-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Cascade Lighting Inc. for an estimated quantity of labor, materials and services necessary to install and maintain Outdoor Residential Lighting and Energy Efficient Programs, items nos. 3 and 4, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on the 14th day of November 2003, pursuant to the authority of Ordinance No. 1154-03, passed June 16, 2003, which on the basis of the estimated quantity would amount to Thirty Three Thousand Forty Eight and no/100 Dollars (\$33,048.00), (1% Net 10 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 131253

which shall be certified against such contract in the sum of Ten Thousand and no/100 Dollars (\$10,000.00).

Said requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for such commodities, whether more or less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 750-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Mars Electric Co. for an estimated quantity of labor, materials and services necessary to install and maintain Outdoor Residential Lighting and Energy Efficient Programs, items nos. 1, 2, 5, 5a, 6, 7, 8, 10, and 11 thru 20, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on the 14th day of November 2003, pursuant to the authority of Ordinance No. 1154-03, passed June 16, 2003, which on the basis of the estimated quantity would amount to Fifty Eight Thousand Three Hundred Twenty Four and 62/100 Dollars (\$58,324.62), (0% Net 30 Days), is hereby affirmed and approved as the lowest and best bid,

and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 131254

which shall be certified against such contract in the sum of Thirty Thousand and no/100 Dollars (\$30,000.00).

Said requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for such commodities, whether more or less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 751-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of House of Lights Inc. for an estimated quantity of labor, materials and services necessary to install and maintain Outdoor Residential Lighting and Energy Efficient Programs, items nos. 4a and 9, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on the 14th day of November 2003, pursuant to the authority of Ordinance No. 1154-03, passed June 16, 2003, which on the basis of the estimated quantity would amount to Seven Thousand Three Hundred Sixty Three and no/100 Dollars (\$7,363.00) (1% Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 131255

which shall be certified against such contract in the sum of Three Thousand and no/100 Dollars (\$3,000.00).

Said requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for such commodities, whether more or less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 752-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of R & R Construction for an estimated quantity of labor, materials and services necessary to install and maintain Outdoor Residential Lighting and Energy Efficient Programs, item nos. 21 thru 28, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of one (1) year beginning with the date of execution of a contract, received on the 14th day of November 2003, pursuant to the authority of Ordinance No. 1154-03, passed June 16, 2003, which on the basis of the estimated quantity would amount to Thirty Two Thousand Three Hundred Ten and no/100 Dollars (\$32,310.00) (2% Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 131256

which shall be certified against such contract in the sum of Ten Thousand and no/100 Dollars (\$10,000.00).

Said requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for such commodities, whether more or less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 753-03.

By Director Mok.

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 1597-02, passed by the Council of the City of Cleveland on August 14, 2002, Classic Teleproductions, Inc. ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to produce an employee video training tape for the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with Classic Teleproductions, Inc. based upon its proposal dated July 23, 2003, provided that the compensation to Classic Teleproductions, Inc. for the services authorized shall not exceed Fifteen Thousand and

00/100 Dollars (\$15,000.00), for the professional services described above, which contract shall be prepared by the Director of Law and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 754-03.

By Director Mok.

Resolved, by the Board of Control of the City of Cleveland that the bid of Consolidated Electric Distributors, Inc. d/b/a Leader Electric Supply Co., for labor and materials necessary to provide electrical parts and equipment to maintain, repair and modify existing airfield, parking and terminal lighting systems, Phase II, Item Nos. 22 through 26, for the various divisions of the Department of Port Control, for a period not to exceed two years beginning with the date of execution of a contract, received on the 25th of September, 2003, pursuant to the authority of Ordinance No. 1015-03, passed on June 10, 2003, which on the basis of the estimated quantity would amount to Thirty-Three Thousand One Hundred Fifty-Four and 30/100 Dollars (\$33,154.30), is hereby affirmed and approved as the lowest and best bid, and the Director of Port Control is hereby requested to enter into a requirement contract for such labor and materials necessary, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 146006

which shall be certified against such contract in the sum of Thirty-Three Thousand One Hundred Fifty-Four and 30/100 Dollars (\$33,154.30).

Said requirement contract shall further provide that the Contractor shall furnish the remainder of the City's requirements for such labor and materials, whether more or less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 755-03.

By Director Mok.

Resolved, by the Board of Control of the City of Cleveland that the following bids for item nos. 10, 27, 28, 39, 40 and item no. 43 received on October 30, 2002, for labor and materials necessary to maintain and repair FAA approved runway,

taxiway, and airfield lighting systems, Phase II Electrical Parts, for the various divisions of the Department of Port Control, Cleveland Hopkins International Airport, pursuant to the authority of Ordinance No. 1015-03, passed by the Council of the City of Cleveland on June 10, 2003, be and the same are hereby rejected.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 756-03.

By Director Ricchiuto.

Whereas, pursuant to the authority of Ordinance No. 951-99, passed by the Cleveland City Council on June 14, 1999, and Board of Control Resolution No. 404-00 adopted June 14, 2000, the City, through its Director of Public Service entered into City Contract No. 56588 with Parsons Brinckerhoff Ohio, Inc. to obtain the consulting engineering services necessary to perform the Eagle Avenue Bridge and Alternative Analysis Study; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following additional subconsultants by Parsons Brinckerhoff Ohio, Inc. for the aforementioned contract is approved:

Traff-Pro Consultants, Inc.
28917 Euclid Avenue
Wickliffe, Ohio 44092
\$5,520.00 — 1.052%

BBC&M Engineering, Inc.
33977 Chardon Road
Willoughby Hills, Ohio 44094
\$20,000.00 — 3.810%

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 757-03.

By Directors Ronayne and Baker.

Whereas, under the authority of Ordinance No. 1428-99, passed by the Cleveland City Council on October 18, 1999, and Resolution No. 0069-00, adopted by the Cleveland City Board of Control on February 2, 2000, the City, through its Director of Parks, Recreation, and Properties, entered into City Contract No. 56140 ("Agreement") with the Joint Venture of Lum's Vending and Food Service, Inc., and Cleveland Coca-Cola Bottling Company, Inc. ("Concessionaire") to operate vending machines in designated City parks and buildings; and

Whereas, under the authority of Ordinance No. 39-03, passed by Cleveland City Council on May 12, 2003, the City and Concessionaire amended the Agreement for an additional six months; and

Whereas, the Directors of Parks, Recreation, and Properties and Finance desire that the Agreement be extended for an additional 60 days while they seek legislation authorizing an additional amendment to extend the term of the Agreement until the Director of Finance develops and implements a corporate sponsorship marketing program that will include the operation of vending machines in designated City parks and buildings; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Section 183.04 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Parks, Recreation, and Properties is hereby authorized to amend the Agreement with the Concessionaire to extend it for an additional 60 days.

Be it further resolved that all other terms and provisions of City Contract No. 56140, as previously amended, not expressly modified herein shall remain in full force and effect and that the Director of Parks, Recreation, and Properties is hereby authorized to complete and execute any documents necessary and appropriate to effect the amendment hereby authorized.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 758-03.

By Director Ronayne.

Resolved by the Board of Control of the City of Cleveland that all bids received on November 21, 2003, for the public improvement for furniture for various recreation centers, for the Department of Parks, Recreation, and Properties, pursuant to the authority of Ordinance No. 1264-03, passed by the Council of the City of Cleveland on July 16, 2003, be and the same are hereby rejected.

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

Resolution No. 759-03.

By Director Mok.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Apex Construction and Management Company, Inc., for the public improvement of Phase 2 Continuation of the Residential Sound Insulation Program, Sound Attenuation Treatments, Mosque, all items, for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on December 10, 2003, pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995, Ordinance No. 469-98, passed on May 18, 1998, and Ordinance No. 327-00, passed on

June 12, 2000, upon a lump sum basis for the improvement in the aggregate amount of \$538,890.00, is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into a contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractors by Apex Construction and Management Company, Inc. for the public improvement of the Phase 2 continuation of the Residential Sound Insulation Program, Sound Attenuation Treatments, Mosque, hereby is approved:

<u>Subcontractors</u>	
<u>MBE/FBE %</u>	<u>Amount</u>
Work Best Electric	
8.35% — FBE	\$45,000.00
Post Painting, Inc.	
2.29% — FBE	\$12,350.00
Coleman Trucking	
2.69% — MBE	\$14,500.00
Miles Mechanical, Inc.	
18.74% — MBE	\$101,000.00

Yeas: Directors Chandra, Baker, Acting Directors Brown, Nielson, Directors Ricchiuto, Carroll, Acting Director Pettus, Directors Ronayne, Hudecek, Routen and Sims.

Nays: None.

Absent: Mayor Campbell and Directors Fumich, Taylor and Williams.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

Application blanks and information, regarding minimum entrance qualifications, scope of examination, and suggested reference materials may be obtained at the office of the Civil Service Commission, Room 119, City Hall, East 6th Street, and Lakeside Avenue.

Application blanks must be properly filled out on the official form prescribed by the Civil Service Commission and filed at the office of the commission not later than the final closing date slated in the examination announcement.

EXAMINATION RESULTS: Each applicant whether passing or failing will be notified of the results of the examination as soon as the commission has graded the papers. Thereafter, eligible lists will be established which will consist of the names of those candidates who have been successful in all parts of the examination.

PHYSICAL EXAMINATION: All candidates for original entrance positions who are successful in other parts of the examinations must submit to a physical examination.

REYNALDO GALINDO,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, JANUARY 12, 2004

9:30 A.M.

Calendar No. 03-330: 1082-98 East 105th Street (Ward 8)

Maher J. Ali, owner, appeals to construct a 50' x 97' one-story grocery store building on an approximate 143' x 155' corner parcel located in a Local Retail Business District and a Two-Family District on the west side of East 105th Street at its intersection with Ostend Avenue at 1082-98 East 105th Street; contrary to the Residential Districts Regulations in Section 337.02 that prohibit retail sales use in a Two-Family District and contrary to the Landscaping and Screening Requirements of Section 352.11 where an 8' wide landscaping strip is required between the Local Retail District and the abutting Two-Family District and a 5' wide service walk encroaches more than 2'-10" on the required landscaping strip; and contrary to Section 357.04(a) of the Yards and Courts Regulations, a front yard setback of 1' is proposed where 17.5' is required and subject to Sections 357.05(b)(2) where no building shall be erected nearer to the side street at the rear line of the corner lot than the setback building line of the butt lot; provided that for each 1' the building on the corner lot sets in from the rear lot line, it may be set 1' closer to the side street line; and that parking in the 17.5' front setback is proposed where it is prohibited as stated in Section 357.14 of the Codified Ordinances.

Calendar No. 03-333: 3580-82 West 135th Street (Ward 20)

Brian Heidleman, owner, appeals to enclose the existing 6' x 24' front porches of a two-family dwelling situated on a 40 x 120' parcel located in a Two-Family District on the west side of West 135th Street at 3580-82 West 135th Street; the porch enclosures being contrary to the Yards and Courts Regulations with a proposed 6' projection where not more than 4' is allowed as stated in Sections 357.13(b)(4) of the Codified Ordinances.

Calendar No. 03-334: 11409 Orville Avenue (Ward 9)

Cleoyon Davidson, owner, appeals to enclose an existing 6' x 21' front porch of a two-story frame, one family dwelling situated on a 35' x 67' parcel located in a Two-Family District on the north side of Orville Avenue at 11409 Orville Avenue; the proposed porch enclosure being contrary to the Yards and Courts Regulations with a proposed 6' projection where not more than 4' is allowed and may not aggregate a vertical area in any story more than 20% of the area of the facade in that story as stated in Sections 357.14(b)(4) of the Codified Ordinances.

Calendar No. 03-335: 5516 Stickney Avenue (Ward 16)

Dorothy Newton, owner, appeals to construct a 5' x 12' one-story,

frame kitchen addition to an existing two-story frame, one family dwelling situated on a 50' x 229' irregular shaped parcel located in a Two-Family District on the north side of Stickney Avenue at 5516 Stickney Avenue; the proposed construction is contrary to the Yards and Courts Regulations that require the average of the setback of existing buildings, within 100' on both sides of any lot, shall determine the location of the required front yard line for that lot and 25' is provided where 30' is required as stated in Section 357.06 of the Codified Ordinances.

Calendar No. 03-336: 2820 Community College Avenue (Ward 5) Arbor Park Place LLP, owner c/o Russell Berusch and Kevin Brown, agents, appeal to redevelop and do new construction for a shopping plaza, aka Longwood Plaza, with an 18,000 s/f grocery store and a 20,000 s/f area for other retail use and a 115 space accessory parking lot, all to be situated on a 250' x 360' parcel located in a Local Retail Business District on the west side of Community College Avenue at 2820 Community College Avenue; the proposed plan being contrary to the Off-Street Parking and Loading Requirements where 115 parking spaces are provided and there are 163 spaces required, according to the provisions of the table for Retail Sales Uses as stated in Section 349.04(f) of the Codified Ordinances.

Calendar No. 03-337: 3503 West 99th Street (Ward 18) Nabil B. K. Shehada, owner, appeals to enclose two existing front porches of a two-story frame, two family dwelling, situated on a 40' x 141' parcel located in a Two-Family District on the east side of West 99th Street at 3503 West 99th Street; the proposed porch enclosures are contrary to Sections 357.14(b)(4) of the Yards and Courts Regulations with a 7'-9" projection proposed where not more than a 4' projection is allowed and subject to the provisions for Non-conforming Uses where the existing nonconforming use building has a 2' interior side yard and a 3' interior side yard is required as stated in Section 359.01 of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 29, 2003

Appeals heard by the Board of Zoning Appeals on December 22, 2003 that are eligible for final adoption and approval will be ratified in the Executive Session of the Board of Zoning Appeals meeting on January 5, 2004.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

**Notice of Public Hearing
By the Council Committee
On City Planning**

**Mercedes Cotner Committee Room 217
City Hall, Cleveland, Ohio
On Wednesday, January 14, 2004
1:30 P.M.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, January 14, 2004, at 1:30 P.M., to consider the following ordinance now pending in the Council:

Ord. No. 2340-03.

By Council Member Polensek. An ordinance to change the zoning of properties in the Euclid Beach Park Subdivision north of Lake Shore Boulevard to the Shoreline of Lake Erie between East 164th and East 169th Streets from a General Retail Business Use District to a Single-Family Residential Use District and from a "C" Area District to an "A" Area District (Map Change No. 2101, Sheet No. 7).

All interested persons are urged to be present or to be represented at the above time and place.

JOSEPH C. CIMPERMAN,
Chairman
Committee on City Planning

December 31, 2003 and January 7, 2004

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, JANUARY 14, 2004

Janitorial Supplies, for Various Divisions, Department of Finance, as authorized by Ordinance No. 2027-03, passed by the Council of the City of Cleveland, November 10, 2003.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, WEDNESDAY, JANUARY 7, 2004 AT 10:00 A.M., CITY HALL, 601 LAKESIDE AVENUE, ROOM 514, CLEVELAND, OHIO 44114.

Off-Site Media Storage, for the Division of Information Technology & Services, Department of Finance, as authorized by Ordinance No. 1207-03, passed by the Council of the City of Cleveland, August 13, 2003.

THERE WILL BE A **MANDATORY PRE-BID MEETING**, MONDAY, JANUARY 5, 2004 AT 10:00 A.M., INFORMATION TECHNOLOGY & SERVICES, CONFERENCE ROOM, 1404 EAST 9th STREET, CLEVELAND, OHIO 44114.

THE CITY WILL NOT CONSIDER THE BID OF ANYONE WHO DOES NOT ATTEND A MANDATORY PRE-BID CONFERENCE.

December 24, 2003 and December 31, 2003

THURSDAY, JANUARY 15, 2004

Superior Avenue, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 644-03, passed by the Council of the City of Cleveland, July 16, 2003.

THERE WILL BE A **REFUNDABLE FEE FOR PLANS/SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.**

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** TUESDAY, JANUARY 6, 2004 AT 3:00 P.M., DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

Meyer Snow Plow Parts & Labor, for the Division of Motor Vehicles Maintenance, Department of Public Service as authorized by Ordinance No. 802-03, passed by the Council of the City of Cleveland, June 10, 2003.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, MONDAY, JANUARY 5, 2004 AT 4:30 P.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49th STREET, BUILDING #1, CLEVELAND, OHIO 44105.

December 24, 2003 and December 31, 2003

THURSDAY, JANUARY 15, 2004

Stihl and Honda Mower Parts and Labor, for the Division of Motor Vehicles Maintenance, Department of Public Service, as authorized by Ordinance No. 803-03, passed by the Council of the City of Cleveland, June 10, 2003.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, MONDAY, JANUARY 5, 2004 AT 4:00 P.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49th STREET, BUILDING #1, CLEVELAND, OHIO 44105.

December 24, 2003 and December 31, 2003

FRIDAY, JANUARY 16, 2004

Fasteners, for Various Divisions, Department of Finance, as authorized by Ordinance No. 2019-03, passed by the Council of the City of Cleveland, November 10, 2003.

THERE WILL BE A MANDATORY PRE-BID MEETING, MONDAY, JANUARY 5, 2004 AT 10:00 A.M., CITY HALL, 601 LAKESIDE AVENUE, ROOM 104, CLEVELAND, OHIO 44114.

THE CITY WILL NOT CONSIDER THE BID OF ANYONE WHO DOES NOT ATTEND A MANDATORY PRE-BID CONFERENCE.

December 24, 2003 and December 31, 2003

WEDNESDAY, JANUARY 21, 2004

Accessories and Equipment for Upfitting Vehicles/Equipment, for Various Divisions of the Department of Finance, as authorized by Ordinance No. 1169-03, passed by the Council of the City of Cleveland, July 16, 2003.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, TUESDAY, JANUARY 20, 2004 AT 3:30 P.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, BUILDING #1, CLEVELAND, OHIO 44105.

Lamps, for Various Divisions of the Department of Finance, as autho-

rized by Ordinance No. 2020-03, passed by the Council of the City of Cleveland, November 10, 2003. **THERE WILL BE A NON-MANDATORY PRE-BID MEETING, TUESDAY, JANUARY 13, 2004 AT 10:00 A.M., CITY HALL, 601 LAKESIDE AVENUE, ROOM 514, CLEVELAND, OHIO 44114.**

Dry Cell Batteries, for Various Divisions of the Department of Finance, as authorized by Ordinance No. 2025-03, passed by the Council of the City of Cleveland, November 10, 2003.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, MONDAY, JANUARY 12, 2004 AT 1:00 P.M., CITY HALL, 601 LAKESIDE AVENUE, ROOM 514, CLEVELAND, OHIO 44114.

December 31, 2003 and January 7, 2004

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NONE

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NO MEETINGS

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O—Ordinance; R—Resolution; F—File
Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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