

# The City Record

Official Publication of the City of Cleveland

September the Fourth, Two Thousand and Two

|                             |                     |
|-----------------------------|---------------------|
| <b>Mayor</b>                |                     |
| Jane L. Campbell            |                     |
| <b>President of Council</b> |                     |
| Frank G. Jackson            |                     |
| <b>Clerk of Council</b>     |                     |
| Valarie J. McCall           |                     |
| <b>Ward</b>                 | <b>Name</b>         |
| 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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# 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. | 4326 Daisy Avenue       | 44109 |
| 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       | 10513 Clifton Boulevard | 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 |

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

### MAYOR - Jane L. Campbell

Terrell Cole, Executive Assistant  
Erik Janas, Executive Assistant  
Rodney Jenkins, Executive Assistant  
David M. McGuirk, Executive Assistant  
Timothy Mueller, Executive Assistant  
Henry Guzman, Director, Office of Equal Opportunity  
Margreat A. Jackson, Legislative Affairs Liaison

### DEPT. OF LAW - Subodh Chandra, Director, Galen L. Schuerlein, Acting Chief Counsel, Room 106

Karen E. Martines, 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 Systems Services - Cleo Henderson, Commissioner, 1404 E. 9th St.

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 - Damell Brown, Commissioner

### DEPT. OF PORT CONTROL - John C. Mok, Director,

Cleveland Hopkins International Airport, 5300 Riverside Drive;  
Burke Lakefront Airport - Khalid Bahkur, 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 Avenue

DIVISIONS: Correction - Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Road  
Environment - Willie Bess, Acting Commissioner, Mural Building, 1925 St. Clair Avenue  
Health - Dr. Wendy Johnson, Acting Commissioner, Mural Building, 1925 St. Clair Avenue

### DEPT. OF PUBLIC SAFETY - James A. Draper, Director, Room 230

DIVISIONS: Dog Pound - John Baird, Chief Dog Warden, 2690 W. 7th Street  
Emergency Medical Service - Edward Eckart, Commissioner, 1708 South Pointe Drive  
Fire - Kevin G. Gerrity, Chief, 1645 Superior Avenue  
Police - Edward F. Lohn, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

### DEPT. OF PARKS, RECREATION & PROPERTIES - James Glending, Acting Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.

DIVISIONS: Convention Center & Stadium - James Glending, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.  
Parking Facilities - Dennis Donahue, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.

Park Maintenance and Properties - Richard L. Silva, Commissioner, Public Auditorium - E. 6th & Lakeside.

Property Management - Tom Nagle, Commissioner, East 49th & 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.  
Building & Housing - Robert Vilkas, Commissioner, 5th Floor, City Hall.  
Neighborhood Services - Louise V. Jackson, Commissioner.  
Neighborhood Development - Sharon Dumas, Commissioner.

### DEPT. OF PERSONNEL AND HUMAN RESOURCES - Eduardo A. Romero, 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, John E. Barnes, Jr., Director; Mayor Jane L. Campbell, Chairman Ex-Officio; Mary Adele Springman, Vice-Chairman; Councilman Kevin Conwell, Councilman Matthew Zone, City Council Representatives; Rev. Bruce Goode, Paula Castleberry, Charles E. McBee, Mary Adele Springman, Esq., Terez E. Woods, Emmett Saunders, John Banno, Mary Jane Buckshot, Kathryn M. Hall, Raymond Negron, Evangeline Hardaway, Edna Fuentes-Casiano, Janet Jankura, Gia Hoa Ryan.

CIVIL SERVICE COMMISSION - Room 119, Reynaldo Galindo, President; Rev. Earl Preston, Vice President; Jonalyn M. Krupka, Secretary; Members: Diane M. Downing, Matthew Dotson.

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

BOARD OF ZONING APPEALS - Room 516, Carol Johnson, Chairman; Members: Margreat Hopkins, Ozell Dobbins, Joan Shaver-Washington, 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 Pauc, 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.

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 Baulknigh, Anton J. Eichmuller, J. Gilbert Steele, Raymond Ossovicki, Chief Electrical Inspector; Laszlo V. Kemes, Secretary to the Board.

BOARD OF EXAMINERS OF PLUMBERS - Joseph Gyorky, 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 - Richard Schanfarber, Chairman; Paul Volpe, Vice Chairman; N. Kurt Wiebush, James Gibans, Sandra Morgan, Hunter Morrison, Theodore Sande, Galen Schuerlein, Randall Shorr, Councilman Joseph Cimperman, Dwayne J. Simpson, Robert Keiser, Executive 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 Emanuela 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. Triozzi                           | 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 CITY OF CLEVELAND

Vol. 89

WEDNESDAY, SEPTEMBER 4, 2002

No. 4630

## CITY COUNCIL

MONDAY, SEPTEMBER 2, 2002

### The City Record

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**VALARIE J. McCALL**

Clerk of Council  
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.

**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

August 28, 2002

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, August 28, 2002, at 10:30 a.m. with Mayor Campbell presiding.

Present: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Richiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Directors Hudecek, Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Absent: None.

Others: Myrna Branche, Commissioner, Purchases and Supplies.

Henry Guzman, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

#### Resolution No. 573-02.

By Director Baker.

Resolved by the Board of Control of the City of Cleveland, that pursuant to Section 101 of the Charter, Section 181.19 of the Codified Ordinances of Cleveland, Ohio 1976, and Resolution No. 921-52, adopted by the Board of Control on November 26, 1952 the report of the Commissioner of Purchases and Supplies for the sale of scrap, personal property, and by-products during the month of August, 2002 in the amount of \$2,722.84, hereto attached and made a part hereof, is hereby received, approved and ordered filed.

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Richiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Director Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: Director Hudecek.

#### Resolution No. 574-02.

By Director Baker.

Resolved, by the Board of Control of the City of Cleveland that all bids received on August 21, 2002, for the purchase of an estimated quantity of building materials, all items, for various divisions of City government, pursuant to the authority of Ordinance No. 745-01, passed by the Council of the City of Cleveland on June 11, 2001, be and the same are hereby rejected.

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Richiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Director Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: Director Hudecek.

#### Resolution No. 575-02.

By Director Baker.

Resolved by the Board of Control of the City of Cleveland, that all bids received on July 10, 2002, for an estimated quantity of 12,000-pound capacity lift trucks, for the various divisions of City government, pursuant to the authority of Ordinance No. 1264-01, passed by the Council of the City of Cleveland on June 19, 2001, and Ordinance No. 1068-02, passed by the Council of the City of Cleveland on July 17, 2002, be and the same are hereby rejected.

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Richiuto, Acting Director Carroll, Director Draper, Acting Director Glending,

Director Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: Director Hudecek.

**Resolution No. 576-02.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 465-02, adopted July 31, 2002, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, approving the bid of US Filter Distribution as the lowest and best for service fittings (items 1, 7, 8, 9, 43, 44, 51, 52), for the Division of Water, Department of Public Utilities, is hereby amended by deleting "requisition no. 122893" and adding "requisition no. 122896".

Be it further resolved that all other provisions of said Resolution No. 465-02 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Director Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: Director Hudecek.

**Resolution No. 577-02.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Perk Co., Inc. for an estimated quantity of sewer maintenance appurtenances - slabs, for the Division Water Pollution Control, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on the 17th day of July 2002, pursuant to the authority of Section 129.27 of the Codified Ordinances of Cleveland, Ohio 1976, which on the basis of the estimated quantity would amount to Two Hundred Fifty-Seven Thousand Two Hundred Fifty and 00/100 Dollars (\$257,250.00) (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 such contract of the following:

Requisition No. 109236

which shall be certified against such contract in the sum of One Hundred Thousand and 00/100 Dollars (\$100,000.00).

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.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Perk Co., Inc. for the contract authorized herein is approved:

Subcontractor  
MBE/FBE — Work

McTech Corp./Tech Ready Mix  
MBE — \$38,657.00 (15.03%)

Cuyahoga Supply & Tool, Inc.  
FBE — \$12,875.00 (5.01%)

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Director Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: Director Hudecek.

**Resolution No. 578-02.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Arrow Builders Supply Co., Inc. for an estimated quantity of vitrified clay pipe, for the Division of Water Pollution Control, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on the 17th day of July 2002, pursuant to the authority of Section 129.27 of the Codified Ordinances of Cleveland, Ohio 1976, which on the basis of the estimated quantity would amount to Ninety Four Thousand One Hundred Fifty-Four and 69/100 Dollars (\$94,154.69) (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 such contract of the following:

Requisition No. 109235

which shall be certified against such contract in the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00).

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: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Director Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: Director Hudecek.

**Resolution No. 579-02.**

By Director Konicek.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Fabrizi Trucking & Paving Co., Inc. for the public improvement of Fairway Avenue Area Sewer Replacement, Base Bid Items including the 10% Contingency Allowance, for the Division of Water Pollution Control, Department of Public Utilities, received on July 11, 2002, pursuant to the authority of Ordinance No. 821-01, passed June 11, 2001 upon a unit basis for the improvement in the aggregate amount of Nine Hundred Eighty-Five Thousand Seven Hundred Sixty-Five and 00/100 Dollars (\$985,765.00), is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Utilities is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of

the following subcontractors by Fabrizi Trucking & Paving Co., Inc. for the contract authorized herein is approved:

Subcontractor  
MBE/FBE — Work

Cook Paving  
MBE — \$150,000.00 (15.22%)

Friedel Trucking  
FBE — \$50,000.00 (5.08%)

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Director Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: Director Hudecek.

**Resolution No. 580-02.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Noce Enterprises, Inc. for an estimated quantity of labor and materials necessary to repair or replace fire hydrants (Area A) for the Division of Water, Department of Public Utilities, for a period of one (1) year beginning with the later of the date of execution of a contract or receipt of a notice to proceed, received on the 19th day of July, 2002, pursuant to the authority of Ordinance No. 214-02 passed April 8, 2002, which on the basis of the estimated quantity would amount to Five Hundred Twenty Four Thousand One Hundred Forty Nine Dollars and Sixty Cents (\$524,149.60) 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. 122977

which shall be certified against such contract in the sum of Three Hundred Thousand Dollars (\$300,000.00).

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: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Director Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: Director Hudecek.

**Resolution No. 581-02.**

By Director Mok.

Whereas, pursuant to the authority of Ordinance No. 215-02, passed May 13, 2002 by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized by and at the direction of the Board of Control to convey four (4) perpetual non-exclusive easements (referred to below as Easements 1, 2, 3 and 4) in certain City-owned property, no longer needed for pub-

lic use, described therein and located at Cleveland Hopkins International Airport, to The Cleveland Electric Illuminating Company at a price not less than fair market value as determined by the Board of Control; now therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Ordinance No. 215-02 passed by the Council of the City of Cleveland on May 13, 2002, the Commissioner of Purchases and Supplies is hereby directed to convey four (4) perpetual non-exclusive easements in City-owned land, no longer needed for public use, described therein and located at Cleveland Hopkins International Airport, to The Cleveland Electric Illuminating Company. The consideration to be paid for Easement 1 is hereby fixed at \$2,300, which amount is determined to be not less than fair market value. The consideration to be paid for Easement 2 is hereby fixed at \$1,600, which amount is determined to be not less than fair market value. The consideration to be paid for Easement 3 is hereby fixed at \$6,400, which amount is determined to be not less than fair market value. The consideration to be paid for Easement 4 is hereby fixed at \$1,000, which amount is determined to be not less than fair market value.

Be it further resolved that the Mayor and the Director of Port Control are requested to execute and deliver the official Deeds of Easement of the City of Cleveland conveying said easements, which Deeds shall contain such additional terms and conditions as are required to protect the interests of the City.

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Directors Hudecek, Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: None.

**Resolution No. 582-02.**

By Director Draper.

Resolved by the Board of Control of the City of Cleveland, that all bids received on April 19, 2002, for uniform clothing, item nos. 44, 45 and 72, for the Division of Fire, Department of Public Safety, pursuant to the authority of Section 135.06 of the Codified Ordinance of Cleveland, Ohio, 1976, be and the same are hereby rejected.

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Directors Hudecek, Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: None.

**Resolution No. 583-02.**

By Director Draper.

Resolved by the Board of Control of the City of Cleveland, that all bids received on April 19, 2002, for uniform clothing, item nos. 59 and 60, for the Division of Fire, Department of Public Safety, pursuant to the authority of Section 135.06 of the Codified Ordinance of Cleveland, Ohio, 1976, be and the same are hereby rejected.

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Directors Hudecek, Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: None.

**Resolution No. 584-02.**

By Acting Director Glending.

Whereas, Resolution No. 359-02, adopted by this Board on June 12, 2002, pursuant to the authority of Ordinance No. 1728-2000 passed by the Council of the City of Cleveland April 9, 2001, authorized the Director of Parks, Recreation and Properties to enter into an agreement with Dynatech Consulting Engineers for professional services necessary for building improvements at various recreation centers; and

Whereas, said Resolution No. 359-02 incorrectly states consultant's name and proposal date; now, therefore

Be it resolved by the Board of Control of the City of Cleveland, that Board of Control Resolution No. 359-02, adopted June 12, 2002, is hereby amended by changing the words "the firm of Dynatech Consulting Engineers" to "Willie Wilson, P.E., d.b.a. Dynatech Consulting Engineers" in the first and second paragraphs, and changing the words "proposal dated December 19, 2001" to "proposal dated December 18, 2001" in the second paragraph.

Be it further resolved, that all other provisions of said Resolution No. 359-02 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Directors Hudecek, Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: None.

**Resolution No. 585-02.**

By Acting Director Glending.

Resolved, by the Board of Control of the City of Cleveland that the bid of Midwest Folding Products for an estimated quantity of 8' x 30" tables & dollies for the Division of Convention Center and Stadium, Department of Parks, Recreation and Properties, for the period of one (1) year beginning on the date of execution of a contract, received on the 22nd day of March 2002, pursuant to the authority of Ordinance No. 1205-2000 passed May 21, 2001, which on the basis of the estimated quantity would amount to Fourteen Thousand, Six Hundred Forty Eight and 10/100 Dollars (\$14,648.10), is hereby affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties 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. 120106 which shall be certified against such contract in the sum of Fourteen Thousand, Six Hundred Forty Eight and 10/100 Dollars (\$14,648.10)

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 estimate quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Mayor Campbell, Directors Chandra, Baker, Konicek, Mok, Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Directors Hudecek, Romero, Acting Director Schmotzer, Directors Fumich and Taylor.

Nays: None.

Absent: None.

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, SEPTEMBER 16, 2002**

**9:30 A.M.**

**Calendar No. 02-218:** 18417 Rockland Avenue (Ward 21)

Kevin Claypoole, owner, appeals to construct a 10' x 28' open front porch to an existing 28' x 37' one dwelling house all situated on a 40' x 120' parcel located in a One-Family District on the south side of Rockland Avenue at 18417 Rockland Avenue; said construction being contrary to the Yards and Courts Requirements, where open front porches shall not project more than 6' and not have an aggregate vertical area in any story more than 20% of the area of the facade in that story as stated in Section 357.13(b)(4) of the Codified Ordinances.

**Calendar No. 02-219:** 15700 South Waterloo Road (Ward 11)

Glenn Properties, owner, and Jergens, Inc., tenant c/o Louis Dreher, agent, appeal to install a 14' x 42' permanent display banner on the existing building all situated on an irregular shaped acreage parcel located in a General Industry District on the south side of South Waterloo Road at 15700 South Waterloo Road; said installation being contrary to the Sign Regulations, where the proposed banner will be permanently displayed and banners may be displayed for no more than 4 months during a calendar year as state in Section 350.12(a) of the Codified Ordinances.

**Calendar No. 02-220:** 4036 West 144th Street (Ward 21)

Clarence and Pamela Graham, owners, appeal to install approximately 40' linear feet of 6' high wood fencing to the side yard of a 50' x 105' corner parcel located in a One-Family District on the northwest corner of West 144th Street at 4036 West 144th Street; said installation being contrary to the Fence Regulations of Section 358.03(a), where any portion of fence parallel to a driveway may not exceed 2 1/2' in height unless it is 75% open and 6' high fence is proposed and fences in the side yards shall not exceed 4' in height unless it is 4' in from the property line as stated in Section 358.04(a) of the Codified Ordinances.

**Calendar No. 02-221:** 18800 Puritas Avenue (Ward 21)

Geraldine Messeri, owner, appeals to construct a 5' x 7'-10" open front porch to an existing 1 1/2 dwelling house all situated on a 50' x 130' parcel located in a One-Family District on the north side of Puritas Avenue at 18800 Puritas Avenue; said construction being contrary to the Yards and Courts Requirements, where open front porches shall not project more than 6' and not have an aggregate vertical area in any story more than 20% of the area of the facade in that story as stated in Section 357.13(b)(4) of the Codified Ordinances.

**Calendar No. 02-222:** 997 Lakeview Road (Ward 9)

Greater New Zion Baptist Church, owner c/o Reverend Will Hamlett, appeals to construct a 50' x 100' one-story masonry church building on an approximate 152' x 200' irregular shaped parcel located in a Local Retail Business District on the east side of Lakeview Road at 997 Lakeview Road; said construction being contrary to the Business District Requirements of Section 343.01, where by reference as regulated down to a One-Family District in Section 337.02(e) a church is required to be 15' away from any adjoining premises in a Residence District not used for similar purposes and the proposed church abuts a Two-Family District at the rear and only a 4' wide transition strip is proposed and contrary to the Off-Street Parking and Loading Requirements, where 22 parking spaces are proposed and 50 are required as stated in Section 349.04(e) of the Codified Ordinances.

**Calendar No. 02-223:** 12222 Lorain Avenue (Ward 19)

Edward M. Krivec, owner, and Donald Folmer, tenant, appeals to change the use of an existing first floor 750 sq. ft. tenant space area into a tattoo and body piercing shop on a 50' x 118' parcel located in a General Retail Business District on the north side of Lorain Avenue at 12222 Lorain Avenue; said change of use being contrary to the Specific Use Regulations, where the proposed use is directly abutting a Residential District and is within 250'-300' of McKinley Elementary School and Playground and tattoo and body piercing use shall not be established within 1000' of a Residential District, Kindergarten, Elementary School or Playground as stated in Section 347.12(b)(1) of the Codified Ordinances.

**Calendar No. 02-224:** 4465 Broadview Road (Ward 15)

Tim Tsirambidis, owner, appeals to change the use of an existing 25' x 35' one-story store building into a coffee shop all situated on an approximate 35' x 118' parcel located in a Local Retail Business District on the east side of Broadview Road at 4465 Broadview Road; said change of use being contrary to the Off-Street Parking and Loading Requirements, where 2 parking spaces are credited and 2 parking spaces are provided for a total of 4 parking spaces proposed and 7 are required as stated in Section 349.04(f) of the Codified Ordinances.

**Calendar No. 02-225:** 3380 West 65th Street (Ward 17)

Donald McMahan, owner, appeals to establish the use of an existing approximate 90' x 120' one and two-story metal garage structure and an approximate 352' x 765' irregular shaped parcel as a used car lot, auto repair, junk yard and used car parts sales, all located in a General Retail Business District on the west side of West 65th Street at 3380 West 65th Street; said change of use being contrary to the Business District Requirements of Section 343.11, where a junk yard and auto repair garage are not permitted in a General Retail Business District but first permitted in a Semi-Industry District if located 100' from a Residence District as stated in Section 345.03(c)(2) and contrary to the Industrial District Requirements, where the proposed project has 3 openings accessing the street and junk yards are permitted but shall be enclosed within a minimum of 7' high solid masonry wall or non-transparent screened wall and may have 2 openings if more than 200' in length as stated in Section 345.04(a)(4) of the Codified Ordinances.

EUGENE CRANFORD, JR.,  
Secretary

### REPORT OF THE BOARD OF ZONING APPEALS

TUESDAY, SEPTEMBER 3, 2002

At the meeting of the Board of Zoning Appeals on Tuesday, September 3, 2002, the following appeals were heard by the Board:

The following appeals were **Approved**:

**Calendar No. 02-203:** 8400 Franklin Avenue

Tesco, Inc. appealed to construct three 18' x 36' three-story frame attached townhouse units and two 18' x 36' three-story frame attached townhouse units totaling eight units and to renovate a 26' x 36' carriage house on a 102' x 169' parcel in a Two-Family District.

**Calendar No. 02-204:** 1667 East 40th Street

Loftworks, LLC appealed to change the use of a three-story warehouse building into loft condominiums, office and retail space in a Semi-Industry District; subject to conditions.

**Calendar No. 02-206:** 2025 West 65th Street

Colman Court Elderly appealed to construct a 142' x 148' four-story masonry 33 unit elderly housing facility in a General Retail Business District.

**Calendar No. 02-228:** 11505-07 Ohlman Avenue

Michelle Hall appealed to enclose a 6' x 22' second story front porch of a two family dwelling house in a Two-Family District; subject to conditions.

**Calendar No. 02-156:** 1115 Norwood Road

Daniel York, owner, appealed to change the use of a 45' x 60' two-story 3 dwelling units and a store building into a total of 7 dwelling units on a 120' x 149' parcel in a Two-Family District.

The following appeals were **Denied**:

**Calendar No. 02-201:** Appeal of Herbert L. Allen

Herbert L. Allen, appealed from the decision of the Community Development Department and Division of Neighborhood Development to deny his application and hold landbank parcel 102-35-122.

**Calendar No. 02-208:** 4360 Warner Road

Isaak Khantsis, owner, and Pastor Yvonne Ware, tenant, appealed to change the use of a store and one dwelling unit building into one dwelling unit and a church in a Local Retail Business District.

The following appeals were **Postponed**:

**Calendar No. 02-202:** 17528 Tarkington Avenue postponed to October 7, 2002.

**Calendar No. 02-205:** 1260 West 4th Street postponed to October 7, 2002.

**Calendar No. 02-207:** 3118 West 14th Street postponed to October 7, 2002.

**Calendar No. 02-182:** 6601 Union Avenue postponed to October 7, 2002.

**Calendar No. 02-123:** 12417-19 Buckeye Road postponed to October 14, 2002.

**On Tuesday, September 3, 2002, in Executive Session:**

The following appeals were heard by the Board on Monday, August 26, 2002, and said decisions were adopted and approved in Executive Session on September 3, 2002:

The following appeals were **Approved**:

**Calendar No. 02-179:** 1100 West 9th Street

R. Moodie West 9th Ltd. appealed to change the use of a three-story masonry office building into an office building and residential condominiums in a Limited Retail District.

**Calendar No. 02-196:** 1947 West 28th Street

Pat and Dan Conway appealed to change the use of a 3,425 sq. ft. area of an existing brewing plant from factory use to a restaurant in a Semi-Industry District.

**Calendar No. 02-200:** 11801 Buckeye Road

New-Buckeye Redevelopment appealed to construct a 40 space parking lot in a Local Retail Business District; subject to conditions.

**Calendar No. 02-177:** 6529 Newman Avenue

Cresthaven Development, Inc. appealed to construct a 35' x 39' two-story, wood frame house with attached garage on a 50' x 132' parcel in a Two-Family District.

The following appeal was **Denied**:

**Calendar No. 02-172:** 2331 East 87th Street

Deshawn Carter appealed to construct a 9'-6" x 20' one-story garage extension to a 12' x 22' garage on a 55' x 85' parcel in a Two-Family District.

EUGENE CRANFORD, JR.,  
Secretary

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**REPORT OF THE BOARD  
OF BUILDING STANDARDS  
AND BUILDING APPEALS**

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Re: Report of the Meeting of  
August 28, 2002

As required by the provisions of Section 3103.20(2) of the Codified Ordinances of the City of Cleveland, Ohio 1976, the following brief of action of the subject meeting is given for publication in The City Record:

\* \* \*

**Docket A-98-02.**

RE: Appeal of Marvin Stover, Owner of the Mixed Use Property located on the premises known as 7601 St. Clair Avenue (a.k.a. 911-33 East 76th Street) from a VACATE ORDER/30 DAY CONDEMNATION ORDER — MS of the Commissioner of the Division of Building and Housing, dated May 9, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's VACATE ORDER/30 DAY CONDEMNATION ORDER — MS and LETTER OF INTENTION TO DEMOLISH by permitting the five (5) units to continue to be occupied by their present tenants, recognizing the compliance of the existing fire walls on both sides of those areas; to require that all electrical hazards be abated, under permit, within thirty (30) days; all violations are to be abated and improvements made within one (1) year from this date, with the stipulation that the Appellant can re-appeal to the Board before the end of that time to request additional time, which will be granted, if satisfactory progress is being made. Upon passage of this motion, this matter shall be REMANDED at this time to the Commissioner of the Division of Building and Housing for supervision and any required further action. All other provisions of the VACATE ORDER/30 DAY CONDEMNATION ORDER — MS and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by August 28, 2003. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Saunders, Saab, Gallagher. Nays: None. Absent: Mr. Bradley.

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**Docket A-103-02.**

RE: Appeal of Heritage Development Company, Owner of the Property located on the premises known as 1106 Old River Road from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing, dated April 1, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit the occupancy to be obtained and maintained with the mixed uses of A-2 and A-3, with the provision that sprinklers be installed on both sides of the separation wall at 6'o.c. to obtain the two-hour rating; to require that the smoke detectors' sprinkler system be unannounced in both locations to provide alarming throughout; and that the walls be tied to the deck above. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Saunders, Saab, Gallagher. Nays: None. Absent: Mr. Bradley.

\* \* \*

**Docket A-105-02.**

RE: Appeal of B.L. Wolstein c/o The Wolstein Group, Owner of the Property located on the premises known as 1106 Old River Road from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing, dated April 1, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the required variance to the Codified Ordinances of the City of Cleveland, and permit the barrier to remain and be considered conforming to the current code conditions without requiring an engineers drawing. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Saunders, Saab, Gallagher. Nays: None. Absent: Mr. Bradley.

\* \* \*

**Docket A-106-02.**

RE: Appeal of B.L. Wolstein c/o The Wolstein Group, Owner of the Property located on the premises known as 1036 Old River Road from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing, dated May 13, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the required variance to the Codified Ordinances of the City of Cleveland, and permit the barrier to remain and be considered conforming to the current code conditions without requiring an engineers drawing. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Saunders, Saab, Gallagher. Nays: None. Absent: Mr. Bradley.

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**Docket A-107-02.**

RE: Appeal of NorthPoint Properties, Inc. (f.k.a. NorthPoint Athletic Club II, Inc.), Owner of the Property located on the premises known as 75 Public Square from a NOTICE OF VIOLATION — FIRE CODE of the Chief of the Division of Fire, dated May 21, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

The Board will take no action this date on Docket A-107-02 and will reconvene, it necessary, at the discretion of the Fire Prevention Bureau.

\* \* \*

**Docket A-110-02.**

RE: Appeal of Sunoco Inc. (R&M), Owner of the One Story Masonry Abandoned Station located on the premises known as 15610 Lakeshore Boulevard from a NOTICE OF VIOLATION — ABANDON SERVICE STATION of the Commissioner of the Division of Building and Housing, dated May 8, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant four (4) months in which to bring the facility with Code compliance; the property is REMANDED at this time to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Gallagher. Nays: None. Absent: Mr. Bradley.

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**Docket A-112-02.**

RE: Appeal of Nabil Amin Mishleh, Owner of the One Story Masonry Used Car Lot located on the premises known as 12661 Lorain Avenue from a NOTICE OF VIOLATION — UNAUTHORIZED USE of the Commissioner of the Division of Building and Housing, dated May 31, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the continued use of the restrooms at the coffee house with the conditions that a letter be on file with the Building Department and the Board of Appeals stating permission of the coffee house tenant to this tenant (Mr. Mishlen); and to require that a sign be placed on this tenant facility that the coffee house restrooms are available; and that notification of any change of these conditions be sent to the Building Department with ninety (90) days. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Gallagher. Nays: None. Absent: Mr. Bradley.

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**Docket A-113-02.**

RE: Appeal of Kamcor Realty Co., Owner of the Property located on the premises known as 16602 Lorain Avenue from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing, dated July 8, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the facility to be used in the manner proposed with the present construction, with the provision that an alarm, smoke and fire detection system be installed throughout, noting also that the occupancy is limited to fifty (50) people. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Gallagher. Nays: None. Absent: Mr. Bradley.

\* \* \*

**Docket A-119-02.**

RE: Appeal of First National Acceptance Co., Owner of the Four Dwelling Units Two Story Frame Property located on the premises known as 3139 West 16th Street (aka 3139-43 West 16th Street) from a 30 DAY CONDEMNATION ORDER — MS of the Commissioner of the Division of Building and Housing, dated June 17, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to DENY the appeal request for a one (1) year "Extension Of Time", and to RE-

MAND the property at 3139 West 16th Street (aka 3139-43 West 16th Street to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Gallagher. Nays: None. Absent: Mr. Bradley.

\* \* \*

**Docket A-132-02.**

RE: Appeal of Angela Miller, Owner of the Residential Property located on the premises known as 4713 Memphis Avenue from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing, dated July 24, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit the use of the room within the structure to be used as proposed, with the understanding that the space to be used for the business is a 15 x 9 room with no more than two (2) occupants at a time; and that should the business expand, the City will want to review the drawings with compliance in the future. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Gallagher. Nays: None. Absent: Mr. Bradley.

\* \* \*

**Docket A-133-02.**

RE: Appeal of Iglesia Cristiana Pentecostal A/D c/o Rev. Jose Roman, Owner of the Property located on the premises known as 2017 West 85th Street from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing, dated July 18, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit the occupancy of the building but to provide a barrier to prohibit traffic in any area under six (6) feet/eight (8) inches; and to require an approved fire alarm system throughout the facility per the Codified Ordinances of the City of Cleveland. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

\* \* \*

**EXTENSION OF TIME:**

**Docket A-84-02 — W & W Leasing — 4900 Lakeside Avenue:**

A motion is in order at this time to DENY the request for an "Extension Of Time" and to REMAND the property at 4900 Lakeside Avenue to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

**APPROVAL OF RESOLUTIONS:**

Separate motions were entered by Mr. Saunders and seconded by Mr. Gallagher for Approval and Adoption of the Resolutions as presented by the Secretary for the following Dockets respectively, subject to the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC):

- A-73-02—Stephan Pipinias.
- A-101-02—Nadine & Robert Smith.
- A-124-02—Payne Avenue Properties, LLC.
- A-125-02—Solomon Jeffries.
- A-126-02—David & Amanda Fisher.
- A-128-02—Dan D'Agostino.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab. Nays: None. Absent: Mr. Bradley.

\* \* \*

Separate motions were entered by Mr. Saab and seconded by Mr. Gallagher for Approval and Adoption of the Resolution as presented by the Secretary for the following Docket, subject to the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC):

- A-118-02—Dave Mason.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab. Nays: None. Absent: Mr. Bradley.

\* \* \*

Separate motions were entered by Mr. Saab and seconded by Mr. Saunders for Approval and Adoption of the Resolution as presented by the Secretary for the following Docket, subject to the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC):

- A-129-02—Cleveland Browns Stadium.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab. Nays: None. Absent: Mr. Bradley.

\* \* \*

**APPROVAL OF MINUTES:**

Separate motions were entered by Mr. Gallagher and seconded by Mr. Saunders for Approval and Adoption of the Minutes as presented by the Secretary, subject to the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC):

August 14, 2002

Yeas: Messrs. Denk, Saunders, Gallagher, Saab. Nays: None. Absent: Mr. Bradley.

\* \* \*

EUGENE CRANFORD, JR.,  
Secretary

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

NONE



**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."

**THURSDAY, SEPTEMBER 12, 2002**

**Security Systems**, for the Cleveland Municipal Court, Department of Civil and Criminal Service, authorized by Ordinance No. 2142-01, passed by the Council of the City of Cleveland, April 4, 2002.

THERE WILL BE A MANDATORY PRE-BID MEETING THURSDAY, SEPTEMBER 5, 2002 AT 9:30 A.M. LOCATED AT CLEVELAND MUNICIPAL CLERK OF COURTS, 1200 ONTARIO STREET, LEVEL TWO (2), CLEVELAND, OHIO 44113.

**Upgrade of the Electrical System**, for the Division of Correction, Department of Public Health, authorized by Ordinance No. 1203-2000, passed by the Council of the City of Cleveland, August 7, 2000.

August 28, 2002 and September 4, 2002

**FRIDAY, SEPTEMBER 13, 2002**

**Install and Maintain Replacement Lamps and Fixtures, for the Computerized Lighting System at Willard Park**, for the Division of Parking Facilities, Department of Parks, Recreation & Properties, authorized by Ordinance No. 1748-01, passed by the Council of the City of Cleveland, October 11, 2001.

**HFRS2 Emulsion and Equipment Services**, for the Division of Streets, Department of Public Service, as authorized by Ordinance No. 763-02, passed by the Council of the City of Cleveland, June 3, 2002.

**Kenneth L. Johnson Park Aquatic Playground & Site Improvements**, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 930-2000, as amended by Ordinance No. 1594-2000.

THERE WILL BE A REFUNDABLE FEE OF TWENTY-FIVE DOLLARS (\$25.00).

August 28, 2002 and September 4, 2002

**WEDNESDAY, SEPTEMBER 18, 2002**

**Ford, Tractor, Mower & Construction Equipment**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 915-02, passed by the Council of the City of Cleveland, June 17, 2002.

**Microfiche & CD Services**, for the Various Divisions of the City Government, Department of Finance, as authorized by Ordinance No. 1058-02 & 1574-02, passed by the Council of the City of Cleveland, June 17, 2002 and August 14, 2002, respectively.

August 28, 2002 and September 4, 2002

**THURSDAY, SEPTEMBER 19, 2002**

**Cushman Equipment Parts and Labor**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 912-02, passed by the Council of the City of Cleveland, June 17, 2002.

**Purchase of Laboratory Equipment, Testing and Analytical Services; Biological and Chemical Testing Supplies, Apparatus and Appurtenance**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.28, of the Codified Ordinances of Cleveland, Ohio, 1976.

**International Truck Parts and Labor**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 911-02, passed by the Council of the City of Cleveland, June 17, 2002.

August 28, 2002 and September 4, 2002

**FRIDAY, SEPTEMBER 20, 2002**

**Electronic Protection Services**, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 2025-01.

August 28, 2002 and September 4, 2002

**WEDNESDAY, SEPTEMBER 25, 2002**

**Janitorial Supplies**, for the Various Divisions of City Government, Department of Finance, as autho-

rized by Ordinance No. 2024-01, passed by the Council of the City of Cleveland, February 11, 2002.

August 28, 2002 and September 4, 2002

**WEDNESDAY, SEPTEMBER 18, 2002**

**Highland Park and Seneca Golf Course**, for the Division of Research, Planning & Development, Department of Parks, Recreation & Properties, as authorized by Ordinance No. 1728-2000.

THERE WILL BE A REFUNDABLE FEE OF TWENTY-FIVE DOLLARS (\$25.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.

September 4, 2002 and September 11, 2002

**WEDNESDAY, SEPTEMBER 25, 2002**

**Hazeldell School Demolition**, for the Division of Building & Housing, Department of Economic Development, as authorized by Ordinance No. 1007-A-98.

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

THERE WILL BE A PRE-BID MEETING AT 10:00 A.M. ON TUESDAY, SEPTEMBER 17, 2002, LOCATED ON SITE AT 654 EAST 123RD STREET.

September 4, 2002 and September 11, 2002

**THURSDAY, SEPTEMBER 26, 2002**

**Fire Station #39 New Apparatus Addition/Alterations of Existing Building**, for the Division of Architecture, Department of Public Service, as authorized by Ordinance No. 838-02.

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

THERE WILL BE A PRE-BID MEETING AT 2:00 P.M. ON THURSDAY, SEPTEMBER 12, 2002, LOCATED AT FIRE STATION #39, 15637 LORAIN AVENUE, CLEVELAND, OHIO.

**Lubricants**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 908-02, passed by the Council of the City of Cleveland, June 17, 2002.

September 4, 2002 and September 11, 2002

**FRIDAY, SEPTEMBER 27, 2002**

**Tire Repair Road Service**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 913-02, passed by the Council of the City of Cleveland, June 17, 2002.

**Towing Services**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 909-02, passed by the Council of the City of Cleveland, June 17, 2002.

**Repair & Maintain Pump Stations,** for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 346-02, passed by the Council of the City of Cleveland, April 22, 2002.

September 4, 2002 and September 11, 2002

**Request for Qualifications (RFQ):**

**PROFESSIONAL SURVEYING SERVICES AT CHIA AND BURKE** for the Department of Port Control, as authorized by Ordinance No. 900-02, passed by the Council of the City of Cleveland, June 17, 2002.

Copies of the RFQ may be obtained from the Department of Port Control,

Cleveland Hopkins International, 5300 Riverside Drive, Cleveland, Ohio 44135.

Proposals are due to the Department of Port Control by:

FRIDAY, SEPTEMBER 13, 2002  
AT 12:00 O'CLOCK NOON.

Please deliver proposals to the following address:  
Department of Port Control  
Cleveland Hopkins International  
Airport  
5300 Riverside Drive, 2nd Floor  
Cleveland, Ohio 44135

August 28, 2002 and September 4, 2002

**ADOPTED RESOLUTIONS AND ORDINANCES**

NONE

**COUNCIL COMMITTEE MEETINGS**

NO MEETINGS

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O—Ordinance; R—Resolution; F—File

Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;

Bold type in sections indicates amendments

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