

The City Record

Official Publication of the Council of the City of Cleveland



September the Eleventh, Two Thousand and Thirteen

Frank G. Jackson
Mayor

Martin J. Sweeney
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

- 1 Terrell H. Pruitt
- 2 Zachary Reed
- 3 Joe Cimperman
- 4 Kenneth L. Johnson
- 5 Phyllis E. Cleveland
- 6 Mamie J. Mitchell
- 7 TJ Dow
- 8 Jeffrey D. Johnson
- 9 Kevin Conwell
- 10 Eugene R. Miller
- 11 Michael D. Polensek
- 12 Anthony Brancatelli
- 13 Kevin J. Kelley
- 14 Brian J. Cummins
- 15 Matthew Zone
- 16 Jay Westbrook
- 17 Dona Brady
- 18 Martin J. Sweeney
- 19 Martin J. Keane

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www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Terrell H. Pruitt	16920 Throckley Avenue	44128
2	Zachary Reed	3734 East 149th Street	44120
3	Joe Cimperman	P.O. Box 91688	44101
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	7715 Decker Avenue	44103
8	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Eugene R. Miller	13615 Kelso Avenue	44110
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Brian J. Cummins	3104 Mapledale Avenue	44109
15	Matthew Zone	1228 West 69th Street	44102
16	Jay Westbrook	1278 West 103rd Street	44102
17	Dona Brady	1272 West Boulevard	44102
18	Martin J. Sweeney	3632 West 133rd Street	44111
19	Martin J. Keane	15907 Colletta Lane	44111

City Clerk, Clerk of Council – Patricia J. Britt, 216 City Hall, 664–2840

MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff
 Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer
 Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs
 Chris Warren, Executive Assistant to the Mayor, Chief of Regional Development
 Monyka S. Price, Executive Assistant to the Mayor, Chief of Education
 Maureen Harper, Executive Assistant to the Mayor, Chief of Communications
 Jenita McGowan, Executive Assistant to the Mayor, Chief of Sustainability
 Natoya J. Walker Minor, Chief of Public Affairs – Interim Director of Equal Opportunity.

OFFICE OF CAPITAL PROJECTS – Jomarie Wasik, Director

DIVISIONS:

Architecture and Site Development – Robert Vitkas, Chief Architect, Manager
 Engineering and Construction – Richard J. Switalski, Manager
 Real Estate – James DeRosa, Commissioner

DEPT. OF LAW – Barbara A. Langhenry, Director, _____, Chief Counsel,
 Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,
 Room 106; John Skrtic, Law Librarian, Room 100

DEPT. OF FINANCE – Sharon Dumas, Director, Room 104;

Frank Badalamenti, Manager, Internal Audit

DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122
 City Treasury – James Hartley, Interim Treasurer, Room 115
 Financial Reporting and Control – James Gentile, Controller, Room 18
 Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue
 Purchases and Supplies – Tiffany White, Commissioner, Room 128
 Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue
 Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

DEPT. OF PUBLIC UTILITIES – Paul Bender, Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner
 Street Lighting Bureau – _____, Acting Chief
 Utilities Fiscal Control – Dennis Nichols, Commissioner
 Water – Alex Margevicius, Interim Commissioner
 Water Pollution Control – Rachid Zoghaib, Commissioner

DEPT. OF PORT CONTROL – Ricky D. Smith, Director, Cleveland Hopkins International Airport, 5300 Riverside Drive

DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner
 Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

Administration – John Laird, Manager
 Special Events and Marketing – Tangee Johnson, Manager

DIVISIONS:

Motor Vehicle Maintenance – Daniel A. Novak, Commissioner
 Park Maintenance and Properties – Richard L. Silva, Commissioner
 Parking Facilities – Antionette Thompson, Interim Commissioner
 Property Management – Tom Nagle, Commissioner
 Recreation – Samuel Gissentaner, Interim Commissioner
 Streets – _____, Commissioner
 Traffic Engineering – Robert Mavec, Commissioner
 Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

DEPT. OF PUBLIC HEALTH – Karen Butler, Director, Mural Building, 75 Erieview Plaza

DIVISIONS:

Air Quality – George Baker, Commissioner
 Environment – Pamela Cross, Commissioner, Mural Building, 75 Erieview Plaza
 Health – Karen K. Butler, Commissioner, Mural Building, 75 Erieview Plaza

DEPT. OF PUBLIC SAFETY – Martin Flask, Director, Room 230

DIVISIONS:

Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street
 Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive
 Fire – Daryl W. McGinnis, Chief, 1645 Superior Avenue
 Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director

DIVISIONS:

Administrative Services – Jesus Rodriguez, Commissioner
 Fair Housing and Consumer Affairs Office – John Mahoney, Manager
 Neighborhood Development – Chris Garland, Commissioner
 Neighborhood Services – Louise V. Jackson, Commissioner

DEPT. OF BUILDING AND HOUSING – Edward W. Rybka, Director, Room 500

DIVISIONS:

Code Enforcement – Thomas E. Vanover, Commissioner
 Construction Permitting – Narid Hussain, Commissioner

DEPT. OF HUMAN RESOURCES – Deborah Southerington, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – Tracey A. Nichols, Director, Room 210

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

COMMUNITY RELATIONS BOARD – Room 11, Blaine Griffin, Director, Mayor Frank

G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Brian Cummins, Council Member Eugene R. Miller, Jeff Marks, (Board Lawyer), Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Annie Key, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Ted C. Wammes, Peter Whit.

CIVIL SERVICE COMMISSION – Room 119, Robert Bennett, President; Michael L. Nelson, Sr., Vice-President; Lucille Ambroz, Secretary; Members: Pastor Gregory Jordan, Michael Flickinger.

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President Martin J. Sweeney; Betsy Hruby, Asst. Sec'y; Sharon Dumas, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members: Mary Haas McGraw, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, Jan Huber, Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516, Joseph F. Denk, Chairman; Howard Bradley, Patrick M. Gallagher, Robert Maschke, Halim M. Saab, P.E., Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.F. Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Barbara A. Langhenry, President; Finance Director Sharon Dumas, Secretary; Council President Martin J. Sweeney.

BOARD OF SIDEWALK APPEALS – Capital Projects Director Jomarie Wasik, Law Director Barbara A. Langhenry; Council Member Eugene R. Miller.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry; Utilities Director Paul Bender; Council President Martin J. Sweeney.

CITY PLANNING COMMISSION – Room 501 – Robert N. Brown, Director; Anthony J. Coyne, Chairman; David H. Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean Pinkney, Norman Krumholz, Council Member Phyllis E. Cleveland.

FAIR HOUSING BOARD – Charles See, Chair; Lisa Camacho, Daniel Conway, Robert L. Render, Genesis O. Brown.

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.

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

MORAL CLAIMS COMMISSION – Law Director Barbara A. Langhenry; Chairman; Finance Director Sharon Dumas; Council President Martin J. Sweeney; Councilman Kevin Kelley.

POLICE REVIEW BOARD – Thomas Jones, Board Chair Person; Vernon Collier, Verne Whalen, Nancy Cronin, Elvin Vauss.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Jennifer Coleman, Chair; Laura M. Bala, Council Member Anthony Brancatelli, Robert N. Brown, Thomas Coffey, Allan Dreyer, William Mason, Giancarlo Calicchia, John Torres, Robert Vitkas, Robert Keiser, Secretary.

AUDIT COMMITTEE – Yvette M. Itu, Chairman; Debra Janik, Bracy Lewis, Diane Downing, Donna Sciarappa, Council President Martin J. Sweeney; Law Director Barbara A. Langhenry.

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

Judge Courtroom

Presiding and Administrative Judge Ronald B. Adrine – Courtroom 15A
 Judge Charles J. Bauernschmidt – Courtroom 12A
 Judge Pinkey S. Carr – Courtroom 12B
 Judge Marilyn B. Cassidy – Courtroom 13A
 Judge Michelle Denise Earley – Courtroom 12C
 Judge Emanuella Groves – Courtroom 14B
 Judge Anita Laster Mays – Courtroom 14C
 Judge Lauren C. Moore – Courtroom 14A
 Judge Charles L. Patton, Jr. – Courtroom 13D
 Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B
 Judge Angela R. Stokes – Courtroom 15C
 Judge Pauline H. Tarver – Courtroom 13C
 Judge Joseph J. Zone – Courtroom 14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Gregory A. Sims – Chief Bailiff, Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate, Victor Perez – City Prosecutor

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WEDNESDAY, SEPTEMBER 11, 2013

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CITY COUNCIL

MONDAY SEPTEMBER 9, 2013

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2010-2013

MONDAY — Alternating

9:30 A.M. — **Public Parks, Properties, and Recreation Committee:** K. Johnson, Chair; Conwell, Vice Chair; Brancatelli, Cimperman, Dow, Polensek.

9:30 A.M. — **Health and Human Services Committee:** Cimperman, Chair; J. Johnson, Vice Chair; Conwell, Keane, Kelley, Polensek.

11:00 A.M. — **Public Service Committee:** Miller, Chair; Cummins, Vice Chair; Cleveland, Dow, K. Johnson, Keane, Polensek, Pruitt, Sweeney.

11:00 A.M. — **Legislation Committee:** Mitchell, Chair; K. Johnson, Vice Chair; Brancatelli, Cimperman, Cleveland, Sweeney.

MONDAY

2:00 P.M. — **Finance Committee:** Kelley, Chair; Sweeney, Vice Chair; Brady, Brancatelli, Cleveland, Keane, Miller, Mitchell, Pruitt, Westbrook, Zone.

TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Brancatelli, Chair; Dow, Vice Chair; Cimperman, Cummins, J. Johnson, Miller, Pruitt, Westbrook, Zone.

1:30 P.M. — **Employment, Affirmative Action and Training Committee:** Zone, Chair; Pruitt, Vice Chair; Cummins, J. Johnson, K. Johnson, Mitchell, Westbrook.

WEDNESDAY — Alternating

10:00 A.M. — **Aviation and Transportation Committee:** Keane, Chair; Pruitt, Vice Chair; Cummins, J. Johnson, K. Johnson, Kelley, Mitchell.

10:00 A.M. — **Public Safety Committee:** Conwell, Chair; Polensek, Vice Chair; Brady, Cleveland, Cummins, Dow, Miller, Mitchell, Zone.

WEDNESDAY — Alternating

1:30 P.M. — **Public Utilities Committee:** Pruitt, Chair; Brady, Vice Chair; Conwell, Cummins, Dow, Kelley, Miller, Polensek, Westbrook.

1:30 P.M. — **City Planning Committee:** Cleveland, Chair; Westbrook, Vice Chair; Brady, Conwell, Dow, Keane, Zone.

The following Committees are subject to the Call of the Chair:

Rules Committee: Sweeney, Chair; Cleveland, Keane, Polensek, Pruitt.

Personnel and Operations Committee: Westbrook, Chair; Conwell, K. Johnson, Kelley, Mitchell, Sweeney, Zone.

Mayor's Appointment Committee: Dow, Chair; Cleveland, Kelley, Miller, Sweeney.

Sustainability Sub-Committee: Zone, Chair; Westbrook, Vice Chair; Cummins.

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

September 4, 2013

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, September 4, 2013 at 10:43 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Absent: Mayor Jackson.
Others: Natoya Walker-Minor, Interim Director, Office of Equal Opportunity.

Deborah Midgett, Acting Commissioner, Purchases & Supplies.

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

Resolution No. 496-13.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of The Craun-Liebing Company for an estimated quantity of labor and materials necessary to maintain and repair pump stations, 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 July 3, 2013, under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$219,500.00 (2% Net 10 days), is affirmed and approved as the lowest and best bid; and the Director of Public Utilities is requested to enter into a requirement contract for the specified goods and/or services.

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

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 497-13.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Utilicon Corp. for an estimated quantity of labor, materials and installation necessary to repair or replace water mains, fire hydrants, valves, service connections and appurtenances-Area D, including underground enclosures, concrete repair, and tree lawn restoration, all items, for the Division of Water, Department of Public Utilities, for a period up to two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on July 11, 2013 under the authority of Ordinance No. 314-13, passed April 8, 2013, which on the basis of the estimated quantity would amount to \$7,595,889.25 (0%) is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, necessary for the specified items.

The requirement contract shall further provide that the Contractor shall furnish all the City's require-

ments for such goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified to the contract.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Utilicon Corp. for the above-mentioned service is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Dan-Ray Construction, LLC (CSB/MBE)	\$1,520,000.00 20.01%

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 498-13.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of AVO Multi-Amp Corp. except for such terms and conditions as are not acceptable to the Director of Law, for an estimated quantity of transmission, distribution, and substation test equipment and labor and materials for the maintenance, repair, or replacement of transmission, distribution, and substation test equipment, and training as necessary, Group A, Items A1, A2, A6, & A7, Group B, all items, and Group D, all items, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon execution of the contract, received on June 5, 2013 under the authority of Ordinance No. 1183-10, passed October 18, 2010, which on the basis of the estimated quantity would amount to \$483,228.00 (0%, 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract, for the goods and/or required services.

The requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for the goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified against the contract.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 499-13.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Byram Laboratories Inc. for an estimated quantity of transmission, distribution, and substation test equipment and labor and materials for the maintenance, repair, or replacement of transmission, distribution, and substation test equipment, and training as necessary, Group A, Items A3, A4, A5, & A9, and Group C, all items, for the Division

of Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon execution of the contract, received on June 5, 2013 under the authority of Ordinance No. 1183-10, passed October 18, 2010, which on the basis of the estimated quantity would amount to \$120,598.09 (2%, 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract, for the goods and/or required services.

The requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for the goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified against the contract.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 500-13.

By Director Flask.

Whereas, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, and Board of Control Resolution No. 382-13, adopted July 10, 2013, the Director of Public Safety was authorized to enter into a contract with B. P. Britches, Inc. for the purchase of Uniform Clothing, items 1, 11, 15, 36, 37, 37A, 37B, 38, 38A, 38B, 40, 40A, 40B, 41, 41A, 41B, 42, 42A, 42B, 43, 43A, 43B, 44, 44A, 44B, 45, 45A, 45B, 46, 46A, 46B, 48, 48A, 48B, 49, 49A, 49B, 53-58, 61-63, 64, 65-68, 71, 72, 74, 75, 81-84, 86-91, 95 and 99, in the estimated contract amount of \$292,305.00, for the Division of Fire, Department of Public Safety; and

Whereas, in addition to the items listed in Resolution No. 382-13, the bid of B. P. Britches, Inc. was the lowest and best for items 47, 47A, 47B, 69, 70, and 94, for an additional estimated contract amount of \$31,900.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 382-13, adopted by this Board on July 10, 2013, approving the bid of B. P. Britches, Inc. as the lowest and best bid for various items of Uniform Clothing is amended by adding items 47, 47A, 47B, 69, 70, and 94, and increasing the estimated contract amount by \$31,900.00 to \$324,205.00.

Be it further resolved that all other terms of Resolution No. 382-13 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 501-13.

By Director Flask.

Whereas, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, and Board of Control Resolution No. 383-13, adopted July 10, 2013, the Director of Public Safety was authorized to

enter into a contract with Cleveland Uniform, Inc. for the purchase of various items of Uniform Clothing, items 12, 13, 16, 69, 70 and 96, for an estimated contract amount of \$63,250.00, for the Division of Fire, Department of Public Safety; and

Whereas, Resolution No. 383-13 erroneously approved the bid of Cleveland Uniform, Inc. as the lowest and best for items 69 and 70; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 383-13, adopted by this Board on July 10, 2013, approving the bid of Cleveland Uniform, Inc. as the lowest and best bid for various items of Uniform Clothing, is amended by deleting items 69 and 70, and decreasing by \$21,475.00 the estimated contract amount to \$41,775.00 where appearing in the resolution.

Be it further resolved that all other terms of Resolution No. 383-13 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 502-13.

By Director Flask.

Whereas, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, and Board of Control Resolution No. 385-13, adopted July 10, 2013, the Director of Public Safety was authorized to enter into a contract with Schwarz Uniform Corporation for the purchase of various items of Uniform Clothing, items 14, 17-20, 39, 39A, 47, 47A, 47B and 59, for an estimated contract amount of \$32,650.00, for the Division of Fire, Department of Public Safety; and

Whereas, Resolution No. 385-13 erroneously approved the bid of Schwarz Uniform Corporation as the lowest and best for items 47, 47A and 47B; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 385-13, adopted by this Board on July 10, 2013, approving the bid of Schwarz Uniform Corporation as the lowest and best bid for various items of Uniform Clothing, is amended by deleting items 47, 47A and 47B, and decreasing by \$7,650.00 the estimated contract amount to \$25,000.00 where appearing in the resolution.

Be it further resolved that all other terms of Resolution No. 385-13 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 503-13.

By Director Flask.

Whereas, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, and Board of Control Resolution No. 386-13,

adopted July 10, 2013, the Director of Public Safety was authorized to enter into a contract with Standard Law Enforcement Supply Co. for the purchase of various items of Uniform Clothing, items 60 and 94, for an estimated contract amount of \$4,350.00, for the Division of Fire, Department of Public Safety; and

Whereas, Resolution No. 386-13 erroneously approved the bid of Standard Law Enforcement Supply Co. as the lowest and best for item 94; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 386-13, adopted by this Board on July 10, 2013, approving the bid of Standard Law Enforcement Supply Co. as the lowest and best bid for various items of Uniform Clothing, is amended by deleting item 94, and decreasing by \$1,950.00 the estimated contract amount to \$2,400.00 where appearing in the resolution.

Be it further resolved that all other terms of Resolution No. 386-13 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 504-13.

By Director Rush.

Whereas, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel No. 120-10-141 located at 11520 Kelson Ave. in Ward 9; and

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

Whereas, Mamie L. Daniel has proposed to the City to purchase and develop the parcel for yard expansion, etc.; and

Whereas, the following conditions exist:

1. The member of Council from Ward 9 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchaser of the parcels is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Mamie L. Daniel for the sale and development of Permanent Parcel No. 120-10-141 (West-

erly Portion) located at 11520 Kelson Ave., according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 505-13.

By Director Rush.

Whereas, under Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel No. 126-01-139 located at 8116 Keyes Avenue in Ward 6; and

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

Whereas, Charolette E. Stanton has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 4 days of notification of it;

2. The proposed purchaser of the parcels is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Charolette E. Stanton for the sale and development of Permanent Parcel No. 126-01-139 at 8116 Keyes Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Acting Director Thornton, Director Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

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.

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, SEPTEMBER 23, 2013

9:30 A.M.

Calendar No. 13-192: 1085 West 3rd Street, aka 100 Alfred Lerner Way (Ward 3)

City of Cleveland, owner, and the Cleveland Browns, lessee, appeal to install a 20' x 40' tent to be in place from 8/25/2013 to 12/16/13 on property located in a B3 General Industry District; subject to the regulations under Section 347.10(a) in the Cleveland Codified Ordinances no temporary use shall be established until a permit for such use has been issued by the Commissioner of Building and Housing and that a temporary permit shall not exceed 30 days in duration and that no temporary permit shall be issued within 60 days of the expiration of a previous temporary permit for the same temporary use on the same premises. "Temporary use" means any main or accessory use in any Use District involving the erection or occupancy of temporary structures, according to Section 325.77 in the Cleveland Codified Ordinances.

Calendar No. 13-193: 12613 Rexford Avenue (Ward 4)

Zaundra Brown, owner, appeals to install 163 linear feet of six foot high wood fence, set one foot back from the side street property line

along a 40' x 150' parcel in a B1 Two-Family District; contrary to Section 358.04(a) that limits to a height of four feet a fence in the actual side street yard unless the fence is set back four feet from the side street property line.

Calendar No. 13-194: 1451 West 116th Street (Ward 16)
Christian Riemenscheider, owner, appeals to erect a 30' x 32' one-story accessory garage on a 40' x 150' parcel located in a B1 Two-Family District; proposing 960 square feet where 750 is allowed for the maximum square footage of an accessory garage pursuant to the Cleveland Codified Ordinances.

Calendar No. 13-195: 16605 Miles Avenue (Ward 1)
Columbo Enterprises, owner, and Miles-FDRTS, Alan Berger, prospective purchaser, appeal to construct a retail store proposed to be on consolidated parcels located in split zoning between C1 Local Retail Business and C1 Multi-Family Districts; not permitted under Section 337.08 in a Multi-Family District and first allowed in a Local Retail District; no landscaping detail is provided contrary to Section 353.10 that requires a six feet wide landscape strip along East 167th Street where the parking lot abuts the street; two bicycle parking spaces are required pursuant to Section 349.15; all parking spaces shall be provided with bumper guards and a driveway width of thirty-six feet is proposed contrary to the maximum of thirty feet as required in Sections 349.07(b) and 349.07(c)(30) of the Cleveland Codified Ordinances.

Violation Notice

Calendar No. 13-198: 1170 Ivanhoe Road (Ward 10)
1170 Ivanhoe, LLC, owner, and John Hirko, JJAK Mulch Services, tenant, appeal under the authority of Section 76 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from a Notice of Violation issued by the Department of Building and Housing on August 2, 2013 for failure to comply with Section 327.02(c) and regulations that require a permit, a Certificate of Occupancy, or registering the compost facility with the Ohio Environmental Protection Agency.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, SEPTEMBER 9, 2013

At the meeting of the Board of Zoning Appeals on Monday, September 9, 2013, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 13-146: 1742 West 29th Street
Jim Hicks appealed to erect a two-story frame, attached garage and

bedroom addition to a single family residence in a B1 Two-Family District.

The following appeal was **DENIED:**

Calendar No. 13-134: Mobile Peddling Permit
James Griffie, Jr. appealed from being denied an application requesting a permit(s) for mobile peddling in Ward 2 by the Division of Assessments and Licenses.

The following appeal was **WITHDRAWN:**

Calendar No. 13-31: 14401 Harvard Avenue
Eleare Kinney, owner, and Robert Meadows, prospective tenant, appealed to establish use for auto detailing in Local Retail Business and One-Family Districts.

The following appeals were **DISMISSED:**

Calendar No. 13-166: 3941 Longwood Avenue

Calendar No. 13-167: 2584 East 38th Street

Calendar No. 13-168: 3511 Ali-Bey Avenue / 3521 Ali-Bey Avenue

Calendar No. 13-169: 2437 East 35th Street

Calendar No. 13-170: 2563 East 39th Street / 2585 East 39th Street

Calendar No. 13-171: 2569 East 38th Street / 2585 East 38th Street

Calendar No. 13-172: 3813 Longwood Avenue

Calendar No. 13-173: 3625 Ali-Bey Avenue / 3635 Ali-Bey Avenue

Calendar No. 13-174: 2571 East 35th Street / 2587 East 35th Street

Calendar No. 13-175: 2433 East 37th Street

Calendar No. 13-176: 2568 Jelliffe Street / 2582 Jelliffe Street

Calendar No. 13-177: 2571 East 36th Street / 2585 East 36th Street

Calendar No. 13-178: 2435 East 36th Street

Calendar No. 13-179: 2525 East 36th Street

Calendar No. 13-180: 2527 East 35th Street

Calendar No. 13-181: 3215 Dillard Street

Calendar No. 13-182: 2438 East 36th Street

Calendar No. 13-183: 2436 East 37th Street

Calendar No. 13-184: 3625 Longwood Avenue

Calendar No. 13-185: 2526 East 36th Street

Arbor Park Phase 2 Associates, LP appealed to install an 8 feet high ornamental fence on residential premises in an E1 Multi-Family District.

Violation Notice

Calendar No. 13-158: 1471 West 112th Street

Hannie Bastawros appealed from a decision rendered by the City of Cleveland Parking Violations Bureau, Waste Collection and Photo Safety Division.

The following appeals were **POSTPONED:**

Calendar No. 13-186: 7830 Kinsman Road postponed to October 14, 2013

Calendar No. 13-187: A-AA Terry the Plumber, LLC, Contract Number 68787 scheduled for September 16, 2013 postponed to October 21, 2013.

The following appeals heard by the Board on September 3, 2013 were adopted and approved on September 9, 2013.

The following appeal was **APPROVED:**

Calendar No. 13-164: 3000 Bridge Avenue
WSCH, LLC, owner, and Damon Taseff appealed to change use from office and educational to a store and 21 apartment units a four-story vacant structure in a B1 Two-Family District.

The following appeal was **DENIED:**

Calendar No. 13-165: 13021 West Avenue
AAA Asset Management, LLC and Ahmad Assad appealed from a decision rendered by the City of Cleveland Parking Violations Bureau, Waste Collection and Photo Safety Division.

The following appeal heard by the Board on July 29, 2013 was adopted and approved on September 9, 2013.

The following appeal was **APPROVED:**

Calendar No. 13-124: 668 Euclid Avenue aka, 615-633 Prospect Avenue
The 668 Atrium, LLC, owner, and K&D Group, property manager appealed for a change of use from restaurant to barbershop with tattooing services in an E5 General Retail Business District.

The following appeal dismissed by the Board on September 9, 2013 was reinstated on September 9, 2013.

Violation Notice

Calendar No. 13-158: 1471 West 112th Street

Hannie Bastawros appealed from a decision rendered by the City of Cleveland Parking Violations Bureau, Waste Collection and Photo Safety Division.

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, September 25, 2013
1:00 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, September 25, 2013, at 1:00 p.m., to consider the following ordinances now pending in the Council:

Ord. No. 408-12.

By Council Member Westbrook.
An ordinance changing the Use, Area and Height Districts of lands located on the north and south sides of Madison Avenue between W. 98 Street and W. 85 Street to Urban Garden District, Two Family, Multi-Family, Residence Office, Local Retail or General Retail, a 'B' or 'C' Area District and a 1 or a 2 Height District as identified on the attached map (Map Change No. 2391, Sheet Number 1).

Ord. No. 758-13.

By Council Member Westbrook.
An ordinance changing the Use, Area and Height Districts of lands located on the north and south sides of Madison Avenue between Berea Rd. and W. 99 Street to: Two Family, Multi-Family and a 'D' Area District, Local Retail, a 'C' Area and a '2' Height District and Semi-Industry as identified on the attached map (Map Change No. 2433).

Ord. No. 810-13.

By Council Member Keane.
An ordinance change the Use, Area and Height Districts of lands on the northwest corner of Lorain Avenue and W. 147th Street to Local Retail Business, a 'C' Area District and a '1' Height District (Map Change No. 2435).

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

Phyllis E. Cleveland, Chair
Committee on City Planning

September 11, 2013 and September 18, 2013

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, OCTOBER 3, 2013

File No. 148-13 - Denison Avenue Public Improvements Roadway Rehabilitation from Ridge Road to Denison Bridge over SR176 & Underground 138KV Transmission Circuit Infrastructure, for the Division of Engineering and Construction, Mayor's Office of Capital Projects, as authorized by Ordinance No. 908-12, passed by

the Council of the City of Cleveland, August 8, 2012.

***THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED AND FIFTY DOLLARS (\$150.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).**

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, SEPTEMBER 13, 2013 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM 518 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114

***Bidders must purchase plans and specifications directly from the office of the Commissioner of Purchases and Supplies. Only registered Plan Holders will receive Addenda. Bids cannot be accepted from Bidders who only purchase plans from other entities such as Plan Rooms and/or who fail to register to be on the City of Cleveland Plan Holders List.**

September 4, 2013 and September 11, 2013

THURSDAY, OCTOBER 10, 2013

File No. 162-13 - Purchase of Hauling and Disposing of Water Plant Residuals, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 807-13, passed by the Council of the City of Cleveland, July 10, 2013

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, SEPTEMBER 19, 2013 AT 10:00 A.M. PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, 2ND FLOOR ATRIUM CONFERENCE ROOM, CLEVELAND, OHIO 44114

September 11, 2013 and September 18, 2013

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NO MEETINGS

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O—Ordinance; R—Resolution; F—File
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