

# The City Record

Official Publication of the Council of the City of Cleveland



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August the Seventh, Two Thousand and Thirteen

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**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

The City Record is available online at  
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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 Whitt.

**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

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 100

WEDNESDAY, AUGUST 7, 2013

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## CITY COUNCIL

MONDAY AUGUST 5, 2013

The City Record  
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Address all communications to  
**PATRICIA J. BRITT**  
City Clerk, Clerk of Council  
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

July 31, 2013

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, July 31, 2013 at 10:36 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Absent: Mayor Jackson and Director Southerington.

Others: Jomarie Wasik, Director, Mayor's Office of Capital Projects.

Natoya Walker-Minor, Director, Office of Equal Opportunity.

Tiffany White, Commissioner, Purchases & Supplies.

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

#### Resolution No. 437-13.

By Director Bender.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on March 6, 2013 for the purchase of LED light bulbs for the implementation of a city-wide giveaway program, for the Division of Cleveland Public Power, Department of Public Utilities, under the authority of Ordinance No. 708-12, passed June 4, 2012, are rejected.

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

#### Resolution No. 438-13.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of West Automotive Parts Co. d/b/a West Park Auto Parts for an estimated quantity of automotive and truck parts and services, at the price expressed in the "Your Price" column, all items, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the execution of a contract, received on April 11, 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 \$500,000.00 (2%, 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is authorized to enter into a requirement contract for the goods and/or services.

The requirement contract shall further provide that the Contractor shall furnish the remainder of 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.

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

<u>SUBCONTRACTORS</u>	<u>DOLLAR AMOUNT</u>	<u>PERCENTAGE</u>
Poly Services, Inc. (CSB/M)	\$90,000.00	18.00%
Aamco Transmission (CSB/F)	\$25,000.00	3.00%

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 439-13.**

By Director Bender.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on June 20, 2013 for Quicklime and Hydrated Lime for the Division of Water, Department of Public Utilities, under the authority of Section 129.24 of the Codified Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 440-13.**

By Director Smith.

Whereas, Ordinance No. 701-13, passed by the Cleveland City Council on May 20, 2013, authorizes the Director of Port Control to lease Docks 28B, 30 and 32, excluding the warehouses on Docks 30 and 32, to the Cleveland Browns Stadium Company, LLC ("Browns") for surface parking and staging special event programming for up to eight (8) regular season games, two (2) pre-season games, and up to nine (9) additional events, for rent determined by the Board of Control to be fair market value; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 701-13, passed by the Cleveland City Council on May 20, 2013, the rent of \$70,342.00 to be paid by the Browns to lease Docks 28B, 30 and 32, excluding the warehouses on Docks 30 and 32, for surface parking and staging special event programming for up to 15 events is determined to be fair market value. The 15 events include 2 Pre-Season games, 8 regular season games and up to 5 additional events. For each of four (4) additional events that the Browns may request in addition to the first fifteen (15), the rent of \$7,034.00 is determined to be fair market value.

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 441-13.**

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by The Center for Families and Children under City Contract No. PS2011-268 for providing professional, technical and general training and development content, activities and programs in support of employee performance and professional development programs, at Cleveland Hopkins International Airport and Burke Lakefront Airport, authorized by Ordinance No. 1404-07, passed November 12, 2007,

and Board of Control Resolution No. 552-10, adopted December 22, 2010, is approved.

Subcontractor

OEO%  
Amount

Quality Methods Specialists, Inc. d/b/a Fit for Life	non certified	
	\$12,600.00	

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 442-13.**

By Director Smith.

Whereas, Board of Control Resolution No. 372-13, adopted July 3, 2013, authorized the Director of Port Control to enter into contract with Standard Parking Corporation to provide professional services necessary to operate the Airport Valet Service at Cleveland Hopkins International Airport, for the Department of Port Control; and

Whereas, Resolution No. 372-13 incorrectly stated Standard Parking Corporation's concession fee as the greater of a Minimum Annual Guarantee of \$550,000.00 or 60% of Gross Revenue and 10% of all supplemental revenues collected from ancillary services over the course of the Agreement including any option years; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 372-13, adopted by this Board July 3, 2013, authorizing the Director of Port Control to enter into contract with Standard Parking Corporation for the above mentioned service, is amended by deleting the concession fee as stated and substituting "the greater of a Minimum Annual Guarantee of \$500,000.00 or 60% of Gross Revenue and 10% of all supplemental revenues collected from ancillary services over the course of the Agreement and including any option years," where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 372-13 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 443-13.**

By Director Wasik.

Whereas, Resolution No. 181-13, adopted by this Board on April 24, 2013, authorized the Director of the Mayor's Office of Capital Projects to enter into a contract with American International, Corp as the lowest responsible bidder for the 2013 Sidewalk Assessment Program in the aggregate amount of \$1,025,134.00 and approved various subcontractors; and

Whereas, American International, Corp. wishes to add certain firms as subcontractors for the project; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 181-13, adopted April 24, 2013, is amended by adding the following to the list of subcontractors approved for employment by American International, Corp.

<u>SUBCONTRACTORS</u>	<u>AMOUNT PERCENTAGE</u>
Cook Paving and Construction	(CSB/FBE) 3.76%
\$38,512.50	

Vermillion Tree and Landscaping	\$ 5,327.25
	0.52%

Be it further resolved that all other provisions of Resolution No. 181-13 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 444-13.**

By Director Flask.

Whereas under the authority of Ordinance No. 1609-07, passed by the Cleveland City Council on October 15, 2007, the City of Cleveland, through the Director of Public Safety, entered into an agreement with New World Systems Corporation, City Contract No. 67608, for a period of one year with two options to renew for an additional one-year period, for maintenance and technical support services for the Record Management System, for the Divisions of Police, Fire, and EMS, Department of Public Safety; and

Whereas, division (d) of Section 181.102 C.O. authorizes a director to enter into an agreement with the software vendor for professional services necessary to implement or maintain the software, including but not limited to, maintenance, repair, upgrade, enhancements, and technical support; and

Whereas, under the authority of Section 181.102 C.O., the City intends to enter into an agreement with New World Systems Corporation to obtain the professional maintenance and technical support services necessary to maintain the Record Management System for one year starting July 1, 2013; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under division (e) of Section 181.102 C.O., the compensation to be paid for maintenance and technical support services to be performed under the agreement with New World Systems Corporation, is fixed at an amount not to exceed \$179,158.00.

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 445-13.**

By Directors Cox and Smith.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Northeast Lubricants, Ltd., for an estimated quantity of

diesel fuel, items 6, and 7, for the Division of Motor Vehicle Maintenance, Department of Public Works, and the Division of Cleveland Hopkins International Airport, Department of Port Control, for the period of two years beginning with the date of execution of a contract, received on May 29, 2013, under the authority of Section 131.65 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$22,082.50 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works and the Director of Port Control are requested to enter into a requirement contract for the goods and/or services specified.

The requirement contract shall further provide that the Contractor shall furnish 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, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 446-13.**

By Directors Cox and Smith.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Great Lakes Petroleum Company, for an estimated quantity of diesel fuel, items 2a, 2b, 2c, 3, 4, 5a, 5b, and 5c, for the Division of Motor Vehicle Maintenance, Department of Public Works, and the Division of Cleveland Hopkins International Airport, Department of Port Control, for the period of two years beginning with the date of execution of a contract, received on May 29, 2013, under the authority of Section 131.65 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$2,751,370.80 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works and the Director of Port Control are requested to enter into a requirement contract for the goods and/or services specified.

The requirement contract shall further provide that the Contractor shall furnish 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, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 447-13.**

By Directors Cox and Smith.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Consumers Petroleum and Transport Services, LLC, for an estimated quantity of diesel fuel, items 1a and 1b, for the Division of Motor Vehicle Maintenance, Department of Public Works, and the Division of

Cleveland Hopkins International Airport, Department of Port Control, for the period of two years beginning with the date of execution of a contract, received on May 29, 2013, under the authority of Section 131.65 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$5,592,880.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works and the Director of Port Control are requested to enter into a requirement contract for the goods and/or services specified.

The requirement contract shall further provide that the Contractor shall furnish 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, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 448-13.**

By Director Cox.

Whereas, Board of Control Resolution No. 273-12 adopted June 20, 2012, as amended by Board of Control Resolution No. 420-12, adopted August 20, 2012, authorized the Director of Public Works to enter into a written contract with Standard Parking for management of the Gateway East Garage; and

Whereas, Resolution No. 420-12 stated the contract term start and expiration dates respectively as September 1, 2012 and August 31, 2015; now, therefore,

Be it resolved by Board of Control of the City of Cleveland that Resolution No. 420-12, adopted by this Board August 20, 2012, authorizing the Director of Public Works to enter into a contract with Standard Parking, based on its June 4, 2012 proposal, for management of the above-mentioned garage for the three-year period commencing September 1, 2012, is amended by changing the contract start and expiration dates respectively to August 1, 2013 and July 31, 2016, where appearing in the resolution.

Be it further resolved that all other provisions of Resolution Nos. 273-12 and 420-12 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 449-13.**

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 607-10 passed by the Council of the City of Cleveland on June 7, 2010, Burgess and Niple, Inc. is selected upon the nomination of the Director of Public Works as the firm to be employed by contract to supplement the regularly employed staff of the

several departments of the City to provide professional services necessary for the Collinwood Athletic Complex Parking Lot Improvements for the Department of Public Works.

Be it further resolved that the Director of Public Works is authorized to enter into a written contract with Burgess and Niple, Inc., based upon their proposal dated July 3, 2013 for a total cost not to exceed \$226,000.00, which contract shall be prepared by the Director of Law and shall provide for furnishing of professional services as stated in the proposal and shall contain such other terms and conditions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-consultants by Burgess and Niple, Inc. is approved:

Sub-Consultant	Percentage Amount
Pro Geotech, Inc. CSB/MBE	8.996% \$20,332.00
The Riverstone Co. CSB	1.900% \$ 4,295.00
S.E. Blueprint CSB	1.770% \$ 4,000.00
Partners Environmental Consulting CSB	2.345% \$ 5,300.00

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 450-13.**

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Balbo Industries, Inc. dba Fitness Serve, for an estimated quantity of parts and labor to repair and/or replace exercise equipment in the City's recreation centers, all items, for the Division of Recreation, Department of Public Works, for the period of one year, beginning with the date of execution of a contract, with a one-year renewal option, received on June 7, 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 \$111,000.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

The requirement contract shall further provide that the Contractor shall furnish 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, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 451-13.**

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. 125-26-047 located at 5948 Engle Avenue in Ward 12; 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, Roberto Cruz and Maria Cruz have 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 12 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 purchasers of the parcel are 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 Roberto Cruz and Maria Cruz for the sale and development of Permanent Parcel No. 125-26-047 located at 5948 Engle 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 \$200.00, 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, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 452-13.**

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 Nos. 130-05-014 located at 3275 East 125th St in Ward 4; 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, Leola Hale, Renee Swoope, Jacqueline Bailey, & Georgia L. Cromwell have 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 4 has approved the proposed sale or has not disapproved or requested a hold of the proposed safe 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 Leola Hale, Renee Swoope, Jacqueline Bailey, & Georgia L. Cromwell for the sale and development of Permanent Parcel No. 130-05-014 located at 3275 East 125th Street, 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 \$200.00, 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, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 453-13.**

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. 135-09-039 located at 3659 East 103rd Street 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, Geneva Hasberry 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 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 Geneva Hasberry for the sale and development of Permanent Parcel No. 135-09-039 located at 3659 East 103rd Street, 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, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 454-13.**

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 Nos. 120-01-096, 120-01-097, 120-01-098 and 120-01-099 located on Orville and East 105th Street 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, Wadsworth and Elaine Jarrell have proposed to the City to purchase and develop the parcels for commercial/industrial expansion; 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 purchasers of the parcels are 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 Wadsworth and Elaine Jarrell for the sale and development of Permanent Parcel Nos. 120-01-096, 120-01-097, 120-01-098 and 120-01-099 located on Orville and East 105th Street, 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 parcels shall be \$2,600.00, which amount is

determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 455-13.**

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. 128-23-022 located at 3270 East 116th Street 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, Donna M. Jones 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 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 Donna M. Jones for the sale and development of Permanent Parcel No. 128-23-022 located at 3270 East 116th Street, 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 \$200.00, 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, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 456-13.**

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. 142-15-008 located on Lee Road in Ward 1; 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, Snow Bros. Appliance Inc. has proposed to the City to purchase and develop the parcel for commercial/Industrial parking lot; and

Whereas, the following conditions exist:

1. The member of Council from Ward 1 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 parcel 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 Snow Bros. Appliance Inc. for the sale and development of Permanent Parcel No. 142-15-008 located on Lee Road, 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 \$20,000.00 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, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 457-13.**

By Director Southerington.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 620-13 passed by Cleveland City Council on May 1, 2013, Automatic Data Processing, Inc. is selected by the Director of Human Resources as the firm to be employed by contract to supplement the regularly employed staff of the Department of Human Resources to perform the professional services necessary to administer the City's COBRA program and HIPAA compliance for City of Cleveland employees for a period of one year with two one-year options to renew, the second of which requires additional legislation.

Be it further resolved that the Director of Human Resources is authorized to enter into contract with Automatic Data Processing, Inc., based on its proposal dated May 31, 2013, which contract shall

be prepared by the Director of Law, shall provide for the furnishing of professional services as described in the proposal for aggregate fees of \$36,000.00 annually and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

**Resolution No. 458-13.**

By Director Southerington.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 619-13 passed by Cleveland City Council on May 1, 2013, The Center for Families and Children is selected by the Director of Human Resources as the firm to be employed by contract to supplement the regularly employed staff of the Department of Human Resources to perform the professional services necessary to provide professional services necessary to administer the City of Cleveland's employee assistance program for a period of one year with two one-year options to renew, the second of which requires additional legislation.

Be it further resolved that the Director of Human Resources is authorized to enter into contract with The Center for Families and Children, based on its proposal dated May 31, 2013, which contract shall be prepared by the Director of Law, shall provide for the furnishing of professional services as described in the proposal for aggregate fees of \$190,500.00 annually and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Dumas, Bender, Acting Director Singleton, Directors Cox, Butler, Acting Director Gehlmann, Directors Rush, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Southerington.

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, AUGUST 19, 2013

9:30 A.M.

**Calendar No. 13-133:** 1290 Old River Road (Ward 3)

Telecom Acquisition Corporation I appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and disputes the decision rendered by the Commissioner of the Cleveland Division of Assessments and Licenses pertaining to the property located at 1290 Old River Road and the regulation established in Section 457.10 of the Cleveland Codified Ordinances.

#### Violation Notice

**Calendar No. 13-137:** 4190 Victory Boulevard (Ward 18)

Jacqueline Young appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and disputes the decision rendered by the City of Cleveland Parking Violations Bureau Waste Collection and Photo Safety Division on June 19, 2013 from an ex parte hearing and the violation information described on Civil Infraction Ticket Number WC00161398, issued April 8, 2013 for the property located at 4190 Victory Boulevard and failure to comply with Section 551.041(A) in the Cleveland Codified Ordinances.

**Calendar No. 13-139:** 2843 Franklin Boulevard (Ward 3)

Cuyahoga County Board of Commissioners, owner, and Welcome House, Incorporated, prospective purchaser, appeal to convert an existing office and warehouse building to a use for 24 apartments with a 15 space accessory, off-street parking lot on an acreage parcel located in a B1 Two-Family District; the proposed use not permitted and first permitted in a Multi-Family District pursuant to Section 337.03 and one accessory off-street parking space is required for each dwelling unit, in accordance with Section 349.04(a) in the Cleveland Codified Ordinances.

**Calendar No. 13-142:** 3483 West Boulevard (Ward 16)

Emerald Development and Economic Network, Incorporated, owner,

and Cleveland Play House prospective purchaser, appeal to use an existing house for 12 residents participating in a Cleveland Play House apprenticeship program, located on a 60' x 186.67' irregular shaped lot in an A1 One-Family District; subject to Cleveland Codified Ordinance 337.02(f)(1), in a One-Family District a temporary or permanent use of a building by a non-profit organization for a dormitory fraternity or sorority house for the accommodation of those enrolled in or employed by an educational institution is permitted, if approved by the Board of Zoning Appeals, after public notice and hearing, if adequate yard spaces and other safeguards to preserve the character of the neighborhood are provided and if in the judgment of the Board such building and use is appropriately located and designed and will meet a community need without adversely affecting the neighborhood.

**Calendar No. 13-143:** 3300 Clinton Avenue (Ward 3)

Jason Bristol and Alex Frandorf, owners, appeal to erect a 38' x 62' two-story single family residence with an attached open walkway and a 24' x 36' attached garage, located on a 66' x 124.04' parcel in a B1 Two-Family District; contrary to Section 357.08(b)(1), a rear yard depth of 5 feet is proposed where 20 feet is required; and subject to limitations under Section 357.13 a parking space is not a permitted side street encroachment and detail of a fence height is required in accordance with Section 358.04 in the Cleveland Codified Ordinances.

**Calendar No. 13-144:** 1089 West 3rd Street (Ward 3)

The City of Cleveland and the Greater Cleveland Regional Transit Authority appeal for a 58'-4" x 20'-2" billboard sign located on acreage in a B2 General Industry District; pursuant to Section 350.03(e)(1) a "billboard" sign is defined as one directing attention to a specific business, product, service, entertainment activity or other commercial activity sold, offered or conducted elsewhere than upon the lot on which the sign is located; and pursuant to Section 350.10(a), billboards shall not be permitted in Cleveland Landmark Districts, or on the opposite side of any street bordering such districts and the proposed sign is located in a Business Revitalization District; and any building permit application for installation of a new billboard shall be referred to the Director of the City Planning Department for a determination of compliance with the location, spacing and setback regulations of Section 350.10(k) and in making this determination the Director and staff shall utilize a map maintained by the Department showing locations of existing billboards, zoning districts and other information necessary to make such determination; and City Planning has denied the subject application due to the primary prohibition against billboard signs in a Business Revitalization District cited above, without making the secondary location based setback and spacing determinations.

**Calendar No. 13-145:** 1180 East 9th Street (Ward 3)

The City of Cleveland and the Greater Cleveland Regional Transit Authority appeal for a 22'-6" x 20'-5" billboard located on an acreage parcel in an G5 General Retail Business District; pursuant to Section 350.03(e)(1) a "billboard" sign is defined as one directing attention to a specific business, product, service, entertainment activity or other commercial activity sold, offered or conducted elsewhere than upon the lot on which the sign is located; and pursuant to Section 350.10(a), billboards shall not be permitted in Cleveland Landmark Districts, or on the opposite side of any street bordering such districts and the proposed sign is located in a Business Revitalization District; and any building permit application for installation of a new billboard shall be referred to the Director of the City Planning Department for a determination of compliance with the location, spacing and setback regulations of Section 350.10(k) and in making this determination the Director and staff shall utilize a map maintained by the Department showing locations of existing billboards, zoning districts and other information necessary to make such determination; and City Planning has denied the subject application due to the primary prohibition against billboard signs in a Business Revitalization District cited above, without making the secondary location based setback and spacing determinations.

Secretary

### REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, AUGUST 5, 2013

At the meeting of the Board of Zoning Appeals on Monday, August 5, 2013, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

**Calendar No. 13-133:** 100 Alfred Lerner Way

City of Cleveland, owner, and the Cleveland Browns, lessee, appealed to install a temporary tent to be in place from 7/8/13 to 12/13/13 in a B3 General Industry District.

**Calendar No. 13-103:** 3334-36 West 46th Street

Alan Hrivak appealed for a change of use from a bottling shop/machine shop to a use for storage of construction equipment in a B1 Two-Family District; subject to conditions.

**Calendar No. 13-111:** 4760 Grayton Road

CRGR Properties, LLC appealed to erect a double faced, illuminated multi-tenant sign for an existing shopping center in a C1 General Retail Business District.



The following appeals were **DENIED:**

None.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

None.

The following appeals were **POSTPONED:**

**Calendar No. 13-126:** 4858 Broadview Road postponed to September 23, 2013

**Calendar No. 13-132:** 1446 West 48th Street postponed to September 16, 2013

**Calendar No. 13-136:** 4574 Broadview Road postponed to September 16, 2013.

The following appeals heard by the Board on July 29, 2013 were adopted and approved on August 5, 2013.

The following appeals were **APPROVED:**

**Calendar No. 13-125:** 2094 West 7th Street  
Carolyn Cahlik and Tiffany Tutin appealed to erect a two-story room addition, swimming pool, bath spa, wooden deck and masonry wall to a single family dwelling in a B1 Multi-Family District.

**Calendar No. 13-130:** 1991 East 126th Street  
Frank Gallucci III appealed to erect a three-story single family residence with attached garage in a B1 Two-Family District.

**Calendar No. 13-135:** 1324 West 67th Street  
Westlake Capital Management, LLC appealed to raise the height roof line and two (2) dormers to a single family dwelling in a B1 Two-Family District.

The following appeal heard by the Board on June 3, 2013 was adopted and approved on August 5, 2013.

The following appeal was **APPROVED:**

**Calendar No. 13-80:** 3107 Detroit Avenue  
Ohio City Development Partners, LLC appealed to construct a 4-story 62 unit apartment building proposed on consolidated parcels in a D2 Semi-Industry District.

The following appeal dismissed by the Board on July 22, 2013 was reinstated on August 5, 2013:

**Calendar N. 13-127:** 2133 West 81st Street  
Moneeka Davis appealed to install 35 linear feet of 4 feet high chain link fence in the actual front yard and 5 feet high chain link fence in the side street yard of a parcel in a B1 Two-Family District.

Secretary

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

Re: Report of the Meeting of  
July 31, 2013

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-93-13.

RE: Appeal of Phyllis Sperling, Owner of the Two Dwelling Units Two-Family Residence Two & One/half One Story Frame and One Story Garage — Detached; Wood Frame Property, located on the premises known as 676 East 93rd Street from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated February 19, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that based on the photographic evidence and the lack of effort to rehabilitate the property, the Appellant's appeal request for additional time is DENIED, the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

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

\* \* \*

### Docket A-99-13.

RE: Appeal of Ronald Lee Ester, Owner of the Three Dwelling Units Three-Family Residence Two Story Frame Property, located on the premises known as 774 East 156th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 11, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that based upon testimony from the inspector, photographic evidence that the property is in very poor condition, no effort has been made to rehabilitate the property, and the Appellant is not present for the hearing, the Appellant's appeal request for additional time is DENIED; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

\* \* \*

### Docket A-100-13.

RE: Appeal of Mary Bell and Mozella Thomas, Owners of the One Dwelling Unit Single-Family Resi-

dence One Story Frame Property, located on the premises known as 11416 Dove Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 11, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant sixty (60) days in which to complete the exterior violations and one hundred eighty (180) days, as the rehabilitation plan states, to complete all the renovations, noting that additional time may be granted by the inspector if progress is satisfactory; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

\* \* \*

### Docket A-106-13.

RE: Appeal of George F. Dixon, Owner of the MXD Mixed Uses — Multiple Uses In One Building Two Story Frame Multi-Family Property, located on the premises known as 9306 Hough Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 19, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find after reviewing the photographic evidence, the conditions of the structure, and the comments made by the City, the property is not salvageable; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

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

\* \* \*

### Docket A-109-13.

RE: Appeal of Aeon Financial LLC, Owner of the Two Dwelling Units Two-Family Residence One & One/half Story Frame Property, located on the premises known as 3403 West 58th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 30, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued, and that the request for additional time is DENIED based upon the testimony presented and other facts known by the Board; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

**Docket A-110-13.**

RE: Appeal of Aeon Financial LLC, Owner of the Two Dwelling Units Two-Family Residence One & One/half Story Frame Property, located on the premises known as 10707 Crestwood Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated November 9, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued, and that the request for additional time is DENIED based upon the testimony presented and other facts known by the Board; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

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**Docket A-111-13.**

RE: Appeal of Aeon Financial LLC, Owner of the Two Dwelling Units Two-Family Residence One & One/half Story Frame Property, located on the premises known as 573 East 114th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated June 2, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued, and that the request for additional time is DENIED based upon the testimony presented and other facts known by the Board; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

\* \* \*

**Docket A-125-13.**

RE: Appeal of Aeon Financial LLC, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 11726 Parkview Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated April 7, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-125-13 has been WITHDRAWN at the request of the Appellant.

\* \* \*

**Docket A-126-13.**

RE: Appeal of Aeon Financial LLC, Owner of the One Dwelling Unit Single-Family Residence One Story Wood and One Story Garage — Detached; Property, located on the premises known as 3290 Regent

Road from a CONDEMNATION ORDER — MAIN STRUCTURE, dated June 3, 2011, and a CONDEMNATION ORDER — GARAGE, dated May 12, 2011 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued, and that the request for additional time is DENIED based upon the testimony presented and other facts known by the Board; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

\* \* \*

**Docket A-127-13.**

RE: Appeal of Aeon Financial LLC, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 2185 East 106th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 29, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued, and that the request for additional time is DENIED based upon the testimony presented and other facts known by the Board; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

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**Docket A-128-13.**

RE: Appeal of Aeon Financial LLC, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame and One Story Garage — Detached; Property, located on the premises known as 927 East 141st Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated June 2, 2010, CONDEMNATION ORDER — GARAGE, dated March 25, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued, and that the request for additional time is DENIED based upon the testimony presented and other facts known by the Board; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

**Docket A-148-13.**

RE: Appeal of Aeon Financial LLC, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 10329 Yale Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated June 2, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-148-13 has been WITHDRAWN at the request of the Appellant.

\* \* \*

**Docket A-181-13.**

RE: Appeal of Michael Rabkewych, Owner of the MXD Mixed Uses — Multiple Uses In One Building Two & One/half Story Masonry Property, located on the premises known as 2439 Tremont Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated June 20, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the building is in imminent danger and that the appeal request for additional time is DENIED; the property is REMANDED at this time to the Department 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, Gallagher, Saab, Bradley, Maschke Nays: None

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**Docket A-183-13.**

RE: Appeal of Christian Ostenson, Owner of the Property, located on the premises known as 3662 East 65th Street from an ADJUDICATION ORDER, dated July 2, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

There will be no action by the Board on the basis that the variance request is not required and that the docket has been WITHDRAWN at the request of the Appellant, noting that the Appellant is conforming to the requirement for a limited area sprinkler system on the second floor and will be submitting plans to the Building Department.

\* \* \*

**Docket A-196-13.**

RE: Appeal of Kenneth Kolberg, Owner of the Residential Property, located on the premises known as 3612 Riverside Avenue from a PERMIT TO GAIN ACCESS, dated May 7, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the appeal filed by the property owner located at 3614 Riverside Avenue was invalid and is DENIED, and that the appeal filed by the con-

tractor for the property located at 3612 Riverside Avenue is valid and the Appellant is granted the time requested, two (2) to three (3) days in which to complete abatement of the roof; and to request that the work be monitored by the Department of Building and Housing; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

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

\* \* \*

**AMENDED RESOLUTION:**

**Docket A-86-13.**

Johnny Abounader — 4348 Lee Road:

A motion is in order at this time to grant the Appellant six (6) weeks in which to submit plans to the Building Department and obtain permits for the work required. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

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

\* \* \*

**APPROVAL OF RESOLUTIONS:**

Separate motions were entered by Mr. Maschke 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 Building Code (OBC):

- A-67-13 — Lauren Strickland-Isaac
- A-84-13 — Kingdom Int'l. Enterprises
- A-89-13 — Audra R. Carter
- A-91-13 — Rochelle Huffman
- A-95-13 — Brown Information Technology, Inc.
- A-96-13 — Cynthia Padgett
- A-102-13 — Jonathan Holody
- A-104-13 — Jacqueline Beatrice Parries
- A-105-13 — Beatrice Tate
- A-115-13 — Fawcett Bess
- A-142-13 — The Grand C Corporation
- A-187-13 — The K&D Group

Yeas: Messrs. Denk, Gallagher, Bradley, Maschke Nays: None Not Voting: Mr. Saab

\* \* \*

**APPROVAL OF MINUTES:**

Separate motions were entered by Mr. Bradley and seconded by Mr. Gallagher 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 Building Code (OBC):

July 17, 2013

Yeas: Messrs. Denk, Gallagher, Bradley, Maschke Nays: None Not Voting: Mr. Saab

\* \* \*

JOSEPH F. DENK  
Chairman

**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, August 14, 2013  
9:00 a.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, August 14, 2013, at 9:00 a.m., to consider the following ordinances now pending in the Council:

**Ord. No. 212-12.**

By Council Member Miller.  
An ordinance changing the Use and Height Districts of land on the southwest side of Ivanhoe Road near Mandalay Avenue to a Semi-Industry Use District and a '3' Height District (Map Change Number 2383, Sheet 7).

**Ord. No. 832-13.**

By Council Member J. Johnson.  
An emergency ordinance designating The Shovel Works (also known as the Chisholm Steel Shovel Works) as a Cleveland Landmark.

**Ord. No. 833-13.**

By Council Member J. Johnson.  
An emergency ordinance designating the German Baptist Publication Society Building (1878) as a Cleveland Landmark.

**Ord. No. 834-13.**

By Council Member J. Johnson.  
An emergency ordinance designating the German Baptist Publication Society Building (1926) as a Cleveland Landmark.

**Ord. No. 835-13.**

By Council Member J. Johnson.  
An emergency ordinance designating Glenville New Life Community Church (formerly Glenville Presbyterian Church) as a Cleveland Landmark.

**Ord. No. 836-13.**

By Council Member J. Johnson.  
An emergency ordinance designating the Mary and Matthew Stepp House (Dr. Morris Stepp House; Gorski House) as a Cleveland Landmark.

**Ord. No. 837-13.**

By Council Member Cimperman.  
An ordinance to change the Use District of lands at the northwest corner of Willey Avenue and W. 17th Street from General Industry to Semi-Industry (map change no. 2442).

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

July 31, 2013 and August 7, 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, AUGUST 22, 2013**

**File No. 131-13 — 2013 Safety Surface and Signage Improvements**, for the Division of Architecture and Site Development, Department of Public Works, as authorized by Ordinance No. 791-13, passed by the Council of the City of Cleveland, May 23, 2013.

\*THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY-FIVE DOLLARS (\$25.00) 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 THURSDAY, AUGUST 8, 2013 AT 2:00 P.M. CLEVELAND CITY HALL, ROOM 517A, 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.**

July 31, 2013 and August 7, 2013

**FRIDAY, AUGUST 23, 2013**

**File No. 130-13 — Duggan Park Improvements**, for the Division of Architecture and Site Development, Department of Public Works, as authorized by Ordinance No. 607-10, passed by the Council of the City of Cleveland, June 7, 2010.

**\*THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY-FIVE DOLLARS (\$25.00) 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 THURSDAY, AUGUST 8, 2013 AT 11:00 A.M. CLEVELAND CITY HALL, ROOM 517A, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

**There will be a site visit at 1:00 p.m. \*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.**

**File No. 132-13 — Precast Manholes and Accessory Items**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1630-92, passed by the Council of the City of Cleveland, September 21, 1992.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING THURSDAY, AUGUST 8, 2013 AT 9:00 A.M. CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

**File No. 133-13 — Rigging Services**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1630-92, passed by the Council of the City of Cleveland, September 21, 1992.

nance No. 1630-92, passed by the Council of the City of Cleveland, September 21, 1992.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING THURSDAY, AUGUST 8, 2013 AT 9:00 A.M. CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

July 31, 2013 and August 7, 2013

**WEDNESDAY, AUGUST 28, 2013**

**File No. 129-13 — Cleveland Public Auditorium Ground Floor and HVAC Improvements**, for the Division of Architecture and Site Development, Department of Public Works, as authorized by Ordinance No. 684-08, passed by the Council of the City of Cleveland, July 2, 2008.

**\*THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY-FIVE DOLLARS (\$25.00) 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 THURSDAY, AUGUST 8, 2013 AT 10:00 A.M. CLEVELAND PUBLIC AUDITORIUM, 500 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.**

July 31, 2013 and August 7, 2013

**FRIDAY, AUGUST 23, 2013**

**File No. 138-13 — Criminal and Civil Filing System, (Re-bid)**, for the Cleveland Municipal Clerk of Courts, Department of Finance and as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING THURSDAY, AUGUST 15, 2013 AT 10:30 A.M. CLEVELAND MUNICIPAL CLERK OF COURTS, JUSTICE CENTER, 1200 ONTARIO STREET, LEVEL TWO, CLEVELAND, OHIO 44113.

August 7, 2013 and August 14, 2013

**WEDNESDAY, AUGUST 28, 2013**

**File No. 136-13 — Constructing and Repairing Catch Basins and Manholes at Various Locations Throughout the City**, for the Division of Water Pollution Control,

Department of Public Utilities and as authorized by Section 129.291 of the Codified Ordinances of Cleveland, Ohio, 1976.

**\*THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) 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, AUGUST 16, 2013 AT 11:00 A.M. THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

**\*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.**

August 7, 2013 and August 14, 2013

**THURSDAY, AUGUST 29, 2013**

**File No. 139-13 — Purchase of New Tires, Tubes, Services, Supplies and Tire Recapping**, for the Division of Motor Vehicle Maintenance, Department of Public Works and as authorized by Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING FRIDAY, AUGUST 16, 2013 AT 10:00 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

**File No. 140-13 — Purchase of Elgin Street Sweeper Parts and Labor (Re-bid)**, for the Division of Motor Vehicle Maintenance, Department of Public Works and as authorized by Ordinance No. 1330-A-10, passed by the Council of the City of Cleveland, December 6, 2010.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING FRIDAY, AUGUST 16, 2013 AT 10:30 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

August 7, 2013 and August 14, 2013

**FRIDAY, AUGUST 30, 2013**

**File No. 134-13 — West Side Market Improvements Phase 3 and 4**, for the Division of Architecture and Site Development, Department of Public Works and as authorized by Ordinance No. 533-12, passed by the Council of the City of Cleveland, June 4, 2012.

\*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) 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** THURSDAY, AUGUST 15, 2013 AT 10:00 A.M. CLEVELAND PUBLIC AUDITORIUM, ROOM LL10A, 500 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

\*Bidders must purchases 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.

**File No. 137-13 — Downtown Recycle Stations**, for the Division of Waste Collection, Department of Public Works and as authorized by Ordinance Nos. 732-07, 51-09, 560-11 and 727-13, passed by the Council of the City of Cleveland, June 11, 2007, March 2, 2009, June 6, 2011 and May 20, 2013, respectively.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** WEDNESDAY, AUGUST 21 2013 AT 10:00 A.M. DIVISION OF WASTE, 5600 CARNEGIE AVENUE, CLEVELAND, OHIO 44103.

**File No. 143-13 — Labor and Materials Necessary to Repair and Maintain Supervisory Control and Data Acquisition (SCADA) System, (Re-bid)**, for the Division of Water Pollution Control, Department of Public Utilities and as authorized by Ordinance No. 629-11, passed by the Council of the City of Cleveland, June 6, 2011.

THERE WILL BE A **MANDATORY PRE-BID MEETING** FRIDAY, AUGUST 16, 2013 AT 11:30 A.M. THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, WPC RED CONFERENCE ROOM, CLEVELAND, OHIO 44108.

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

**File No. 144-13 — Vitrified Clay and PVC Pipe**, for the Division of Water Pollution Control, Department of Public Utilities and as authorized by Section 129.27 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, AUGUST 16, 2013 AT 11:00 A.M. THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, WPC RED CONFERENCE ROOM, CLEVELAND, OHIO 44108.

**File No. 145-13 — Labor and Materials Necessary to Clean and Sanitize Existing Restrooms, (Re-bid)**, for the Various Divisions of Port Control, Department of Port Control and as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

There will be a **NON-MANDATORY PRE-BID** meeting Monday, August 19, 2013 at 10:00 a.m. the Department of Port Control, Cleveland Hopkins International Airport's Cleveland Plus Room, Located in the Baggage Claim Area, 5300 Riverside Drive, Cleveland, Ohio 44135-3193.

**File No. 146-13 — Janitorial Maintenance and Cleaning Supplies**, for the Division of Cleveland Hopkins International Airport, Department of Port Control and as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** MONDAY, AUGUST 19, 2013 AT 11:30 A.M. THE DEPARTMENT OF PORT CONTROL, CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CLEVELAND PLUS ROOM, LOCATED IN THE BAGGAGE CLAIM AREA, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO 44135-3193.

August 7, 2013 and August 14, 2013

**WEDNESDAY, SEPTEMBER 4, 2013**

**File No. 135-13 — Stop Cock Boxes**, for the Division of Water, Department of Public Utilities and as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, AUGUST 15, 2013 AT 10:30 A.M. THE DIVISION OF WATER, DISTRIBUTION AND MAINTENANCE, EXECUTIVE CONFERENCE ROOM, 4600 HARVARD AVENUE, CLEVELAND, OHIO 44105.

August 7, 2013 and August 14, 2013

**THURSDAY, SEPTEMBER 5, 2013**

**File No. 141-13 — Fence Installation, Maintenance and/or Repair**, for the Divisions of Cleveland Public Power, Water and Water Pollution Control, Department of Public Utilities and as authorized by

Ordinance No. 567-13, passed by the Council of the City of Cleveland, May 6, 2013.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, AUGUST 16, 2013 AT 10:30 A.M. CLEVELAND PUBLIC POWER, TOM L. JOHNSON BUILDING, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

August 7, 2013 and August 14, 2013

**FRIDAY, SEPTEMBER 6, 2013**

**File No. 142-13 — Harvard Yard Facility Improvements**, for the Division of Water, Department of Public Utilities and as authorized by Ordinance No. 1542-09, passed by the Council of the City of Cleveland, December 7, 2009.

\*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) 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, AUGUST 16, 2013 AT 10:00 A.M. THE PUBLIC UTILITIES BUILDING, 2ND FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

\*Bidders must purchases 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.

August 7, 2013 and August 14, 2013

**ADOPTED RESOLUTIONS AND ORDINANCES**

NONE

**COUNCIL COMMITTEE MEETINGS**

**Tuesday, August 6, 2013 9:00 a.m.**

**Community and Economic Development Committee:** Present: Brancatelli, Chair; Dow, Vice Chair; Cummins, J. Johnson, Miller, Pruitt, Westbrook, Zone. *Authorized Absence:* Cimperman.

# Index

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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