

The City Record

Official Publication of the City of Cleveland

July the Tenth, Two Thousand and Two

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

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL—LEGISLATIVE President of Council—Frank G. Jackson

| Ward | Name | Residence | |
|------|---------------------|-------------------------|-------|
| 1 | Joseph T. Jones | 4691 East 177th Street | 44128 |
| 2 | Robert J. White | 3760 East 126th Street | 44105 |
| 3 | Zachary Reed | 3734 East 149th Street | 44120 |
| 4 | Kenneth L. Johnson | 2948 Hampton Road | 44120 |
| 5 | Frank G. Jackson | 2327 East 38th Street | 44115 |
| 6 | Patricia J. Britt | 12402 Britton Drive | 44120 |
| 7 | Fannie M. Lewis | 7416 Star Avenue | 44103 |
| 8 | Sabra Pierce Scott | 9212 Kempton Avenue | 44108 |
| 9 | Kevin Conwell | 774 East 131st Street | 44108 |
| 10 | Roosevelt Coats | 1775 Cliffview Road | 44112 |
| 11 | Michael D. Polensek | 17855 Brian Avenue | 44119 |
| 12 | Edward W. Rybka | 6832 Indiana Avenue | 44105 |
| 13 | Joe Cimperman | 3053 West 12th Street | 44113 |
| 14 | Nelson Cintron, Jr. | 4326 Daisy Avenue | 44109 |
| 15 | Merle R. Gordon | 1700 Denison Avenue | 44109 |
| 16 | Michael C. O'Malley | 6710 Brookside Drive | 44144 |
| 17 | Matthew Zone | 1228 West 69th Street | 44102 |
| 18 | Jay Westbrook | 10513 Clifton Boulevard | 44102 |
| 19 | Dona Brady | 3466 Bosworth Road | 44111 |
| 20 | Martin J. Sweeney | 3632 West 133rd Street | 44111 |
| 21 | Michael A. Dolan | 16519 West Park Road | 44111 |

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

MAYOR – Jane L. Campbell

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

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

DEPT. OF FINANCE – Robert H. Baker, Director, Room 104;
Frank Badalamenti, Manager, Internal Audit

DIVISIONS: Accounts – Alan Schneider, Commissioner, Room 19
Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122
City Treasury – Algeron Walker, Treasurer, Room 115
Financial Reporting and Control – Joel Nacion, Acting Controller, Room 18
Information Systems Services – Cleo Henderson, Commissioner, 1404 E. 9th St.
Purchases and Supplies – Myrna Branche, Commissioner, Room 128
Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue
Taxation – Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue

DEPT. OF PUBLIC UTILITIES – Darnell Brown, Acting Director, 1201 Lakeside Avenue

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

DEPT. OF PORT CONTROL – Michael G. Konicek, Acting Director, Cleveland Hopkins International Airport, 5300 Riverside Drive;
Burke Lakefront Airport – Khalid Bahkur, Commissioner
Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC SERVICE – Mark Ricchiuto, Director, Room 113

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

DEPT. OF PUBLIC HEALTH – Matthew Carroll, Acting Director, Mural Building, 1925 St. Clair Avenue

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

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

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

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

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

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

Property Management – Tom Nagle, Commissioner, East 49th & Harvard Recreation – Michael Cox, Commissioner, Room 8
Research, Planning & Development – Mark Fallon, Commissioner, 1501 N. Marginal Road, Burke Lakefront Airport

DEPT. OF COMMUNITY DEVELOPMENT – Linda M. Hudecek, Director, 3rd Floor, City Hall.

DIVISIONS: Administrative Services – Terrence Ross, Commissioner.
Building & Housing – Robert Vilkas, Commissioner, 5th Floor, City Hall.
Neighborhood Services – Louise V. Jackson, Commissioner.
Neighborhood Development – Sharon Dumas, Commissioner.

DEPT. OF PERSONNEL AND HUMAN RESOURCES – Eduardo A. Romero, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – Greg Huth, Acting Director, Room 210

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

DEPT. OF CONSUMER AFFAIRS – Kenya Taylor, Director

COMMUNITY RELATIONS BOARD – Room 11, John E. Barnes, Jr., Director; Mayor Jane L. Campbell, Chairman Ex-Officio; Mary Adele Springman, Vice-Chairman; Councilman Kevin Conwell, Councilman Matthew Zone, City Council Representatives; Rev. Bruce Goode, Paula Castleberry, Charles E. McBee, Mary Adele Springman, Esq., Terez E. Woods, Emmett Saunders, John Banno, Mary Jane Buckshot, Kathryn M. Hall, Raymond Negron, Evangeline Hardaway, Edna Fuentes-Casiano, Janet Jankura, Gia Hoa Ryan.

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

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

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

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

BOARD OF REVISION OF ASSESSMENTS – Law Director Richard F. Horvath, President; Finance Director Betsy Hruby, Secretary; Council President Frank G. Jackson.

BOARD OF SIDEWALK APPEALS – Service Director Mark Ricchiuto; Law Director Richard F. Horvath; Councilman Martin J. Sweeney.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Richard F. Horvath; Utilities Director Darnell Brown; Council President Frank G. Jackson.

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

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

MORAL CLAIMS COMMISSION – Law Director, Richard F. Horvath; Chairman; Finance Director Betsy Hruby; Council President Frank G. Jackson; Councilman Dona Brady; Councilman Martin J. Sweeney.

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

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

CLEVELAND LANDMARKS COMMISSION – Room 519 – Richard Schanfarber, Chairman; Paul Volpe, Vice Chairman; N. Kurt Wiebush, James Gibans, Sandra Morgan, Hunter Morrison, Theodore Sande, Galen Schuerlein, Randall Shorr, Councilman Joseph Cimperman, Dwayne J. Simpson, Robert Keiser, Executive Secretary.

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

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

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

The City Record



OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 89

WEDNESDAY, JULY 10, 2002

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CITY COUNCIL

MONDAY, JULY 8, 2002

The City Record

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Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2002-2005

MONDAY

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

MONDAY—Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

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

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

July 3, 2002

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, July 3, 2002, at 10:30 a.m. with Mayor Campbell presiding.

Present: Mayor Campbell, Director Chandra, Acting Directors Abousserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Absent: Acting Director Brown.
Others: Myrna Branche, Commissioner Purchases and Supplies.

Henry Guzman, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 397-02.

By Acting Director Brown.
Be it resolved, by the Board of Control of the City of Cleveland that all bids received on March 1, 2002, for powdered activated carbon for the Division of Water, Department of Public Utilities, pursuant to the authority of Section 129.24 of the Codified Ordinance of Cleveland, Ohio, 1992, are hereby rejected.

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abousserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 398-02.

By Acting Director Brown.
Be it resolved, by the Board of Control of the City of Cleveland that all bids received on June 19, 2002 for Biological Testing Media and Appurtenances for the Division of Water, Department of Public Utilities, pursuant to the authority of Section 129.28 of the Codified Ordinance of Cleveland, Ohio, 1976, are hereby rejected.

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abousserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 399-02.

By Acting Director Konicek.
Be it resolved by the Board of Control of the City of Cleveland, that pursuant to the Agreement and Lease between the City of Cleveland and the Original Scheduled Airlines and the Additional Scheduled Airlines, the 2002 Annual Budget and calculation of the Rentals and Landing Fee Rates distributed to the Airlines on October 2, 2001 and discussed by them at the October 2, 2001, December 11, 2001 and April 18, 2002 meetings shall be adopted and effective January 1, 2002.

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abousserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 400-02.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Kenmore Construction Company for the public improvement of grinding of the local streets, all items, for the Division of Streets, Department of Public Service, for the period of One (1) year beginning with the date of execution of a contract, received on May 15, 2002, pursuant to the authority of Ordinance No. 355-02, passed April 1, 2002, upon a unit basis for the improvement to be performed as ordered during the period of one (1) year at the unit prices set forth in the bid, which on the basis of the estimated work to be done would amount to Six Hundred Ten Thousand and 00/100 Dollars (\$610,000.00), is hereby affirmed and approved as the lowest responsible bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such improvements, which contract shall provide for the initial performance of the following work under such contract:

Requisition No. 121347

which shall be certified against such contract in the sum of Two Hundred Thousand and 00/100 Dollars (\$200,000.00).

Said requirement contract shall further provide that the contractor will perform so much of the balance of the work as may be ordered under subsequent requisitions separately certified against said requirement contract, whether the same shall be less than the total estimate of work to be performed under said contract or shall exceed the same by not more than ten percent.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Kenmore Construction Company Inc. for the grinding of local streets is hereby approved:

Granger Trucking
MBE — \$91,500.00 — 15%

Interstate Safety & Supply
FBE — \$30,500.00 — 5%

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abousserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 401-02.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of American Highway Products Ltd. for an estimated quantity of various sizes of manhole risers, for the Division of Streets, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on May 23, 2002, pursuant to the authority of Ordinance No. 476-02, passed April 8, 2002, which on the basis of the estimated quantity would amount to Fifty Two Thousand Three Hundred and 00/100 Dollars (\$52,300.00), is hereby affirmed and approved as the lowest and best bid for items 1 through 8, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the

immediate purchase as the initial amount of such contract of the following:

Requisition No. 12154

which shall be certified against such contract in the sum of Twenty Five Thousand Three Hundred Fifty and 00/100 Dollars (\$25,350.00).

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

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abousserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 402-02.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland that the bid of Rocal, Inc. for the purchase of Aluminum Traffic Signs and Blanks, Items # 1, 2 and 3, for the Division of Traffic Engineering, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on May 16, 2002, pursuant to the authority of Ordinance No. 2082-01, passed December 10, 2001 which on the basis of the estimated quantities would amount to One Hundred Twenty-One Thousand Six Hundred and Eight Dollars (\$121,608.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 113898

which shall be certified against such contract in the sum of Six Thousand Eighty Dollars (\$6,080.00).

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

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abousserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 403-02.

By Acting Director Carroll.

Resolved, by the Board of Control of the City of Cleveland that the bid of Animal Protective League for an estimated quantity of animal trapping (all items) for the Division of Environment, Department of Public Health, for the period of two (2) years beginning with the date of execution of a contract, received on the 23rd day of May, 2002, pursuant to the authority of Ordinance No. 535-02, passed April 8, 2002 which on the basis of the estimated quantity would amount to Two Hundred

Thousand and 00/100 (\$200,000.00) Dollars, is hereby affirmed and approved as the lowest and best bid, and the Director of Public Health is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 120901

animal trapping which shall be certified against such contract in the sum of Twenty Thousand and 00/100 (\$20,000.00) Dollars.

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

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abousserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 404-02.

By Director Draper.

Resolved by the Board of Control of the City of Cleveland that the bid of Cleveland Fire Distributors, Inc. for an estimated quantity of turnout clothing, item nos. 4 and 5, for the Division of Fire, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract, received on April 25, 2002, pursuant to the authority of Section 135.06 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to Twenty-Eight Thousand, Eight Hundred Fifty One and 50/100 Dollars (\$28,851.50) (2% 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 116245

as specified which shall be certified against such contract in the sum of Eleven Thousand, Five Hundred Forty and 60/100 Dollars (\$11,540.60).

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

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abousserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 405-02.

By Director Draper.

Resolved by the Board of Control of the City of Cleveland that the bid of Dicar Corporation Inc. for an estimated quantity of turnout clothing,

item nos. 1, 2 and 6, for the Division of Fire, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract, received on April 25, 2002, pursuant to the authority of Section 135.06 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to Sixty-Six Thousand, Eight Hundred Five and 00/100 Dollars (\$66,805.00) (0% 10 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 116246 as specified

which shall be certified against such contract in the sum of Twenty-Three Thousand Four Hundred Sixty Two and 50/100 Dollars (\$23,462.50).

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

Yeas: Mayor Campbell, Director Chandra, Acting Directors Brown, Szabo, Director Ricchiuto, Acting Director Carroll, Director Draper, Acting Director Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor
Nays: None.
Absent: Director Baker.

Resolution No. 406-02.

By Acting Director Glending.
Be it resolved by the Board of Control of the City of Cleveland, that the bid of R. DiLillo & Company for the public improvement of Henritze Park Site Improvements, for Base Bid Items #1 - #43 including the 5% contingency for the Division of Research, Planning & Development, Department of Parks, Recreation & Properties, received on June 12, 2002, pursuant to the authority of Ordinance No. 1728-2000, passed on April 9, 2001, upon a unit basis for the improvement in the aggregate amount of One Hundred Forty Two Thousand, Two Hundred Thirty Eight and 25/100 Dollars (\$142,238.25), is hereby affirmed and approved as the lowest responsible bid; and the Director of Department of Parks, Recreation & Properties is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by R. DiLillo & Company for the aforementioned public improvement hereby is approved:

SUBCONTRACTORS RESPONSIBILITY

| | |
|--------------------|-------------------|
| Cook Paving (MBE) | Asphalt Paving |
| McTech Corp. (MBE) | Concrete Products |
| Barrow Sign (FBE) | Signage |

Yeas: Mayor Campbell, Director Chandra, Acting Directors Aboussal, Konicek, Director Ricchiuto,

Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.
Absent: Acting Director Brown.

Resolution No. 407-02.

By Acting Director Glending.
Be it resolved by the Board of Control of the City of Cleveland, that the bid of R. DiLillo & Company for the public improvement of Alexander Graham Bell Elementary School Playground Improvements, for Base Bid Items # 1 - # 16 including the 5% contingency for the Division of Research, Planning & Development, Department of Parks, Recreation & Properties, received on April 24, 2002, pursuant to the authority of Ordinance No. 1815-01, passed on June 17, 2002, upon a unit basis for the improvement in the aggregate amount of Eighty Seven Thousand, Two Hundred Forty Four and 50/100 Dollars (\$87,244.50), is hereby affirmed and approved as the lowest responsible bid, and the Director of Department of Parks, Recreation & Properties is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by R. DiLillo & Company for the aforementioned public improvement hereby is approved:

SUBCONTRACTORS RESPONSIBILITY

| | |
|----------------------|-------------------|
| Cook Paving (MBE) | Asphalt Paving |
| Tech Ready Mix (MBE) | Concrete Products |
| Barrow Sign (FBE) | Signage |

Yeas: Mayor Campbell, Director Chandra, Acting Directors Aboussal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.
Nays: None.
Absent: Acting Director Brown.

Resolution No. 408-02.

By Director Hudecek.
Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program in accordance with the provision of Chapter 5722 of the Ohio Revised Code; and

Whereas, City has acquired Permanent Parcel Nos. 133-02-003 and 133-02-004 under said Land Reutilization Program; and

Whereas, Ordinance No. 1505-01 passed October 22, 2001, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, International Refractory Services Corporation has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1505-01 passed October 22, 2001, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with International Refractory Services Corporation for

the sale and development of Permanent Parcel Nos. 133-02-003 and 133-02-004, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$1,300.00, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Mayor Campbell, Director Chandra, Acting Directors Aboussal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.
Absent: Acting Director Brown.

Resolution No. 409-02.

By Director Hudecek.
Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program in accordance with the provision of Chapter 5722 of the Ohio Revised Code; and

Whereas, City has acquired Permanent Parcel Nos. 118-28-065 and 118-28-066 under said Land Reutilization Program; and

Whereas, Ordinance No. 932-02 passed June 17, 2002, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Burten, Bell, Carr Development, Inc. has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 932-02 passed June 17, 2002, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Burten, Bell, Carr Development, Inc. for the sale and development of Permanent Parcel Nos. 118-28-065 and 118-28-066, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$100.00 each, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Mayor Campbell, Director Chandra, Acting Directors Aboussal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.
Absent: Acting Director Brown.

Resolution No. 410-02.

By Director Hudecek.
Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program in accordance with the provision of Chapter 5722 of the Ohio Revised Code; and

Whereas, City has acquired Permanent Parcel No. 118-22-041, 118-22-064, 118-23-027, 118-23-042, 118-23-068, 118-28-029, 118-28-064 under said Land Reutilization Program; and

Whereas, Ordinance No. 780-02 passed June 10, 2002, authorized the sale of said parcels for a considera-

tion established by the Board of Control at not less than the Fair Market Value; and

Whereas, Greater Cleveland Habitat for Humanity, Inc. has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 780-02 passed June 10, 2002, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Greater Cleveland Habitat for Humanity, Inc. for the sale and development of Permanent Parcel No. 118-22-041, 118-22-064, 118-23-027, 118-23-042, 118-23-068, 118-28-029, 118-28-064, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$1.00 each, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abouserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 411-02.

By Director Hudecek.

Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program in accordance with the provision of Chapter 5722 of the Ohio Revised Code; and

Whereas, City has acquired Permanent Parcel Nos. 103-23-011, 103-23-012, 103-23-013, 103-23-014, 103-23-015, 103-23-081, 103-23-082, 103-23-083, 103-23-084, 103-23-090, 103-24-008, 103-24-009, 103-24-013, 103-24-014, 103-24-015, 103-24-017, 103-24-018, 103-24-019, 103-24-024, 103-24-025, 103-24-027, 103-25-001, 103-25-002, 103-25-020, 103-25-023, 103-25-070 under said Land Reutilization Program; and

Whereas, Ordinance No. 933-02 passed June 17, 2002, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Burten, Bell, Carr Development, Inc. has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 933-02 passed June 17, 2002, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Burten, Bell, Carr Development, Inc. for the sale and development of Permanent Parcel Nos. 103-23-011, 103-23-012, 103-23-013, 103-23-014, 103-23-015, 103-23-081, 103-23-082, 103-23-083, 103-23-084, 103-23-090, 103-24-008, 103-24-009, 103-24-013, 103-24-014, 103-24-015, 103-24-017, 103-24-018, 103-24-019, 103-24-024, 103-24-025, 103-24-027, 103-25-001, 103-25-002, 103-25-020, 103-25-023, 103-25-070, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$100.00 each, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abouserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 412-02.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 131-19-045 located at 3250 East 48th Street in Ward 5; 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 to adjacent or abutting landowners; and

Whereas, Lucy Yarger, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 5 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. The proposed purchaser of said 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 pursuant to Section 183.021 of 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 hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Lucy Yarger for the sale and development of Permanent Parcel No. 131-19-045 located at 3250 East 48th Street, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abouserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

Resolution No. 413-02.

By Director Ricchiuto.

Be it resolved by the Board of Control of the City of Cleveland,

that the bid of Perk Company, Inc. for the public improvement of West 25th Street and Pearl Road from the Brooklyn Brighton Bridge to Detroit Avenue, all items including all alterations, for the Department of Public Service, received on June 13, 2002, pursuant to the authority of Ordinance No. 406-02, passed April 15, 2002, as amended by Ordinance No. 836-02, passed June 3, 2002, upon a unit basis for the improvement in the aggregate amount of One Million Seven Hundred Eighty-Two Thousand Nine Hundred and Fifty-One and 20/100 Dollars (\$1,782,951.20), is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Service is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractors by Perk Company, Inc. for the aforementioned public improvement hereby is approved:

McTech Inc.
5000 Crayton Avenue
P.O. Box 5270
Cleveland, OH 44101
(MBE) \$279,650.00 (15.69%)

Cuyahoga Supply & Tool
5340 Perkins Road
Cleveland, OH 44146
(FBE) \$18,693.00 (1.05%)

Yeas: Mayor Campbell, Director Chandra, Acting Directors Abouserhal, Konicek, Director Ricchiuto, Acting Directors Carroll, Smith, Glending, Directors Hudecek, Romero, Acting Director Huth, Directors Fumich and Taylor.

Nays: None.

Absent: Acting Director Brown.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information z

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.

ANNE BLOOMBERG,
President

**SCHEDULE OF THE BOARD
OF ZONING APPEALS**

MONDAY, JULY 22, 2002

9:30 A.M.

Calendar No. 02-151: 966 East 146th Street (Ward 10)

McDi Corporation, owner, and Famicos Bibi, tenant c/o Dan Bickerstaff, agent, appeal to establish use of the one-story portion of an existing approximate 49' x 60' irregular shaped one and two-story building as a day care facility, all situated on an approximate 120' x 140' parcel located in a Two-Family District on the west side of East 146th Street at 966 East 146th Street; said use being contrary to the Residential District Requirements of Section 337.03, where the proposed use is surrounded by a Two-Family District and day nurseries if located not less than 30' from an adjoining premises in a residential district not used for similar purposes requires Board of Zoning Appeals approval as stated in Section 337.02(f)(3)(c) of the Codified Ordinances.

Calendar No. 02-157: 401-409 Prospect Avenue (Ward 13)

G & Z Real Estate, owner c/o Nicholas Zamas, appeals to change the use of an existing 60' x 72' eight-story store and office building into a 14 unit apartment building, all situated on a 60' x 80' parcel located in a General Retail Business District on the north side of Prospect Avenue at 401-409 Prospect Avenue; said change of use being contrary to the Area Requirements of Section 355.04, where the maximum gross floor area permitted is 7,200 sq. ft. and 28,000 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.04(a), where a 30' front yard setback is required and 0' is proposed and Section 357.08(b)(2), where a rear yard setback of 1/2 the height of the building is required and 0' is proposed and where the proposed side street and interior side yards equal 1' and a side street yard of 5' and an interior side yard of 24' are required as stated in Section 357.09(b)(2)(B) of the Codified Ordinances.

Calendar No. 02-158: 3451 West 120th Street (Ward 19)

Thomas Booher, owner, appeals to install 300 linear feet of 6' high wood privacy fence with a gate to the rear and side yards of a 40' x 105' parcel located in a One-Family District on the east side of West 120th Street on the northeast corner of Governor Avenue and West 120th Street at 3451 West 120th Street; said installation being contrary to the Fence Regulations of Section 358.04(a), where the maximum height of fence permitted along a side street property line is 4' and 6' is proposed and a wood fence is proposed and the type of fence permitted along a side street property line is ornamental as stated in Section 358.04(b) of the Codified Ordinances.

Calendar No. 02-159: 4732 Lorain Avenue (Ward 17)

Fodor Realty Company, owner c/o Joel Santiago, tenant, appeals to

establish use of an existing non-conforming used car lot to a conforming used car lot all situated on an 80' x 132' parcel located in a Local Retail Business District on the north side of Lorain Avenue at 4732 Lorain Avenue; said use being contrary to the Business District Requirements of Section 343.01, where used car lots are not permitted in a Local Retail Business District but used car lots are first permitted in a General Retail Business District as stated in Section 343.11(b)(e)(I)(4) and contrary to Section 343.11(b)(2)(I)(4), where used car lots must maintain a 1 1/2' barrier at the setback line(20') behind which all vehicles, advertising and parking must be kept back and no barrier is proposed and contrary to the Industrial District Requirements of Section 345.03(c)(2), where an auto repair shop is first permitted in a Semi-Industry District if located 100' from a residence district and the proposed use abuts a residence district at the rear of the property and contrary to the Off-Street Parking and Loading Requirements of Section 349.04, where 25% of the lot must be reserved for customer parking, which is 9 spaces, and none are proposed and contrary to the Landscaping and Screening Requirements, where no transition strip is proposed and a 10' transition strip is required as stated in Section 352.09 of the Codified Ordinances.

Calendar No. 02-160: 10318-20 Lorain Avenue (Ward 19)

Joseph Maloney, owner, appeals to change the use of an existing approximate 38' x 55' one-story masonry coffee shop and gift shop tenant space to a coffee shop and pool hall, all situated on an approximate 41' x 152' parcel located in a General Retail Business District on the north side of Lorain Avenue at 10318-10320 Lorain Avenue; said change of use being contrary to the Specific Use Regulations of Section 347.12(a), where pool halls shall not be established within 500' of a residential district, school or church and the proposed use is abutting a residential district and within approximately 300' of St. Ignatius Church and School and contrary to the Off-Street Parking and Loading Requirements, where no proper parking area is shown and a place of public assembly requires parking area 3 times that of the gross floor area as stated in Section 349.04(e) of the Codified Ordinances.

Calendar No. 02-162: 4471-93 West 128th Street (Ward 20)

Ameri-con Homes, owner c/o Larson Architects, agent, appeals to construct 12 townhouse units all on an approximate 280' x 325' parcel located in a Townhouse District on the east side of West 128th Street at 4471-4493 West 128th Street; said construction being contrary to the Residential District Requirements, where 12 townhouse units are proposed and the maximum number of townhouse units is 8 as stated in Section 337.031(g) of the Codified Ordinances.

Calendar No. 02-163: 14401 Harvard Avenue (Ward 1)

George Clement, owner, and Joe Sanders, tenant, appeal to change

the use of an existing 22' x 30' one-story masonry service station building into a restaurant, all situated on an approximate 120' x 144' parcel located in a Local Retail Business District and a One-Family District on the north side of Harvard Avenue at 14401 Harvard Avenue; said change of use being contrary to the Residential District Requirements of Section 337.01, where a restaurant is not a permitted use in a One-Family District and contrary to the specific Use Regulations of Section 347.08, where trash containers must be screened and contrary to the Landscaping and Screening Requirements of Section 352.08 through 352.10, where a 6' wide frontage landscaping strip is required where the parking lot abuts the street and none is provided and an 8' wide transitions strip is required where the retail district abuts the residential district and none is provided and contrary to the Yards and Courts Requirements, where parking is not permitted in the 10' setback area from Harvard Avenue as stated in Section 357.14 of the Codified Ordinances.

Calendar No. 02-164: 3715 West 179th Street (Ward 21)

Owen McGuiness, owner, appeals to construct a 36' x 48' two-story, frame one family residential unit on an approximate 66' x 145' irregular shaped corner parcel located in a One-Family District on the northeast corner of Allien Avenue at West 179th Street at 3715 West 179th Street; said construction being contrary to the Yards and Courts Requirements, where the rear lot line is also the side lot line on the rear third of the lot and a 10' setback is provided and 15' is required as stated in Section 357.05 of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

MONDAY, JULY 8, 2002

At the meeting of the Board of Zoning Appeals on Monday, July 8, 2002, the following appeals were heard by the Board:

The following appeals were **Approved:**

Calendar No. 02-142: 3658 West 103rd Street

Mohammed Khalid, owner, appealed to enclosed an 8' x 22' frame front porch of a 22'4" x 25'10" dwelling house in a Two-Family District.

Calendar No. 02-143: 3015 Woodhill Road

James Pope, owner, appealed to construct a 24' x 54'8" one-story masonry cold storage garage to the north of a one-story masonry warehouse building in a Local Retail Business District; subject to conditions that require installation of board on board fencing and landscaping.

Calendar No. 02-147: 14735 Lorain Avenue

Juan Chahda, owner, appealed to construct a 68' x 365' one-story masonry factory building addition to an existing 56,666 sq. ft. one-story, masonry factory building in a General Retail Business District.

The following appeals were **Postponed**:

Calendar No. 02-144: 2395-2399 Tremont Avenue postponed to August 5, 2002.

Calendar No. 02-145: 2327 Holmden Avenue postponed to August 5, 2002.

Calendar No. 02-148: 3939 Community College Avenue postponed to August 5, 2002.

On Monday, July 1, 2002, in Executive Session:

The following appeals were heard by the Board on Monday, July 1, 2002, and said decisions were adopted and approved in Executive Session on July 8, 2002:

The following appeals were **Approved**:

Calendar No. 02-133: Phase 1 — 5303, 5307, 5311, 5315 Herman Avenue (Unit 1) 5305, 5309, 5313, 5317 Herman Avenue (Unit 2) City Life Development, owners, appealed to construct (2) four unit townhouses on a 139' x 155' corner parcel in a Two-Family District.

Calendar No. 02-134: Phase 2 — 5409, 5413, 5417, 5421, 5425 Herman Avenue (Unit 3) 5411, 5415, 5419, 5423 Herman Avenue (Unit 4) City Life Development, owners, appealed to construct (1) five unit townhouse and (1) four unit townhouse on a 139' x 172' corner parcel in a Two-Family District.

Calendar No. 02-161: 1227 West 69th Street Noalco Housing Corporation, owners, appealed to construct a 26' x 28' two-story frame dwelling with a 21' x 21' one-story attached garage on a 65' x 93' parcel in a Two-Family District.

The following appeal was **Denied**:

Calendar No. 02-137: Appeal of Mervyn J. Barber c/o Richard H. Lazard, 11921 Lorain Avenue Mervyn J. Barber, owner c/o Richard H. Lazard, manager of the property, appealed from a Violation Notice issued February 26, 2002 by the Commissioner of Building and Housing.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of
July 3, 2002

As required by the provisions of Section 3103.20(2) of the Codified

Ordinances of the City of Cleveland, Ohio 1976, the following brief of action of the subject meeting is given for publication in The City Record:

* * *

Docket A-75-02.

RE: Appeal of Inner City Missions c/o Marvin Stover, Owner of the Masonry Vacant School located on the premises known as 5360 Stanard Avenue (aka 5362 Stanard Avenue) from a 30 DAY DETERIORATED CONDEMNATION ORDER — MS of the Commissioner of the Division of Building and Housing, dated March 15, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's 30 DAY DETERIORATED CONDEMNATION ORDER — MS and LETTER OF INTENTION TO DEMOLISH by granting the Appellant two (2) months in which to obtain permits and four (4) months in which to provide substantial progress toward abatement of all the violations, with the understanding that extensions can be granted should satisfactory progress be maintained. Upon passage of this motion, this matter shall be REMANDED at this time to the Commissioner of the Division of Building and Housing for supervision and any required further action. All other provisions of the 30 DAY DETERIORATED CONDEMNATION ORDER — MS and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by January 17, 2003. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher.

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

* * *

Docket A-77-02.

RE: Appeal of Emma Tarver, Owner of the One Dwelling Unit Two & One-half Story Frame Residential Property located on the premises known as 11108 Notre Dame Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE/30 DAY CONDEMNATION ORDER — MS of the Commissioner of the Division of Building and Housing, dated May 28, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's NOTICE OF VIOLATION — EXTERIOR MAINTENANCE/30 DAY DETERIORATED CONDEMNATION ORDER — MS and LETTER OF INTENTION TO DEMOLISH by granting the Appel-

lant one (1) month in which to obtain permits and three (3) months in which to abate all the violations on the property, with the understanding that if satisfactory progress is made, an extension can be granted by the Division of Building and Housing; the property is to remain boarded and secured and the grounds debris free and groomed during this period of time. Upon passage of this motion, this matter shall be REMANDED at this time to the Commissioner of the Division of Building and Housing for supervision and any required further action. All other provisions of the NOTICE OF VIOLATION — EXTERIOR MAINTENANCE/30 DAY DETERIORATED CONDEMNATION ORDER — MS and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by November 17, 2002. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher.

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

* * *

Docket A-85-02.

RE: Appeal of Nick Fanous, Owner of the One Story Masonry Commercial Factory located on the premises known as 1700 Urbana Road from a NOTICE OF VIOLATION — CHANGE OF USE of the Commissioner of the Division of Building and Housing, dated May 1, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to DENY the requested variance for additional time and to REMAND the property at 1700 Urbana Road to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Saab.

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

* * *

Docket A-88-02.

RE: Appeal of Moses Milton, Owner of the Two Dwelling Units Two & One-half Story Frame Residential Property located on the premises known as 1134 East 148th Street from a NOTICE OF VIOLATION — RESIDENTIAL MAINTENANCE of the Commissioner of the Division of Building and Housing, dated May 28, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to the requested variance and allow the downspout to spill onto the driveway, with the provi-

sion and testimony of the Appellant, that the water flows directly into the street and does not create a hazard for the adjacent properties. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

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

* * *

Docket A-104-02.

RE: Appeal of Gregory S. Yearout, Owner of the Two Family Residential Property and Proposed Spa (59" x 69" x 31" deep as per plans and manufacturers specs.) located on the premises known as 4020 Wichita Avenue from a NOTICE OF NONCONFORMANCE of the Commissioner of the Division of Building and Housing, dated June 20, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action is required by the Board at this time, noting that because of the new Residential Code, the City WITHDRAWS the Notice Of Nonconformance.

* * *

Docket A-108-02.

RE: Appeal of James & Donna Gilles, Owners of the Two Family Residential Property and Proposed Oval Swimming Pool located on the premises known as 3743 West 47th Street from a NOTICE OF NONCONFORMANCE of the Commissioner of the Division of Building and Housing, dated June 20, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action is required by the Board at this time, noting that because of the new Residential Code, the City WITHDRAWS the Notice Of Nonconformance.

* * *

Docket A-109-02.

RE: Appeal of Edwin Perez, Owner of the Two Family Residential Property and Proposed Swimming Pool located on the premises known as 3138 Trowbridge Avenue from a NOTICE OF NONCONFORMANCE of the Commissioner of the Division of Building and Housing, dated June 20, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action is required by the Board at this time, noting that because of the new Residential Code, the City WITHDRAWS the Notice Of Nonconformance.

* * *

Docket A-111-02.

RE: Appeal of Nautica Phase II Limited Partnership, Owner Property located on the premises known as 2000 Sycamore Street from an ADJUDICATION ORDER of the Commissioner of the Division of Building

and Housing, dated June 21, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the requested variance to (OBBC Section 503.2 — this tenant space exceeds the maximum allowable building area, including increases, for an A-2 occupancy as part of any of the three possible mixed use groups as permitted by Section 313) and permit the facility to be operated and occupied in the manner described, noting the four (4) exits out of the space and the total occupancy load of 634. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher.

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

* * *

APPROVAL OF RESOLUTIONS:

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

- A-14-02—Zalcon, Incorporated.
- A-54-02—S.R. Products.
- A-56-02—Ohio Blow Pipe Company.
- A-65-02—Zahiyah Najeeullah.
- A-81-02—Security National Servicing Corp.

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

* * *

APPROVAL OF MINUTES:

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

June 19, 2002

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

* * *

EUGENE CRANFORD, JR.,
Secretary

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

1585

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, JULY 17, 2002

Video Downlink System, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 497-01, passed by the Council of the City of Cleveland, May 21, 2001.

July 3, 2002 and July 10, 2002

THURSDAY, JULY 18, 2002

Fairville Ave./West 190th Street Area Sewer Rehabilitation, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 999-2000.

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

July 3, 2002 and July 10, 2002

WEDNESDAY, JULY 24, 2002

Digital Photography Mini Lab System, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 1265-01, passed by the Council of the City of Cleveland, June 19, 2001.

Cable and Cable Accessories, 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 MANDATORY PRE-BID MEETING ON FRIDAY, JULY 12, 2002 AT 10:00 A.M., LOCATED AT 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

July 3, 2002 and July 10, 2002

THURSDAY, JULY 25, 2002

Meters and Metering Equipment, 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 MANDATORY PRE-BID MEETING ON THURSDAY, JULY 11, 2002 AT 2:00 P.M., LOCATED AT 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

MSA RIT and Truck Kits, for the Division of Fire, Department of Public Safety, as authorized by Ordinance No. 1726-98, passed by the Council of the City of Cleveland, November 16, 1998.

Service Entrance Equipment, for the Division of Cleveland Public Power, Department of Public Util-

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THERE WILL BE A MANDATORY PRE-BID MEETING ON FRIDAY, JULY 12, 2002 AT 2:00 P.M., LOCATED AT 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Maintenance of High Voltage Static Transmission Cable System, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1052-01, passed by the Council of the City of Cleveland, July 18, 2001.

THERE WILL BE A MANDATORY PRE-BID MEETING ON THURSDAY, JULY 11, 2002 AT 10:00 A.M., LOCATED AT 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

July 3, 2002 and July 10, 2002

FRIDAY, JULY 26, 2002

Indigent Burials, for the Division of Health, Department of Public Health, as authorized by Ordinance No. 680-02, passed by the Council of the City of Cleveland, May 13, 2002.

July 10, 2002 and July 17, 2002

WEDNESDAY, JULY 31, 2002

Recording Equipment, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 2349-01.

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July 10, 2002 and July 17, 2002

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