

# The City Record

Official Publication of the Council of the City of Cleveland



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June the Twenty-Seventh, Two Thousand and Seven

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**Frank G. Jackson**  
Mayor

**Martin J. Sweeney**  
President of Council

**Emily Lipovan**  
City Clerk, Clerk of Council

Ward	Name
1	Nina Turner
2	Robert J. White
3	Zachary Reed
4	Kenneth L. Johnson
5	Phyllis E. Cleveland
6	Patricia J. Britt
7	Fannie M. Lewis
8	Sabra Pierce Scott
9	Kevin Conwell
10	Roosevelt Coats
11	Michael D. Polensek
12	Anthony Brancatelli
13	Joe Cimperman
14	Joseph Santiago
15	Brian J. Cummins
16	Kevin J. Kelley
17	Matthew Zone
18	Jay Westbrook
19	Dona Brady
20	Martin J. Sweeney
21	Martin J. Keane

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Nina Turner.....	16204 Sunny Glen Avenue	44128
2	Robert J. White .....	9703 Cardwell Avenue	44105
3	Zachary Reed .....	3734 East 149th Street	44120
4	Kenneth L. Johnson.....	2948 Hampton Road	44120
5	Phyllis E. Cleveland.....	2369 East 36th Street	44105
6	Patricia J. Britt.....	12402 Britton Drive	44120
7	Fannie M. Lewis.....	7416 Star Avenue	44103
8	Sabra Pierce Scott.....	1136 East 98th Street	44108
9	Kevin Conwell.....	10647 Ashbury Avenue	44106
10	Roosevelt Coats.....	1775 Cliffview Road	44112
11	Michael D. Polensek.....	17855 Brian Avenue	44119
12	Anthony Brancatelli.....	6924 Ottawa Road	44105
13	Joe Cimperman.....	3053 West 12th Street	44113
14	Joseph Santiago.....	3169 West 14th Street	44109
15	Brian J. Cummins.....	3104 Mapledale Avenue	44109
16	Kevin J. Kelley.....	6608 Woodhaven Avenue	44144
17	Matthew Zone.....	1228 West 69th Street	44102
18	Jay Westbrook.....	1278 West 103rd Street	44102
19	Dona Brady.....	1272 West Boulevard	44102
20	Martin J. Sweeney.....	3632 West 133rd Street	44111
21	Martin J. Keane.....	15907 Colletta Lane	44111

City Clerk, Clerk of Council – Emily Lipovan, 216 City Hall, 664–2840  
First Assistant Clerk – Sandra Franklin

**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  
Tracy Y. Martin, Executive Assistant to the Mayor, Chief of Education  
Maureen Harper, Executive Assistant to the Mayor, Chief of Communications  
Andrea V. Taylor, Executive Assistant to the Mayor, Press Secretary  
Debra Linn Talley, Director, Office of Equal Opportunity

**DEPT. OF LAW** – Robert J. Triozzi, Director, Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel, Barbara A. Langhenry, Chief Counsel, Rm. 106  
Karen E. Martines, Law Librarian, Room 100

**DEPT. OF FINANCE** – Sharon Dumas, Director, Room 104;  
Frank Badalamenti, Manager, Internal Audit  
DIVISIONS: Accounts – Richard W. Sensenbrenner, Commissioner, Room 19  
Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
City Treasury – Algeron Walker, Treasurer, Room 115  
Financial Reporting and Control – James Gentile, Controller, Room 18  
Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue  
Purchases and Supplies – James E. Hardy, 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** – Julius Ciaccia, Director, 1201 Lakeside Avenue  
DIVISIONS – 1201 Lakeside Avenue  
Cleveland Public Power – Ivan Henderson, Commissioner  
Street Lighting Bureau – \_\_\_\_\_, Acting Chief  
Utilities Fiscal Control – Dennis Nichols, Commissioner  
Water – John Christopher Nielson, Commissioner  
Water Pollution Control – Ollie Shaw, Commissioner

**DEPT. OF PORT CONTROL** – Ricky D. Smith, Director  
Cleveland Hopkins International Airport, 5300 Riverside Drive  
Burke Lakefront Airport – Khalid Bahur, Commissioner  
Cleveland Hopkins International Airport – Fred Szabo, Commissioner

**DEPT. OF PUBLIC SERVICE** – Jomarjie Wasik, Director, Room 113  
DIVISIONS: Architecture – Kurt Wiebusch, 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** – Matt Carroll, Director, Mural Building, 1925 St. Clair Ave.  
DIVISIONS: Air Quality – Richard L. Nemeth, Commissioner  
Environment – Willie Bess, Commissioner, Mural Building, 1925 St. Clair Ave.  
Health – Anjou Parekh, Commissioner, Mural Building, 1925 St. Clair Ave.

**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 – Edward Eckart, Commissioner, 1708 South Pointe Drive  
Fire – Paul A. Stubbs, Chief, 1645 Superior Avenue  
Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

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

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

**DEPT. OF BUILDING AND HOUSING** – Edward W. Rybka, Director, Room 500  
DIVISIONS: Code Enforcement – Tyrone L. Johnson, Commissioner  
Construction Permitting – Timothy R. Wolosz, Commissioner

**DEPT. OF PERSONNEL AND HUMAN RESOURCES** – Trudy Hutchinson, Director, Room 121

**DEPT. OF ECONOMIC DEVELOPMENT** – Brian A. Reilly, Director, Room 210

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

**DEPT. OF CONSUMER AFFAIRS** – Angel Guzman, Director

**COMMUNITY RELATIONS BOARD** – Room 11, Blaine Griffin, Director; Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Charles Lucas, Jr., Vice-Chairman; Councilman Kevin Conwell, Councilman Brian J. Cummins, Councilman Joe Santiago, Councilman Matthew Zone, City Council Representatives; Charles L. Patton, Jr., Paula Castleberry, Emmett Saunders, John Banno, Kathryn M. Hall, Evangeline Hardaway, Janet Jankura, Gia Hoa Ryan, Rev. Jesse Harris, Magda Gomez, Fred J. Livingstone, Margot James Copeland.

**CIVIL SERVICE COMMISSION** – Room 119, Reynaldo Galindo, President; Rev. Earl Preston, Vice President; Lucille Ambroz, Secretary; Members: Diane M. Downing, Michael L. Nelson.

**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: John Myers, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, \_\_\_\_\_, Secretary.

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

**BOARD OF REVISION OF ASSESSMENTS** – Law Director Robert J. Triozzi, President; Finance Director Sharon Dumas, Secretary; Council President Martin J. Sweeney.

**BOARD OF SIDEWALK APPEALS** – Service Director Jomarjie Wasik, Law Director Robert J. Triozzi; Councilman \_\_\_\_\_.

**BOARD OF REVIEW** – (Municipal Income Tax) – Law Director Robert J. Triozzi; Utilities Director \_\_\_\_\_; Council President Martin J. Sweeney.

**CITY PLANNING COMMISSION** – Room 501 – Robert N. Brown, Director; Anthony J. Coyne, Chairman; David Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean Pinkney, Rev. Sam Edward Small, Council Member Joe Cimperman.

**FAIR CAMPAIGN FINANCE COMMISSION** – Chris Warren, C. Ellen Connolly, Hillary S. Taylor.

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

**FAIR HOUSING BOARD** – Charles See, Chair; \_\_\_\_\_, Vice Chair; Daniel Conway, Doris Honsa, Lisa Camacho.

**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 Robert J. Triozzi; Chairman; Finance Director Sharon Dumas; Council President Martin J. Sweeney; Councilman Kevin Kelley; Councilman Nina Turner.

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

**CLEVELAND LANDMARKS COMMISSION** – Room 519 – Laura M. Bala, Chair; Jennifer Coleman, Vice Chair; Robert N. Brown, Council Member Joe Cimperman, Thomas Coffey, Robert Jackimowicz; Ari Maron, William Mason, Michael Rastatter, Jr., John Torres, N. Kurt Wiebusch, Robert Keiser, Secretary.

**AUDIT COMMITTEE** – Robert Rawson, Chairman; Yvette Ittu, Debra Janik, Bracy Lewis, Don Neebes, Council President Martin J. Sweeney; Law Director Robert J. Triozzi.

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

Judge	Courtroom
Presiding and Administrative Judge Larry A. Jones	14B
Judge Ronald B. Adrine	15A
Judge Marilyn B. Cassidy	12A
Judge Emanuella Groves	13A
Judge Kathleen Ann Keough	13D
Judge Anita Laster Mays	14C
Judge Lauren C. Moore	14A
Judge Charles Patton, Jr.	12B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Michael John Ryan	12C
Judge Angela R. Stokes	15C
Judge Pauline H. Tarver	13C
Judge Joseph J. Zone	14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Paul J. Mizerak – Bailiff; Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 94

WEDNESDAY, JUNE 27, 2007

No. 4881

## CITY COUNCIL

MONDAY, JUNE 25, 2007

### The City Record

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Address all communications to

**EMILY LIPOVAN**

City Clerk, Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2006-2009

#### MONDAY—Alternating

9:30 A.M. — **Public Parks, Property & Recreation Committee:** Johnson, Chair; White, Vice Chair; Brancatelli, Cummins, Kelley, Polensek, Turner.

9:30 A.M. — **Health & Human Services Committee:** Britt, Chair; Cleveland, Vice Chair; Conwell, Kelley, Reed, Santiago, Westbrook.

11:00 A.M. — **Public Service Committee:** Brady, Chair; Turner, Vice Chair; Cleveland, Cummins, Johnson, Polensek, Reed, Santiago, White.

11:00 A.M. — **Legislation Committee:** Cleveland, Chair; Keane, Vice Chair; Cimperman, Lewis, Pierce Scott, Reed, White.

#### MONDAY

2:00 P.M. — **Finance Committee:** Sweeney, Chair; Cimperman, Vice Chair; Brady, Brancatelli, Britt, Coats, Conwell, Pierce Scott, Westbrook, White, Zone.

#### TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Pierce Scott, Chair; Brancatelli, Vice Chair; Brady, Cimperman, Cummins, Coats, Lewis, Westbrook, Zone.

1:30 P.M. — **Employment, Affirmative Action & Training Committee:** Lewis, Chair; Santiago, Vice Chair; Brancatelli, Coats, Conwell, Johnson, Turner.

#### WEDNESDAY—Alternating

10:00 A.M. — **Aviation & Transportation Committee:** Kelley, Chair; Westbrook, Vice Chair; Brancatelli, Britt, Cleveland, Keane, Turner.

10:00 A.M. — **Public Safety Committee:** Conwell, Chair; Brady, Vice Chair; Britt, Coats, Cummins, Kelley, Polensek, Santiago, Turner.

#### WEDNESDAY—Alternating

1:30 P.M. — **Public Utilities Committee:** Zone, Chair; Reed, Vice Chair; Cleveland, Cummins, Keane, Kelley, Polensek, Santiago, Westbrook.

1:30 P.M. — **City Planning Committee:** Cimperman, Chair, Westbrook, Vice Chair, Conwell, Keane, Lewis, Reed, Zone.

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

**Rules Committee:** Sweeney, Chair; Cleveland, Kelley, Pierce Scott, Polensek.

**Personnel and Operations Committee:** Sweeney, Chair; Britt, Kelley, Pierce Scott, Santiago, Westbrook, White.

**Mayor's Appointment Committee:** Coats, Chair; Pierce Scott, Kelley, Sweeney, 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

June 20, 2007

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, June 20, 2007, at 10:30 a.m. with Director Triozzi presiding.

Present: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Absent: Mayor Jackson and Director Hutchinson.

Others: Jim Hardy, Commissioner, Purchases and Supplies.

Debra Linn Talley, Director, Office of Equal Opportunity.

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

#### Resolution No. 311-07.

By Director Dumas.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Coleman Professional Ser-

vices, Inc., d.b.a. Coleman Data Solutions for an estimated quantity of keypunch services, item 1, for the Division of Taxation, for a period of one (1) year, beginning with the date of execution of a contract, with two one-year options to renew, received on the 11th day of May, 2007, under the authority of Ordinance No. 248-07, passed March 5, 2007, which on the basis of the estimated quantity would amount to \$118,041.00, per year, is affirmed and approved as the lowest and best bid, and the Director of Finance is 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. 174550

which shall be certified against such contract in the sum of \$50,000.00.

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

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

#### Resolution No. 312-07.

By Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Ferguson Enterprises, Inc. for an estimated, quantity of large tapping machines, parts and accessories for large tapping machines, and labor and materials to refurbish large tapping machines, option 1, all items, for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services, received on April 13, 2007 under the authority of Ordinance No. 1255-06, passed October 30, 2006, which on the basis of the estimated quantity would amount to \$68,696.00 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the commodities, which shall provide for the immediate purchase as the ini-

tial amount of the contract of the following:

**Requisition No. 162458**

which shall be certified against the contract in the sum of \$68,696.00.

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

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 313-07.**

By Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Underwater Marine Contractors for an estimated quantity of diving and underwater inspection services, all items, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services, received on April 13, 2007, under the authority of Ordinance No. 1259-06, passed October 30, 2006, which on the basis of the estimated quantity would amount to \$235,820.00 (0%), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

**Requisition No. 162495**

which shall be certified against the contract in the sum of \$40,000.00.

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

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 314-07.**

By Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the bid of JCI Jones Chemicals, Inc. for an estimated quantity of liquid chlorine, item 1, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services,

received on May 11, 2007 under the authority of Section 129.24 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$224,950.00 (2%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

**Requisition No. 162498**

which shall be certified against the contract in the sum of \$50,000.00.

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

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 315-07.**

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Kokosing Construction Company, Inc., under City Contract No. 66813 for the public improvement of uncoupling Runway 6R-24L at Cleveland Hopkins International Airport for the Department of Port Control, authorized by Ordinance No. 462-05, passed May 9, 2005, and Board of Control Resolution No. 195-07, adopted April 25, 2007, is approved.

<u>Subcontractor</u>	<u>Percentage of Contract Amount</u>
McTech Corp.	1.25% DBE \$507,280.00
Able Contracting Group, Inc.	0.18% DBE \$ 75,510.40
R. L. Cole Enterprise, Inc.	0.31% DBE \$125,382.50
GeoTech Services, Inc.	1.33% Non-DBE \$543,025.00
Hi-Lite Markings, Inc.	1.94% Non-DBE \$788,527.20

Be it further resolved that the approval of the employment of the following subcontractors by Kokosing Construction Company, Inc., under City Contract No. 66813 for the public improvement of uncoupling Runway 6-24L at Cleveland Hopkins International Airport for the Department of Port Control, authorized by Ordinance No. 462-05, passed May 9, 2005, and Board of Control Resolution No. 195-07, adopted April 25, 2007, is rescinded.

<u>Subcontractor</u>	<u>Percentage of Contract Amount</u>
Interstate Safety and Services, Inc.	0.24% DBE \$ 98,200.00
Mohawk Re-bar Services, Inc.	0.14% DBE \$ 58,000.00

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 316-07.**

By Director Smith.

Whereas, under the authority of Ordinance No. 710-95, passed by the Council of the City of Cleveland on June 12, 1995, and Board of Control Resolution No. 235-03, adopted April 23, 2003, the City through its Director of Port Control, entered into City Contract No. 61324 with Reed & Associates, LLC for financial advisory services; and

Whereas, under Board of Control Resolution Nos. 417-04, 547-05 and 340-06, adopted July 7, 2004, September 28, 2005 and August 9, 2006, respectively, the City entered into first, second and third modifications to City Contract No. 61324 for additional financial services; and

Whereas, under Board of Control Resolution No. 163-06, adopted May 10, 2006, the City acknowledged the name change of Reed & Associates, LLC to Reed, Mandes & Associates, LLC ("Reed"); and

Whereas, by letter dated March 9, 2007 Reed, Mandes & Associates, LLC requested the City's consent to assign all of Reed Mandes & Associates, LLC interests and certain obligations under City Contract No. 61324 to Peregrine Advisors, LLC ("Peregrine"); and

Whereas, Peregrine proposes to undertake all of Reed's interests and all of its obligations first occurring after the effective date of assignment under City Contract No. 61324, without waiving any of Reed's obligations or the City's rights under the contract against Reed prior to the effective date of assignment; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the request by Reed, Mandes & Associates, LLC by its March 9, 2007 letter, this Board consents to the assignment of City Contract No. 61324 to Peregrine Advisors, LLC effective June 25, 2007.

Be it further resolved that the Director of Port Control is authorized to execute all documents and to do all things necessary and appropriate to implement the consent authorized, provided that the terms of such assignment do not conflict with the terms and conditions of City Contract No. 61324.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of the following subconsultant by Peregrine Advisors, LLC is approved:

<u>Subconsultant</u>	<u>Percentage Amount</u>
Dingus & Daga, Inc.	30.0% MBE \$210,000.00
Thomas Art, Inc.	1.7% MBE \$ 7,500.00
Penn & Associates	14.1% FBE \$ 98,400.00

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.  
Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 317-07.**

By Director Smith.  
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Cunningham Paving Company, for the public improvement of constructing taxiway and ramp improvements at Burke Lakefront Airport, base bid items plus Item A-2 (Contingency 10%) for the Department of Port Control, received on April 5, 2007 under the authority of Ordinance No. 2376-02, passed March 10, 2003, upon a unit basis for the improvement, in the aggregate amount of \$465,787.63, is affirmed and approved as the lowest responsible bid, and the Director of Port Control is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved by the Board of Control that the employment of the following subcontractors by Cunningham Paving Company, is approved:

<u>Subcontractor(s)</u>	<u>DBE% Amount</u>
Granger Trucking, Inc.	5.08% DBE \$23,680.00
L. V. Surveying, Inc.	0.26% DBE \$ 1,200.00
Signs PDQ, Inc.	0.09% Non-DBE \$ 400.00
J. A. Reke & Sons, Inc.	1.0% Non-DBE \$ 4,603.50
PS Construction Fabrics, Inc.	2.9% Non-DBE \$13,450.00
Reilly Sweeping, Inc.	3.09% Non-DBE \$14,400.00
Precision Pro Cut, Inc.	0.52% Non-DBE \$ 2,400.00
Wake Forest Landscaping and Construction Company	2.2% Non-DBE \$10,100.00

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.  
Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 318-07.**

By Director Wasik.  
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Cleveland Freightliner DBA Valley Sterling, Freightliner, Western Star of Cleveland for an estimated quantity of cab/chassis with dry goods bodies (all items), for the various divisions of City government, for the period of one year beginning with the date of execution of a contract, received on April 19, 2007, under the authority of Ordinance No. 887-06, passed by the Council of the City of Cleveland on August 9, 2006, which on the basis of the estimated quantity would amount to \$44,102.00 (Net-30), is affirmed and approved as the lowest and best bid, and the Director of Public Service is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 177624 which shall be certified against the contract in the sum of \$44,102.00.

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 subsequent requisitions separately certified against the contract.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Cleveland Freightliner DBA Valley Sterling, Freightliner, Western Star of Cleveland for the abovementioned purchase is hereby approved:

The Carnegie Body Company	\$12,581.00 per unit - 28.53%
Logical Services, Inc.	MBE - \$250.00 per unit - 0.57%

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.  
Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 319-07.**

By Director Wasik.  
Resolved, by the Board of Control of the City of Cleveland that the bid of Unique Paving Materials Corporation for an estimated quantity of SS1 Tack Coat, item 1, for the Division of Streets, Department of Public Service, for the period of one (1) year beginning with the execution of this contract, received on April 13, 2007, under the authority of Ordinance No. 1053-06, passed July 12, 2006, which on the basis of the estimated quantity would amount to \$72,000.00, is approved as the lowest and best bid, and the Director of Public Service is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the ini-

tial amount of such contract of the following:

Requisition No. 174617 which shall be certified against such contract in the sum of \$10,000.00.

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

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.  
Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 320-07.**

By Director Wasik.  
Be it resolved by the Board of Control of the City of Cleveland that the bid of T & F Systems, Inc., for the public improvement of the building improvements for the Cleveland City Hall reroofing project 2007, base bid, and alternate 1, for the Department of Public Service, received on May 2, 2007, pursuant to the authority of Ordinance No. 735-06, passed June 12, 2006, for a gross price for the improvement in the aggregate amount of \$891,216, is affirmed and approved as the lowest responsible bid, and the Director of Public Service is authorized to enter into contract for the improvement with the bidder.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of the following subcontractor by T & F Systems, Inc. is approved:

<u>Subcontractor</u>	<u>Amount</u>
<u>MBE/FBE</u>	<u>Percentage</u>
Faison & Pinson	
MBE	\$107,000.00 12.01%

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.  
Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 321-07.**

By Director Carroll.  
Resolved, by the Board of Control of the City of Cleveland, that all bids received on April 5, 2007, for elevator maintenance and repair services at the various City health centers, for the Division of Health, Department of Public Health, under the authority of Ordinance No. 2011-06, passed by the Council of the City of Cleveland on December 11, 2006, are rejected.

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.  
Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 322-07.**

By Director Cox.

Resolved, by the Board of Control of the City of Cleveland that the bid of Arthur J. Gallagher Risk Management Services, Inc. for the following: property insurance for the Cleveland Browns Football Stadium, for first year with one option to renew for one (1) year, base bid including the \$3,200 engineering fee, for the Division of Convention Center and Stadium, Department of Parks, Recreation and Properties, received on May 18, 2007, under the authority of Ordinance No. 445-07, passed April 2, 2007, which on the basis of the order quantity would amount to \$68,660.00, for the first year, is approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is requested to enter into contract for such items.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Arthur J. Gallagher Risk Management Services, Inc. for the above-mentioned standard purchase is approved.

<u>SUBCONTRACTOR</u>	<u>WORK</u>
	<u>Dollar Amount</u>

Washington Enterprises, Inc. (MBE)	20% \$13,092
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Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 323-07.**

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that, under Ordinance No. 994-07, passed by the Council of the City of Cleveland, June 11, 2007, the Cleveland Police Athletic League Inc., is selected upon nomination of the Director of Parks, Recreation and Properties from a list of companies determined after a full and complete canvass by the Director of Parks, Recreation and Properties as the company to provide security services at various indoor and outdoor recreation facilities, including but not limited to, outdoor pools, recreation centers, and various surrounding play areas, for the Division of Recreation, Department of Parks, Recreation and Properties, for the period one year beginning with the execution of the contract.

Be it further resolved that the Director of Parks, Recreation and Properties is authorized to enter into a written contract with The Cleveland Police Athletic League Inc., based on its May 23, 2007 proposal, to supply armed, uniformed, commissioned officers at the facilities, during the period beginning June 16, 2007 and ending June 15, 2008, which contract shall be prepared by the Director of Law and shall include such additional provi-

sions as the Director considers necessary to benefit and protect the public interest. The fees for services to be performed under the contract authorized, as stated in the company's proposal, shall be \$24.00 per hour, not to exceed \$500,000.00.

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 324-07.**

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 57221 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel No. 108-10-063 located at East 103rd Street in Ward 8; 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, Shorebank Enterprise Group, abutting/adjacent landowner, has proposed to the City to purchase and develop the parcel for emergency passage; and

Whereas, the following conditions exist:

1. The member of Council from Ward 8 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 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 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 Shorebank Enterprise Group for the sale and development of Permanent Parcel No. 108-10-063 located at 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 said parcel shall be \$3,000.00, which amount is determined to be not less than the Fair Market value of said parcel for uses according to the Program.

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 325-07.**

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 57221 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel No. 125-31-033 located at Temple 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 to adjacent or abutting landowners; and

Whereas, Howard Brown and Kathleen Brown, abutting/adjacent landowners, 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 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 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 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 Howard Brown and Kathleen Brown for the sale and development of Permanent Parcel No. 125-31-033 located at Temple 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 said parcel shall be \$1.00, which amount is determined to be not less than the Fair Market value of said parcel for uses according to the Program.

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

**Resolution No. 326-07.**

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. 109-12-127 located at Earle Avenue in Ward 8; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976 authorizes the Commis-

sioner 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, Archie J. Reddix, Jr., abutting/adjacent landowner, 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 8 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 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 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 Archie J. Reddix, Jr. for the sale and development of Permanent Parcel No. 109-12-127 located at Earle 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 said parcel shall be \$1.00, which amount is determined to be not less than the Fair Market value of said parcel for uses according to the Program.

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

#### **Resolution No. 327-07.**

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. 119-27-104 located at Lucia 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 to adjacent or abutting landowners; and

Whereas, Fairfax Renaissance Development Corporation, abutting/adjacent landowner, has proposed to the City to purchase and develop the parcel for consolidate with adjacent parcel for new construction; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 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 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 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 Fairfax Renaissance Development Corporation for the sale and development of Permanent Parcel No. 119-27-104 located at Lucia, 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 said parcel shall be \$100.00, which amount is determined to be not less than the Fair Market value of said parcel for uses according to the Program.

Yeas: Directors Triozzi, Dumas, Ciaccia, Smith, Wasik, Carroll, Acting Director Smith, Directors Cox, Rush, Reilly, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Hutchinson.

JEFFREY B. MARKS,  
Secretary

## **CIVIL SERVICE NOTICES**

### **General Information**

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

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

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

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

REYNALDO GALINDO,  
President

## **SCHEDULE OF THE BOARD OF ZONING APPEALS**

**MONDAY, JULY 9, 2007**

**9:30 A.M.**

**Calendar No. 07-94:** 231 East 156th Street (Ward 11)

Northeast Shores Development Corporation, owner, appeals change use of an existing four unit apartment building and retail space to a six unit condominium building and erect a five car garage, proposed to be situated on a consolidated corner parcel, located in a Local Retail Business District on the southeast corner of East 156th Street and Pythias Avenue at 231 East 156th Street; subject to the provisions of Section 359.01, the existing building being legal but nonconforming has no setback in the required front yard, no side yard setback where 8 feet is required and a rear yard of 8.4 feet where 20 feet is required; and the existing gross floor area of 6,088 square feet exceeds a maximum gross floor area of 4,500 square feet; with the existing driveway being on the property line and not 15 feet from it. The proposed substitution of a nonconforming use requires the Board of Zoning Appeals approval; and the new parking garage for a residence building is proposed at a distance of 6 inches, where 18 inches from the property line is required, as stated in Section 337.23 of the Codified Ordinances.

**Calendar No. 07-95:** 3200 East 79th Street (Ward 5)

Ruckea Properties Ltd. and John Kealy, owner, appeal to establish use as a day care center in an existing one-story masonry building, situated on an acreage parcel located in a General Industry District on the west side of East 79th Street at 3200 East 79th Street; subject to the limitations of Sections 345.04 and 345.03, the proposed use, by reference being regulated according to Section 345.03(b) that specifies the conditions for a retail business use in a Semi-Industry District, and no building or Institutional H occupancy classification shall be located within 200 feet of the boundary line of an adjoining General or Unrestricted Industry District, and no existing building within 200 feet of such boundary line shall be converted or altered to any such use, except that the Board of Zoning Appeals may, in specific instances, permit the use, when the development of the immediately surrounding area is essentially residential in character.

**Calendar No. 07-96:** 16000 Kipling Avenue (Ward 11)

Umberto Montoni, owner, appeals to change from retail and two dwelling units to three dwelling units, the use of an existing one-story brick building situated on a 42' x 183.35' parcel located in a Local Retail Business District on the south side of Kipling Avenue at 16000 Kipling Avenue; subject to the provisions of Section 357.092(C), the proposed use requires interior side yards of 8 feet and none are provided; and

Section 359.01 states that the Board of Zoning Appeals approval is required for the existing nonconforming use; and no parking spaces are provided where three spaces are required as stated in Section 349.04 of the Codified Ordinances.

**Calendar No. 07-98:** 13040-46 Lorain Avenue (Ward 19)

Hoertz Realty, owner, Der Braumeister and Gwen Hoertz, tenant, appeal to add an outdoor seating area, to consist of 8 tables and a 3' high fence, along a 45 foot portion of the street frontage for an existing restaurant, situated on an 80' x 100' parcel on the northeast corner of Lorain Avenue at West 131st Street at 13040-60 Lorain Avenue; contrary to Section 349.04(f), no additional parking spaces are provided and the proposed additional seating requires one additional parking space per each four additional seats, or a total of 8 additional parking spaces; and outdoor seating for a restaurant is not a permitted yard encroachment in the specific 15 foot setback on Lorain Avenue, as stated in Section 357.13 of the Codified Ordinances.

**Calendar No. 07-100:** 17201 St. Clair Avenue (Ward 11)

Ted Chait and Cleveland American Auto Wrecking, Inc. appeal under Section 76-6 of the Cleveland City Charter and Section 329.02(d) of the Codified Ordinances from being denied a Certificate of Occupancy by the Department of Building and Housing for the continued use of the property at 17201 St. Clair Avenue as an auto wrecking yard.

Secretary

**REPORT OF THE BOARD OF ZONING APPEALS**

**MONDAY, JUNE 25, 2007**

At the meeting of the Board of Zoning Appeals on Monday, June 25, 2007, the following appeals were heard by the Board.

The following appeals were **Approved:**

**Calendar No. 07-81:** 1425 East 25th Street

Cement Masons Local 404 appealed to install 85 linear feet of 6' high ornamental fence in an actual front yard and 217 linear feet of 6' high chain link fence in the actual front and side yards of a through parcel in a Multi-Family District.

**Calendar No. 07-82:** 1431 East 25th Street

Cement Masons Local 404 appealed to install 30 linear feet of 6' high ornamental fence in an actual front yard and 160 linear feet of 6' high chain link fence in the actual front, side and rear yards of a parcel located in a Multi-Family District.

**Calendar No. 07-88:** 777 Starkweather Avenue

Sutton Builders LLC appealed to expand with a kitchen addition an existing restaurant in a Two-Family District.

**Calendar No. 07-92:** 3966 Rocky River Drive

Dave Giorgi, owner, and Tracey Marshall-Dove, prospective tenant, appealed to change a portion of an existing one-story structure from an auto parts store and office to a beauty salon in a Two-Family District.

The following appeals were **Denied:**

**Calendar No. 07-80:** 1944 East 75th Street

The 1944 LLC, owner, and Diretha Griffin, prospective lessee, appealed to establish use of an existing multiple dwelling building for a 90 day "Independent Housing" program for ex-offenders, pursuant to a contract with the Ohio Department of Rehabilitation and Corrections in a Midtown Mixed Use District 2.

**Calendar No. 07-84:** 3016 Ripley Road

Veyonne Washington appealed to use as a Type A Day Care an existing one family dwelling in a Two-Family District.

The following appeal was **Withdrawn:**

None.

The following appeal was **Dismissed:**

None.

The following appeals were **Postponed:**

**Calendar No. 07-58:** 3902 Lee Road postponed to July 30, 2007.

**Calendar No. 07-60:** 5918 Hawthorne Avenue postponed to July 30, 2007.

**Calendar No. 07-30:** Violation Notices, 3968 Pearl Road / 3990 Pearl Road / 3979 Pearl Road postponed to August 6, 2007.

**Calendar No. 07-79:** 3200 Franklin Boulevard postponed to July 9, 2007.

In Executive Session on June 25, 2007, the following appeals heard by the Board on June 18, 2007 were ratified.

The following appeals were **Approved:**

**Calendar No. 07-51:** 2248 West 7th Street

Ronald Courey appealed to erect a 16.8' x 42' two-story single family residence with an attached garage on an irregular shaped parcel in a B1 Two-Family District.

**Calendar No. 07-52:** 2250 West 7th Street

Ronald Courey appealed to erect a 16.8' x 42' two-story single family residence with an attached garage on an irregular shaped parcel in a B1 Two-Family District.

**Calendar No. 07-75:** 4624 South Hills Drive

Lucy Miller appealed to erect a 24' x 24' x 11.8' high pergola in the

front yard of a 60' x 115.41' parcel in an A1 One-Family District.

**Calendar No. 07-78:** 2040 East 83rd Street

East 83rd and Carnegie LLC appealed to construct a one-story grocery store and restaurant on consolidated parcels in split zoning between a General Retail Business District and a Multi-Family District.

The following appeal was **Denied:**

**Calendar No. 07-77:** 17605 St. Clair Avenue

Michael Hribar appealed from a Notice of Violation issued by the Building and Housing Department for failure to comply with the regulations in Section 347.06 of the Zoning Code.

Secretary

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

NO MEETING

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

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

**Mercedes Cotner  
Committee Room 217  
City Hall, Cleveland, Ohio  
On Wednesday, July 11, 2007  
11:00 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, July 11, 2007, at 11:00 a.m., to consider the following ordinances now pending in the Council:

**Ord. No. 146-07.**

By Council Member Brady.  
An ordinance to change the zoning of property located on West 130th Street between Linnet Avenue and Bellaire Avenue as shown on the attached map (Map Change No. 2213; Sheet No. 12).

**Ord. No. 376-07.**

By Council Member Cimperman.  
An ordinance to change the Use, Area and Height Districts of property on the southeast side of Columbus Road south of Center Rd. from a General Industry District, a 'B' Area District and a '3' Height District to a Downtown Residential District, a 'K' Area District and a '4' Height District (Map Change No. 2219; Sheet No. 1).



**Ord. No. 990-07.**

By Council Member Cimperman.  
An emergency ordinance that the Codified Ordinances of Cleveland, Ohio, 1976, are supplemented by enacting new Section 343.13 relating to entertainment overlay (EO) district.

**Ord. No. 991-07.**

By Council Member Cimperman.  
An ordinance to change the zoning of the rear half of a parcel land fronting on Professor Street south of College Avenue (Map Change Number 2232, Sheet Number 5).

**Ord. No. 992-07.**

By Council Member Turner.  
An ordinance changing the Use Districts of property located on the northwest, southeast and southwest corners of Lee Road and Miles Avenue to a Local Retail Business District (Map Change No. 2231, Sheet No. 10).

**To be introduced July 11, 2007**

By Council Member Brady.  
An ordinance to change the Use Districts of parcels on the southwest corner of West 130th Street and Triskett Road from Two Family Residential (2F) to General Retail (GR) (Map Change Number 2233, Sheet No. 12).

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

Joseph C. Cimperman  
Chairman  
Committee on City Planning

June 27, 2007 and July 4, 2007

**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, JULY 5, 2007

**Electrical Parts and Equipment, Including Labor, Materials and Installation**, for the Various Divisions of Port Control, Department of Port Control, as authorized by Ordinance No. 191-07, passed by the Council of the City of Cleveland, March 12, 2007.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, JUNE 29, 2007 AT 10:00 A.M., DEPARTMENT OF PORT CONTROL, CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135.

June 20, 2007 and June 27, 2007

FRIDAY, JULY 6, 2007

**Labor and Materials Necessary to Repair and Maintain T.V. Inspection Trucks (Re-Bid)**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1957-06, passed by the Council of the City of Cleveland, January 22, 2007.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, JUNE 29, 2007 AT 10:00 A.M., DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

June 20, 2007 and June 27, 2007

WEDNESDAY, JULY 11, 2007

**Mark 1 Kit**, for the Division of EMS, Department of Public Safety, as authorized by Ordinance No. 2367-04, passed by the Council of the City of Cleveland, January 31, 2005.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** MONDAY, JULY 2, 2007 AT 10:00 A.M., EMERGENCY OPERATIONS CENTER, CONFERENCE ROOM #306, 205 WEST SAINT CLAIR AVENUE, CLEVELAND, OHIO 44113.

**Highland Hills Cemetery Roof Replacement**, for the Division of Architecture, Department of Public Service, as authorized by Ordinance No. 735-06, passed by the Council of the City of Cleveland, June 12, 2006.

THERE WILL BE A **REFUNDABLE FEE FOR PLANS/SPECIFICATIONS** IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER (NO COMPANY CHECKS AND NO CASH WILL BE ACCEPTED).

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** TUESDAY, JULY 3, 2007 AT 10:00 A.M., HIGHLAND HILLS CEMETERY MAUSOLEUM, NORTHFIELD ROAD AND CHAGRIN BLVD., HIGHLAND HILLS, OHIO 44122, USE NORTHFIELD ENTRANCE GO STRAIGHT UNTIL YOU SEE MAUSOLEUM ON THE LEFT.

June 20, 2007 and June 27, 2007

THURSDAY, JULY 12, 2007

**Upgrades for the Andros F6a Bomb Robot**, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 962-05, passed by the Council of the City of Cleveland, June 6, 2005.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, JULY 5, 2007 AT 2:00 P.M., EMERGENCY OPERATIONS CENTER, CONFERENCE ROOM #306, 205 WEST SAINT CLAIR AVENUE, CLEVELAND, OHIO 44113.

**Storage Magazine**, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 962-05, passed by the Council of the City of Cleveland, June 6, 2005.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, JULY 5, 2007 AT 10:00 A.M., EMERGENCY OPERATIONS CENTER, CONFERENCE ROOM #306, 205 WEST SAINT CLAIR AVENUE, CLEVELAND, OHIO 44113.

**Bomb Units, Helmets and Accessories**, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 962-05, passed by the Council of the City of Cleveland, June 6, 2005.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, JULY 5, 2007 AT 12:00 P.M., EMERGENCY OPERATIONS CENTER, CONFERENCE ROOM #306, 205 WEST SAINT CLAIR AVENUE, CLEVELAND, OHIO 44113.

**Microfiche and CD Rom Services**, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 883-07, passed by the Council of the City of Cleveland, June 11, 2007.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, TUESDAY, JULY 3, 2007 AT 10:30 A.M., CITY HALL, DIVISION OF PURCHASES & SUPPLIES, ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

June 20, 2007 and June 27, 2007

WEDNESDAY, JULY 25, 2007

**Purchase of Bunker Gear Suits, Including But Not Limited to Proximity Pants, Proximity Coats, Hood, Helmets, Suspenders and Boots**, for the Various Divisions of Port Control, Department of Port Control, as authorized by Ordinance No. 405-07, passed by the Council of the City of Cleveland, April 23, 2007.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, JULY 13, 2007 AT 10:00 A.M.,

DEPARTMENT OF PORT CONTROL, CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135-3193.

10:00 A.M., BURKE LAKEFRONT AIRPORT, 1501 NORTH MARGINAL ROAD, CLEVELAND, OHIO 44114.

**Stop Cock Boxes**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976.

June 20, 2007 and June 27, 2007

**FRIDAY, JULY 27, 2007**

**Labor and Materials to Maintain and Repair Low Pressure Steam Boiler System Equipment and Appurtenances**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 251-07, passed by the Council of the City of Cleveland, March 12, 2007.

THERE WILL BE A **MANDATORY PRE-BID MEETING** THURSDAY, JULY 5, 2007 AT 2:00 P.M., CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114. **THE CITY OF CLEVELAND WILL NOT CONSIDER THE BID OF ANYONE WHO DOES NOT ATTEND A MANDATORY PRE-BID CONFERENCE.**

**Hydrofluosilicic Acid**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** WEDNESDAY, JULY 11, 2007 AT 2:00 P.M., CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

**Purchase of Labor and Materials Necessary to Maintain, Repair, Replace and Test Motor Control Centers, Including Switchgear, Controls and Appurtenances**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1256-06, passed by the Council of the City of Cleveland, October 30, 2006.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, JULY 6, 2007 AT 10:00 A.M., CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

June 20, 2007 and June 27, 2007

**WEDNESDAY, JULY 11, 2007**

**Michael Zone Recreation Center Soccer Field Improvements**, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 690-07, passed by the Council of the City of Cleveland, pending.

THERE WILL BE A **REFUNDABLE FEE FOR PLANS/SPECIFICATIONS** IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER (NO COMPANY CHECKS AND NO CASH WILL BE ACCEPTED).

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, JULY 5, 2007 AT

June 27, 2007 and July 4, 2007

**THURSDAY, JULY 12, 2007**

**Security Cameras, Monitors, Wires, Cable, Software, Recording Devices, Installation, Labor and Maintenance Agreement**, for the Division of Recreation, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 841-07, passed by the Council of the City of Cleveland, June 4, 2007.

THERE WILL BE A **MANDATORY PRE-BID MEETING** FRIDAY, JULY 6, 2007 AT 10:00 A.M., DIVISION OF RECREATION, ROOM #8, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

June 27, 2007 and July 4, 2007

**FRIDAY, JULY 13, 2007**

**Maintaining Detention Facilities (Re-Bid)**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1844-06, passed by the Council of the City of Cleveland, January 29, 2007.

THERE WILL BE A **REFUNDABLE FEE FOR PLANS/SPECIFICATIONS** IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER (NO COMPANY CHECKS AND NO CASH WILL BE ACCEPTED).

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, JULY 5, 2007 AT 10:00 A.M., DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

June 27, 2007 and July 4, 2007

**FRIDAY, JULY 20, 2007**

**Fire System Testing, Inspection, Maintenance and Repair Services (Re-Bid)**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1438-06, passed by the Council of the City of Cleveland, October 30, 2006.

THERE WILL BE A **MANDATORY PRE-BID MEETING** MONDAY, JULY 9, 2007 AT 11:00 A.M., CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

THERE WILL ALSO BE A **MANDATORY SITE VISIT PERIOD** OF JULY 9, 2007 — JULY 13, 2007.

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

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, JULY 6, 2007 AT 10:30 A.M., DISTRIBUTION AND MAINTENANCE PIPE REPAIR CONFERENCE ROOM, 4600 HARVARD AVENUE, NEWBURGH HEIGHTS, OHIO 44105.

**Spring Parts and Repair Contract**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 501-06, passed by the Council of the City of Cleveland, May 1, 2006. THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** TUESDAY, JULY 10, 2007 AT 10:30 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, BUILDING #1, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

**Industrial Paper Products and Cloth Wipes**, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 882-07, passed by the Council of the City of Cleveland, June 11, 2007.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** MONDAY, JULY 9, 2007 AT 10:30 A.M., CITY HALL, DIVISION OF PURCHASES & SUPPLIES, ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

June 27, 2007 and July 4, 2007

**FRIDAY, AUGUST 17, 2007**

**Corrosion Control Chemical**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, JULY 20, 2007 AT 2:00 P.M., PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

**Potassium Permanganate**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, JULY 20, 2007 AT 3:00 P.M., PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

June 27, 2007 and July 4, 2007

**ADOPTED RESOLUTIONS AND ORDINANCES**

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