

The City Record

Official Publication of the Council of the City of Cleveland



December the Thirty-First, Two Thousand and Fourteen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

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

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www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

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

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

MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff
 Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer
 Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs
 Martin J. Flask, Executive Assistant to the Mayor of Special Projects
 Monyka S. Price, Executive Assistant to the Mayor, Chief of Education
 Maureen Harper, Executive Assistant to the Mayor, Chief of Communications
 Jenita McGowan, Executive Assistant to the Mayor, Chief of Sustainability
 Natoya J. Walker Minor, Executive Assistant to the Mayor, Chief of Public Affairs
 Edward W. Rybka, Executive Assistant to the Mayor, Chief of Regional Development

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

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

OFFICE OF EQUAL OPPORTUNITY – Melissa K. Burrows, Ph.D., Director

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

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

Natasha Brandt, Manager, Internal Audit

DIVISIONS:

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

DEPT. OF PUBLIC UTILITIES – Sharon Dumas, Interim Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner
 Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer
 Water – Alex Margevicius, Interim Commissioner
 Water Pollution Control – Rachid Zoghaib, Commissioner

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

DIVISIONS:

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

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

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

DIVISIONS:

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

DEPT. OF PUBLIC HEALTH – Toinette Parrilla, Director, 75 Erieview Plaza

DIVISIONS:

Air Quality – George Baker, Commissioner
 Environment – Chantez Williams, Commissioner, 75 Erieview Plaza
 Health – Myron Bennett, Commissioner, 75 Erieview Plaza

DEPT. OF PUBLIC SAFETY – Michael C. McGrath, Director, Room 230

DIVISIONS:

Animal Control Services – John Baird, Chief Dog Warden, 2690 West 7th Street
 Correction – Robert Tasky, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive
 Fire – Patrick Kelly, Chief, 1645 Superior Avenue
 Police – Calvin D. Williams, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director

DIVISIONS:

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

DEPT. OF BUILDING AND HOUSING – Ronald J.H. O'Leary, Director, Room 500

DIVISIONS:

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

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

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

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

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

G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Brian Cummins, Eugene R. Miller (Board Lawyer), Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Peter Whitt.

CIVIL SERVICE COMMISSION – Room 119, Robert Bennett, President; Michael L.

Nelson, Sr., Vice-President; Lucille Ambroz, Secretary; Members: Pastor Gregory Jordan, Michael Flickinger.

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President Kevin

J. Kelley; Betsy Hruby, Asst. Sec'y.; Sharon Dumas, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members;

Mary Haas McGraw, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, Elizabeth Kukla, Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516,

Joseph F. Denk, Chairman; Howard Bradley, Patrick M. Gallagher, Robert Maschke, Halim M. Saab, P.E., Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.F. Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Barbara A. Langhenry,

President; Finance Director Sharon Dumas, Secretary; Council President Kevin J. Kelley.

BOARD OF SIDEWALK APPEALS – Capital Projects Director Matthew Spronz, Law

Director Barbara A. Langhenry; Council Member Kenneth L. Johnson.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry;

Utilities Director Paul Bender; Council President Kevin J. Kelley.

CITY PLANNING COMMISSION – Room 501 – Freddy L. Collier, Jr., Director; Anthony

J. Coyne, Chairman; David H. Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean Pinkney, Norman Krumholz, Council Member Phyllis E. Cleveland.

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

Render, Genesis O. Brown.

HOUSING ADVISORY BOARD – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie

Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Loehr, Mark McDermott, Marcia Nolan, David Perkowski, Joan Shaver Washington, Keith Sutton.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman;

Clint Martin, Mark Rivera.

MORAL CLAIMS COMMISSION – Law Director Barbara A. Langhenry; Chairman;

Finance Director Sharon Dumas; Council President Kevin J. Kelley; Councilman Kevin Kelley.

POLICE REVIEW BOARD – Thomas Jones, Board Chair Person; Vernon Collier, Vermel

Whalen, Nancy Cronin, Elvin Vauss.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Jennifer Coleman, Chair;

Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Giancarlo Calicchia, Council Member Terrell H. Pruitt, Robert Strickland, Julie Trotter, Robert Vilkas, Donald Petit, Interim Secretary.

AUDIT COMMITTEE – Yvette M. Itu, Chairman; Debra Janik, Bracy Lewis, Diane

Downing, Donna Sciarappa, Council President Kevin J. Kelley; Law Director Barbara A. Langhenry.

CLEVELAND MUNICIPAL COURT

JUSTICE CENTER – 1200 ONTARIO STREET

JUDGE COURTROOM ASSIGNMENTS

Judge Courtroom

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

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

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71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 101

WEDNESDAY, DECEMBER 31, 2014

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CITY COUNCIL

MONDAY, DECEMBER 29, 2014

The City Record
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City Clerk, Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2014-2017

MONDAY — Alternating

9:30 A.M. — **Health and Human Services Committee:** Cimperman (CHAIR), Mitchell (VICE-CHAIR), Brady, Cleveland, Conwell, Cummins, J. Johnson.

9:30 A.M. — **Municipal Services and Property Committee:** K. Johnson (CHAIR), Sweeney (VICE-CHAIR), Brancatelli, Cummins, Dow, J. Johnson, Reed.

MONDAY

2:00 P.M. — **Finance Committee:** Kelley (CHAIR), Cleveland (VICE-CHAIR), Brady, Brancatelli, Conwell, Keane, Mitchell, Pruitt, Zone.

TUESDAY

9:30 A.M. — **Development, Planning and Sustainability Committee:** Brancatelli (CHAIR), Cleveland (VICE-CHAIR), Cimperman, Cummins, Dow, Pruitt, Zone.

TUESDAY — Alternating

1:30 P.M. — **Utilities Committee:** Pruitt (CHAIR), Brady (VICE-CHAIR), Brancatelli, Cummins, Keane, Mitchell, Polensek.

1:30 P.M. — **Workforce and Community Benefits Committee:** Cleveland (CHAIR), Zone (VICE-CHAIR), J. Johnson, Polensek, Pruitt, Reed, Sweeney.

WEDNESDAY — Alternating

10:00 A.M. — **Safety Committee:** Zone (CHAIR), Conwell (VICE-CHAIR), Cimperman, Dow, K. Johnson, Keane, Polensek.

10:00 A.M. — **Transportation Committee:** Keane (CHAIR), Dow (VICE-CHAIR), Conwell, J. Johnson, K. Johnson, Reed, Sweeney.

The following Committees meet at the Call of the Chair:

Mayor's Appointments Committee: Sweeney (CHAIR), Brady, Cleveland, Dow, Kelley.

Operations Committee: Pruitt (CHAIR), Kelley, Keane, Mitchell, Zone.

Rules Committee: Kelley (CHAIR), Cleveland, Cummins, Keane, Pruitt.

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

December 24, 2014

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, December 24, 2014 at 10:37 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Interim Director Dumas, Directors Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Acting Directors Thornton, McNamara and Director O'Leary.

Absent: Mayor Jackson.
Others: Melissa Burrows, Director, Office of Equal Opportunity.

Tiffany White, Commissioner, Division of Purchases & Supplies.

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

Resolution No. 565-14.

By Interim Director Dumas.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Lakefront Automotive Parts, Inc. for an estimated quantity of automotive and truck parts/service, all items, for the Division of Water Pollution Control, Department of Public Utilities, for a period of two (2) years beginning

with the date of execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on October 31, 2014, under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$ 250,000.00 (2%-Net 30), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Lakefront Automotive Parts, Inc. is approved:

SUBCONTRACTOR CSB/MBE/FBE AMOUNT

| | |
|-------------------------|-------------------------------|
| Poly Services, Inc. | CSB/MBE \$5,000.00(2.000%) |
| Midtown Service | Other \$5,000.00(0.000%) |
| E & K Products | Other \$5,000.00(0.000%) |
| Mad Hatter Automotive | Other \$7,500.00(0.000%) |
| Andrew's Auto Service | Other \$7,500.00(0.000%) |
| APO Pumps & Compressor | Other \$2,500.00(0.000%) |
| Erie Shore Radiator | Other \$2,500.00(0.000%) |
| Valley Ford Truck, Inc. | Other \$5,000.00(0.000%) |
| Cramaro Tarpaulin | Other \$5,000.00(0.000%) |
| Ruch Truck Center | Other \$5,000.00(0.000%) |

Yeas: Directors Langhenry, Dumas, Interim Director Dumas, Directors Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Acting Directors Thornton, McNamara and Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 566-14.

By Interim Director Dumas.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Magnetech Industrial Services, A Division of MISCOR Group, IES Subsidiary for an estimated quantity of the purchase of labor and materials to refurbish and repair electric motors, controls, motor transformers, circuit breakers, switchgear and appurtenances, Groups 1-all items, 2-all items, 4-all items and 7-all items, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with two one-year options to renew, received on October 24, 2014 under the authority of Ordinance No. 803-14, passed July 16, 2014, which on the basis of the estimated quantity would amount to \$527,802.00 (2%, 30 days) is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Interim Director Dumas, Directors Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Acting Directors Thornton, McNamara and Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 567-14.

By Interim Director Dumas.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Al's High Tech, Inc. d.b.a. Al's Electric Motor Service for an estimated quantity of the purchase of labor and materials to refurbish and repair electric motors, controls, motor transformers, circuit breakers, switchgear and appurtenances, Groups 3-all items and 5-all items, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with two one-year options to renew, received on October 24, 2014 under the authority of Ordinance No. 803-14, passed July 16, 2014, which on the basis of the estimated quantity would amount to \$179,463.00 (2%, 10 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, necessary for the specified items.

The requirement contract shall further provide that the Contractor shall furnish all the City's requirements for such goods and/or services, whether more or less than the estimated quantity, as may be

ordered under delivery orders separately certified to the contract.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Al's High Tech, Inc. d.b.a. Al's Electric Motor Service for the above-mentioned service is approved:

| <u>SUBCONTRACTORS</u> | <u>WORK PERCENTAGE</u> |
|------------------------------|------------------------|
| Tesar Industrial Contractors | \$24,332.00 13.56% |
| The Fowler Company | \$30,195.00 16.83% |

Yeas: Directors Langhenry, Dumas, Interim Director Dumas, Directors Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Acting Directors Thornton, McNamara and Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 568-14.

By Interim Director Dumas.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Buckeye Pumps, Inc. for an estimated quantity of the purchase of labor and materials to refurbish and repair electric motors, controls, motor transformers, circuit breakers, switchgear and appurtenances, Group 6-all items, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with two one-year options to renew, received on October 24, 2014 under the authority of Ordinance No. 803-14, passed July 16, 2014, which on the basis of the estimated quantity would amount to \$69,400.00 (1%, 10 days) is affirmed and approved as the best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Interim Director Dumas, Directors Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Acting Directors Thornton, McNamara and Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 569-14.

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Precision Environmental Co. for the public improvement of the Highland Park Mausoleum Hazardous Conditions Abatement, Base Bid Packages 1 and 2, and Optional Items A-1A, A-1B, A-1C, and A-2 for the Department of Public Works,

received on November 5, 2014 under the authority of Ordinance No. 537-12, passed May 14, 2012, upon a gross price basis for the improvement in the aggregate amount of \$466,490.00 is affirmed and approved as the lowest responsible bid; and the Director of the Department of Public Works is authorized to enter into contract with the bidder.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Precision Environmental Co. is hereby approved:

| <u>Subcontractor</u> | <u>CSB/MBE/FBE</u> |
|----------------------------------|--|
| <u>Amount</u> | <u>Percentage</u> |
| M. Rivera Construction, Inc. | CSB/MBE \$67,000.00 14.363% |
| C.JI, Inc. | CSB/FBE \$70,000.00 15.006% |
| Dan Ray Construction, Inc. | CSB/MBE \$12,900.00 2.765% |
| DFD-Document Restoration Service | Non-Certified \$12,500.00 0.000% |

Yeas: Directors Langhenry, Dumas, Interim Director Dumas, Directors Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Acting Directors Thornton, McNamara and Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 570-14.

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Dore and Associates Contracting for the public improvement of the Highland Park Mausoleum Hazardous Conditions Abatement, Base Bid Package 3 and Optional Item A-3 for the Department of Public Works, received on November 5, 2014 under the authority of Ordinance No. 537-12, passed May 14, 2012, upon a gross price basis for the improvement in the aggregate amount of \$37,600.00 is affirmed and approved as the lowest responsible bid; and the Director of the Department of Public Works is authorized to enter into contract with the bidder.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Dore and Associates Contracting is hereby approved:

| <u>Subcontractor</u> | <u>CSB/MBE/FBE</u> |
|----------------------|----------------------------------|
| <u>Amount</u> | <u>Percentage</u> |
| Ramos Trucking | CSB/MBE \$5,640.00 15.000% |

Yeas: Directors Langhenry, Dumas, Interim Director Dumas, Directors Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Acting Directors Thornton, McNamara and Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES**General Information**

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

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

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

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

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

TUESDAY, JANUARY 20, 2015

9:30 A.M.

Calendar No. 14-251: 841 Starkweather Avenue (Ward 3)

Mathew Coolidge, owner, proposes to erect a 24' x 20' 1 story frame accessory garage with second floor deck on top in a B1 Two-Family Residential District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 337.23(a) which states that an accessory garage shall be a minimum of 18" from all property lines and shall be 10 feet from a main building on an adjoining lot in a Residence District. 4 and 12 inches from the property lines are proposed.

2. Section 357.13(B)(c)(5) which states that steps, landing and railings shall not extend nearer than 1 foot in the interior side yard. The appellant is proposing 0 inches at one point and 4 inches at another. (Filed December 17, 2014)

Calendar No. 14-252: 4698 Rocky River Road (Ward 17)

H & H Hemlock Enterprise LLC, owner, proposes to establish use as daycare in a C1 Local Retail Business District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 352.07(b)(2) which states that when a change of use is proposed to a property that is non-conforming in required landscaping, a Board of Zoning Appeals determination is required as to whether the

non-conformity can continue. The property is non-conforming in the failure to provide an 8-foot wide landscaped transition strip providing 75% year round opacity in the rear where abutting a residential district, and failure to provide a 6 foot wide landscaped frontage strip providing 50% year round opacity where the parking lot abuts the street.

2. Section 343.18(d) which states that the maximum permitted width of a driveway is 30 feet and the entire frontage on Rocky River Drive is without landscaping, curb, or other barrier and is used as a driveway.

3. Note: the proposed "playground area" is on a separate parcel and requires a separate permit application and is not part of this application. (Filed December 19, 2014)

POSTPONED FROM DECEMBER 15, 2014

Calendar No. 14-192: 2489 East 79th Street (Ward 6)

John Deadwyler, owner, proposes to expand an existing car wash to include Motor Vehicle major repair as defined in Section 325.483 of the Cleveland Codified Ordinances on a parcel located in a C2 General Retail Business District. The owner appeals for relief from the following Sections of the Cleveland Codified Ordinances:

1. Section 343.11 which states that in a General Retail Business District Motor Vehicle major auto repair is not permitted.

2. Section 345.03(c)(2) which states that motor vehicle major repair garage is first permitted in Semi-Industry if located 100 feet away from a Residential District and the proposed site abuts a Multi-Family Residential District.

3. Section 352.09 which states that an 8 foot wide transition strip is required where the lot abuts a Multi-Family Residential District and none is shown. (Filed September 23, 2014 - no testimony)

2nd Postponement made at the request of the Board (D) to allow for a meeting to take place with appellant, City and the CDC to talk about landscaping plan.

POSTPONED FROM DECEMBER 15, 2014**Violation Notice**

Calendar No. 14-222: 12710 Miles Avenue (Ward 2)

Badran, LLC, owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and disputes the Notice of Violation issued on October 9, 2014 by the Cleveland Department of Building and Housing for failure to comply with Section 327.02 regarding establishing use as motor vehicle repair and used auto sales without a Certificate of Occupancy; Section 337.16 regarding conducting motor vehicle repair business in a Residential District; Section 343.01 which states used motor vehicle sales is not permitted in a Residential District; Section 350.04 which states that no outdoor signage should be displayed without a permit; and Section 327.02(B) which requires a permit to build a fence. (Filed November 10, 2014)

First postponement made at the request of the applicant due to personal time constraints.

POSTPONED FROM DECEMBER 29, 2014

Calendar No. 14-240: 5901 Franklin Boulevard (Ward 15)

Jon B. Post, owner, proposes to establish use of first floor of front building on lot as an antique shop in a B1Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.03(a)(b) which states that an antique shop is not permitted in a Two-Family Residential District.

2. Section 359.02 (a) which states that a nonconforming use of a building or premises which has been discontinued shall not thereafter be returned to such nonconforming use.

3. Section 359.02(b) A nonconforming use shall be considered discontinued:

(1) When the intent of the owner to discontinue the use is express; or

(2) When the use is voluntarily discontinued for six (6) months or more. The intent to voluntarily discontinue a use may be implied from acts or the failure to act, including, but not limited to, the removal of and failure to replace the characteristic equipment and furnishings; or

(3) The cessation of business operations for two (2) years or more unless the cessation of business operations was caused by factors out of the control of the business such as the disability or illness of the proprietor or governmental action unrelated to the behavior of the business. If the business operations have ceased for more than two (2) years, the presence of characteristic equipment and furnishings is not relevant;

(4) When it has been replaced by a conforming use; or

(5) When it has been changed to another use under permit from the Board of Zoning Appeals.

4. Section 358.04 which states that fences in the front yard cannot exceed 4 feet in height and 5' - 6" are proposed. (Filed November 26, 2014)

First postponement made at the request of the appellant to allow for time to meet with the community.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 29, 2014

At the meeting of the Board of Zoning Appeals on Monday, December 29, 2014, the following appeals were scheduled for hearing before the Board.

The following appeal was **APPROVED:**

Calendar No. 14-242: 5100 Biddulph Avenue
Cleveland Board of Education (Rhodes High School) owner, appeals to erect a 4' x 8' x 8' high

single faced illuminated identification message center ground sign in a B1 Two-Family Residential District.

The following appeal was **DENIED:**

Calendar No. 14-218: Appeal of Wolley Taxi Company LLC, appealed the decision of the Commissioner of Assessments and Licenses to revoke licenses for two vehicles in their fleet (#7110 and #7116) in accordance with Section 443.36 of the Cleveland Codified Ordinances.

The following appeals were **DISMISSED:**

None.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **POSTPONED:**

Calendar No. 14-217: Julie Adams House Inc. 4770 Broadview Road. Postponed to March 2, 2015.

Calendar No. 14-225: Julie Adams House Inc./ Violation Notice 4770 Broadview Road. Postponed to March 2, 2015.

Calendar No. 14-239: Enrique Maldonado 5027 Lorain Avenue. Postponed to February 23, 2015.

Calendar No. 14-240: Jon B. Post 5901 Franklin Boulevard. Postponed to January 20, 2015.

Calendar No. 14-246: Laura Firman 2173 West 6th Street. Postponed to February 9, 2015.

At the meeting of the Board of Zoning Appeals on Monday, December 22, 2014, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 14-202: 2012 West 25th Street MRN, owner, proposes to display two business identification wall signs, each approximately 30 square

feet in area on a building located in a C4 Local Retail Business District.

Calendar No. 14-211: 12915 Buckeye Road Buckeye-FDBTS, LLC, owner, proposes to construct a new Family Dollar store on parcels located on the northwest corner of Buckeye Road and East 130th Street located in C2 Residence-Office and C2 Local Retail Business District.

Calendar No. 14-221: 2173 Professor Avenue Sutton Builders, LLC., owner appeals to change use from store to restaurant in a C1 General Retail Business District

Calendar No. 14-228: 14428 Triskett Road St. Mel Church, owner, proposes to erect a 4' x 8' x 8' high single face illuminated identification message center ground sign in a B1 Two-Family Residential District.

Calendar No. 14-230: 4320 West 130th Street Lindsey & Josephine Smith, owners, propose to establish use as motor vehicle sales in a C1 General Retail Business District.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

Sealed bids will be received at the office of the Commissioner of Purchases and Supplies, Room 128, City

Hall, in accordance with the appended schedule, and will be opened and read in Room 128, City Hall, immediately thereafter.

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

NO BIDS

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

NO MEETINGS

Index

O—Ordinance; R—Resolution; F—File
Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
Bold type in sections indicates amendments

Board of Control — Public Improvement Contracts

High Park Mausoleum Hazardous Conditions Abatement, Base Bid Package 3 and Optional Item A-3 — per Ord. 537-12 to Dore and Associates Contracting — Dept. of Public Works (BOC Res. 570-14) 1960
High Park Mausoleum Hazardous Conditions Abatement, Base Bid Packages 1 and 2, and Optional Items A-1A, A1-B, A1-C, and A-2 — per Ord. 537-12 to Precision Environmental Co. — Dept. of Public Works (BOC Res. 569-14) 1960

Board of Control — Public Utilities Department

Automotive and truck parts/service — per C.O. Sec. 181.101 to Lakefront Automotive Parts, Inc. — Division of Water Pollution Control (BOC Res. 565-14) 1959

Labor and materials to refurbish and repair electric motors, controls, motor transformers, circuit breakers, switchgear and appurtenances, Groups 1-all items, 2-all items, 4-all items and 7-all items — per Ord. 803-14 to Magnetech Industrial Services, A Division of MISCOR Group, IES Subsidiary — Division of Water (BOC Res. 566-14) 1960

Labor and materials to refurbish and repair electric motors, controls, motor transformers, circuit breakers, switchgear and appurtenances, Groups 3-all items and 5-all items — per 803-14 to Al’s High Tech, Inc. d.b.a. Al’s Electric Motor Service — Division of Water (BOC Res. 567-14) 1960

Labor and materials to refurbish and repair electric motors, controls, motor transformers, circuit breakers, switchgear and appurtenances, Group 6-all items — per Ord. 803-14 to Buckeye Pumps, Inc. — Division of Water (BOC Res. 568-14) 1960

Board of Control — Public Works Department

High Park Mausoleum Hazardous Conditions Abatement, Base Bid Package 3 and Optional Item A-3 — per Ord. 537-12 to Dore and Associates Contracting (BOC Res. 570-14) 1960

High Park Mausoleum Hazardous Conditions Abatement, Base Bid Packages 1 and 2, and Optional Items A-1A, A1-B, A1-C, and A-2 — per Ord. 537-12 to Precision Environmental Co. (BOC Res. 569-14)..... 1960

Board of Control — Requirement Contracts

Automotive and truck parts/service — per C.O. Sec. 181.101 to Lakefront Automotive Parts, Inc. — Division of Water Pollution Control, Dept. of Public Utilities. (BOC Res. 565-14) 1959

Labor and materials to refurbish and repair electric motors, controls, motor transformers, circuit breakers, switchgear and appurtenances, Groups 1-all items, 2-all items, 4-all items and 7-all items — per Ord. 803-14 to Magnetech Industrial Services, A Division of MISCOR Group, IES Subsidiary — Division of Water, Dept. of Public Utilities (BOC Res. 566-14) 1960

Labor and materials to refurbish and repair electric motors, controls, motor transformers, circuit breakers, switchgear and appurtenances, Groups 3-all items and 5-all items — per 803-14 to Al’s High Tech, Inc. d.b.a. Al’s Electric Motor Service — Division of Water, Dept. of Public Utilities (BOC Res. 567-14) 1960

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Board of Zoning Appeals — Report

Biddulph Avenue, 5100 (Ward 13) – Cleveland Board of Education (Rhodes High School), owner — appeal heard on 12/29/14 (Cal. 14-242) 1962

Broadview Road, 4770 (Ward 13) – Julie Adams House Inc., owner — appeal postponed to 2/23/15 on 12/29/14 (Cal. 14-225)..... 1962

Broadview Road, 4770 (Ward 13) – Julie Adams House, owner — appeal postponed to 3/2/15 on 12/29/14 (Cal. 14-217) 1962

Buckeye Road, 12915 (Ward 6) – Buckeye-FDBTS, LLC, owner — appeal granted and adopted on 12/29/14 (Cal. 14-211) 1962

Company, LLC, Wolley Taxi – — appeal heard on 12/29/14 (Cal. 14-218) 1962

Franklin Boulevard, 5901 (Ward 15) – Jon B. Post, owner — appeal postponed to 1/20/15 on 12/29/14 (Cal. 14-240) 1962

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| Professor Avenue, 2173 (Ward 3) – Sutton Builders, LLC, owner — appeal granted and adopted on 12/29/14 (Cal. 14-221) | 1962 |
| Triskett Road, 14428 (Ward 17) – St. Mel Church, owner — appeal granted and adopted on 12/29/14 (Cal. 14-228) | 1962 |
| West 130th Street, 4320 (Ward 16) – Lindsey & Josephine Smith, owners — appeal granted and adopted on 12/29/14 (Cal. 14-230) | 1962 |
| West 25th Street, 2012 (Ward 3) – MRN, owner — appeal granted and adopted on 12/29/14 (Cal. 14-202) | 1962 |
| West 6th Street, 2173 (Ward 3) – Laura Firman, owner — appeal postponed to 2/9/15 on 12/29/14 (Cal. 14-246) | 1962 |

Board of Zoning Appeals — Schedule

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| Rocky River Road, 4698 (Ward 17) – H & H Hemlock Enterprise LLC, owner — appeal to be heard on 1/20/15 (Cal. 14-252) | 1961 |
| Starkweather Avenue, 841 (Ward 3) – Mathew Coolidge, owner — appeal to be heard on 1/20/15 (Cal. 14-251) | 1961 |