

The City Record

Official Publication of the Council of the City of Cleveland



February the Twenty-Sixth, 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, Chief of Public Affairs – Interim Director of Equal Opportunity.

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

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

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

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 – Paul Bender, Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner
 Street Lighting Bureau – _____, Acting Chief
 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 – Antonette 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 – Karen Butler, Director, Mural Building, 75 Erieview

Plaza

DIVISIONS:

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

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

DIVISIONS:

Animal Control Services – John Baird, Chief Dog Warden, 2690 West 7th Street
 Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive
 Fire – 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 – Edward W. Rybka, Director, Room 500

DIVISIONS:

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

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

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

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

COMMUNITY RELATIONS BOARD – Room 11, Blaine Griffin, Director, Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Brian Cummins, Michael C. McGrath Eugene R. Miller, Jeff Marks, (Board Lawyer), Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Annie Key, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Ted C. Wammes, Peter Whitt.

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

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President 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, Jan Huber, Secretary.

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

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

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

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

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

HOUSING ADVISORY BOARD – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Loehr, Mark McDermott, Marcia Nolan, David Perkowski, Joan Shaver Washington, Keith Sutton.

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

MORAL CLAIMS COMMISSION – Law Director Barbara A. Langhenry; Chairman; Finance Director Sharon Dumas; Council President 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, Council Member Anthony Brancatelli, Robert N. Brown, Thomas Coffey, Allan Dreyer, William Mason, Giancarlo Calicchia, John Torres, Robert Vilkas, Robert Keiser, 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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WEDNESDAY, FEBRUARY 26, 2014

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CITY COUNCIL

MONDAY, FEBRUARY 24, 2014

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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

Cleveland, Ohio

Monday, February 24, 2014

The meeting of the Council was called to order with the President of Council, Kevin J. Kelley, in the Chair.

Council Members present: Dona Brady, Anthony Brancatelli, Joe Cimperman, Phyllis E. Cleveland, Kevin Conwell, Brian J. Cummins, TJ Dow, Jeffrey D. Johnson, Kenneth L. Johnson, Martin J. Keane, Kevin J. Kelley, Mamie J. Mitchell, Michael D. Polensek, Terrell H. Pruitt, Zack Reed, Martin J. Sweeney and Matthew Zone.

Also present were: Chief of Staff Ken Silliman, Chief Operating Officer Darnell Brown, Chief of Government Affairs Valarie J. McCall, Chief of Education Monyka S. Price, Chief of Public Affairs Natoya Walker-Minor, and Directors Langhenry, Bender, Spronz, Butler, McGrath, Cox, Rush, Rybka, Southerington, Griffin, Fumich, and Ambroz.

Pursuant to Ordinance No. 2926-76, the opening prayer was offered by Father John Manning, St. Vincent de Paul Catholic Church, Cleveland, Ohio (Ward 16). Pledge of Allegiance.

MOTION

On the motion of Council Member Cimperman, the reading of the minutes of the last meeting was dispensed with and the journal approved. Seconded by Council Member Brady.

OATHS OF OFFICE

File No. 246-14.
Dornat A. Drummond, Deputy Chief of Police, City of Cleveland. Received.

File No. 247-14.
Dennis S. Hill, Commander of Fifth District Police, City of Cleveland. Received.

File No. 248-14.
Michael C. McGrath, Director of Department of Public Safety, City of Cleveland. Received.

File No. 249-14.
Calvin D. Williams, Chief of Police, City of Cleveland. Received.

File No. 250-14.
Martin L. Flask, Executive Assistant to the Mayor for Special Projects, City of Cleveland. Received.

COMMUNICATIONS

File No. 251-14.
From Cindy Picone, Vice President, Ralph A. Fabo, Inc. Notice of application to Ohio Housing Finance Agency for the multifamily funding programs for the development known as Cedar Extension Redevelopment, Community College Avenue near East 30th Street, Cleveland, Ohio. Received.

File No. 252-14.
From Robert S. Curry, Executive Director, Cleveland Housing Network. Notice of application to Ohio Housing Finance Agency for the multifamily funding programs for the development known as Year 16 Preservation Project, locations throughout the Glenville, Union-Miles and Mount Pleasant neighborhoods, Cleveland, Ohio. Received.

File No. 253-14.
From Robert S. Curry, Executive Director, Cleveland Housing Network. Notice of application with Emerald Development & Economic Network to Ohio Housing Finance Agency for the multifamily funding programs for the development known as Emerald Alliance IX, 17704, 17710, 17716, 17722 Euclid Avenue, Cleveland, Ohio. Received.

File No. 254-14.
From Robert S. Curry, Executive Director, Cleveland Housing Network. Notice of application to Ohio Housing Finance Agency for the multifamily funding programs for the development known as Slavic Village Green Homes I, locations throughout the Slavic Village neighborhood, Cleveland, Ohio. Received.

File No. 255-14.
From Aaron Pechota, Vice President Development, The NRP Group, LLC. Notice of application to Ohio Housing Finance Agency for the multifamily funding programs for the development known as Village Green Elderly II, 18235 Euclid Avenue, Cleveland, Ohio. Received.

File No. 256-14.

From Aaron Pechota, Vice President Development, The NRP Group, LLC. Notice of application to Ohio Housing Finance Agency for the multifamily funding programs for the development known as APFU Housing, West 116th Street and Madison Avenue, Cleveland, Ohio. Received.

File No. 259-14.

From Department of Economic Development, City of Cleveland. Report to Council 2014. Received.

File No. 260-14.

From Mayor's Office of Equal Opportunity. Bi-Monthly Status Report, February, 2014. Received.

File No. 261-14.

From Mayor's Office of Equal Opportunity. City Resident Utilization Report in Contracts Subject to Chapter 188 of the Codified Ordinances, based on February 3, 2014 Bi-Monthly Report. Received.

**STATEMENT OF WORK
ACCEPTANCE****File No. 257-14.**

From Department of Public Health, City of Cleveland, for McCafferty Health Center HVAC Improvements. Contractor: HALO Mechanical. Contract: PI2013*062. Date of Acceptance: February 7, 2014. Received.

File No. 258-14.

From Department of Public Works, City of Cleveland, for West Side Market Phase II Mechanical Improvements. Contractor: Envirocom Construction, Inc. Contract: PI2012*021. Date of Acceptance: February 20, 2014. Received.

**FROM OHIO DIVISION OF
LIQUOR CONTROL****File No. 240-14.**

RE: #6273848. Transfer of Ownership Application, C1. MPY Gas, Inc., 3935 West 130th Street. (Ward 11). Received.

File No. 241-14.

RE: #1880713. Transfer of Ownership Application, C1, C2. Dagasa, LLC, dba Gene's Corner Beverage, 8716 Cedar Avenue. (Ward 6). Received.

File No. 242-14.

RE: #80036070300. Stock Application, C2, C2X. 7 Eleven, Inc., 4901 Fleet Avenue. (Ward 12). Received.

File No. 243-14.

RE: #80036070295. Stock Application, C2, C2X. 7 Eleven, Inc., 1700 Brookpark Road. (Ward 13). Received.

File No. 244-14.

RE: #80036070280. Stock Application, C1. 7 Eleven, Inc., 3735 Fulton Road. (Ward 14). Received.

File No. 245-14.

RE: #80036070285. Stock Application, C2, C2X. 7 Eleven, Inc., 4161 West 150th Street. (Ward 16). Received.

CONDOLENCE RESOLUTIONS

The rules were suspended and the following Resolutions were adopted by a rising vote:

Res. No. 286-14—Evangelist Pearl Lee Johnson Moore.

Res. No. 287-14—John C. Katsaros.

Res. No. 288-14—Joseph W. White, Jr.

Res. No. 297-14—Steven Linton.

CONGRATULATIONS RESOLUTIONS

The rules were suspended and the following Resolutions were adopted without objection:

Res. No. 289-14—Mike & Nancy DeCesare.

Res. No. 290-14—Barbara Reynolds.

Res. No. 291-14—Charles "Chuck" Richardson (90th Birthday).

Res. No. 292-14—John Baird of Council.

RECOGNITION RESOLUTIONS

The rules were suspended and the following Resolutions were adopted without objection:

Res. No. 293-14—Northeast Ohio Neighborhood Health Services, Inc.

Res. No. 294-14—Charles Modlin, M.D., F.A.C.S.

APPRECIATION RESOLUTIONS

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 295-14—Imam Abbas Ahmad.

WELCOME RESOLUTIONS

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 296-14—The Honorable Yvonne Murphy.

**FIRST READING EMERGENCY
ORDINANCES REFERRED****Ord. No. 262-14.**

By Council Members Brancatelli, Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of City Planning to apply for and accept a grant from the Ohio Department of Transportation and a grant from the Northeast Ohio Areawide Coordinating Agency for the Safe Routes to Schools program; authorizing the Director to accept cash donations from various entities; and authorizing the Director to employ one or more professional consultants to design a school travel plan under the grant.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of City Planning is authorized to apply for and accept a grant in the amount of \$100,000 from the Ohio Department of Transportation ("ODOT"), to conduct the Safe Routes to Schools Program; that the Director is authorized to file

all papers and execute all documents necessary to receive the funds under the grants; and that the funds are appropriated for the purposes described in the application packets for the grants contained in the file described below.

Section 2. That the Director of City Planning is authorized to apply for and accept a grant in the amount of \$80,000 from the Northeast Ohio Areawide Coordinating Agency ("NOACA"), to conduct the Safe Routes to Schools Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grants; and that the funds are appropriated for the purposes described in the application packets for the grants contained in the file described below.

Section 3. That the application packets for the grants, presented to the Finance Committee of this Council at a public hearing on this legislation and set forth in File No. 262-14-A, are made a part of this ordinance as if fully rewritten, including the obligation of the City of Cleveland to provide cash matching funds in the sum of \$20,000 in order to accept the \$80,000 NOACA grant, are approved in all respects, and shall not be changed without additional legislative authority.

Section 4. That the Director of City Planning is authorized to accept cash donations from various entities to be used towards the \$20,000 cash match required to accept the \$80,000 NOACA and to implement the program authorized in this ordinance. The donated funds shall be deposited into a fund or fund designated by the Director of Finance and are appropriated for this purpose.

Section 5. That the Director of City Planning is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design the school travel plan under the grants.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of City Planning from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of City Planning for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of City Planning, and certified by the Director of Finance.

Section 6. That the cost of the contract or contracts authorized shall be paid from the fund or funds which are credited the grant proceeds accepted in this ordinance, from the cash match, and from cash contributions accepted and appropriated under this ordinance.

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of City Planning Commission, Finance, Law; Committees on Development, Planning and Sustainability, Transportation, Finance.

Ord. No. 263-14.

By Council Members Zone and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Law to apply for and accept a grant from the Criminal Justice Services Agency for the FY 2013 Cleveland Domestic Violence Program; and to enter into one or more contracts with Cuyahoga County and other entities to implement the program.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Law is authorized to apply for and accept a grant in the approximate amount of \$108,202.84, and any other funds that may become available during the grant term, from the Criminal Justice Service Agency, to conduct the FY 2013 Cleveland Domestic Violence Program, for the purposes set forth in the application and according thereto; that the Director of Law is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the file for the grant.

Section 2. That the award letter, budget, and narrative for the grant, File No. 263-14-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation and shall not be changed without additional legislative authority, including the obligation of the City of Cleveland to provide cash matching funds in the sum of \$36,067.61 from Fund No. 01-1001-6397, is approved in all respects. (RQS 6001, RL 2014-10).

Section 3. That the Director of Law is authorized to enter into one or more contracts with the County of Cuyahoga and one or more contracts with other entities to implement the program as described in the file.

Section 4. That the cost of the contract or contracts shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance and the cash match.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Safety, Finance, Law; Committees on Safety, Finance.

Ord. No. 264-14.

By Council Members Cimperman and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the Title X Program; authorizing the director to charge and accept fees;

entering into one or more agreements to receive payments from Medicare, Medicaid and Medicaid HMO programs; employing professional consultants, contracting with various entities, authorizing one or more requirement contracts; and authorizing the purchase or lease of television and radio advertising time and other media.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to apply for and accept a grant in the approximate amount of \$688,780 and any other funds that may become available during the grant term, from the Ohio Department of Health to conduct the Title X Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the summary for the grant contained in the file described below.

Section 2. That the summary for the grant, File No. 264-14-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation, and shall not be changed without additional legislative authority, is approved in all respects, including the obligation to devote program income from first and third party billings.

Section 3. That the Director of Public Health is authorized to enter into one or more agreements necessary for the City to receive payments from Medicare, Medicaid and Medicaid HMOs to implement the grant as described in the file.

Section 4. That the Director of Public Health is authorized to enter into one or more contracts with various entities, including but not limited to, The MetroHealth System, a county hospital, organized under R.C. 339, Case Western Reserve University ID Alliance, and NetSmart, necessary to implement the grant as described in the file.

Section 5. That the Director of Public Health is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the purchase or lease, during the grant term, of television and radio advertising time and other media, for the Department of Public Health.

Section 6. That the Director of Public Health is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary for marketing, education, and awareness services.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Health from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Health for the purpose of compiling a list. The compensation to be paid for the services

shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Health, and certified by the Director of Finance.

Section 7. That the Director of Public Health is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements during the grant term of the necessary items of materials, equipment, supplies, and services needed to implement the grant as described in the file, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Public Health. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 8. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance.

Section 9. That, unless expressly prohibited by the grant agreement, under Section 108(b) of the Charter, purchases made under the grant agreement may be made through cooperative arrangements with other governmental agencies. The Director of Public Health may sign all documents and do all things that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 10. That the Director of Public Health is authorized to charge and accept fees from participants of this program and to deposit those fees into a revolving fund which will be used to provide additional materials, equipment, supplies, and services under the program described in the file, and the funds are appropriated for that purpose.

Section 11. That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

Section 12. That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

Section 13. That the cost of the contract or contracts authorized by this ordinance shall be paid from the fund or funds which are credited the grant proceeds, the first and third party billings, and from the Medicaid reimbursements accepted under this ordinance.

Section 14. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately

upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Health, Finance, Law; Committees on Health and Human Services, Finance.

Ord. No. 265-14.
By Council Members Cimperman and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the U.S. Department of Health and Human Services for the Moms First Program; authorizing contracts with various entities to implement the program; authorizing contracts for professional services; and authorizing the purchase or lease of television and radio advertising time and other media.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to apply for and accept a grant in the approximate amount of \$2,000,000 per year for five years, and any other funds that may become available during the grant term from the U.S. Department of Health and Human Services to conduct the Moms First Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the summary for the grant contained in the file described below.

Section 2. That the summary for the grant, File No. 265-14-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation, and shall not be changed without additional legislative authority, is approved in all respects.

Section 3. That the Director of Public Health is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the purchase or lease, during the grant term, of television and radio advertising time and other media, for the Department of Public Health.

Section 4. That the Director of Public Health is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary for marketing, education, and awareness services.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Health from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Health for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of

Law, approved by the Director of Public Health, and certified by the Director of Finance.

Section 5. That the Director of Public Health is authorized to enter into one or more contracts with various entities, including but not limited to, Cleveland Regional Perinatal Network / University Hospitals of Cleveland, Southern New Jersey Perinatal Cooperative, Final Draft Communication, Case Western Reserve University, Northeast Ohio Neighborhood Health Services, Inc., OhioGuideStone, May Dugan Multi-Service Center, Friendly Inn Settlement House, and St. Martin dePorres Family Center, for implementation of the program, as described in the file.

Section 6. That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

Section 7. That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

Section 8. That the cost of the contract or contracts shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance.

Section 9. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Health, Finance, Law; Committees on Health and Human Services, Finance.

Ord. No. 266-14.
By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. PS 2012-51 with DLZ Ohio, Inc. to employ one or more surveyors and appraisers for professional services needed to survey and appraise real and/or personal property, rights of way and/or easements, and other interests in real property.

Whereas, under the authority of Ordinance No. 777-07, passed June 4, 2007, the Director of Port Control entered into Contract No. PS 2012-51 with DLZ Ohio, Inc. to employ one or more surveyors and appraisers for professional services needed to survey and appraise real and/or personal property, rights of way and/or easements, and other interests in real property; and

Whereas, Ordinance No. 777-07 requires further legislation before exercising the first option to renew on this contract; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Port Control is authorized to exercise the first option to renew Contract No. PS 2012-51 for an additional year with DLZ Ohio, Inc. to employ one or more surveyors and appraisers for profes-

sional services needed to survey and appraise real and/or personal property, rights of way and/or easements, and other interests in real property. This ordinance constitutes the additional legislative authority required by Ordinance No. 777-07 to exercise this option.

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Port Control, Finance, Law; Committees on Transportation, Finance.

Ord. No. 267-14.
By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into an amendment to Contract No. PS 2010-106 with Precision Analytical, Inc. to perform various environmental analytical laboratory services needed to comply with regulatory permits and orders, and other miscellaneous services, to perform additional services under the contract until December 31, 2014.

Whereas, under Ordinance No. 183-09, passed April 13, 2009, this Council authorized the Director of Port Control to enter into Contract No. PS 2010-106 with Precision Analytical, Inc. to perform various environmental analytical laboratory services needed to comply with regulatory permits and orders, and other miscellaneous services, mandated by the FAA, for a period of two years, with two one year options to renew; and

Whereas, Contract No. PS 2010-106 expires in May 2014, and unless extended until the end of the year, will leave a gap in which the FAA-mandated, regulatory services are not performed; and

Whereas, no additional funds are necessary for the contract extension due to unspent funds existing in the original contract; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Port Control is authorized to enter into an amendment to Contract No. PS 2010-106 with Precision Analytical, Inc. to perform various environmental analytical laboratory services needed to comply with regulatory permits and orders, and other miscellaneous services, to perform additional services under the contract until December 31, 2014.

Section 2. That the contract amendment shall be prepared by the Director of Law.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Port Control, Finance, Law; Committees on Transportation, Finance.

Ord. No. 268-14.

By Council Members Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into amendments to Contract No. 58263 with Market Place Retail LLP, to accept discount prepayments of a HUD 108 loan regarding the rehabilitation and redevelopment of the Colonial and Euclid Arcades.

Whereas, Market Place Retail LLP ("Market Place") has requested the opportunity to prepay the \$2,890,000 HUD 108 loan, Contract No. 58263; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, safety, property and welfare, in that its enactment is a necessary prerequisite to providing immediate assistance to create and preserve job opportunities and advance and promote commercial and economic development in the City of Cleveland, now therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Economic Development is authorized to enter into an amendment to Contract No. 58263, with Market Place to accept a discounted prepayment of the HUD 108 loan, according to the terms of the prepayment placed in File No. 268-14-A.

Section 2. That the Director of Economic Development is authorized to accept on behalf of the City, a discounted prepayment from Market Place to be paid to the City under Contract No. 58263. That the Director of Economic Development is authorized to file all papers and execute all documents necessary to receive the funds under the prepayment.

Section 3. That the amendment authorized by this ordinance shall be prepared by the Director of Law and shall contain terms and conditions that the director deems necessary to protect and benefit the public interest.

Section 4. That the Director of Economic Development is authorized to release any and all collateral taken to secure repayments of the HUD 108 loan and to execute all documents necessary to release the collateral of the loan. Any release of security instruments shall be prepared and approved by the Director of Law.

Section 5. That the Director of Economic Development is authorized to deposit the prepayment into Fund No. 17 SF 026 for repayment to HUD as due and is appropriated for this purpose.

Section 6. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Economic Development, Finance, Law; Committees on Development, Planning and Sustainability, Finance.

Ord. No. 269-14.

By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. PS 2012-1 with Hyland Software, Inc. to provide professional services to design, configure and install a centralized document management system.

Whereas, under the authority of Ordinance No. 1968-07, passed March 10, 2008, the Director of Port Control entered into Contract No. PS 2012-1 with Hyland Software, Inc. to provide professional services to design, configure and install a centralized document management system; and

Whereas, Ordinance No. 1968-07 requires further legislation before exercising the first option to renew on this contract; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Port Control is authorized to exercise the first option to renew Contract No. PS 2012-1 for an additional year in an amount not to exceed \$30,000, with Hyland Software, Inc. to provide professional services to design, configure and install a centralized document management system. This ordinance constitutes the additional legislative authority required by Ordinance No. 1968-07 to exercise this option.

Section 2. That the costs of exercising the option to renew shall be paid from Fund Nos. 60 SF 001, 60 SF 104, 650 SF 106, 60 SF 126, 60 SF 141, and from the fund or funds to which are credited any proceeds from grants accepted for this purpose and federal PFCs, if authorized for this purpose. (RQS 3001, RL 2014-12)

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Port Control, Finance, Law; Committees on Transportation, Finance.

Ord. No. 270-14.

By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Works to enter into contract with the Cleveland Municipal Football Association to conduct a city-wide football program.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Works is authorized to enter into contract with the Cleveland Municipal Football Association to conduct a city-wide football program and to pay participant entry fees, in an amount not to exceed \$80,098, payable from Fund No. 01-7004-6380, Request No. RQS 7004, RL 2014-5.

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Works, Finance, Law; Committees on Municipal Services and Property, Finance.

Ord. No. 271-14.

By Council Members Cimperman and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Health to enter into contract with the Cleveland Foodbank to receive and provide free, fresh produce at each of the City's health centers; and authorizing the Director to work with other City directors to extend the service into other appropriate City locations, for a period of one year.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to enter into contract with the Cleveland Foodbank to receive and provide free, fresh produce at each of the City's health centers, for a period of one year, at no cost to the City.

Section 2. That the Director of Public Health is authorized to work with other City directors to extend the service listed in Section 1 of this ordinance into other appropriate City locations, for a period of one year.

Section 3. That the cost of the contracts authorized in this ordinance shall not exceed a distribution fee of \$100 per month per health center, or \$1,200 annually, and if the service is extended to other appropriate City locations, the cost shall not exceed \$100 per month for each other City location.

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Health, Finance, Law; Committees on Health and Human Services, Finance.

Ord. No. 272-14.

By Council Members Keane and Kelley (by departmental request).

An emergency ordinance determining the method of making the public improvement of constructing all necessary infrastructure needed for the rehabilitation of the Burke Lakefront Airport shoreline; authorizing the Director of Port Control to enter into one or more public improvement contracts for the making of the improvement; authorizing the Director to employ one or more professional consultants to design the improvement; and to enter into various written requirement contracts needed in connection with the improvement.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of constructing all necessary infrastructure needed for the rehabilitation of the Burke Lakefront Airport shoreline (the "Improvement"), for the Department of Port Control, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement.

Section 2. That the Director of Port Control is authorized to enter into one or more contracts for the making of the public improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement, provided, however, that each separate trade and each distinct component part of the Improvement may be treated as a separate Improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

Section 3. That the Director of Port Control is authorized to apply and pay for permits, licenses, or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this ordinance.

Section 4. That the Director of Port Control is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design the Improvement.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Port Control from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Port Control for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Port Control, and certified by the Director of Finance.

Section 5. That the Director of Port Control is authorized to make one or more written standard purchase contracts and written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, the period of requirements to be determined by the director, for the necessary items of materials, equipment, supplies, and services necessary to construct the Improvement, including labor and materials if necessary, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Port Control. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines.

Section 6. That the costs of the contract or contracts shall be charged against the proper appropriation

accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance.

Section 7. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Port Control may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 8. That the cost of the contracts and other expenditures authorized shall be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 106, 60 SF 112, 60 SF 114, 60 SF 115, 60 SF 116, 60 SF 117, 60 SF 119, 60 SF 121, 60 SF 122, 60 SF 126, 60 SF 128, 60 SF 130, 60 SF 141, 60 SF 160, and from the fund or funds to which are credited any grant proceeds accepted for this purpose or federal PFCs, if authorized for this purpose, Request No. RQS 3001, RL 2014-9.

Section 9. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Port Control, City Planning Commission, Finance, Law; Committees on Transportation, Finance.

Ord. No. 273-14.

By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Works to employ one or more professional consultants to provide armed security services at various indoor and outdoor recreation facilities, including but not limited to, outdoor pools, recreation centers, and various surrounding play areas, for a period not to exceed one year.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Works is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide armed security services at various indoor and outdoor recreation facilities, including but not limited to, outdoor pools, recreation centers, and various surrounding play areas, for a period not to exceed one year.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Works from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Works for the

purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Works, and certified by the Director of Finance.

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund No. 01-7004-6380, Request No. RQS 7004, RL 2014-4.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Works, Finance, Law; Committees on Municipal Services and Property, Finance.

Ord. No. 280-14.

By Council Member Kelley.

An emergency ordinance authorizing the submission to the electors of the City of Cleveland of a proposal to amend Section 33 of the Charter of the City of Cleveland relating to the Enactment of Ordinances and Resolutions.

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health or safety in that it must be certified to the election authorities immediately in order for the question to appear at a special election to be held on May 6, 2014, and providing for the usual daily operation of a municipal department; now therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That this Council authorizes the submission to the electors of the City of Cleveland at a special election to be held at the usual places of voting in the City of Cleveland on Tuesday, May 6, 2014, of a proposal to amend the Charter of the City of Cleveland by amending existing Section 33 to read as follows:

Section 33 Enactment of Ordinances and Resolutions

Ordinances and resolutions shall be introduced in the Council in **electronic, digital**, written or printed form. All ordinances or resolutions, except ordinances making appropriations, shall be confined to one subject which shall be clearly expressed in the title, except as provided in the next section. Ordinances making appropriations shall be confined to the subjects of appropriation. No ordinance shall be passed until it has been read on three separate days unless the requirement of reading on three separate days has been dispensed with by a two-thirds vote of all the members of the Council. The final reading shall be in full unless **an electronic, digital**, written or printed copy of the measure is furnished to each member of the Council prior to the reading. The enacting clause of all ordinances passed by the Council shall be "Be it ordained by the Council of the City of Cleveland." The enacting clause of all ordinances submitted by the initiative shall be "Be it ordained by the people of the City of Cleveland."

Section 2. That the foregoing proposed amendment to the Charter, on receiving at least a majority of the votes cast at the May 6, 2014 special election, shall become effective immediately on its adoption.

Section 3. That the Clerk of Council is authorized to promptly forward a certified copy of this ordinance to the Board of Elections of Cuyahoga County.

Section 4. That the Board of Elections of Cuyahoga County shall cause an appropriate notice to be given of the election to be held on May 6, 2014, on the foregoing amendment to the Charter of this City and otherwise to provide for the election in the manner provided by the general laws of the State of Ohio.

Section 5. That the Clerk of Council is authorized to cause the full text of the proposed amendment to the Charter to be published once a week for two consecutive weeks in a newspaper published in the City of Cleveland, with the first publication to be made at least fifteen days prior to the special election to be held on May 6, 2014, as provided in Article XVIII, Section 9 of the Constitution of the State of Ohio, Section 731.211 of the Revised Code, and Section 200 of the Charter of the City of Cleveland.

Section 6. That the ballot submitting the question of the adoption of the amendment shall read as follows:

**PROPOSED
CHARTER AMENDMENT
CITY OF CLEVELAND**

A majority affirmative vote is necessary for passage.

Shall Section 33 of the Charter of the City of Cleveland be amended to provide that copies of ordinances and resolutions shall be introduced in the Council in electronic, digital, written or printed form, and that members of council shall receive an electronic, digital, written or printed copy of an ordinance prior to the final reading of that ordinance?

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Director of Law; Committee on Finance.

**FIRST READING EMERGENCY
ORDINANCES READ IN FULL
AND PASSED**

Ord. No. 274-14.

By Council Member Zone.

An emergency ordinance consenting and approving the issuance of a permit for the Hermes 10 Miler, on April 26, 2014, sponsored by the Hermes Sports & Events, Inc.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Hermes 10 Miler, sponsored by the Hermes Sports & Events, Inc., on

April 26, 2014, start: Run/Walk Route: Edgewater Park, exit park west up bike path to West Blvd., West Blvd. south to Lake, Lake west to West 117th then into the City of Lakewood, returning from Lakewood, Lake east to Detroit, Detroit east to West 67th, West 67th north to Father Caruso Dr., Father Caruso east to Tunnel to Edgewater park and finish; Road Usage: Only the westbound lanes will be used on Lake Avenue from West 117th to Detroit going out and coming back from Lakewood; all residents on Lake Ave, West 76th, Father Caruso Dr., will be notified and assisted to enter or exit as needed; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

Section 2. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final passage.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 275-14.

By Council Member Zone.

An emergency ordinance consenting and approving the issuance of a permit for the Max Hayes School Run, on April 6, 2014, sponsored by the Hermes Sports & Events, Inc.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Max Hayes School Run, sponsored by the Hermes Sports & Events, Inc., on April 6, 2014, start: Max Hayes High School, West 45th south to Franklin, Franklin west to West 52nd, West 52nd south to Lorain, Lorain west to West 53rd, West 53rd south to West 55th, West 55th south to Clark, turn around and return same route to finish line at Max Hayes School, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

Section 2. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final passage.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Ord. No. 276-14.

By Council Member Dow.

An emergency ordinance consenting and approving the issuance of a permit for the United Cerebral Palsy of Greater Cleveland Run, on May 4, 2014, sponsored by the Hermes Sports & Events, Inc.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the United Cerebral Palsy of Greater Cleveland Run, sponsored by the Hermes Sports & Events, Inc., on May 4, 2014, start: UCP office 10011 Euclid, Euclid east to East 105th, East 105th north to MLK, MLK north to Superior ramp turn around, return same route back to UCP office, finish line at rear of UCP offices in parking lot off East 100th St., provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

Section 2. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final passage.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**FIRST READING EMERGENCY
RESOLUTIONS READ ON FULL
AND ADOPTED**

Res. No. 277-14.

By Council Member Cummins.

An emergency resolution supporting the application of the James D. Denkins Trustee of the Revocable Trust to the Ohio Historic Preservation Office for State Historic Tax Credits for the Lion Knitting Mills Building at 3256 West 25th Street.

Whereas, each year the State of Ohio through the Ohio Historic Preservation Office allocates State Historic Tax Credits for historic redevelopment projects throughout Ohio using a competitive proposal process; and

Whereas, the Cleveland City Council recognizes the need to maintain historic buildings in Cleveland's neighborhoods; and

Whereas, the James D. Denkins Trustee of the Revocable Trust proposes an adaptive reuse of the former Lion Knitting Mills Building into 36 units of affordable rental housing; and

Whereas, the former Lion Knitting Mills Building is currently in the process of being listed on the National Register of Historic Places; and

Whereas, Cleveland City Council supports the James D. Denkins Trustee of the Revocable Trust's proposal for the Lion Knitting Mills Building at 3256 West 25th Street as a high priority initiative for future development in the community for the benefit the citizens of the City of Cleveland; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That this Council supports the application of the James D. Denkins Trustee of the Revocable Trust to the Ohio Historic Preservation Office for State Historic Tax Credits for the Lion Knitting Mills Building at 3256 West 25th Street.

Section 2. That the Clerk of Council is hereby directed to transmit two copies of this resolution to Mat Lasko, Assistant Director, of Detroit Shoreway Community Development Corporation.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 278-14.

By Council Member Zone.

An emergency resolution supporting the application of Detroit Shoreway Community Development Corporation to the Ohio Development Services Agency for State Historic Tax Credits for the Near West Lofts Storefront located at 6710 Detroit Avenue.

Whereas, each year the State of Ohio through the Ohio Development Services Agency allocates State Historic Tax Credits for historic redevelopment projects throughout Ohio using a competitive proposal process; and

Whereas, the Cleveland City Council has recognized the need to maintain historic buildings in Cleveland's neighborhoods; and

Whereas, Detroit Shoreway Community Development Corporation are

proposing interior and facade improvements to the ground floor storefront space of the Near West Lofts Storefront located at 6710 Detroit Avenue to create attractive space for a commercial or retail tenant; and

Whereas, the building is located within the heart of the national renowned Gordon Square Arts District and immediately adjacent to the new and under construction Near West Theatre complex; and

Whereas, Cleveland City Council supports the Detroit Shoreway Community Development Organization's proposal for the Near West Lofts Storefront as a high priority initiative for future development in the community for the benefit the citizens of the City of Cleveland; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That this Council supports the application of Detroit Shoreway Community Development Organization to the Ohio Development Services Agency for State Historic Tax Credits for the Near West Lofts Storefront located at 6710 Detroit Avenue.

Section 2. That the Clerk of Council is hereby directed to transmit two certified copies of this resolution to Jeff Ramsey, Executive Director, and Matt Lasko, Assistant Director of Detroit Shoreway Community Development Corporation.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 279-14.

By Council Member Brady.

An emergency resolution supporting the application of the Friends of the Historic Variety Theatre, Inc. to the Ohio Historic Preservation Office for State Historic Tax Credits for the Variety Theatre Building located at 11815 Lorain Avenue.

Whereas, each year the State of Ohio through the Ohio Historic Preservation Office allocates State Historic Tax Credits for historic redevelopment projects throughout Ohio using a competitive proposal process; and

Whereas, the Cleveland City Council recognizes the need to maintain historic buildings in Cleveland's neighborhoods; and

Whereas, the Friends of the Historic Variety Theatre, Inc., propose a substantial rehabilitation and adaptive reuse of the former Variety Theatre Building into ground-floor commercial and retail space, second floor apartments as well as a repurposing of the former theatre space into a smaller entertainment venue; and

Whereas, Cleveland City Council supports the Friends of the Historic Variety Theatre, Inc.'s proposal for the Variety Theatre Building located at 11815 Lorain Avenue as a high priority initiative for future development in the community for the benefit the citizens of the City of Cleveland; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That this Council supports the application of the Friends of the Historic Variety Theatre, Inc. to the Ohio Historic Preservation Office for State Historic Tax Credits for the Variety Theatre Building located at 11815 Lorain Avenue.

Section 2. That the Clerk of Council is hereby directed to transmit two copies of this resolution to Matt Lasko, Assistant Director, of Detroit Shoreway Community Development Corporation.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 281-14.

By Council Member Kelley.

An emergency resolution supporting Mayor Frank Jackson and the City of Cleveland's bids to host the 2016 Democratic National Convention and the 2016 Republican National Convention; and supporting the civic collaboration and efforts of Cleveland with Cuyahoga County, the State of Ohio, the Cleveland 2016 Host Committee, Inc., the Greater Cleveland Partnership, Positively Cleveland, the Downtown Cleveland Alliance, Quicken Loans Arena, the Greater Cleveland Regional Transit Authority, Northeast Ohio Area-wide Coordinating Agency, the Cleveland Convention Center and Global Medical Mart and other civic and community leaders and pledging City resources on behalf of hosting of a National Presidential Nominating Convention in Cleveland in 2016.

Whereas, the Republican National Committee and Democratic National Committee have invited select U.S. cities, including the City of Cleveland, to respond to a formal request for proposal to host the Presidential Nominating National Convention in 2016; and

Whereas, efforts are now underway to submit competitive bids to host the conventions from the City of Cleveland in coordination with Cuyahoga County, the County Executive, and the State of Ohio and working in close partnership with a coalition of local non-profit and civic leaders, including the Greater Cleveland Partnership, Positively Cleveland, the Downtown Cleveland Alliance, Quicken Loans

Arena, the Greater Cleveland Regional Transit Authority, Northeast Ohio Areawide Coordinating Agency, and the Cleveland Convention Center and Global Medical Mart; and

Whereas, Cleveland City Council is excited to join Mayor Jackson and our civic, business and non-profit leaders, as well as the Cleveland 2016 Host Committee, Inc., in providing a seamless Presidential Nominating National Convention in 2016; and

Whereas, Cleveland is the optimal location to host a National Convention and can demonstrate the ability to raise the dollars and other resources necessary to put on a successful convention; has the right location and venue that will accommodate all aspects of a National Convention in a manner that is logistically, comfortably and seamlessly easy to access for all convention delegates, attendees, media, and convention staff; and has more than enough hotels located in close proximity to a National Convention for the convenience of delegates and all attendees; and

Whereas, efforts to attract a National Convention to our region are uniting City, County, and state officials, and leaders in our business and cultural communities, paving the way for future partnerships and regional collaborations benefiting our city and the surrounding region; and

Whereas, a successful bid for a National Convention would feature the City of Cleveland as a major convention and tourist destination; and

Whereas, a historic national convention would have a positive economic impact, benefiting significantly our municipal and regional economy; and

Whereas, it is estimated that a National Convention would attract 35,000 visitors to Northeast Ohio, create new jobs, and have a \$150,000,000 to \$200,000,000 net positive economic impact on our region; and

Whereas, travel and tourism rank among this Region's largest industries and the positive impact of hosting a National Convention in the City would be significant for our entire community; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, property, health or safety in that submitting a timely competitive bid to host a National Convention creates an opportunity to achieve economic gains and to place the entire metropolitan region in the national spotlight for years to come; now, therefore

Be it resolved by the Council of the City of Cleveland:

Section 1. That Cleveland City Council hereby expresses full support of the efforts of Mayor Jackson and the City of Cleveland to submit a winning bid to host a National Convention in Cleveland in 2016.

Section 2. That Cleveland City Council hereby further expresses its full support of the partnership and collaborative efforts of the City of Cleveland with Cuyahoga County and the County Executive, the State of Ohio, the Cleveland 2016 Host Committee, Inc., the Greater Cleveland Partnership, Positively Cleveland, the Downtown Cleveland Alliance, Quicken Loans Arena, the Greater Cleveland Regional Transit Authority, Northeast Ohio Areawide Coordinating Agency, the Cleveland Con-

vention Center and Global Medical Mart and numerous other civic, business and community leaders working tirelessly in support of Cleveland's bid to host a National Presidential Nominating Convention in Cleveland in 2016.

Section 3. That Cleveland City Council joins the Mayor in pledging all the available resources of the City, including the City's facilities and safety, security and logistical personnel and services, on behalf of City's bid to designate the City of Cleveland as Host City for a National Presidential Nominating Convention.

Section 4. That, in demonstration of our full support of this effort, the members of Cleveland City Council are honored to serve as Honorary Co-Chairs of the National Convention Host Committee.

Section 5. That this resolution is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 282-14.

By Council Members Brancatelli, Kelley, Brady, Cimperman, Cleveland, Conwell, Cummins, Dow, J. Johnson, K. Johnson, Keane, Mitchell, Polensek, Pruitt, Reed, Sweeney and Zone.

An emergency resolution supporting Federal Senate Bill 394, the Metal Theft Prevention Act of 2013.

Whereas, with the price of metal increasing, metal theft in the United States has jumped by 80%, costing U.S. businesses \$1 billion dollars a year; and

Whereas, the state of Ohio is number one in the nation in metal theft, with 3,200 reported claims between 2010 and 2012; and

Whereas, in Cleveland, between 2000 and 2008, 80,000 homes have been foreclosed upon, causing property values to plummet and leading to entire blocks of vacant and abandoned houses that are quickly stripped of all aluminum siding, metal appliances, copper wire and plumbing; and

Whereas, S. 394, the Metal Theft Prevention Act of 2013, is bipartisan federal legislation that would make metal theft a federal crime, give state attorneys general the power to bring civil actions to enforce the bill's provisions, open metal theft to potentially tougher sentences and make it significantly more difficult for criminals to sell stolen metal to scrap metal dealers; and

Whereas, the Metal Theft Prevention Act of 2013 will significantly assist in improving prevention of metal theft from critical infrastructure as well as crack down on criminals who commit this crime; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health, or safety, now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That this Council hereby supports Federal Senate Bill 394, the Metal Theft Prevention Act of 2013.

Section 2. That the Clerk of Council is hereby directed to transmit copies of this resolution to U.S. Senators Sherrod Brown and Rob Portman.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 283-14.

By Council Member Brady.

An emergency resolution objecting to the transfer of ownership of a C1 Liquor Permit to 3935 West 130th Street.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a C1 Liquor Permit from ZKS 130 Inc., 3935 West 130th Street, Cleveland, Ohio 44111, Permanent Number 98714520010 to MFY Gas, Inc., 3935 West 130th Street, Cleveland, Ohio 44111, Permanent Number 6273848; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That Council does hereby record its objection to the transfer of

ownership of a C1 Liquor Permit from ZKS 130 Inc., 3935 West 130th Street, Cleveland, Ohio 44111, Permanent Number 98714520010 to MFY Gas, Inc., 3935 West 130th Street, Cleveland, Ohio 44111, Permanent Number 6273848; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 284-14.

By Council Member Cimperman.

An emergency resolution objecting to the transfer of ownership of a D, D2, D3, D3A and D6 Liquor Permit to 3232 Lakeside Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit from Flextron, LLC, DBA Gotcha Inn, 3232 Lakeside Avenue and basement, Cleveland, Ohio 44114, Permanent Number 2779680 to 1515 LLC, DBA Bar 216, 3232 Lakeside Avenue and basement, Cleveland, Ohio 44114, Permanent Number 2714242; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of

the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That Council does hereby record its objection to the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit from Flextron, LLC, DBA Gotcha Inn, 3232 Lakeside Avenue and basement, Cleveland, Ohio 44114, Permanent Number 2779680 to 1515 LLC, DBA Bar 216, 3232 Lakeside Avenue and basement, Cleveland, Ohio 44114, Permanent Number 2714242; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

Res. No. 285-14.

By Council Members Cimperman, Zone, Brady, Polensek, Brancatelli and Cummins.

An emergency resolution in support of and solidarity with the people in Ukraine who continue to demonstrate in favor of their sovereign right to chart an independent and democratic future for their country.

Whereas, the government of Ukraine made significant progress toward meeting the requirements and signing an Association Agreement and Free Trade Agreement with the European Union; and

Whereas, in November 2013, Ukrainian President Viktor Yanukovich suspended preparations for signing the Association Agreement and a Free Trade Agreement with the European Union following several months of pressure from the Russian Federation; and

Whereas, this reversal of policy triggered peaceful demonstrations by millions of Ukrainians in Kyiv and cities throughout the country and the world, including Cleveland, to demand closer European integration; and

Whereas, in response to these peaceful protests, Ukrainian authorities have resorted to cruel brutality, repression, censorship and violence; and

Whereas, clashes between police and protesters have resulted in scores of confirmed deaths and thousands of injuries including targeted attacks

on members of the media and medical personnel; and

Whereas, two days ago, Ukrainian President Yanukovich fled the country and a warrant is out for his arrest for "mass killings of civilians"; and

Whereas, Cleveland is the home of tens of thousands of people of Ukrainian descent who continue to support a constructive and peaceful solution to the crisis; and

Whereas, this Council supports Ukrainians' aspirations for democracy, national sovereignty and association with Europe, in accordance with their universal right to choose their own future, free of fear, intimidation and outside interference; and

Whereas, the United States government must continue to support the desire of millions of Ukrainian citizens for democracy and human rights with any all appropriate measures, including targeted sanctions against those who authorize or engage in the use of force against protesters, targeted financial assistance for people-to-people cooperation between Ukraine and the United States, including Cleveland-based institutions, and to use every appropriate international organization and agreement-e.g. International Monetary Fund, the United Nations, World Trade Organization, Organization for Security and Cooperation in Europe-to defend Ukrainians' right to democracy and national sovereignty; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health, or safety, now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That this Council hereby supports and is in solidarity with the people in Ukraine who continue to demonstrate in favor of their sovereign right to chart an independent and democratic future for their country.

Section 2. That the Clerk of Council is hereby directed to transmit a copy of this resolution to United Ukrainian Organizations of Ohio.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter, and statutory provisions and place on final adoption.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 0.

SECOND READING EMERGENCY ORDINANCES PASSED

Ord. No. 200-14.

By Council Members Cimperman, K. Johnson, Brancatelli and Kelley (by departmental request).

An emergency ordinance to vacate a portion of Jefferson Avenue, S.W.

Approved by Directors of Capital Projects, City Planning Commission, Finance, Law; Passage recommended by Committees on Municipal Services and Property, Development, Planning and Sustainability, Finance.

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

MOTION

The Council Meeting adjourned at 8:13 p.m. to meet on Monday, March 3, 2014, at 7:00 p.m. in the Council Chamber.



Patricia J. Britt
City Clerk, Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

February 19, 2014

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, February 19, 2014 at 10:35 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Absent: Mayor Jackson, Directors Dumas and Cox.

Others: Matthew Spronz, Mayor's Office of Capital Projects.

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

Tiffany White, Commissioner, Purchases & Supplies.

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

Resolution No. 85-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of OPEX Corporation, except for such terms and conditions as are unacceptable to the Director of Law, for the purchase of three (3) mail extraction machines, all items, for the Division of Fiscal Control. Department of Public Utilities, received on December 20, 2013, under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the order quantities would amount to \$99,230.01 (0%, Net 30 Days), after an allowance for trade-in of the existing mail extraction machines, is affirmed and approved as the lowest and best bid and the Director of Public Utilities is requested to enter into a contract for the items.

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

Resolution No. 86-14.

By Director Bender.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on December 12, 2012 for Maintaining Detention Basins, Facilities and Structures, for the Division of Water Pollution Control, Department of Public Utilities, under the authority of Section 129.293 of Codified Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

Resolution No. 87-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Norris Brothers Co., Inc. for an estimated quantity of labor and materials for rigging services, all items, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon execution of the contract, received on January 24, 2014 under the authority of Ordinance No. 1630-12, passed December 3, 2012, which on the basis of the estimated quantity would amount to \$240,000.00 (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.

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

Be it further resolved that the employment of the following subcontractors is approved:

SUBCONTRACTORS WORK PERCENTAGE

Midwest Crane & Equipment Company TBD
TBD

All Erection & Crane Rental Corp. TBD
TBD

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

Resolution No. 88-14.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of WW Williams Midwest, Inc., except for such terms and conditions as are unacceptable to the Director of Law, for the purchase of two (2) remanufactured EPA Tier 3 six (6) cylinder diesel engines, received on November 27, 2013 under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio 1976, which on the basis of the order quantity would amount to \$114,600.00, is affirmed

and approved as the lowest and best bid, and the Director of Port Control is requested to enter into a contract for such items.

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

Resolution No. 89-14.

By Directors Cox and Spronz.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of F. Buddie Contracting (CSB/LPE) for the public improvement of Loew Park Ball Diamond Improvements, for Base Bid Items 1 - 49 including the 5% contingency for the Division of Architecture and Site Development, Department of Public Works, received on December 6, 2013, under the authority of Ordinance No. 791-13, passed on May 20, 2013, upon a unit basis for the improvement in the aggregate amount of \$137,802.00, is affirmed and approved as the lowest responsible bid; and the Directors of the Department of Public Works and Capital Projects 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 subcontractors by F. Buddie Contracting (CSB/LPE) for the aforementioned public improvement is approved:

<u>SUBCONTRACTOR</u>	<u>AMOUNT PERCENTAGE</u>
Great Northern Fence (non-certified)	\$21,590.00 15.667%
Carrick's Landscaping (non-certified)	\$ 7,475.00 5.424%
Krusoe Sign (CSB/FBE)	\$ 5,515.00 4.002%
Tech Ready Mix (CSB/MBE)	\$ 500.00 0.363%

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

Resolution No. 90-14.

By Directors Cox and Spronz.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of R. W. Clark Company (CSB/LPE) for the public improvement of Gateway East Parking Garage 2012 Improvements, for Base Bid Items A - D, Alternate Items A-1a-A-1i, Optional Items 6.a.-6.d., 7.a., 7.b., 8, 13 and Unit Price Items No. 1-No. 4 for the Division of Architecture and Site Development Department of Public Works, received on December 6, 2013, under the authority of Ordinance No. 533-12, passed on June 4, 2012, upon a gross price basis for the improvement in the aggregate amount of \$460,558.00, is affirmed and approved

as the lowest responsible bid; and the Directors of the Department of Public Works and Capital Projects 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 subcontractors by R. W. Clark Company (CSB/LPE) for the aforementioned public improvement is approved:

<u>SUBCONTRACTOR</u>	<u>AMOUNT PERCENTAGE</u>
Gateway Electric (CSB/MBE)	\$84,000.00 18.239%
Action Door (CSB/FBE)	\$33,000.00 T.B.D.
Lakeland Glass Company (non-certified)	\$23,377.00 5.076%
Stonhard (non-certified)	\$ 7,995.00 1.736%
Fabrication Group (CSB/FBE)	\$ T.B.D. T.B.D.

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

Resolution No. 91-14.

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. 005-18-115 located at 2038 West 104th Street in Ward 16; and

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

Whereas, Frank Kaplan and Mike Giampietro 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 16 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchasers of the parcel are neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City

of Cleveland, with Frank Kaplan and Mike Giampietro for the sale and development of Permanent Parcel No. 005-18-115 located at 2038 West 104th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$200.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

Resolution No. 92-14.

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. 115-23-039 located at 15305 Utopia Avenue in Ward 11; and

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

Whereas, Ellen Welch and Sherman Welch 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 11 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchasers of the parcel are neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Ellen Welch and Sherman Welch for the sale and development of Permanent Parcel No. 115-23-039 located at 15305 Utopia Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$200.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

Resolution No. 93-14.

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. 106-14-062 located at 6505 Quimby Avenue in Ward 7; and

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

Whereas, Darryl Johnson 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 7 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Darryl Johnson for the sale and development of Permanent Parcel No. 106-14-062 located at 6505 Quimby Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$200.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

Resolution No. 94-14.

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 Nos. 017-06-027 and 017-06-028 located on West 82nd Street in Ward 5; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976 authorizes the Commissioner of Purchases and Supplies,

when directed by the Director of Community Development and when certain specified conditions have been met, to lease Land Reutilization Program parcels; and

Whereas, Janice M. Lascko has proposed to the City to lease and develop the parcels for community garden; and

Whereas, the following conditions exist:

1. The member of Council from Ward 5 has approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute a lease for a term of five years which the Director of Community Development may terminate at the end of any term year upon 30 days' prior written notice, for and on behalf of the City of Cleveland, with Janice M. Lascko for the lease and development of Permanent Parcel Nos. 017-06-027 and 017-06-028 located on West 82nd Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the lease of the parcels shall be a one-time fee of \$5.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

Resolution No. 95-14.

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 No. 014-19-049 located at 4310 West 28th Street in Ward 13; 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 lease Land Reutilization Program parcels; and

Whereas, Grace Christian and Missionary Alliance Church has proposed to the City to lease and develop the parcel for community garden/open space; and

Whereas, the following conditions exist:

1. The member of Council from Ward 13 has approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute a lease for a term of three (3) years which the Director of Community Development may terminate at the end of any term year upon 30 days' prior written notice, for and on behalf of the City of Cleveland, with Grace Christian and Missionary Alliance Church for the lease and development of Permanent Parcel No. 014-19-049 located at 4310 West 28th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the lease of the parcel shall be a one-time fee of \$3.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Bender, Smith, Butler, McGrath, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Cox.

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 po-

sitions who are successful in other parts of the examinations must submit to a physical examination.

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, MARCH 10, 2014

9:30 A.M.

Calendar No. 14-17: 16917 Euclid Avenue (Ward 10)

John Lewis, owner, appeals to change the use of a service garage located on a 42' x 160' parcel to used auto sales and a car wash located in a D2 Local Retail Business District and pursuant to Section 343.01 of the Cleveland Codified Ordinances used auto sales and car wash are not permitted in Local Retail Business District and according to Section 343.11 (b) (2) (I) (2 & 4) are first permitted in General Retail Business; and contrary to Section 347.11 (a) auto sales lot must be at least 60' in width and 42' are proposed and under Section 337.17 each accessory off-street parking space shall have a minimum unobstructed area of 300 sq. ft. and a minimum of 9' in width and 8' are proposed, and driveways are required to provide accessibility to the parking spaces and shall have an unobstructed width of at least 20' and parking spaces are shown on the driveway. (Filed 2-13-2014)

Calendar No. 14-18: 950 Main Avenue (Ward 3)

Flats East Bank, owner, appeals to install a 38' x 80' temporary tent that will be erected and taken down 15 to 20 times in the next calendar year for a period of 4 to 5 days each time which in total, will exceed the maximum 30 days allowed by Section 347.10 (a) of the Cleveland Codified Ordinances. (Filed 2-19-2014).

Calendar No. 14-19: 720 University Court (Ward 3)

Mark Ebner, owner, appeals to erect a 23' x 33' 3 story frame single family home with attached garage, open porch and roof deck balcony on a corner parcel located in a B1 Two Family Residential District and contrary to Section 355.04 the maximum gross floor area shall not exceed 50 percent of the lot area which is 954 square feet, and 1263 square feet are proposed; and pursuant to Section 357.08 (b) (1) the required rear yard is 34' and 15'-1" are proposed; and according to Section 357.09 (2)(A) no building shall be erected less than 10 feet from a main building on an adjoining lot within a Residence District and 6 feet are proposed; and subject to the limitations of Section 357.13 (b) (4) side street yard encroachments of a 3 foot open porch is not allowed, and the balcony shall not extend within 10 feet of the property line and 1 foot 10 inches is proposed, and an open porch shall not extend within 10 feet of a property line and 2 feet are proposed. (Filed 2-20-2014).

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, FEBRUARY 24, 2014

At the meeting of the Board of Zoning Appeals on Monday, February 24, 2014, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

None.

The following appeal was **DENIED:**

None.

The following appeals were **WITHDRAWN:**

Calendar No. 14-012: 4308 Franklin Boulevard
OH Dear Productions appealed to change use from single family to three family in a B1 Two Family District.

Calendar No. 14-013: 13825 Sacramento Avenue
Marius Lutas appealed to change the use from single family to two family in an A1-One Family District.

Calendar No. 13-227: 806 Literary Road
Sandy Banks appealed to expand an existing bar/restaurant to the basement in a C1-General Retail Business District.

The following appeals were **DISMISSED:**

Calendar No. 13-206, 207, 208, 209, 210 & 13-211: 1819 Abbey Avenue
Parcels A-1 through A-6
Forsgren Properties appealed to erect 6 townhouse units in a C1 Semi-Industry District.

Calendar No. 13-252: 12716 Buckeye Road
Laniece Davis appealed to establish use as a restaurant a one-story building on a 75' x 160' corner parcel in a C2-Residence Office District.

The following appeal was **POSTPONED:**

Calendar No. 14-014: 4009 Woodbine
Hunter Peckham Erect house addition and parking spaces Postponed to March 24, 2014 at 10:30

The following appeals were heard by the Board on February 18, 2014; decisions were adopted and approved on February 24, 2014;

The following appeals were **APPROVED:**

Calendar No. 14-006: 13320 Enterprise Avenue
R.L. Wurz, owner, appealed to install 410 linear feet of 6' high chain link fence with one foot of barbed wire.

Calendar No. 14-008: 4829 Superior Avenue
Ohio Technical College appealed to change the use of a 43' x 122'

corner parcel from a restaurant to a resource and training lab located in a C2 Semi-Industry District with zero parking spaces and 11 are required.

The following appeal was heard by the Board on November 18, 2013; decisions was adopted and approved on February 24, 2014;

Calendar No. 13-223: 9751 Chester Avenue
City of Cleveland, owner, and The Finch Group, prospective purchaser appealed to erect a six-story mixed use building with retail and 177 dwelling units on a parcel located in One-Family, Multi-Family and General Retail.

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 employ-

ment and, if applicable, joint venture status, are submitted to the office of Equal Opportunity ("OEO") prior to the date of bid opening or submission of proposals or as specified by the Director. Failure to comply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties."

WEDNESDAY, MARCH 12, 2014

File No. 22-14 — Gunning Recreation Center parking Lot Improvements, for the Division of Architecture and Development, Department of Public Works, as authorized by Ordinance No. 791-13, passed by the Council of the City of Cleveland, May 20, 2013.

*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, FEBRUARY 27, 2014 AT 2:00 P.M. CLEVELAND CITY HALL, ROOM 517A 601 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

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

File No. 23-14 — Janitorial Maintenance and Cleaning Supplies, for the Division of Cleveland Hopkins International Airport the Department of Port Control, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, FEBRUARY 27, 2014 AT 1:00 P.M. THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CLEVELAND PLUS ROOM LOCATED IN BAGGAGE CLAIM AREA, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO 44135-3193.

File No. 24-14 — Labor and Materials Necessary to Maintain and Replace Interior Plants for the Various Divisions of Port Control, for the Division of Cleveland Hopkins International Airport, Department of Port Control and as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, FEBRUARY 28, 2014 AT 10:00 A.M. THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE

POINTS ROAD, CLEVELAND, OHIO 44135-3193.

February 19, 2014 and February 26, 2014

THURSDAY, MARCH 13, 2014

File No. 25-14 — Versalift Aerial Tower, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, FEBRUARY 28, 2014 AT 10:00 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, BUILDING #1, CLEVELAND, OHIO 44105.

February 19, 2014 and February 26, 2014

FRIDAY, MARCH 14, 2014

File No. 21-14 — City of Cleveland Fleet Avenue Rehabilitation Project; Independence Road to Broadway Avenue, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 608-12, passed by the Council of the City of Cleveland, June 4, 2012.

*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF SEVENTY-FIVE DOLLARS (\$75.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, FEBRUARY 27, 2014 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM 518, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

February 19, 2014 and February 26, 2014 and March 5, 2014

FRIDAY, MARCH 21, 2014

File No. 19-14 — Year 2014-A Cleaning, Cement Mortar Lining and Replacement of Distribution Water Mains, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1105-13, passed by the Council of the City of Cleveland, September 23, 2013.

*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO

CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, FEBRUARY 27, 2014 AT 10:00 A.M. THE CARL B. STOKES UTILITIES BUILDING, 2ND ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

February 19, 2014 and February 26, 2014

FRIDAY, MARCH 21, 2014

File No. 20-14 — Year 2014-B Cleaning, Cement Mortar Lining and Replacement of Distribution Water Mains, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1105-13, passed by the Council of the City of Cleveland, September 23, 2013.

*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, FEBRUARY 27, 2014 AT 10:00 A.M. THE CARL B. STOKES UTILITIES BUILDING, 2ND ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

February 19, 2014 and February 26, 2014

FRIDAY, MARCH 14, 2014

File No. 27-14 — Rehabilitating and Relining Sewers at Various Locations, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 996-03, passed by the Council of the City of Cleveland, July 16, 2003.

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

CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, MARCH 7, 2014 AT 11:00 A.M. THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

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

February 26, 2014 and March 5, 2014

THURSDAY, MARCH 20, 2014

File No. 29-14 — Labor and Materials Necessary to Maintain and Replace Exterior Plants and Other Site Landscaping for the Various Divisions of Port Control, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, MARCH 7, 2014 AT 10:00 A.M. THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135-3193.

February 26, 2014 and March 5, 2014

WEDNESDAY, MARCH 26, 2014

File No. 26-14 — Year 2014 - Harvard Yard Facility Improvements (Rebid), for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1542-09, passed by the Council of the City of Cleveland, December 7, 2009.

*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, MARCH 6, 2014 AT 2:30 P.M. THE CARL B. STOKES UTILITIES BUILDING, 2ND ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

fail to register to be on the City of Cleveland Plan Holders List.

February 26, 2014 and March 5, 2014

WEDNESDAY, MARCH 26, 2014

File No. 28-14 — Labor and Materials needed to Maintain, Test, Install, Replace, Improve, Restore and Refurbish Landscaping at Various Locations, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 863-13, passed by the Council of the City of Cleveland, August 14, 2013.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, MARCH 6, 2014 AT 10:00 A.M. THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 2ND FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

February 26, 2014 and March 5, 2014

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

Friday, February 21, 2014 9:00 a.m.

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Cleveland, Vice Chair; Brady, Brancatelli, Keane, Mitchell, Pruitt, Zone. Authorized Absence: Conwell.

Monday, February 24, 2014 9:00 a.m.

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Cleveland, Vice Chair; Brady, Brancatelli, Conwell, Keane, Mitchell, Pruitt, Zone.

Tuesday, February 25, 2014 9:00 a.m.

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Cleveland, Vice Chair; Brady, Brancatelli, Conwell, Keane, Mitchell, Pruitt, Zone.

Wednesday, February 26, 2014 9:00 a.m.

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Cleveland, Vice Chair; Brady, Brancatelli, Keane, Mitchell, Pruitt, Zone. Authorized Absence: Conwell.

Thursday, February 27, 2014 9:00 a.m.

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Cleveland, Vice Chair; Brady, Brancatelli, Conwell, Keane, Mitchell, Pruitt, Zone.

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