

The City Record

Official Publication of the Council of the City of Cleveland



August the Sixth, Two Thousand and Three

Jane L. Campbell
Mayor

Frank G. Jackson
President of Council

Valarie J. McCall
City Clerk, Clerk of Council

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

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PRESORTED STANDARD
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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Frank G. Jackson

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Robert J. White	3760 East 126th Street	44105
3	Zachary Reed	3734 East 149th Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	Sabra Pierce Scott	9212 Kempton Avenue	44108
9	Kevin Conwell	774 East 131st Street	44108
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cintron, Jr.	4326 Daisy Avenue	44109
15	Merle R. Gordon	1700 Denison Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Matthew Zone	1228 West 69th Street	44102
18	Jay Westbrook	1278 West 103rd Street	44102
19	Dona Brady	3466 Bosworth Road	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

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

MAYOR – Jane L. Campbell

David M. McGuirk, Executive Assistant
 Timothy Mueller, Executive Assistant
 Craig Tame, Executive Assistant
 Henry Guzman, Director, Office of Equal Opportunity
 Margreat A. Jackson, Legislative Affairs Liaison
 Erik Janas, Inter-Governmental Affairs Officer
 Lorna Wisham, Chief Public Affairs Officer

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

DEPT. OF FINANCE – Robert H. Baker, Director, Room 104;

Frank Badalamenti, Manager, Internal Audit
 DIVISIONS: Accounts – Alan Schneider, Commissioner, Room 19
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122
 City Treasury – Algeron Walker, Treasurer, Room 115
 Financial Reporting and Control – James Gentile, Controller, Room 18
 Information Technology and Services – James S. Higgins, Commissioner, 1404 East 9th Street
 Purchases and Supplies – Myrna Branche, Commissioner, Room 128
 Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue
 Taxation – Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue

DEPT. OF PUBLIC UTILITIES – Michael G. Konicek, Director, 1201 Lakeside Avenue

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

DEPT. OF PORT CONTROL – John C. Mok, Director

Cleveland Hopkins International Airport, 5300 Riverside Drive
 Burke Lakefront Airport – Khalid Bahhur, Commissioner
 Cleveland Hopkins International Airport – Fred Szabo, Commissioner

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

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

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

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

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

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

DEPT. OF PARKS, RECREATION & PROPERTIES – Natalie A. Ronayne, Acting Director

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

DEPT. OF COMMUNITY DEVELOPMENT – Linda M. Hudecek, Director, 3rd Floor, City Hall
 DIVISIONS: Administrative Services – Terrence Ross, Commissioner
 Neighborhood Services – Louise V. Jackson, Commissioner
 Neighborhood Development – Sharon Dumas, Commissioner

DEPT. OF BUILDING AND HOUSING – James G. Williams, Director, Room 500

DIVISIONS: Code Enforcement – Tyrone L. Johnson, Commissioner
 Construction Permitting – Timothy R. Wolosz, Commissioner

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

DEPT. OF ECONOMIC DEVELOPMENT – Steven Sims, Director, Room 210

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

DEPT. OF CONSUMER AFFAIRS – Kenya Taylor, Director

COMMUNITY RELATIONS BOARD – Room 111, Jeffrey D. Johnson, Director; Mayor Jane L. Campbell, Chairman Ex-Officio; Rev. Charles Lucas, Jr., Vice-Chairman; Councilman Kevin Conwell, Councilman Matthew Zone, City Council Representatives; Charles L. Patton, Jr., Paula Castleberry, Emmett Saunders, John Banno, Kathryn M. Hall, Evangeline Hardaway, Janet Jankura, Gia Hoa Ryan, Rev. Jesse Harris, Magda Gomez, Fred J. Livingstone, Margot James Copeland.

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

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

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

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

BOARD OF REVISION OF ASSESSMENTS – Law Director Subodh Chandra, President; Finance Director Robert H. Baker, Secretary; Council President Frank G. Jackson.

BOARD OF SIDEWALK APPEALS – Service Director Mark Ricchiuto; Law Director Subodh Chandra; Councilman Martin J. Sweeney.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Subodh Chandra; Utilities Director Michael G. Konicek; Council President Frank G. Jackson.

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

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

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, Council Member Merle Gordon.

FAIR HOUSING BOARD – Charles See, Chair; Cindy Barber, Vice Chair; Michael Doud, Doris Housa, Richard Lenard.

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

MORAL CLAIMS COMMISSION – Law Director Subodh Chandra; Chairman; Finance Director Robert H. Baker; Council President Frank G. Jackson; Councilman Dona Brady; Councilman Martin J. Sweeney.

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

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

CLEVELAND LANDMARKS COMMISSION – Room 519 – Paul Volpe, Chair; Ted Sande, Vice Chair; James Gibans, India Pierce Lee, Robert Madison, Randall B. Shorr, Chris Ronayne, N. Kurt Wiebusch, Council Member Joe Cimperman, Dwayne J. Simpson; Robert Keiser, Secretary.

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

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

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

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71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

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WEDNESDAY, AUGUST 6, 2003

No. 4678

CITY COUNCIL

MONDAY, AUGUST 4, 2003

The City Record

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PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2002-2005

MONDAY

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

MONDAY—Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

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

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

Rules Committee: Jackson, Chairman; O'Malley, Reed, Sweeney, Westbrook.

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

July 30, 2003

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, July 30, 2003, at 10:30 a.m. with Director Chandra presiding.

Present: Director Chandra, Acting Director Abousserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Director Hudecek, Acting Directors Brown, Odom and Director Williams.

Absent: Mayor Campbell, Directors Sims and Taylor.

Others: Debra Midgett, Acting Commissioner, Purchases and Supplies.

Henry Guzman, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 442-03.

By Director Baker.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Sections 77 and 79 of the Charter of the City of Cleveland and Ordinance No. 148-03, passed by the Cleveland City Council on June 10, 2003, this Board of Control concurs in the change in the name of the Division of Information Technology to the Division of Information Technology and Services, in the prescription and distribution of the duties of the Commissioner of Information Technology and Services, and in the establishment of the Office of Information Technology Planning, as provided in amended Sections 127.44 and 127.45 and new Section 127.451 of the Codified Ordinances of Cleveland, Ohio 1976, enacted by Ordinance No. 148-03.

Be it further resolved that the Secretary of the Board of Control is instructed to file a certified copy of this resolution with the Clerk of Council immediately upon adoption for attachment to Ordinance No. 148-03.

Yeas: Director Chandra, Acting Director Abousserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Odom, Directors Williams and Hudecek.

Nays: None.

Absent: Mayor Campbell, Acting Director Brown, Directors Sims and Taylor.

Resolution No. 443-03.

By Director Baker.

Resolved, by the Board of Control of the City of Cleveland that the bid of Insurance Specialists Group, Inc. dba Love Insurance Agency for the following: Blanket Employee Dishonesty Coverage for the Department of Finance, received on the 9th day of July, 2003 (pursuant to the authority of Section 171.13 of the Codified Ordinances of Cleveland, Ohio 1976) which on the basis of the estimated quantities would amount to \$32,686.00 is hereby approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into contract for such commodities.

Yeas: Director Chandra, Acting Director Abouserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Odom, Directors Williams and Hudecek.

Nays: None.

Absent: Mayor Campbell, Acting Director Brown, Directors Sims and Taylor.

Resolution No. 444-03.

By Director Konicek.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on March 21, 2003 for Bypass Fittings, Piping, and Valves for the Division of Water, Department of Public Utilities, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, are hereby rejected.

Yeas: Director Chandra, Acting Director Abouserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Odom, Directors Williams and Hudecek.

Nays: None.

Absent: Mayor Campbell, Acting Director Brown, Directors Sims and Taylor.

Resolution No. 445-03.

By Director Mok.

Be it resolved by the Board of Control of the City of Cleveland that the bid of S & E Contracting, Inc., for the public improvement of Phase 2 Continuation of the Residential Sound Insulation Program, HVAC/Electrical Construction, Contract "A-03-2", all items, for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on June 11, 2003, pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995, Ordinance No. 469-98, passed on May 18, 1998, and Ordinance No. 327-2000, passed on June 12, 2000, upon a unit basis for the improvement, in the aggregate amount of \$425,044.16, is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into a contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractors by S & E Contracting, Inc. for the public improvement of the Phase 2 Continuation of the Residential Sound Insulation Program, HVAC/Electrical Construction, Contract "A-03-2", hereby is approved:

Subcontractors

MBE/FBE — Dollar Amount — %

MAP International

MBE/DBE — \$64,650.00 — 15.21%

Santillo Construction

FBE — \$21,550.00 — 5.07%

Yeas: Director Chandra, Acting Director Abouserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Odom, Directors Williams and Hudecek.

Nays: None.

Absent: Mayor Campbell, Acting Director Brown, Directors Sims and Taylor.

Resolution No. 446-03.

By Director Mok.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Standen Contracting Company, Inc., for the public improvement of Phase 2 Continuation of the Residential Sound Insulation Program, General Construction, Contract "G-02-1", all items, for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on December 18, 2002, pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995, Ordinance No. 469-98, passed on May 18, 1998, and Ordinance No. 327-2000, passed on June 12, 2000, upon a unit basis for the improvement, in the aggregate amount of \$710,760.00, is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into a contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractors by Standen Contracting Company, Inc. for the public improvement of the Phase 2 Continuation of the Residential Sound Insulation Program, General Construction Contract "G-02-1", hereby is approved:

Subcontractors

MBE/FBE — Dollar Amount — %

MAP International

MBE/DBE — \$99,000.00 — 13.93%

Ressler Contracting

FBE — \$35,000.00 — 4.93%

Yeas: Director Chandra, Acting Director Abouserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Odom, Directors Williams and Hudecek.

Nays: None.

Absent: Mayor Campbell, Acting Director Brown, Directors Sims and Taylor.

Resolution No. 447-03.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Smeal Fire Apparatus Co. for an estimated quantity of 105' steel aerial ladder and 100' steel aerial ladder platform (all items), for the various divisions of City government, for the period of one (1) year beginning with the date of execution of a contract, received on May 16, 2003, pursuant to the authority of Ordinance No. 1845-02, passed by the Council of the City of Cleveland on

October 7, 2002, which on the basis of the estimated quantity would amount to One Million One Hundred Eighty-One Thousand Two Hundred Fifty and 00/100 Dollars (\$1,181,250.00) (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 127571

which shall be certified against such contract in the sum of One Million One Hundred Eighty-One Thousand Two Hundred Fifty and 00/100 Dollars (\$1,181,250.00).

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

Yeas: Director Chandra, Acting Director Abouserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Director Hudecek, Acting Directors Brown, Odom and Director Williams.

Nays: None.

Absent: Mayor Campbell, Directors Sims and Taylor.

Resolution No. 448-03.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland, that all bids received on May 16, 2003, for 105' steel aerial ladder and 100' steel aerial ladder platform, all optional items, for the various divisions of City government, pursuant to the authority of Ordinance No. 1845-02, passed by the Council of the City of Cleveland on October 7, 2002, are hereby rejected.

Yeas: Director Chandra, Acting Director Abouserhal, Directors Konicek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Director Hudecek, Acting Directors Brown, Odom and Director Williams.

Nays: None.

Absent: Mayor Campbell, Directors Sims and Taylor.

Resolution No. 449-03.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Granger Trucking, Inc. (MBE) for an estimated quantity of rental of large capacity trucks with operators, for the Division of Streets, Department of Public Service, for the period of two (2) years beginning with the execution of a contract, received on July 2, 2003, pursuant to the authority of Ordinance No. 367-03, passed March 24, 2003, which on the basis of the estimated quantity would amount to One Million Nine Hundred Twenty Thousand and 00/100 Dollars (\$1,920,000.00), is hereby affirmed and approved as

the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 123496

which shall be certified against such contract in the sum of Six Hundred Thousand Dollars (\$600,000.00).

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Granger Trucking for the contract authorized herein is hereby approved:

Interstate Safety & Service Co.
FBE — \$96,000.00 — 5%

Minority Truckers' Association
MBE — \$76,800.00 — 4%

Genley Transfer
MBE — \$192,000.00 — 10%

Barry Booker Trucking
MBE — \$19,200.00 — 1%

Yeas: Director Chandra, Acting Director Abouserhal, Directors Koniczek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Director Hudecek, Acting Directors Brown, Odom and Director Williams.

Nays: None.

Absent: Mayor Campbell, Directors Sims and Taylor.

Resolution No. 450-03.

By Director Draper.

Resolved by the Board of Control of the City of Cleveland that all bids received on July 17, 2003, for service and maintenance of the MGE UPS System, for the Division of Police, Department of Public Safety, pursuant to the authority of Ordinance No. 2211-00, passed on December 18, 2000, be and the same are hereby rejected.

Yeas: Director Chandra, Acting Director Abouserhal, Directors Koniczek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Director Hudecek, Acting Directors Brown, Odom and Director Williams.

Nays: None.

Absent: Mayor Campbell, Directors Sims and Taylor.

Resolution No. 451-03.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 006-22-048 located at 4704 Walworth in Ward 17; and

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

when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels to adjacent or abutting landowners; and

Whereas, John S. Benyi, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 17 has consented to the proposed sale;

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

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

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with John S. Benyi for the sale and development of Permanent Parcel No. 006-22-048 located at 4704 Walworth, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Director Chandra, Acting Director Abouserhal, Directors Koniczek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Director Hudecek, Acting Directors Brown, Odom and Director Williams.

Nays: None.

Absent: Mayor Campbell, Directors Sims and Taylor.

Resolution No. 452-03.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel No. 104-21-029 under said Land Reutilization Program; and

Whereas, Ordinance No. 931-03 passed July 16, 2003, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Bruce A. Jones has proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 931-03 passed July 16, 2003, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on

behalf of the City of Cleveland with Bruce A. Jones for the sale and development of Permanent Parcel No. 104-21-029, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Director Chandra, Acting Director Abouserhal, Directors Koniczek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Director Hudecek, Acting Directors Brown, Odom and Director Williams.

Nays: None.

Absent: Mayor Campbell, Directors Sims and Taylor.

Resolution No. 453-03.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel No. 104-22-032 under said Land Reutilization Program; and

Whereas, Ordinance No. 435-03 passed June 10, 2003, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Philana Carroll has proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 435-03 passed June 10, 2003, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Philana Carroll for the sale and development of Permanent Parcel No. 104-22-032, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$410.00, which amount is hereby determined to be not less than the fair market value of said parcel for uses in accordance with the Land Reutilization Program.

Yeas: Director Chandra, Acting Director Abouserhal, Directors Koniczek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Director Hudecek, Acting Directors Brown, Odom and Director Williams.

Nays: None.

Absent: Mayor Campbell, Directors Sims and Taylor.

Resolution No. 454-03.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel Nos. 108-14-004 and 108-14-005 under said Land Reutilization Program; and

Whereas, Ordinance No. 1545-02 passed June 10, 2003, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Farreed Jabr aka Fred Jabr has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1545-02 passed June 10, 2003, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Farreed Jabr aka Fred Jabr for the sale and development of Permanent Parcel Nos. 108-14-004 and 108-14-005, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$2,500.00, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Director Chandra, Acting Director Abouserhal, Directors Koniczek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Director Hudecek, Acting Directors Brown, Odom and Director Williams.

Nays: None.

Absent: Mayor Campbell, Directors Sims and Taylor.

Resolution No. 455-03.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel Nos. 107-07-042, 107-07-043, 107-07-044, 107-07-045, 107-07-046, 107-07-047, 107-07-048, 107-07-049, 107-07-050, 107-07-052, 107-07-053, 107-07-054, 107-07-055, 107-07-056, 107-07-057, 107-07-058, 107-07-059, 107-07-060, 107-07-063, 107-07-064, 107-07-066, 107-07-067, 107-07-068, 107-07-069, 107-07-070, 107-07-071, 107-07-072, 107-07-073, 107-07-075, 107-07-040, 107-07-041 under said Land Reutilization Program; and

Whereas, Ordinance No. 934-03 passed June 10, 2003, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, New Jerusalem Missionary Baptist Church has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 934-03 passed June 10, 2003, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with New Jerusalem Missionary Baptist Church for the sale and development of Permanent Parcel Nos. 107-07-042, 107-07-043, 107-07-044, 107-07-045, 107-07-046, 107-07-047, 107-07-048, 107-07-049, 107-07-050, 107-07-052, 107-07-053, 107-07-054, 107-07-055, 107-07-056, 107-07-057, 107-07-058, 107-07-059, 107-07-060, 107-07-063, 107-07-064, 107-07-066, 107-07-067, 107-07-068, 107-07-069, 107-07-070, 107-07-071, 107-07-072, 107-07-073, 107-07-075, 107-07-040, 107-07-041, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$3,100.00, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Director Chandra, Acting Director Abouserhal, Directors Koniczek, Mok, Ricchiuto, Acting Directors Carroll, Smith, Ronayne, Director Hudecek, Acting Directors Brown, Odom and Director Williams.

Nays: None.

Absent: Mayor Campbell, Directors Sims and Taylor.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES**General Information**

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

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

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

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

REYNALDO GALINDO,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, AUGUST 18, 2003

9:30 A.M.

Calendar No. 03-195: 18608 Neff Road (Ward 11)

Baba Pawa, owner, appeals to enclose an 8' x 22'-6" front porch of an existing 2-story frame house situated on an approximate 52' x 113' parcel located in a Two-Family District on the west side of Neff Road at 18608 Neff Road; said enclosure being contrary to the Yards and Courts Requirements where the proposed enclosure has an 8' projection and enclosed porches shall not project more than 4' as stated in Section 357.13(b)(4) of the Codified Ordinances.

Calendar No. 03-196: 2087 Random Road (Ward 6)

Peter Smakula, owner, appeals, to construct a 20' x 24' one-story frame accessory detached garage building on a 90' x 168' parcel located in a Multi-Family District on the east side of Random Road at 2087 Random Road; said construction being contrary to the Residential District Requirements where the proposed garage is located 73' from the front property line and 85' is required where accessory buildings shall be located on the rear-half of the lot as stated in Section 337.23(a) of the Codified Ordinances.

Calendar No. 03-197: 9505 Baltic Avenue (Ward 18)

Gregg Long, owner, appeals to construct a 22' x 25' one-story frame accessory detached garage with a 15' x 20' loft area above all situated on a 60' x 150' parcel located in a Two-Family District on the south side of Baltic Avenue at 9505 Baltic Avenue; said construction being contrary to the Height Regulations where the proposed overall height is 22' with a 17' mean height and the maximum height of an accessory buildings in a Residence District shall be 15' as stated in Section 353.05 of the Codified Ordinances.

Calendar No. 03-198: 2375 East 39th Street (Ward 5)

BFR Partners, owner, c/o, Tim Goldstein, agent, appeals to construct an approximate 32' x 52' one-story frame single family house with an attached garage all situated on an approximate 42' x 125' parcel located in a Multi-Family District on the east side of East 39th Street at 2375 East 39th Street; said construction being contrary to the Yards and Courts Requirements where a 9.67' aggregate side yard is proposed and aggregate side yards shall not be less than 10' in width as stated in Section 357.09(B)(2)(a) of the Codified Ordinances.

Calendar No. 03-199: 2071 West 42nd Street (Ward 14)

Cleveland Housing Network, owner, c/o, Delores Graham, agent, appeals to construct an 18' x 45' two-story dwelling with a 20' x 20' one-story detached garage all situated on a 30' x 125' parcel located in a Two-Family District on the east side of West 42nd Street at 2071 West 42nd Street; said construction being contrary to the Yards and Courts Requirements of Section 357.09(2)(a) where no building shall be erected less than 10' from a main building on an adjoining lot and 9.3' is provided and a 2.7' interior side yard is proposed and the minimum interior side yard allowed is 3' as stated in Section 357.09(B)(2)(b) of the Codified Ordinances.

Calendar No. 03-200: 3809 Pearl Road (Ward 15)

Zion Pentecostal Temple, owner, c/o, Bishop Pope, appeals to change the use of an existing approximate 40' x 90' one-story video store building into a Church all situated on an approximate 47' x 99' corner parcel located in a Local Retail Business District on the south east corner of Garden Avenue and Pearl Road at 3809 Pearl Road; said use being contrary to the Business District Requirements of Section 343.01 and the Residential District Requirements of Section 337.02(e)(1) where a Church must be located at least 15' from any abutting Residential District and contrary to the Off-Street Parking and Loading Requirements of Section 349.04(a) where no parking spaces are shown and 29 total parking spaces are required and 18 parking spaces are credited from the previous use leaving a total of 11 parking spaces required and any separate lot upon which accessory parking facilities are located shall be in the same ownership or control as the building or use to which the parking facilities are accessory as stated in Section 349.05(b) of the Codified Ordinances.

Calendar No. 03-201: 3237 Scranton Road (Ward 14)

Hector Colon, Sr., owner, appeals to change the use of an existing 42' x 28' One-Story masonry service station building into an auto repair garage, all situated on a 106' x 81' corner parcel and located in a Multi-Family District at the northeast corner of Brainard Avenue and Scranton Road at 3237-3239 Scranton Road; said change of use being contrary to the Residential District Requirements of Section 337.08 where an auto repair and storage garage are not permitted in a Multi-Family District but first permitted in a Semi-Industry District if located not less than 100' from a residence district, as stated in Section 345.03(C)(2), of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS**MONDAY, AUGUST 4, 2003**

At the meeting of the Board of Zoning Appeals on Monday, August 4, 2003, the following appeals were heard by the Board:

The following appeals were **Approved**:

Calendar No. 03-179: 1148 East 77th Street

Willie and Charlotte Powells, appealed to construct an 11' x 20' one-story frame, accessory detached garage to the rear of a two-story frame dwelling in a Two-Family District.

Calendar No. 03-148: 2605 Detroit Avenue

TEG Properties, owner c/o Victoria Smith, agent, appealed to change the use of a three-story masonry building into a child day care facility on a 70' x 90' parcel in a Semi-Industry District; subject to conditions.

Calendar No. 03-152: 3866 Carnegie Avenue

James and Charles Comella, owners, and James Jackson, tenant, appealed to change the use of a two-story structure and basement into a day care facility on a 34' x 150' parcel in a General Retail Business District.

The following appeals were **Denied**:

Calendar No. 03-182: 14104 San Diego Avenue

Alfred Corona, appealed to install a 4' high chain link fence in the front yard of a parcel in a One-Family District.

Calendar No. 03-183: 4022 Brooklyn Avenue

Donald Cornelius, appealed to install 127 linear feet of 6' high wooden privacy fence and gates to the west of a corner parcel in a Two-Family District.

Calendar No. 03-184: 1133 Birch Lane

Patricia Arnst, appealed to install a 6' high wooden privacy fence to the east side of a deck at the rear of a parcel in a One-Family District.

The following appeals were **Withdrawn**:

None.

The following appeals were **Postponed**:

Calendar No. 03-178: 2154 West 6th Street postponed to August 18, 2003.**Calendar No. 03-180:** 3845 East 93rd Street postponed to August 18, 2003.**Calendar No. 03-181:** 5806 Superior Avenue postponed to August 25, 2003.**Calendar No. 03-141: 4447 Lee Road postponed to September 29, 2003.****On Monday, August 4, 2003, in Executive Session:**

The following appeals were heard by the Board on Monday, July 28, 2003, and said decision was approved and adopted in Executive Session on Monday, August 4, 2003:

The following appeals were **Approved**:

Calendar No. 03-172: 2199-2201 a.k.a., 2207 West 11th Street

Jeff Eisenberg appealed to establish use of an outdoor brick patio for 36 seats in a Local Retail Business District.

Calendar No. 03-174: 1820 Auburn Avenue

George Yelko, appealed to construct a 24' x 20' one-story frame accessory garage with a covered patio to the rear of a single family dwelling house on a 25' x 100' parcel in a Multi-Family District.

Calendar No. 03-177: 1205 West 69th Street

Allen Myers appealed to demolish a wooden deck and stairs and construct a new 39' x 11'-7" wooden deck and stairs to a townhouse unit in a Multi-Family District.

Calendar No. 03-192: 1201 West 69th Street

Maureen and Elmer Khal, appealed to demolish a wooden deck and stairs and construct a new 39' x 11'-7" wooden deck and stairs to a townhouse unit in a Multi-Family District.

Calendar No. 03-193: 1203 West 69th Street

Jeffrey Iacco, appealed to demolish a wooden deck and stairs and construct a new 39' x 11'-7" wooden deck and stairs to a townhouse unit in a Multi-Family District.

Calendar No. 03-194: 1207 West 69th Street

Donna and Donald Bennett appealed to demolish a wooden deck and stairs and construct a new 39' x 11'-7" wooden deck and stairs to a townhouse unit in a Multi-Family District.

Calendar No. 03-202: 12109 St. Clair Avenue

The Slane Company, Ltd., owner, and Family Dollar, tenant, appealed to construct a 24' x 54' one-story addition to a 56' x 120' masonry store on a 140' x 210' parcel in a Local Retail District and a Multi-Family District; subject to conditions.

The following appeal was **Denied**:

None.

EUGENE CRANFORD, JR.,
Secretary

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

Re: Report of the Meeting of
July 30, 2003

As required by the provisions of Section 3103.20(2) of the Codified Ordinances of the City of Cleveland, Ohio 1976, the following brief of action of the subject meeting is given for publication in The City Record:

* * *

Docket A-121-02.

RE: Appeal of Stelia Pellegrino, Owner of the One Story Masonry Commercial Property located on the premises known as 4359 Rocky River Drive (a.k.a. 4359-63 Rocky River Drive) from a NOTICE OF VIOLATION—UNAUTHORIZED USE of the Commissioner of the Division of Building and Housing, dated July 3, 2002, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-121-02 has been POSTPONED; to be rescheduled for August 13, 2003.

* * *

Docket A-32-03.

RE: Appeal of AG-L North Moreland, L.L.C., Owner of the Three Story Brick Apartment Building located on the premises known as 2622 North Moreland Boulevard from a NOTICE OF VIOLATION—ELECTRICAL of the Commissioner of the Department of Building and Housing, dated February 7, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action this date, the appellant will submit a report in thirty (30) days of a positive plan of action and schedule for abatement of the violations on the property; the docket will be rescheduled for September 10, 2003.

Docket A-39-03.

RE: Appeal of Legal Aid Society c/o Dan D'Agostino/Eve Lounge, Owner of the Property located on the premises known as 1229 West 6th Street from a WARNING NOTICE of the Commissioner of the Department of Building and Housing, dated March 24, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit the use of the office to remain within approximately forty (40) feet of the exit opening, with the restriction that only employees are allowed in this area and no more than three (3) people at any one time and that clear paths, four (40) feet wide and seven (7) feet high, be maintained between the office area and the existing exit, noting that the areas are sprinkled, smoke detected, and that the stairway exits directly to the outside. Motion so in order.

Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

* * *

Docket A-55-03.

RE: Appeal of ACME Realty LLC, Owner of the Property located on the premises known as 170 East 131st Street from a NOTICE OF VIOLATION—FIRE CODE of the Chief of the Division of Fire, dated April 30, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action required by the Board, noting that the appellant will comply with the requirements of the Fire Prevention Bureau.

* * *

Docket A-65-03.

RE: Appeal of Spectrum of Supportive Services, Owner of the Property located on the premises known as 3201 Clinton Avenue from a NOTICE OF VIOLATION—FIRE CODE of the Chief of the Division of Fire, dated May 23, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit the dry fire extinguishing system that exists to be maintained in the property, with the provision that the fire alarm system be tied into the extinguishing system, that should the chemical be expelled, it will be replaced by a certified contractor. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

* * *

Docket A-70-03.

RE: Appeal of Larchmere Lofts LLC, Owner of the Proposed Five (5) Story Condominium Building located on the premises known as 12701 Larchmere Boulevard from SUPPLEMENTARY CONDITIONS of the Commissioner of the Department of Building and Housing, dated May 5, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-70-03 has been POSTPONED; to be rescheduled for August 13, 2003.

* * *

Dockets A-72-03 to A-78-03.

RE: Appeal of Cuyahoga Metropolitan Housing Authority (CMHA), Owner of the Properties located on the premises known as 6040, 5958, 6156, 6376, 6460, 6546 Scoville Avenue and 2516 East 66th Street from an ADJUDICATION ORDER of the Commissioner of the Department of Building and Housing, dated June 30, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to consider the proposed structures to be three (3) stories above grade and that it is eligible for review under the International Residential Code. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bradley.

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

* * *

Docket A-82-03.

RE: Appeal of Atlas Savings LP, Owner of the Property located on the premises known as 5644 Broadway Avenue from an ADJUDICATION ORDER of the Commissioner of the Department of Building and Housing, dated June 20, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the required variances, to permit the building to be constructed as proposed using the fire escape as a second means of egress with the proper structural considerations, and the agreement that the owner will maintain the fire escape free of snow and ice and to recognize that the stair and French door arrangement proposed is an adequate means of egress from the building to the fire escape; to allow the use of sprinkler water washers on the six (6) windows above the adjacent roof; and to permit the windows at the end of the corridors to remain, granting the variance to the three (3) foot lot line; these windows can remain until future development requires the blocking for fire hazard considerations. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher.

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

* * *

Docket A-83-03.

RE: Appeal of Case Western Reserve University, Owner of the Property located on the premises known as 1585 East 115th Street from a PARTIAL ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing, dated July 8, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit the mixed use proposed in the parking garage/bleachers/press box to be in compliance with the future International Building Code 2003, and to allow the garage to serve as a second means of egress from the bleachers/press box into the proposed stairwells, and to permit the toilet facilities to be considered adequate, noting the use of the out-of-building facilities as part of the fixture count. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher.

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

Docket A-84-03.

RE: Appeal of Michael Haviaras, Owner of the Property located on the premises known as 5109 Memphis Avenue from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing, dated July 9, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to require a two hour fire separation between the basement and the first floor which eliminates the requirement for a sprinkler system on the entire first floor, and to require a limited area fire suppression system in the basement to be served by the new one-inch water service to the building area. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

* * *

Docket A-87-03.

RE: Appeal of Carl Munn, Owner of the Property located on the premises known as 17877 St. Clair Avenue from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing, dated June 06, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action required by the Board at this time, the docket will remain open for any future appeals after the property has been re-inspected.

* * *

OTHER BOARD BUSINESS:

Docket A-128-01 Franklin Boulevard Nursing Home - 3600 Franklin Boulevard:

A motion is in order at this time to classify the property as an I-2 with the proposed I-3 restraints, noting that the condition of the occupants require these constraints; also noting that the Appellant is not present but will be notified of these changes, responding to the notification by the State Board of Building Standards requiring the appropriate I-2 licensing of the property. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher.

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

* * *

APPROVAL OF RESOLUTIONS:

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

A-79-03—32 Clinton LLC.
A-80-03—32 Clinton LLC.

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

* * *

APPROVAL OF MINUTES:

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

July 16, 2003

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

* * *

EUGENE CRANFORD, JR.,
Secretary

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

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

**Mercedes Cotner Committee Room 217
City Hall, Cleveland, Ohio
On Wednesday, August 13, 2003
9:00 A.M.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, August 13, 2003, at 9:00 A.M., to consider the following ordinances now pending in the Council:

Ord. No. 549-02.

By Councilman O'Malley.
An ordinance to change the zoning of properties on the north side of Memphis Avenue east of Ridge Road. (Map Change No. 2045 Sheet No. 2)

Ord. No. 1023-03.

By Council Member Dolan.
An ordinance to change the zoning of a parcel at the northwest corner of Rocky River Drive and Larchwood Avenue to Single-Family Residential and an "A" Area District (Map Change No. 2079, Sheet No. 12).

Ord. No. 1024-03.

By Council Member Sweeney.
An ordinance to change the zoning of the Maplewood Ball Diamonds between Rocky River Drive and Interstate 71, near Brysdale

Avenue to a One-Family Residential District and an "A" Area District (Map Change No. 2078, Sheet No. 13).

Ord. No. 1238-03.

By Council Member Polensek.
An ordinance to expand the East 156th Street/Waterloo Business Revitalization District. (Map Change No. 2081, Sheet No. 7)

Ord. No. 1353-03.

By Council Member Cimperman.
An ordinance to change of properties on the northwest corner of East 61st Street and St. Clair Avenue to a Two-Family Residential District and a "B" Area District (Map Change No. 2083, Sheet No. 4).

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

JOSEPH C. CIMPERMAN,
Chairman
Committee on City Planning

July 30, 2003 and August 6, 2003

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, AUGUST 13, 2003

Various Parks Site Improvements (Helen Simpson Park, Orr Park & Thurgood Marshall Park), for the Division of Research, Planning & Development, Department of Parks, Recreation and Properties, as authorized by Ordinance Nos. 1748-99 and 1114-02, passed by the Council of the City of Cleveland, April 17, 2000 and June 17, 2002, respectively.

THERE WILL BE A **REFUNDABLE FEE OF TWENTY-FIVE DOLLARS (\$25.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.**

THERE WILL BE A PRE-BID MEETING, ON THURSDAY, AUGUST 7, 2003 AT 10:00 A.M., AT BURKE LAKEFRONT AIRPORT, 1501 NORTH MARGINAL ROAD, CLEVELAND, OHIO 44113.

Re-Bid of Various Paper Products and Mailing Services, Typesetting and Printing of Personalized Letterhead Envelopes, Business Cards, Informational Cards, Note Pads, Newsletters, Brochures, and Flyers and for the Preparation, Transportation, and Delivery of Printed Materials to a Designated United States Post Office or Other Designated Sites for Cleveland City Council, Ordinance approved by the Council of the City of Cleveland (Pending). City Council anticipates rejecting at its next meeting the bids received July 23, 2003.

THERE WILL BE A **NON-MANDATORY PRE-BID CONFERENCE**, TUESDAY, AUGUST 5, 2003 AT 3:30 P.M., AT CITY COUNCIL OFFICES, ROOM 220, CITY HALL, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

July 30, 2003 and August 6, 2003

FRIDAY, AUGUST 15, 2003

Board Up — Group 1 Areas 4-7 and Emergency Board Up, for the Department of Building & Housing, as authorized by Ordinance No. 773-03, passed by the Council of the City of Cleveland, June 2, 2003.

THERE WILL BE A PRE-BID MEETING, THURSDAY, AUGUST 7, 2003 AT 10:00 A.M., CITY HALL, CONFERENCE ROOM 509, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Board Up — Group 2 Areas 8-11, for the Department of Building & Housing, as authorized by Ordinance No. 773-03, passed by the Council of the City of Cleveland, June 2, 2003.

THERE WILL BE A PRE-BID MEETING, THURSDAY, AUGUST 7, 2003 AT 10:00 A.M., CITY HALL, CONFERENCE ROOM 509, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Board Up — Group 3 Areas 1-3 and 12, for the Department of Building & Housing, as authorized by Ordinance No. 773-03, passed by the Council of the City of Cleveland, June 2, 2003.

nance No. 773-03, passed by the Council of the City of Cleveland, June 2, 2003.

THERE WILL BE A PRE-BID MEETING, THURSDAY, AUGUST 7, 2003 AT 10:00 A.M., CITY HALL, CONFERENCE ROOM 509, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Board Up — Group 4 Areas 13-21, for the Department of Building & Housing, as authorized by Ordinance No. 773-03, passed by the Council of the City of Cleveland, June 2, 2003.

THERE WILL BE A PRE-BID MEETING, THURSDAY, AUGUST 7, 2003 AT 10:00 A.M., CITY HALL, CONFERENCE ROOM 509, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

July 30, 2003 and August 6, 2003

FRIDAY, AUGUST 22, 2003

Airfield Safety Improvements, for the Division of Cleveland Hopkins Airport, Department of Port Control, as authorized by Ordinance No. 2376-02, passed by the Council of the City of Cleveland, March 10, 2003.

THERE WILL BE A **NON-REFUNDABLE FEE OF TWO HUNDRED DOLLARS (\$200.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.**

THERE WILL BE A **MANDATORY PRE-BID MEETING** FRIDAY, AUGUST 8, 2003, AT 10:00 A.M.-12:00 P.M., CLEVELAND HOPKINS INTERNATIONAL AIRPORT, ENGINEERING BUILDING, 19501 FIVE POINTS ROAD, CLEVELAND, OHIO 44135.

Liquid Alum and Aluminum Blend Coagulants, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A PRE-BID MEETING, WEDNESDAY, AUGUST 13, 2003 AT 10:00 A.M.-12:00 P.M., CROWN WATER TREATMENT PLANT, 955 CLAGUE ROAD, WESTLAKE, OHIO 44145.

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

THERE WILL BE A PRE-BID MEETING, WEDNESDAY, AUGUST 13, 2003 AT 1:00 P.M.-2:30 P.M., CROWN WATER TREATMENT PLANT, 955 CLAGUE ROAD, WESTLAKE, OHIO 44145.

July 30, 2003 and August 6, 2003

WEDNESDAY, AUGUST 20, 2003

Underground Duct Installation, for the Division of Traffic Engineering, Department of Public Service as authorized by Ordinance No. 371-03, 1109-02, 1110-02, passed by the Council of the City of Cleveland, March 24, 2003 & June 17, 2002.

THERE WILL BE A **MANDATORY PRE-BID MEETING**, THURSDAY, AUGUST 14, 2003 AT 9:00 A.M., CITY HALL, ROOM 518, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44113.

Purchase and Installation of Replacement Storage Batteries, for the Division of Radio Communications, Department of Public Utilities, as authorized by Ordinance No. 1194-02, passed by the Council of the City of Cleveland, July 24, 2002.

THERE WILL BE A PRE-BID MEETING, WEDNESDAY, AUGUST 13, 2003, AT 2:00 P.M., CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

August 6, 2003 and August 13, 2003

WEDNESDAY, AUGUST 27, 2003

Group IV/High Volume Copiers, for the Division of Printing & Reproduction, Department of Finance as authorized by Ordinance 885-03, passed by the Council of the City of Cleveland, June 2, 2003.

THERE WILL BE A PRE-BID MEETING, MONDAY, AUGUST 18, 2003 AT 11:00 A.M., DIVISION OF PRINTING & REPRODUCTION, 1735 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Group V/Copier Maintenance, for the Division of Printing & Reproduction, Department of Finance as authorized by Ordinance 886-03, passed by the Council of the City of Cleveland, June 2, 2003.

THERE WILL BE A PRE-BID MEETING, MONDAY, AUGUST 18, 2003 AT 11:30 A.M., DIVISION OF PRINTING & REPRODUCTION, 1735 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Allison Automatic Transmissions-Remanufactured, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 804-03, passed by the Council of the City of Cleveland, June 10, 2003.

THERE WILL BE A PRE-BID MEETING, MONDAY, AUGUST 18, 2003 AT 10:30 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH ST., BUILDING #1, CLEVELAND, OHIO 44105.

Various Automotive/Truck Parts, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 806-03, passed by the Council of the City of Cleveland, June 10, 2003.

THERE WILL BE A PRE-BID MEETING, MONDAY, AUGUST 18, 2003 AT 11:30 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH ST., BUILDING #1, CLEVELAND, OHIO 44105.

Two (2) Cab/Chassis with 10-Cubic Yards Refuse Packer Body, for Various Divisions, Department of Public Service as authorized by Ordinance No. 1845-02, passed by the Council of the City of Cleveland, October 7, 2002.

THERE WILL BE A PRE-BID MEETING, MONDAY, AUGUST 18, 2003 AT 11:00 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH ST., BUILDING #1, CLEVELAND, OHIO 44105.

Thirteen (13) Cab/Chassis with 25-Cubic Yards Refuse Packer Body, for Various Divisions, Department of Public Service, as authorized by Ordinance No. 1845-02, passed by the Council of the City of Cleveland, October 7, 2002.

THERE WILL BE A PRE-BID MEETING, MONDAY, AUGUST 18, 2003 AT 11:00 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH ST., BUILDING #1, CLEVELAND, OHIO 44105.

August 6, 2003 and August 13, 2003

THURSDAY, AUGUST 28, 2003

Entry Stair Replacement-4th District Police Station, for the Division of Architecture, Department of Public Service, as authorized by Ordinance No. 838-02, passed by the Council of the City of Cleveland, June 10, 2002.

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

THERE WILL BE A PRE-BID MEETING, TUESDAY, AUGUST 19, 2003 AT 3:00 P.M., FOURTH DISTRICT POLICE STATION, 9333 KINSMAN RD., CLEVELAND, OHIO.

August 6, 2003 and August 13, 2003

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

NO MEETINGS

Index

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

Board of Building Standards and Building Appeals

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Board of Control — Information Technology and Services Division

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Board of Control — Information Technology Planning Office

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East 156th Street/Waterloo Business Revitalization District — expand (O 1238-03)..... 1905

Maplewood Ball Diamonds — between Rocky River Dr. & I-71 — change the zoning — One-Family Residential District and an “A” Area District (O 1024-03) 1905

Memphis Ave. — north side — zoning change (O 549-02) 1905

Rocky River Dr. & Larchwood Ave. (northwest corner) — change the zoning — Single-Family Residential and an “A” Area District (O 1023-03)..... 1905

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Zoning

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