

The City Record

Official Publication of the Council of the City of Cleveland



June the Twenty-Fifth, 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

Containing	PAGE
City Council	3
The Calendar	3
Board of Control	3
Civil Service	8
Board of Zoning Appeals	8
Board of Building Standards and Building Appeals	10
Public Notice	11
Public Hearings	11
City of Cleveland Bids	11
Adopted Resolutions and Ordinances	12
Committee Meetings	16
Index	16



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, Gary D. Singletary, Chief Counsel,

Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,

Room 106: John Skrtic, Law Librarian, Room 100

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

Natasha Brandt, Manager, Internal Audit

DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19

Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122

City Treasury – James Hartley, Interim Treasurer, Room 115

Financial Reporting and Control – James Gentile, Controller, Room 18

Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue

Purchases and Supplies – Tiffany White, Commissioner, Room 128

Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue

Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

DEPT. OF PUBLIC UTILITIES – Paul Bender, Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner

Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer

Water – Alex Margevicius, Interim Commissioner

Water Pollution Control – Rachid Zoghaib, Commissioner

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

DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner

Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

Administration – John Laird, Manager

Special Events and Marketing – Tangee Johnson, Manager

DIVISIONS:

Motor Vehicle Maintenance – Daniel A. Novak, Commissioner

Park Maintenance and Properties – Richard L. Silva, Commissioner

Parking Facilities – 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 – George Baker, Interim Director, 75 Erieview Plaza

DIVISIONS:

Air Quality – George Baker, Commissioner

Environment – Pamela Cross, Commissioner, 75 Erieview Plaza

Health – _____, Commissioner, 75 Erieview Plaza

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

DIVISIONS:

Animal Control Services – John Baird, Chief Dog Warden, 2690 West 7th Street

Corrections – Robert Taskay, 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, Eugene R. Miller, (Board Lawyer), Roosevelt E. Coats, Jenice

Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary

Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa

Ryan, Peter Whitt.

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

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

Michael Flickinger.

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

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

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

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

Kukla, Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516,

Joseph F. Denk, Chairman; Howard Bradley, Patrick M. Gallagher, Robert Maschke, Halim

M. Saab, P.E., Alternate Members – D. Cox, P. Frank, E. P. O’Brien, Richard Pace, J.F.

Sullivan.

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

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

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

Director Barbara A. Langhenry; Council Member _____.

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, Robert N. Brown, Allan Dreyer, Giancarlo Calicchia, Council Member

Terrell H. Pruitt, Robert Vilkas, Donald Petit, Interim Secretary.

AUDIT COMMITTEE – Yvette M. Ittu, 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, JUNE 25, 2014

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CITY COUNCIL

MONDAY, JUNE 23, 2014

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2014-2017

MONDAY — Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

The following Committees meet at the Call of the Chair:

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

June 18, 2014

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, June 18, 2014 at 10:37 a.m. with Director Langhenry presiding.

Present: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Absent: Mayor Jackson, Directors Dumas and Nichols.

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

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

Tiffany White, Commissioner, Division of Purchases & Supplies.
Lucille Ambroz, Secretary, Civil Service Commission.

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

Resolution No. 249-14.

By Director Bender.
Whereas, under the authority of Ordinance No. 617-13, passed by the Council of the City of Cleveland on May 13, 2013, and Board of Control Resolution No. 530-13, adopted September 11, 2013, the City, through its

Director of Public Utilities, entered into City Contract No. PS2013*211 with GDS Associates, Inc. to perform the professional services necessary for Power Supply consulting services to evaluate current power supply, for an amount not to exceed \$400,000.00, for the Division of Cleveland Public Power, Department of Public Utilities; and

Whereas, the City desires to obtain, by modifying City Contract No. PS2013*211, additional professional services to evaluate current power supply, planning, transmission interconnection, distribution system engineering, retail rate and financial planning, electric customer surveys and review, and marketing preparation; and

Whereas, GDS Associates has proposed by its April 14, 2014 letter to perform the above-mentioned additional services; and

Whereas, by its June 6, 2014 letter, GDS Associates requested the City's consent to utilize a sub-consultant; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Public Utilities is authorized to enter into a first modification to City Contract No. PS2013*211 with GDS Associates, Inc., on the basis of GDS' April 14, 2014 proposal, for the above-mentioned additional services for a fee of \$1,150,000, thereby increasing the fees for all services under the contract to an amount not to exceed \$1,550,000.

Be it further resolved that the employment of the following sub-consultant by GDS Associates for the above-mentioned additional services is approved:

<u>Subconsultant</u>	<u>Work Percentage</u>
Palmer Energy Company	\$10,000.00 0.65%

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 250-14.

By Director Bender.
Be it resolved by the Board of Control of the City of Cleveland that the employment of the following sub-consultant by Middough, Inc. under Contract No. PS2013*169 to perform the professional services necessary to provide general electrical engineering services, for a period of two years, for the Division of Cleveland Public Power, Department of Public Utilities, is approved:

<u>Sub-consultant</u>	<u>Work Percentage</u>
CT Consultants	TBD TBD

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.
Nays: None.
Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 251-14.

By Director Bender.
Whereas, under the authority of Ordinance No. 1036-07, passed by the Council of the City of Cleveland on August 8, 2007, and Board of Control Resolution No. 532-11, adopted November 9, 2011, the City, through its Director of Public Utilities, entered into City Contract No. PS2011*304 with Black & Veatch Corporation for general IT and billing system support for the Customer Care and Billing ("CC&B") system, for a period not exceeding two years, for the Division of Water, Department of Public Utilities; and
Whereas, under Board of Control Resolution No. 533-12, adopted October 17, 2012, the Director of Public Utilities entered into a first modification to Contract No. PS2011*304 to implement the Northeast Ohio Regional Sewer District storm water charges within the CC&B system, and to render additional IT management and technical support, on the basis of its proposal dated September 17, 2012; and

Whereas, under Board of Control Resolution No. 614-13, adopted October 23, 2013, the Director of Public Utilities entered into a second modification to Contract No. PS2011*304 for an additional year to November 8, 2014 to complete changes to effect separation of CWD and NEORSRD billing, and integration of Electronic Bill Payment and Presentment system services for CPP, CWD and NEORSRD, integration of Bill Print system services for CPP, CWD and NEORSRD, implementation of mandatory year-end rate changes to the CC&B, and IT infrastructure support, on the basis of its proposal dated September 24, 2013; and

Whereas, the City desires to increase the amount of City Contract No. PS2011*304 by \$630,000.00 to continue the current professional services to complete changes to effect separation of CWD and NEORSRD billing, and integration of Electronic Bill Payment and Presentment system services for CPP, CWD and NEORSRD, integration of Bill Print system services for CPP, CWD and NEORSRD, implementation of mandatory year-end rate changes to the CC&B, and IT infrastructure support; and

Whereas, Black & Veatch Corporation has proposed by its letter dated March 10, 2014 ("Proposal") to perform the above-described additional services; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Public Utilities is authorized to enter into a third modification to City Contract No. PS2011*304 with Black & Veatch Corporation, on the basis of its proposal dated March 10, 2014, for per-

formance of the above-mentioned additional services and increasing the contract amount by \$630,000.00 to \$6,840,000.00. The third modification shall be prepared by the Director of Law and shall include such additional provisions as the Director deems necessary to benefit and protect the public interest.

Be it further resolved that the participation of Om Consulting Group, LLC (CSB/MBE) as a subconsultant to Black & Veatch Corporation under City Contract No. PS2011*304 is increased from \$660,000.00 (10.628%) to \$723,000.00 (10.570%).

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.
Nays: None.
Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 252-14.

By Director Bender.
Be it resolved by the Board of Control of the City of Cleveland that the bid of LCI Construction Inc. for labor and materials needed to maintain, test, install, replace, improve, restore, and refurbish landscaping at various public utilities facilities, bid items 1-all items, 2-all items, 3-all items, 4-all items, 5-all items, 6-all items, 7-all items, 8-all items, 9-all items and 10-all items, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with two one-year options to renew, received on March 26, 2014 under the authority of Ordinance No. 863-13, passed August 14, 2013, which on the basis of the estimated quantity would amount to \$412,187.50 (2%, 10 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by LCI Construction Inc. for the contract authorized is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Caver Brothers, Inc. (CSB/MBE)	\$82,672.00 20.057%

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.
Nays: None.
Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 253-14.

By Director Smith.
Be it resolved by the Board of Control of the City of Cleveland, under Section 139.07 of the Codified Ordinances of Cleveland, Ohio, 1976, that the following fees for marine craft wishing to moor at the East 9th Street Pier, Inner Harbor and Docks 28B, 30 and 32 (collectively "Docks"), fixed by the Director of Port Control, acting as Commissioner of Harbor, to be effective for the period of one (1) year starting January 1, 2014 and ending December 31, 2014, and to be assessed and collected for the use of the Docks, is approved:

	<u>Docking Fee (Not to Exceed)</u>
Per Day Charge	\$2.00 per linear foot \$2.50 per linear foot for special events

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.
Nays: None.
Absent: Mayor Jackson, Director Dumas and Nichols.

Resolution No. 254-14.

By Director Smith.
Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Ozanne Construction Company, Inc. under City Contract No. PI2014-003 for the Consolidated Maintenance Facility, Phase IIIB, Chemical Storage Facility, authorized by Ordinance No. 904-09, passed by the Council of the City of Cleveland on November 9, 2009, and Board of Control Resolution No. 600-13, adopted October 9, 2013, is approved.

<u>Subcontractor</u>	<u>Percentage Amount</u>
Cleveland Environmental Services	1.01% CSB/FBE \$ 35,000.00
Coleman Spohn	1.79% CSB/MBE \$ 61,865.00
Caver Brothers	0.61% CSB/MBE \$ 21,000.00
Platform Cement	Non-Certified \$232,300.00

Be it further resolved that the employment of the following subcontractors by Platform Cement, in turn a subcontractor to Ozanne Construction Company, Inc. under City Contract No. PI2014*003 is approved.

<u>Subcontractor</u>	<u>Percentage Amount</u>
Mohawk Rebar	1.61% CSB/MBE \$ 55,500.00
Rockport	0.87% CSB/MBE \$ 21,000.00
Lake Building Products	Non-Certified \$121,500.00
Mr. Excavator	Non-Certified \$380,000.00

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 255-14.

By Director Smith.

Whereas, under the authority of Ordinance No. 816-12, passed by the Council of the City of Cleveland on June 4, 2012, and Board of Control Resolution No. 30-13, adopted January 16, 2013, the City through its Director of Port Control entered into City Contract No. PS2013*025 with Peregrine Advisors, LLC to provide professional services necessary to provide financial consulting services, for a period of one year, with three one-year options to renew, for the Department of Port Control; and

Whereas, Resolution No. 30-13 stated incompletely that the compensation to Peregrine Advisors, LLC "shall not exceed \$300,000.00"; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 30-13, adopted January 16, 2013, is amended by inserting "per year" after "\$300,000.00" where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 30-13 not expressly amended by this resolution shall remain unchanged and in full force and effect.

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 256-14.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that the bid of R.W. Clark Co., Inc., for the public improvement of the Art Gallery Dedication Project, base bid, including 10% contingency, plus Add Alternates 1 through 5, for the Department of Port Control, received on January 22, 2014 under the authority of Ordinance No. 1728-12, passed by the Council of the City of Cleveland on February 4, 2013, for a unit price for the improvement, in the aggregate amount of \$113,508.00, is affirmed and approved as the lowest responsible bid, and the Director of Port Control is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that employment of the following subcontractors by R.W. Clark Co., Inc., is approved:

<u>Subconsultant</u>	<u>Percentage</u>	<u>Amount</u>
Summit Painting	17.532% FBE	\$19,900.00
Vista Color Imaging, Inc.	10.760% MBE(CSB/MBE)	\$12,213.00
Work Best Electric	6.828 CSB (CSB/MBE)	\$ 7,750.00

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 257-14.

By Director Spronz.

Whereas, under the authority of Ordinance No. 725-14, passed June 9, 2014 by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized, by and at the direction of the Board of Control, to sell certain City-owned property no longer needed for public use, located on W. 121st Street, also known as PPN 021-18-024, and more fully described in the ordinance, to Lakeside Supply Company or its designee, for redevelopment, at a price not less than \$15,000.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Commissioner of Purchases and Supplies is directed to sell City-owned property no longer needed for public use, PPN 021-18-024 located on W. 121st Street and more fully described in the ordinance, to Lakeside Supply Company or its designee.

Be it further resolved that the Mayor is requested to execute and deliver the official deed of the City of Cleveland conveying the property, which document shall contain such additional terms and provisions as the Director of Law shall specify as necessary to protect the City's interests.

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 258-14.

By Director Spronz.

Whereas, under the authority of Ordinance No. 723-14, passed June 9, 2014, by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized, by and at the direction of the Board of Control, to sell certain City-owned property no longer needed for public use, located at northeast corner of Villaview Boulevard and Mozina Drive, also known as part of PPN 113-09-034, and more fully described in the ordinance, to Bill Dagg or his designee, for business expansion of Muldoon's Saloon and Eatery, at a price not less than \$2,300.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Commissioner of Purchases and Supplies is directed to sell City-owned property no longer needed for public use, part of PPN 113-09-034, located at northeast corner of Villaview Boulevard and Mozina Drive and more fully described in the ordinance, to Bill Dagg or his designee.

Be it further resolved that the Mayor is requested to execute and deliver the official deed of the City of Cleveland conveying the property, which document shall contain such additional terms and provisions

as the Director of Law shall specify as necessary to protect the City's interests.

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 259-14.

By Director Cox.

Whereas, Resolution No. 244-11, adopted by this Board of Control June 25, 2011, under the authority of Ordinance No. 891-10, passed August 20, 2010, approved Toter, Incorporated, as lowest and best bidder for a contract for the labor and materials to maintain/repair/refurbish various Automated Waste Collection and Curbside Receptacles-Recycling Program, items 1-C, Option 2, 3a-1, for the Division of Waste Collection and Disposal, Department of Public Works; and

Whereas, Toter, Incorporated has notified the City that, effective June 13, 2012, it has converted to a limited liability company, Toter, LLC, and requires the consent of the City to assign Contract No. RC2011-060 to Toter, LLC; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that this Board consents to the assignment of Contract No. RC2011-060 with Toter, Incorporated for the labor and materials to maintain/repair/refurbish various Automated Waste Collection and Curbside Receptacles-Recycling Program, for the Division of Waste Collection, Department of Public Works, to Toter, LLC.

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 260-14.

By Director Cox.

Whereas, under the authority of Ordinance No. 722-14, passed June 9, 2014 by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized, by and at the direction of the Board of Control, to sell certain City-owned property no longer needed for public use, located at 16005 Chagrin Boulevard in the City of Shaker Heights, also known as part of PPN 735-16-001, and more fully described in the ordinance, to Amsdell Storage Ventures XVIII, LLC or its designee, for redevelopment, at a price not less than \$10,000.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Commissioner of Purchases and Supplies is directed to sell City-owned property no longer needed for public use, part of PPN 735-16-001 located at 16005 Chagrin Boulevard in the City of Shaker Heights and more fully described in the ordinance, to Amsdell Storage Ventures XVIII, LLC or its designee.

Be it further resolved that the Mayor is requested to execute and deliver the official deed of the City of Cleveland conveying the property, which document shall contain such additional terms and provisions

as the Director of Law shall specify as necessary to protect the City's interests.

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 261-14.

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. 109-20-095 located at 11202 Berkshire Avenue; 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, Norma Jean Harsley has proposed to the City to purchase and develop the parcel for residential parking; and

Whereas, the following conditions exist:

1. The member of Council from Ward 9 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 Norma Jean Harsley for the sale and development of Permanent Parcel No. 109-20-095 located at 11202 Berkshire 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: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 262-14.

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. 110-25-140 located at 11805 Scottwood Avenue; 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, Pamela M. Browder Jeffries and Dewey A. Jeffries, Jr. 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 9 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 Pamela M. Browder Jeffries and Dewey A. Jeffries, Jr. for the sale and development of Permanent Parcel No. 110-25-140 located at 11805 Scottwood 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 \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 263-14.

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. 131-29-079 located at 4311 Cullen Drive; 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, Cynthia G. Rose and David A. Rose have proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 12 has 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 Cynthia G. Rose and David A. Rose for the sale and development of Permanent Parcel No. 131-29-079 located at 4311 Cullen Drive, 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: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 264-14.

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. 124-02-057 located at 2408 East 63rd Street; 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, Erona L. Harris-Jeter 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 5 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 Erona L. Harris-Jeter for the sale and development of Permanent Parcel No. 124-02-057 located at 2408 East 63rd 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: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 265-14.

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. 142-27-049 located at 15017 Florida Avenue; 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, Tonia T. Coffey 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 1 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 Tonia T. Coffey for the sale and development of Permanent Parcel No. 142-27-049 located at 15017 Florida 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: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 266-14.

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. 001-22-048 located at 1542 West 116th Street; 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, Joseph Kudravy 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 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 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 Joseph Kudravy for the sale and development of Permanent Parcel No. 001-22-048 located at 1542 West 116th 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 \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 267-14.

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. 123-22-048 located at 5163 Fowler Avenue; 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, Doris Walker, fka Doris L. Walton, 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 5 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 Doris Walker, fka Doris L. Walton, for the sale and development of Permanent Parcel No. 123-22-048 located at 5163 Fowler 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: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 268-14.

By Secretary Ambroz.

Be it resolved, by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 672-13, passed by the Council of the City of Cleveland on May 20, 2013, EB Jacobs, LLC is selected from a list of firms determined after a full and complete canvass by the Secretary of the Civil Service Commission as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary for the development, administration, grading and statistical analysis of an entry examination for the position of Firefighter.

Be it further resolved that the Secretary of the Civil Service Commission is authorized to enter into a contract with EB Jacobs, LLC based upon its proposal dated March 20, 2014, which contract shall be prepared by the Director of Law, shall provide for rendering the professional services described in the proposal for an aggregate fee not to exceed \$74,325.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

Resolution No. 269-14.

By Secretary Ambroz.

Be it resolved, by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 672-13, passed by the Council of the City of Cleveland on May 20, 2013, EB Jacobs, LLC is selected from a list of firms determined after a full and complete canvass by the Secretary of the Civil Service Commission as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary for the development, administration, grading and statistical analysis of a promotional examination for the positions of Sergeant, Lieutenant and Captain of Police.

Be it further resolved that the Secretary of the Civil Service Commission is authorized to enter into a contract with EB Jacobs, LLC based upon its proposal dated March 20, 2014, which contract shall be prepared by the Director of Law, shall provide for rendering the professional services described in the proposal for an aggregate fee not to exceed \$305,490.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Director Langhenry, Acting Director Shaw, Directors Smith, Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Nichols.

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.

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS**MONDAY, JULY 7, 2014****9:30 A.M.****Calendar No. 14-74:** Appeal of Alexis Williams

Alexis Williams appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) and disputes the decision of the Commissioner of Assessments and Licenses to deny a Taxi Driver's License in accordance with Section 443.131(e) of the Cleveland Codified Ordinances of the City of Cleveland, which prohibits the issuance of a license for perjury or false swearing in making any statement under oath in connection with his or her application for a driver's license. (Filed May 12, 2014)

Calendar No. 14-095: 4207 Clark Avenue (Ward 3)

Antonio Ortiz, owner, proposes expand an existing nonconforming motor vehicle repair garage located in a C2 Semi-Industry District by constructing a new 1324 square foot detailing shop addition. Owner appeals for relief from the following Sections of the Cleveland Codified Ordinances:

1. Section 345.03 (c) (2) which states that a repair garage for repair or painting of motor vehicles, is permitted in Semi-Industry provided that such use is located not less than one hundred (100) feet from a Residence District and the property abuts a Two Family Residential District.

2. Section 359.01 (a) which states that the expansion of an existing nonconforming use requires Board of Zoning Appeals Approval.

3. Section 343.11(b)(2)(I)(2) states that an automobile laundry cannot be located less than 100 feet from a Residence District and the property abuts a Two Family Residential District.

4. Section 349.04(g) requires 7 off street parking spaces and none are shown. (Filed May 30, 2014)

Calendar No. 14-097: 7305-7315 Gateway Court (Ward 15)

Battery Park Development LLC, owner, proposes to erect a three story, six unit, 9,851 square foot townhouse building on a 6,703 square foot lot located in a B1 Semi-Industry District. Owner appeals for relief from the following Sections of the Cleveland Codified Ordinances:

1. Section 355.04 which states that in a 'B' Area District the gross floor area of a residential building cannot exceed 1/2 of the square footage of the lot or in this case 3,352 square feet and 9,851 square feet are proposed. For townhouse buildings, 2400 square feet of lot area is required for each townhouse unit or in this case 14,400 square feet total lot area and 6,703 square feet is proposed.

2. Section 345.03(b) which states that in a Semi-Industry District, no dwelling unit shall be erected within 200 feet of the boundary line of a General Industry District.

3. Section 357.08 (b) (2) which requires a rear yard of at least 20

feet and 10 feet is proposed. (Filed May 30, 2014)

Calendar No. 14-098: 8301 Detroit Avenue (Ward 15)

Emerald Development and Economic Network (Eden), owner, proposes to erect a 3 story apartment building that will provide 66 dwelling units on the same 72,000 square foot parcel as a ten unit apartment building; said parcel being split between Two Family Residential and General Retail Business Zoning Districts. Owner appeals for relief from the following Sections of the Cleveland Codified Ordinances:

1. Section 337.03 which states that an apartment use is not permitted in a Two Family Residential District.

2. Section 337.08 states that an apartment use is first permitted in a Multi-Family Residential District.

3. Section 355.04 which states that in a 'B' Area District the gross floor area of a residential building cannot exceed 1/2 of the square footage of the lot or in this case 36,000 square feet and 61,481 square feet are proposed; including the existing apartment building.

4. Section 353.01(b) allows a maximum height of 35 feet in a '1' Height District and 43 feet are proposed.

5. Section 357.04 (a) requires a minimum front yard setback of 30 feet and 5 feet are proposed.

6. Section 349.04 requires 76 parking spaces and 47 are provided.

POSTPONED FROM MAY 27, 2014**Calendar No. 14-062:** 2109 and 2113 W. 11th Street (Ward 3)

Catherine Czubaj, owner, appeals to install 3 off-street parking spaces in the front setback area of a 66' x 181' parcel encompassing a duplex and a 4 unit dwelling located in a B1 Multi-Family Residential District contrary to Section 349.05 of the Cleveland Codified Ordinances all parking spaces shall be located behind the building setback line and no parking space shall be located within 10' of any wall of a residential building containing ground floor window openings designed for light and ventilation and subject to Section 349.07 (a) (b) and (c) accessory off-street parking spaces, access-way to rear garage and maneuvering areas shall be properly paved and drained within the lot, off-street parking spaces shall be provided with wheel or bumper guards, driveway used to provide accessibility to accessory off-street parking spaces shall be arranged to minimize traffic congestion and per Section 358.04 (a) chain link fences are not permitted in the front setback, fences in the front setback shall not exceed 4 feet in height, shall be ornamental, 50% open and shall not be higher than its distance from a residence building on an adjoining lot; a distance of approximately 2 and a half feet is provided where a 6 foot tall fence is proposed. (Filed 4-28-14)

Postponed at the request of the Board in order for the appellant to work with the community to come up with an agreed upon plan; considering revising the plan to show two parallel spaces.

Calendar No. 14-063: 5905 Ackley Road (Ward 12)

Lenell Johnson, owner, appeals to establish use as a barber shop/beauty salon in a mixed use building located on a corner parcel in a B1 Two Family Residential District said proposed use is not permitted in a Two Family Residential District but first permitted in a Local Retail Business District per Section 337.03(a)(b) of the Cleveland Codified Ordinances. In order to establish the use the appellant must provide 3 accessory off-street parking spaces per Section 349.04(g) and the proposed parking is shown within the 10 foot setback required for the rear third of a corner lot in a residential district per Section 357.05 (b); also per Section 357.13(c)(1) accessory use rear yard encroachment is limited to 40% of the rear yard and 100% is proposed to be used as parking; and further subject to Sections 349.07(a) and (c)(3) accessory off-street parking spaces and maneuvering areas shall be properly paved and drained within the lot and the maximum allowed width of a driveway is 30 feet and a driveway greater than 30 feet is shown requiring vehicles to back onto the street and pursuant to Section 352.08 through .12 a ten foot wide transition strip providing 75% year round opacity is required at the rear where the parcel abuts the residential use district and no landscaping is shown on the plan. (Filed May 1, 2014)

Postponed at the request of the Board in order for the appellant to work with the community.

RESCHEDULED FROM JUNE 23, 2014**Calendar No. 14-080:** 5320 Herman Avenue (Ward 15)

Case Development, owner, proposes to erect one of 7 fee simple townhouses in a B1 Two Family Residential District; owner appeals for relief from the strict application of the following Sections of the Cleveland Codified Ordinances:

1. Section 353.01 allows a maximum height of 35 feet in a '1' Height District and 36 feet are proposed.

2. Section 355.04 allows a maximum gross floor area equal to 1/2 the total lot area or in this case 5107 square feet and 5404 square feet are proposed.

3. Section 357.04 which requires a 20 foot front yard setback along Herman Ave and a 2 foot front yard is proposed.

4. Section 357.05 requires a 5 foot side street setback along W. 54th Street and 1 1/2 is proposed.

5. Section 357.15 which states that a residence building may be erected in the rear of a main building in any use district if required front, rear and side yards are provided, the distance between such building is not less than 40 feet and if a free and unobstructed entranceway is provided for access from the street to the rear building; in this case 23 feet is proposed between the front and rear building. (Filed May 15, 2014)

Calendar No. 14-081: 5322 Herman Avenue (Ward 15)

Case Development, owner, proposes to erect one of 7 fee simple townhouses in a B1 Two Family Residential District; owner appeals for relief from the strict application of

the following Sections of the Cleveland Codified Ordinances:

1. Section 353.01 allows a maximum height of 35 feet in a '1' Height District and 36 feet are proposed.

2. Section 355.04 allows a maximum gross floor area equal to 1/2 the total lot area or in this case 5107 square feet and 5404 square feet are proposed.

3. Section 357.04 which requires a 20 foot front yard setback along Herman Ave and a 2 foot front yard is proposed.

4. Section 357.05 requires a 5 foot side street setback along W. 54th Street and 1 1/2 is proposed.

5. Section 357.15 which states that a residence building may be erected in the rear of a main building in any use district if required front, rear and side yards are provided, the distance between such building is not less than 40 feet and if a free and unobstructed entranceway is provided for access from the street to the rear building; in this case 23 feet is proposed between the front and rear building. (Filed May 15, 2014)

Calendar No. 14-082: 5324 Herman Avenue (Ward 15)

Case Development, owner, proposes to erect one of 7 fee simple townhouses in a B1 Two Family Residential District; owner appeals for relief from the strict application of the following Sections of the Cleveland Codified Ordinances:

1. Section 353.01 allows a maximum height of 35 feet in a '1' Height District and 36 feet are proposed.

2. Section 355.04 allows a maximum gross floor area equal to 1/2 the total lot area or in this case 5107 square feet and 5404 square feet are proposed.

3. Section 357.04 which requires a 20 foot front yard setback along Herman Ave and a 2 foot front yard is proposed.

4. Section 357.05 requires a 5 foot side street setback along W. 54th Street and 1 1/2 is proposed.

5. Section 357.15 which states that a residence building may be erected in the rear of a main building in any use district if required front, rear and side yards are provided, the distance between such building is not less than 40 feet and if a free and unobstructed entranceway is provided for access from the street to the rear building; in this case 23 feet is proposed between the front and rear building. (Filed May 15, 2014)

Calendar No. 14-083: 5326 Herman Avenue (Ward 15)

Case Development, owner, proposes to erect one of 7 fee simple townhouses in a B1 Two Family Residential District; owner appeals for relief from the strict application of the following Sections of the Cleveland Codified Ordinances:

1. Section 353.01 allows a maximum height of 35 feet in a '1' Height District and 36 feet are proposed.

2. Section 355.04 allows a maximum gross floor area equal to 1/2 the total lot area or in this case 5,107 square feet and 5,404 square feet are proposed.

3. Section 357.04 which requires a 20 foot front yard setback along Herman Ave and a 2 foot front yard is proposed.

4. Section 357.05 requires a 5 foot side street setback along W. 54th Street and 1 1/2 is proposed.

5. Section 357.15 which states that a residence building may be erected in the rear of a main building in any use district if required front, rear and side yards are provided, the distance between such building is not less than 40 feet and if a free and unobstructed entranceway is provided for access from the street to the rear building; in this case 23 feet is proposed between the front and rear building. (Filed May 15, 2014)

Calendar No. 14-084: 1311 West 54th Street (Ward 15)

Case Development, owner, proposes to erect one of 7 fee simple townhouses in a B1 Two Family Residential District; owner appeals for relief from the strict application of the following Sections of the Cleveland Codified Ordinances:

1. Section 353.01 allows a maximum height of 35 feet in a '1' Height District and 45 feet are proposed.

2. Section 355.04 allows a maximum gross floor area equal to 1/2 the total lot area or in this case 5,107 square feet and 5,404 square feet are proposed.

3. Section 357.04 which requires a 20 foot front yard setback along Herman Ave and a 1/2 foot front yard is proposed.

4. Section 357.08 (b) (1) requires a minimum rear yard equal to 42 feet and 8 feet are proposed.

5. Section 357.15 which states that a residence building may be erected in the rear of a main building in any use district if required front, rear and side yards are provided, the distance between such building is not less than 40 feet and if a free and unobstructed entranceway is provided for access from the street to the rear building; in this case 23 feet is proposed between the front and rear building. (Filed May 15, 2014)

Calendar No. 14-085: 1313 West 54th Street (Ward 15)

Case Development, owner, proposes to erect one of 7 fee simple townhouses in a B1 Two Family Residential District; owner appeals for relief from the strict application of the following Sections of the Cleveland Codified Ordinances:

1. Section 353.01 allows a maximum height of 35 feet in a '1' Height District and 45 feet are proposed.

2. Section 355.04 allows a maximum gross floor area equal to 1/2 the total lot area or in this case 5,107 square feet and 5,404 square feet are proposed.

3. Section 357.04 which requires a 20 foot front yard setback along Herman Ave and a 1/2 foot front yard is proposed.

4. Section 357.08 (b) (1) requires a minimum rear yard equal to 45 feet and 28 feet are proposed.

5. Section 357.15 which states that a residence building may be erected in the rear of a main building in any use district if required front, rear and side yards are provided, the distance between such building

is not less than 40 feet and if a free and unobstructed entranceway is provided for access from the street to the rear building; in this case 23 feet is proposed between the front and rear building. (Filed May 15, 2014)

Calendar No. 14-086: 1315 West 54th Street (Ward 15)

Case Development, owner, proposes to erect one of 7 fee simple townhouses in a B1 Two Family Residential District; owner appeals for relief from the strict application of the following Sections of the Cleveland Codified Ordinances:

1. Section 353.01 allows a maximum height of 35 feet in a '1' Height District and 45 feet are proposed.

2. Section 355.04 allows a maximum gross floor area equal to 1/2 the total lot area or in this case 5,107 square feet and 5,404 square feet are proposed.

3. Section 357.04 which requires a 20 foot front yard setback along Herman Ave and a 1/2 foot front yard is proposed.

4. Section 357.08 (b) (1) requires a minimum rear yard equal to 39 feet and 31 feet are proposed.

5. Section 357.15 which states that a residence building may be erected in the rear of a main building in any use district if required front, rear and side yards are provided, the distance between such building is not less than 40 feet and if a free and unobstructed entranceway is provided for access from the street to the rear building; in this case 23 feet is proposed between the front and rear building. (Filed May 15, 2014)

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JUNE 23, 2014

At the meeting of the Board of Zoning Appeals on Monday, June 23, 2014, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 14-88: 3819 W. 140th Street

Kathi Santa, owner, appealed to expand her nonconforming motorcycle parts store to include motor vehicle repair.

Calendar No. 14-93: 2138 W. 25th Street

Loren Naji, owner, appealed to change use from store to art gallery with events, receptions with a maximum of 299 occupants.

The following appeals were **DENIED:**

None.

The following appeal was **WITHDRAWN:**

Calendar No. 14-90: 1300 W. Schaaf Road

Lisa S. Cortese, owner, appealed from VN.

The following appeals were **DISMISSED:**

None.

The following appeals were **POSTPONED:**

Calendar No. 14-80 thru 86: 5320-5326 Herman & 1311-1315 W. 54th St.

Case Development, owner. Postponed to July 7, 2014.

Calendar No. 14-091: 3321-3327 West 63 Street

Nick Arraj and Scott Rusa, owners. Postponed to July 14, 2014.

Calendar No. 14-021: 4108 Clinton Avenue

Alexandru Bardan, owner. Postponed to July 14, 2014.

The following appeals were heard by the Board on June 16, 2014 and the decisions were adopted and approved on June 23, 2014;

The following appeal was **APPROVED:**

Calendar No. 14-87: 4000 Whitman Avenue

Ryan Lazuka, owner, appealed to erect a 2 car garage with a dwelling unit above and build and addition to the existing main structure on a 31.5' x 132' parcel in a B1 Two Family District.

The following appeals were **DENIED:**

Calendar No. 14-64: 1323 East 112th Street

Bruce Earle, owner, appealed to erect a 46 foot tall antenna structure in a Two Family Residential District.

Calendar No. 14-78: 4522 Warner Road

Monno Porter, owner, appealed to change use to used car sales and service garage in a Local Retail Business District.

The following appeals were **WITHDRAWN:**

None.

The following appeal was **DISMISSED:**

Calendar No. 14-044: 17149 Saint Clair Avenue

All City Recycling Inc., owner, appealed to expand a nonconforming junk yard use to include wrecking and dismantling of motor vehicles on an irregular shaped parcel in split zoning between Semi-Industry and General Industry.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

RE: Report of the Meeting of June 18, 2014

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-83-14.

RE: Appeal of Joyce M. Ledford, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 3425 Regent Road from a NOTICE OF VIOLATION — EXTEIOR MAINTENANCE, dated April 3, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant six (6) months in which to complete abatement of the violations, the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-84-14.

RE: Appeal of Brothers Realty LLC, Owner of the R-3 Residential - Non-transient; Townhomes (Independent Egress) Two Story Masonry Property, located on the premises known as 724 East 99th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated February 21, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that based upon photographic evidence, testimony presented, and the fact that a sale of the property is the contemplated remedy that the property is not going to be rehabilitated, the appeal for time is DENIED; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-85-14.

RE: Appeal of Mike Bugarcic, Owner of the S-2 Storage - Low Hazard (Non-combustibles) One Story Masonry Property, located on the premises known as 2900 East 65th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated April 1, 2014, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

There will be no action by the Board on this docket, noting that the matter has been resolved and the Appellant is to proceed with the inspector on how to resolve any other issues remaining on the property.

Docket A-86-14.

RE: Appeal of Edward Callahan, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 9106 Denison Avenue from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, and VACATE ORDER, dated March 28, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-86-14 has been POSTPONED; to be rescheduled for July 2, 2014.

* * *

Docket A-87-14.

RE: Appeal of Cleaners Production Corporation, Owner of the Four Story Masonry Walls/Wood Floors Property, located on the premises known as 6220 Carnegie Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 28, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued, that a hazard does exist, and that the property has no occupancy; the appeal for additional time is DENIED and the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

* * *

Docket A-88-14.

RE: Appeal of Robshir Properties LLC, Owner of the R-2 Residential - Non-transient; Apartments (Shared Egress) Three Story Masonry Walls/Wood Floors Property, located on the premises known as 392 East 147th Street (aka 14626-38 Lake Shore Boulevard) from a NOTICE OF VIOLATION — HAZARDOUS CONDITIONS, dated April 4, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that based on the photographic evidence of the exterior conditions on the property, the appeal for additional time is DENIED, but to require that the Appellant allow the City to inspect the interior of the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Gallagher.

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

* * *

Docket A-90-14.

RE: Appeal of Dorise L. Sanders, Owner of the One Dwelling Unit Single-Family Residence Two &

One/half Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 1666 Avalon Road from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated April 15, 2015, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant three (3) months in which to complete abatement of the violations, the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

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

* * *

Docket A-91-14.

RE: Appeal of Wells Fargo Financial Ohio 1, Inc., Owner of the One Dwelling Unit Single-Family Residence One- & One/half Story Wood Frame Property, located on the premises known as 13213 St. James Avenue from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated April 7, 2014, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Based upon the evidence and testimony presented that the property has been found to be in compliance by both the Appellant the City. There will be no action by the Board.

* * *

APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Saab and seconded by Mr. Bradley 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 Building Code (OBC):

- A-77-14 — Woodland East 93rd Street Corp.
- A-80-14 — JL Company LLC
- A-81-14 — Johnathan & Deidra Nash
- A-82-14 — Buckeye Development

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

* * *

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

June 4, 2014

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

* * *

JOSEPH F. DENK

PUBLIC NOTICE

REQUEST FOR PROPOSAL

Department of Public Safety, City of Cleveland seeks proposals for Towing (Non-Commercial) and Towing (Commercial - includes storage for commercial vehicles).

Proposals due by June 30, 2014, 3:00 p.m.

For more information, go to www.city.cleveland.oh.us.

June 4, 2014, June 11, 2014, June 18, 2014 and June 25, 2014

NOTICE OF PUBLIC HEARING

NONE

CITY of CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

THURSDAY, JULY 10, 2014

File No. 80-14 — Purchase of Gasoline, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized

by Section 131.65 of the Codified Ordinances of Cleveland, Ohio, 1976.
THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, JUNE 27, 2014 AT 10:00 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

June 18, 2014 and June 25, 2014

THURSDAY, JULY 17, 2014

File No. 79-14 — Labor and Materials Necessary to Inspect, Test and Repair Bucket and Derrick Trucks, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, JUNE 27, 2014 AT 10:30 A.M. CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

June 18, 2014 and June 25, 2014

FRIDAY, JULY 25, 2014

File No. 78-14 — Ridge Road Ring Bus Project, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 792-13, passed by the Council of the City of Cleveland, May 23, 2013.

***THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED AND FIFTY DOLLARS (\$150.00) 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, JUNE 26, 2014 AT 11:30 A.M. CLEVELAND PUBLIC POWER, 1300 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.**

June 18, 2014 and June 25, 2014

WEDNESDAY, JULY 16, 2014

File No. 82-14 — Ductile Iron Pipe and Fittings, for the Division of Water, Department of Public Utilities, as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, JULY 3, 2014 AT 10:30 A.M. DISTRIBUTION AND MAINTENANCE FACILITY, PIPE REPAIR CONFERENCE ROOM, 4600 HARVARD AVENUE, CLEVELAND, OHIO 44105.

File No. 83-14 — Purchase of Police Motorcycles and Related Equipment, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 646-13, passed by the Council of the City of Cleveland, May 13, 2013.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING MONDAY, JULY 7, 2014 AT 10:00 A.M. THE DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH HARVARD AVENUE, CLEVELAND, OHIO 44105.

June 25, 2014 and July 2, 2014

FRIDAY, JULY 18, 2014

File No. 81-14 — Grinding of Pavement, for the Division of Streets, Department of Public Works, as authorized by Ordinance No. 1498-13, passed by the Council of the City of Cleveland, November 25, 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, JUNE 26, 2014 AT 11:30 A.M. CLEVELAND CITY HALL, ROOM 25, 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.**

June 25, 2014 and July 2, 2014

ADOPTED RESOLUTIONS AND ORDINANCES

REPRINT

Ord. No. 641-14.

By Council Member Kelley (by departmental request).

An emergency ordinance to amend Sections 4, 51, 52, and 53 of Ordinance No. 385-14, passed March 31, 2014, relating to compensation for various classifications.

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 Sections 4, 51, 52, and 53 of Ordinance No. 385-14, passed March 31, 2014, are amended to read as follows:

Section 4. Employees of Council – Salary.

That the Clerk of Council, with the approval of the President of Council, shall fix the salary of the employees of Council within the limits established in the following schedule for each classification:

	Minimum	Maximum
1. Administrative Assistant.....	\$21,851.06	\$75,668.09
2. Administrative Secretary.....	20,800.00	75,668.09
3. Assistant Legislative Clerk.....	20,800.00	59,318.03
4. Chief City Archivist.....	21,851.06	79,830.83
5. Chief Legislative Secretary.....	21,851.06	79,830.83
6. Council Receptionist.....	20,800.00	47,898.49
7. Deputy City Archivist.....	20,800.00	75,688.09
8. Deputy Clerk.....	21,851.06	75,688.09

9.	Director of Communications	24,974.46	79,830.83
10.	Director of Policy Research	24,974.46	79,830.83
11.	Executive Assistant - Administration	24,974.46	79,830.83
12.	Executive Assistant - Councilmembers	20,800.00	46,359.00
13.	Executive Assistant to the Clerk of Council	24,974.46	79,830.83
14.	Financial Assistant	20,800.00	47,898.49
15.	Chief Financial Officer.....	21,851.06	79,830.83
16.	Financial Officer.....	20,800.00	75,688.09
17.	First Assistant Clerk.....	24,975.91	79,830.83
18.	Information and Technology Administrator.....	21,851.06	75,688.09
19.	Information Systems Engineer.....	24,974.46	79,830.83
20.	Legislative Assistant.....	20,800.00	63,864.66
21.	Legislative Committee Clerk.....	20,800.00	63,864.66
22.	Legislative Secretary.....	20,800.00	63,864.66
23.	Personnel and Human Resources Assistant.....	20,800.00	75,688.09
24.	Personnel and Human Resources manager.....	21,851.06	79,830.83
25.	Planning and Development Advisor.....	55,000.00	79,565.97
26.	Policy Research Analyst.....	21,851.06	75,688.09
27.	Public Relations Manager.....	21,851.06	79,830.83
28.	Sergeant-at-Arms.....	20,800.00	43,914.68
29.	Special Council.....	41,416.04	85,249.26

Section 51. Municipal Court Employees.

That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Deputy Bailiff	\$27,491.00	\$59,612.94
2. Deputy Bailiff Administrative Assistant I.....	34,167.00	52,206.42
3. Deputy Bailiff Administrative Assistant II	39,167.00	69,175.71
4. Deputy Bailiff Alcohol & Drug Treatment Coordinator/Drug Court Case Manager	48,750.00	74,489.64
5. Deputy Bailiff Assistant Chief of Security.....	48,750.00	74,489.64
6. Deputy Bailiff Assistant Jury Commissioner	44,167.00	66,849.68
7. Deputy Bailiff Central Scheduler	27,492.00	55,459.77
8. Deputy Bailiff Chief Bailiff	42,000.00	98,046.19
9. Deputy Bailiff Chief Court Reporter.....	52,500.00	80,219.61
10. Deputy Bailiff Chief Deputy Bailiff	58,333.00	89,132.90
11. Deputy Bailiff Chief Magistrate.....	71,667.00	109,506.14
12. Deputy Bailiff Chief of Security	48,750.00	80,678.19
13. Deputy Bailiff Chief Probation Officer.....	58,333.00	98,046.19
14. Deputy Bailiff Chief Social Worker.....	48,750.00	80,219.61
15. Deputy Bailiff Clerical Staff.....	27,492.00	55,459.77
16. Deputy Bailiff Clerk Typist.....	24,525.00	52,378.31
17. Deputy Bailiff Clerk Typist Supervisor	39,167.00	59,846.38
19. Deputy Bailiff Court Reporter.....	36,509.00	63,829.77
20. Deputy Bailiff Court Administrator	79,167.00	120,966.08
21. Deputy Bailiff Database Administrator II	52,500.00	91,400.06
22. Deputy Bailiff Data Processor I	27,083.00	41,383.13
23. Deputy Bailiff Deputy Chief Court Reporter	48,750.00	74,489.64
24. Deputy Bailiff Deputy Court Administrator	71,667.00	109,506.14
25. Deputy Bailiff Deputy Director Central Scheduling....	48,750.00	74,489.64
26. Deputy Bailiff Deputy Director Information Technology	64,167.00	98,046.19
27. Deputy Bailiff Director Central Scheduling.....	52,500.00	97,644.07
28. Deputy Bailiff Director Information Technology	71,667.00	109,506.14
29. Deputy Bailiff Drug Court Coordinator.....	52,500.00	80,219.61
30. Deputy Bailiff Finance Director.....	52,500.00	80,219.61
31. Deputy Bailiff HR/Personnel Director.....	58,333.00	89,132.90
32. Deputy Bailiff Intake Coordinator.....	34,167.00	52,206.42
33. Deputy Bailiff Jury Commissioner	48,750.00	74,489.64
34. Deputy Bailiff Law Clerk	20,000.00	25,466.54
35. Deputy Bailiff Magistrate	58,333.00	97,644.07
36. Deputy Bailiff Magistrate Project Coordinator	39,167.00	66,849.68
37. Deputy Bailiff Network Engineer I.....	39,167.00	59,846.38
38. Deputy Bailiff Network Engineer II.....	44,167.00	73,799.92
39. Deputy Bailiff Network Engineer III.....	52,500.00	80,219.61
40. Deputy Bailiff Office Manager.....	48,750.00	74,489.64
41. Deputy Bailiff Private Secretary.....	33,554.00	43,255.99
42. Deputy Bailiff Probation Officer Supervisor	48,750.00	74,489.64
43. Deputy Bailiff Probation Systems Administrator/Trainer.....	48,750.00	74,489.64
44. Deputy Bailiff Probation Training Coordinator.....	44,167.00	66,849.68
45. Deputy Bailiff Program Analyst I	39,167.00	59,846.38
46. Deputy Bailiff Program Analyst II.....	52,500.00	80,219.61
47. Deputy Bailiff Project Manager II.....	64,167.00	98,046.19
48. Deputy Bailiff Psychiatric Social Worker.....	34,167.00	52,206.42

49.	Deputy Bailiff Psychology Assistant.....	27,083.00	41,383.13
50.	Deputy Bailiff Public Information Officer.....	48,750.00	80,678.19
51.	Deputy Bailiff Special Projects Officer.....	48,750.00	74,489.64
52.	Deputy Bailiff Supervisor.....	44,167.00	66,849.68
53.	Deputy Bailiff System Analyst II.....	52,500.00	80,219.61
54.	Deputy Bailiff Technical Support Specialist I.....	27,083.00	47,344.30
55.	Deputy Bailiff Technical Support Specialist II.....	39,167.00	59,846.38
56.	Deputy Bailiff Technical Support Specialist III.....	44,167.00	66,849.68
57.	Deputy Bailiff Warrant Officer.....	27,492.00	59,846.38
58.	Probation Officer General.....	34,035.00	63,853.12
59.	Personal Bailiff.....	63,969.00	81,453.68

Section 52. Housing Court Employees.

That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Chief Housing Court Specialist.....	\$52,158.83	\$87,958.42
2. Housing Court Administrative Assistant.....	23,063.94	56,089.80
3. Housing Court Administrator.....	64,815.84	98,856.25
4. Housing Court ADR Specialist.....	42,178.00	85,692.31
5. Housing Court Chief Bailiff.....	38,884.00	89,786.52
6. Housing Court Chief Magistrate.....	71,667.00	119,321.64
7. Housing Court Coordinator.....	23,064.00	53,466.46
8. Housing Court Court Reporter.....	23,715.99	59,329.48
9. Housing Court Deputy Bailiff.....	22,173.84	55,455.03
10. Housing Court Deputy Bailiff - Uniformed.....	22,173.84	55,455.03
11. Housing Court Deputy Bailiff Supervisor.....	42,815.88	71,182.27
12. Housing Court Deputy Bailiff/Finance Officer.....	38,544.06	71,448.96
13. Housing Court Deputy Bailiff/Judicial Clerk.....	21,993.75	51,855.93
14. Housing Court Deputy Bailiff/Staff Attorney.....	29,585.00	71,300.28
15. Housing Court Magistrate.....	42,178.32	93,359.58
16. Housing Court Magistrates' Personal Bailiff.....	23,063.94	52,126.91
17. Housing Court Personal Bailiff.....	63,969.00	90,156.78
18. Housing Court Project Coordinator.....	31,050.00	68,717.31
19. Housing Court Receptionist.....	23,064.00	35,785.62
20. Housing Court Scheduler.....	23,063.94	52,126.91
21. Housing Court Secretary.....	20,815.92	38,914.02
22. Housing Court Specialist.....	34,000.00	70,380.00
23. Housing Court Specialist - Mediation Coordinator.....	29,585.48	59,956.65
24. Housing Court Student Aide.....	10.70	11.00

Section 53. Clerk of Court Employees.

That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	Minimum	Maximum
1. Chief Deputy Clerk — Full Time.....	\$20,800.00	\$96,257.15
2. Chief Deputy Clerk — Part Time.....	9.00	26.53
3. Clerk of Court Student Aide.....	9.00	10.00

Section 2. That existing Sections 4, 51, 52, and 53 of Ordinance No. 385-14, passed March 31, 2014, are repealed.

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.

Passed June 2, 2014.
Effective June 4, 2014.

REPRINT

Ord. No. 753-14.
By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance determining the method of making the public improvement of reconstructing, rehabilitating, or replacing the two existing pedestrian bridges that connect Mall C to the Stadium; authorizing the Director of Capital Projects to enter into one or more public improvement contracts for the making of the improvement; authorizing professional services for design; authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes real property; authorizing the Director to apply for and accept gifts

and grants from any public or private entity; authorizing the Director to enter into any agreements to implement this ordinance; authorizing the Director to accept cash contributions; to apply for and accept an allocation of County Motor Vehicle License Tax Funds for the County portion of 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 reconstructing, rehabilitating, or replacing the two existing pedestrian bridges that

connect Mall C to the Stadium, over AMTRAK, CSX Railroad, Norfolk Southern Railroad, and the Greater Cleveland Regional Transit Authority (the "Improvement"), for the Department of Capital Projects, 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 Capital Projects 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 Capital Projects 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 Capital Projects 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 Capital Projects from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Capital Projects 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 Capital Projects, and certified by the Director of Finance.

Section 5. That, notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Commissioner of Purchases and Supplies is authorized to acquire for right-of-way purposes such real property as is necessary to make the Improvement. The consideration to be paid for the property shall not exceed fair market value.

Section 6. That the Director of Capital Projects is authorized to execute on behalf of the City all documents necessary to acquire the property and to employ and pay all fees for title companies, surveys, escrows, appraisers, review appraisers, and all other costs necessary for the acquisition of the property.

Section 7. That the Director of Capital Projects is authorized to apply for and accept any gifts or grants for this purpose from any public or private entity; and that the Director is authorized to file all papers and execute all documents necessary to receive the funds; and that the funds are appropriated for the purposes described in this ordinance.

Section 8. That, when appropriate, the Director of Capital Projects is authorized to enter into one or more contracts with the railroads, the Greater Cleveland Regional Transit Authority, AMTRAK, the Northeast Ohio Regional Sewer District and other entities to obtain services or to acquire property rights such as easements and licenses, necessary to construct the improvements described in this ordinance.

Section 9. That the Director of Capital Projects, when necessary, is authorized to cause payment to any railroad, the Greater Cleveland Regional Transit Authority, AMTRAK, and other entities for payment of any services which were necessary to construct the Improvement described in this ordinance.

Section 10. That the Director of Capital Projects is authorized to accept a cash contribution from public or private entities for the improvement.

That the Director of Capital Projects is authorized to enter into agreements with the entities for this purpose.

Section 11. That the Director of Capital Projects is authorized to enter into one or more agreements with private utility companies to pay charges for the installation of underground lines in connection with the improvement.

Section 12. That the Director of Capital Projects is authorized to enter into any agreements necessary to implement the Improvement.

Section 13. That the Director of Capital Projects is authorized to apply to the County for use of County Motor Vehicle License Tax funds to pay for the improvement, to accept the funds and to file all papers and execute all documents necessary to receive and use the funds; and that the funds are appropriated for the purposes described in this ordinance.

Section 14. That the cost of the Improvement, contracts, property acquisition, or other expenditure authorized in this ordinance shall be paid from the fund or funds to which are credited the proceeds of the sale of bonds authorized by Ordinance No. 497-14, passed April 14, 2014, if the City sells such bonds, from the fund or funds to which are credited any cash contribution, payment, grant, or gift accepted under this ordinance, and any funds approved by the Director of Finance for this purpose.

Section 15. 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.

Passed June 9, 2014.

Effective June 12, 2014.

REPRINT

Ord. No. 755-14.
By Council Members Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to enter into an Option to Purchase Agreement with Ohio City, Inc. or its designee, in connection with the sale of City-owned property at 1960 West 26th Street; and authorizing the Director of Economic Development to enter into an agreement with Ohio City, Inc., or its designee, regarding financing of the purchase of the property, if the option to purchase is exercised.

Whereas, the City of Cleveland owns certain property located at 1960 West 26th Street, which is not needed for the City's use; 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 in the event other parties do not exercise the option to purchase City-owned property located at 1960 West 26th Street, comprising Permanent Parcel Nos. 003-38-030, 003-38-034, 003-38-035, and 003-38-049 ("City Lots") under an Option to Purchase Agreement, then notwithstanding and as an exception to the provisions

of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized to enter into an Option to Purchase Agreement with Ohio City, Inc. or its designee for the sale of the City Lots. That the consideration paid for the Option to Purchase Agreement by Ohio City, Inc. shall be a price determined to be fair market value by the Board of Control.

Section 2. That the Commissioner of Purchases and Supplies is authorized to convey the City Lots described above to Ohio City, Inc. or its designee, under the Option to Purchase Agreement, at a price determined to be fair market value by the Board of Control, taking into account all restrictions, and encumbrances placed by the City of Cleveland in the deeds of conveyance.

Section 3. That a summary of the Option to Purchase Agreement is placed in File No. 755-14-A.

Section 4. That the Option to Purchase Agreement shall be prepared by the Director of Law.

Section 5. That the conveyance shall be made by an official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain necessary provisions, including restrictive reversionary interests as may be specified by the Board of Control or Director of Law, which shall protect the parties as their respective interests require and shall specifically contain a provision against the erection of any advertising signs or billboards except permitted identification signs.

Section 6. That notwithstanding and as an exception to the provisions of Title V of the Community Development Code in the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Economic Development may enter into and execute a project agreement for and on behalf of the City of Cleveland with Ohio City, Inc. or its designee for the acquisition, disposition and private redevelopment of the property described in this ordinance.

Section 7. That, if the Option to Purchase authorized in this ordinance is exercised, the Director of Economic Development is authorized to enter into an agreement with Ohio City, Inc., or its designee, regarding financing of the purchase of the property (the "Agreement"), and other associated costs.

Section 8. That the terms of the Agreement shall be according to the terms set forth in the Summary described in the above-mentioned file.

Section 9. That the Director of Economic Development is authorized to accept such collateral as the director determines is sufficient in order to secure repayment under the Agreement. Any Agreement, security instrument, or other document shall be prepared and approved by the Director of Law.

Section 10. That the Director of Economic Development is authorized to accept monies in repayment under the Agreement and to deposit the monies in Fund No. 14 SF 040.

Section 11. That the Director of Economic Development is authorized to charge and accept fees in an amount not to exceed the maximum allowable fees under federal regulations and the fees are appropriated to cover costs incurred in the preparation of

the loan application, closing and servicing of the loan. The fees shall be deposited to and expended from Fund No. 17 SF 634.

Section 12. That the Agreement and other appropriate documents needed to effectuate this ordinance shall be prepared by the Director of Law.

Section 13. That the proceeds from the sale of the property shall be deposited into Fund No. 14 SF 040.

Section 14. That the proceeds from the Option to Purchase Agreement shall be deposited into Fund No. 17 SF 634.

Section 15. 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.

Passed June 9, 2014.

Effective June 12, 2014.

**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

Agreements

West 26th St., 1960 — Ohio City Inc. — Option to Purchases Agreement — Economic Development Department (Ward 03) (O 755-14)..... **949**

Board of Building Standards and Building Appeals

Algonac Road, 1754, (Ward 10) — JL Company LLC, owner — appeal adopted on 6/18/14 (Doc. A-80-14) 945

Avalon Road, 1666, (Ward 10) — Dorise L. Sanders, owner — appeal resolved on 6/18/14 (Doc. A-90-14) 945

Carnegie Avenue, 6220, (Ward 5) — Cleaners Production Corporation, owner — appeal resolved on 6/18/14 (Doc. A-87-14)..... 945

Denison Avenue, 9106, (Ward 11) — Edward Callahan, owner — appeal postponed to 7/2/14 on 6/18/14 (Doc. A-86-14) 945

East 147th Street, 392, (Ward 8) — Robshir Properties LLC, owner — appeal resolved on 6/18/14 (Doc. A-88-14)..... 945

East 65th Street, 2900, (Ward 5) — Mike Bugarcic, owner — no action on 6/18/14 (Doc. A-85-14) 944

East 99th Street, 724, (Ward 8) — Brothers Realty LLC, owner — appeal resolved on 6/18/14 (Doc. A-84-14) 944

Euclid Avenue, 6610, (Ward 5) — Woodland East 93rd Street Corp., owner — appeal adopted on 6/18/14 (Doc. A-77-14)..... 945

Melrose Avenue, 8115, (Ward 7) — Johnathan & Deidra Nash, owner — appeal adopted on 6/18/14 (Doc. A-81-14) 945

Regent Road, 3425, (Ward 6) — Joyce M. Ledford, owner — appeal resolved on 6/18/14 (Doc. A-83-14) 944

Shaker Boulevard, 10299, (Ward 6) — Buckeye Development, owner — appeal adopted on 6/18/14 (Doc. A-82-14) 945

St. James Avenue, 13213, (Ward 16) — Wells Fargo Financial Ohio 1, Inc., owner — no action on 6/18/14 (Doc. A-91-14)..... 945

Board of Control — Civil Service Commission

Firefighter civil service tests — per Ord. 672-13 to EB Jacobs, LLC (BOC Res. 268-14)..... 941

Police civil service tests — per Ord. 672-13 to EB Jacobs, LLC (BOC Res. 269-14) 942

Board of Control — Cleveland Public Power Division

Evaluation of current power supply, planning, transmission interconnection, distribution system engineering, retail rate and financial planning services — approve subcontractor — Contract #PS2013-211 per BOC Res. 530-13 — Dept. of Public Utilities (BOC Res. 249-14) 937

General electrical engineering services — approve subcontractor — Contract #PS2013-169 per Ord. 247-13. — Dept. of Public Utilities (BOC Res. 250-14) 937

Landscaping at various public utilities facilities — per Ord 863-13 to LCI Construction Inc. — Divisions of Water, Water Pollution Control, Dept. of Public Utilities (BOC Res. 252-14) 938

Board of Control — Community Development Department

Berkshire Avenue, 11202 (Ward 9) — PPN 109-20-095 — Norma Jean Harsley (BOC Res. 261-14)..... 940

Cullen Drive, 4311 (Ward 12) — PPN 131-29-079 — Cynthia G. Rose and David A. Rose (BOC Res. 263-14) 940

East 63rd Street, 2408 (Ward 5) — PPN 124-02-057 — Erona L. Harris-Jeter (BOC Res. 264-14)..... 940

Florida Avenue, 15017 (Ward 1) — PPN 142-27-049 — Tonia T. Coffey (BOC Res. 265-14) 941

Fowler Avenue, 5163 (Ward 5) — PPN 123-22-048 — Doris Walker, fka Doris L. Walton (BOC Res. 267-14) 941

Scottwood Avenue, 11805 (Ward 9) — PPN 110-25-140 — Pamela M. Browder Jeffries and Dewey
 A. Jeffries, Jr. (BOC Res. 262-14) 940
 West 116th Street, 1542 (Ward 16) — PPN 001-22-048 — Joseph Kudravy (BOC Res. 266-14) 941

Board of Control — Finance Department

Chagrin Boulevard, 16005 — PPN 735-16-001 — sell to Amsdell Storage Ventures XVIII, LLC
 per Ord. 722-14 (BOC Res. 260-14) 939
 Villaview Boulevard and Mozina Drive — PPN 113-09-034 — sell to Bill Dagg or his designee
 per Ord. 723-14 (BOC Res. 258-14) 939
 West 121st Street — PPN 021-18-024 — sell to Lakeside Supply Company per Ord. 752-14
 (BOC Res. 257-14) 939

Board of Control — Harbors Division

Mooring fees at East 9th Street Pier, Inner Harbor and Docks 28B, 30, 32 — per C.O. Sec.
 139.07 (BOC Res. 253-14) 938

Board of Control — Land Reutilization Program

Berkshire Avenue, 11202 (Ward 9) — PPN 109-20-095 — Norma Jean Harsley (BOC Res. 261-14) 940
 Cullen Drive, 4311 (Ward 12) — PPN 131-29-079 — Cynthia G. Rose and David A. Rose
 (BOC Res. 263-14) 940
 East 63rd Street, 2408 (Ward 5) — PPN 124-02-057 — Erona L. Harris-Jeter (BOC Res. 264-14) 940
 Florida Avenue, 15017 (Ward 1) — PPN 142-27-049 — Tonia T. Coffey (BOC Res. 265-14) 941
 Fowler Avenue, 5163 (Ward 5) — PPN 123-22-048 — Doris Walker, fka Doris L. Walton
 (BOC Res. 267-14) 941
 Scottwood Avenue, 11805 (Ward 9) — PPN 110-25-140 — Pamela M. Browder Jeffries and Dewey
 A. Jeffries, Jr. (BOC Res. 262-14) 940
 West 116th Street, 1542 (Ward 16) — PPN 001-22-048 — Joseph Kudravy (BOC Res. 266-14) 941

Board of Control — Land Sales

Chagrin Boulevard, 16005 — PPN 735-16-001 — sell to Amsdell Storage Ventures XVIII, LLC
 per Ord. 722-14 (BOC Res. 260-14) 939
 Villaview Boulevard and Mozina Drive — PPN 113-09-034 — sell to Bill Dagg or his designee
 per Ord. 723-14 (BOC Res. 258-14) 939
 West 121st Street — PPN 021-18-024 — sell to Lakeside Supply Company per Ord. 752-14
 (BOC Res. 257-14) 939

Board of Control — Port Control Department

Art Gallery Dedication Project — per Ord. 1728-12 to R.W. Clark Co., Inc. (BOC Res. 256-14) 939
 Consolidated Maintenance Facility, Phase IIIB (Chemical Storage Facility) — approve
 subcontractor — Contract #PI2014-003 per BOC Res. 600-14 (BOC Res. 254-14) 938
 Financial consulting services — amend BOC Res. 30-13 (BOC Res. 255-14) 939
 Mooring fees at East 9th Street Pier, Inner Harbor and Docks 28B, 30, 32 — per C.O. Sec.
 139.07 — Division of Harbors (BOC Res. 253-14) 938

Board of Control — Professional Service Contracts

Evaluation of current power supply, planning, transmission interconnection, distribution
 system engineering, retail rate and financial planning services — approve
 subcontractor — Contract #PS2013-211 per BOC Res. 530-13 — Division
 of Cleveland Public Power, Dept. of Public Utilities (BOC Res. 249-14) 937
 Financial consulting services — amend BOC Res. 30-13 — Dept. of Port Control
 (BOC Res. 255-14) 939
 Firefighter civil service tests — per Ord. 672-13 to EB Jacobs, LLC — Civil Service
 Commission (BOC Res. 268-14) 941
 General electrical engineering services — approve subcontractor — Contract #PS2013-169
 per Ord. 247-13. — Dept. of Public Utilities, Division of Cleveland Public
 Power (BOC Res. 250-14) 937
 IT and billing system support for the Customer Care and Billing system — modify Contract
 #PS2011*304 per BOC Res. 614-13 — Dept. of Public Utilities, Division of Water
 (BOC Res. 251-14) 938
 Police civil service tests — per Ord. 672-13 to EB Jacobs, LLC — Civil Service Commission
 (BOC Res. 269-14) 942

Board of Control — Public Improvement Contracts

Art Gallery Dedication Project — per Ord. 1728-12 to R.W. Clark Co., Inc. — Dept. of Port
 Control (BOC Res. 256-14) 939
 Consolidated Maintenance Facility, Phase IIIB (Chemical Storage Facility) — approve
 subcontractor — Contract #PI2014-003 per BOC Res. 600-14 — Dept. of Port
 Control (BOC Res. 254-14) 938

Board of Control — Public Utilities Department

Evaluation of current power supply, planning, transmission interconnection, distribution system engineering, retail rate and financial planning services — approve subcontractor — Contract #PS2013-211 per BOC Res. 530-13 — Division of Cleveland Public Power (BOC Res. 249-14)..... 937

General electrical engineering services — approve subcontractor — Contract #PS2013-169 per Ord. 247-13. — Division of Cleveland Public Power (BOC Res. 250-14) 937

IT and billing system support for the Customer Care and Billing system — modify Contract #PS2011*304 per BOC Res. 614-13 — Division of Water (BOC Res. 251-14) 938

Landscaping at various public utilities facilities — per Ord 863-13 to LCI Construction Inc. — Divisions of Water, Water Pollution Control, Cleveland Public Power (BOC Res. 252-14) 938

Board of Control — Public Works Department

Labor and materials to maintain/repair/refurbish various Automated Waste Collection and Curbside Receptacles — per Ord. 891-10 to Toter, Incorporated — Division of Waste Collection and Disposal (BOC Res. 259-14) 939

Board of Control — Purchases and Supplies Division

Chagrin Boulevard, 16005 — PPN 735-16-001 — sell to Amsdell Storage Ventures XVIII, LLC per Ord. 722-14 (BOC Res. 260-14)..... 939

Villaview Boulevard and Mozina Drive — PPN 113-09-034 — sell to Bill Dagg or his designee per Ord. 723-14 (BOC Res. 258-14)..... 939

West 121st Street — PPN 021-18-024 — sell to Lakeside Supply Company per Ord. 752-14 (BOC Res. 257-14) 939

Board of Control — Requirement Contracts

Labor and materials to maintain/repair/refurbish various Automated Waste Collection and Curbside Receptacles — per Ord. 891-10 to Toter, Incorporated — Division of Waste Collection and Disposal, Dept. of Public Works (BOC Res. 259-14) 939

Landscaping at various public utilities facilities — per Ord. 863-13 to LCI Construction Inc. — Divisions of Water, Water Pollution Control, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 252-14) 938

Board of Control — Waste Collection and Disposal Division

Labor and materials to maintain/repair/refurbish various Automated Waste Collection and Curbside Receptacles — per Ord. 891-10 to Toter, Incorporated — Dept. of Public Works (BOC Res. 259-14) 939

Board of Control — Water Division

IT and billing system support for the Customer Care and Billing system — modify Contract #PS2011*304 per BOC Res. 614-13 — Dept. of Public Utilities (BOC Res. 251-14) 938

Landscaping at various public utilities facilities — per Ord 863-13 to LCI Construction Inc. — Divisions of Water Pollution Control, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 252-14) 938

Board of Control — Water Pollution Control Division

Landscaping at various public utilities facilities — per Ord 863-13 to LCI Construction Inc. — Divisions of Water, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 252-14) 938

Board of Zoning Appeals — Report

Ackley Road, 5905, (Ward 12) — Lenell Johnson, owner — appeal to be heard on 7/7/14 (Cal. 14-63)..... 943

Clinton Avenue, 4108, (Ward 3) — Alexandru Bardan, owner — appeal postponed to 7/14/14 on 6/23/14 (Cal. 14-21) 944

East 112th Street, 1323, (Ward 9) — Bruce Earle, owner — appeal denied and adopted on 6/23/14 (Cal. 14-64) 944

Herman Avenue, 5320, (Ward 15) — Case Development, owner — appeal postponed to 7/7/14 on 6/23/14 (Cal. 14-80)..... 944

Herman Avenue, 5322, (Ward 15) — Case Development, owner — appeal postponed to 7/7/14 on 6/23/14 (Cal. 14-81)..... 944

Herman Avenue, 5324, (Ward 15) — Case Development, owner — appeal postponed to 7/7/14 on 6/23/14 (Cal. 14-82)..... 944

Herman Avenue, 5326, (Ward 15) — Case Development, owner — appeal postponed to 7/7/14 on 6/23/14 (Cal. 14-83)..... 944

Saint Clair Avenue, 17149, (Ward 10) — All City Recycling, Inc., owner — appeal dismissed on 6/23/14 (Cal. 14-44) 944

Warner Road, 4522, (Ward 2) — Monno Porter, owner — appeal denied and adopted on 6/23/14 (Cal. 14-78)..... 944

West 11th Street, 2109 and 2113, (Ward 3) — Catherline Czubaj, owner — appeal to be heard on 7/7/14 (Cal. 14-62)..... 942

West 140th Street, 3819, (Ward 16) — Kathi Santa, owner — appeal heard on 6/23/14 (Cal. 14-88)..... 944

West 25th Street, 2138, (Ward 3) — Loren Naji, owner — appeal heard on 6/23/14 (Cal. 14-93) 944

West 54th Street, 1311, (Ward 15) — Case Development, owner — appeal postponed to 7/7/14 on 6/23/14 (Cal. 14-84) 944

West 54th Street, 1313, (Ward 15) — Case Development, owner — appeal postponed to 7/7/14 on 6/23/14 (Cal. 14-85) 944

West 54th Street, 1315, (Ward 15) — Case Development, owner — appeal postponed to 7/7/14 on 6/23/14 (Cal. 14-86) 944

West 63rd Street, 3321-3327, (Ward 3) — Nick Arraj and Scott Rusa, owners — appeal postponed to 7/14/14 on 6/23/14 (Cal. 14-91) 944

West Schaaf Road, 1300, (Ward 12) — Lisa S. Cortese, owner — appeal withdrawn on 6/23/14 (Cal. 14-90)..... 944

Whitman Avenue, 4000, (Ward 3) — Ryan Lazuka, owner — appeal granted and adopted on 6/23/14 (Cal. 14-87)..... 944

Board of Zoning Appeals — Schedule

Clark Avenue, 4207, (Ward 3) — Antonio Ortiz, owner — appeal to be heard on 7/7/14 (Cal. 14-95)..... 942

Detroit Avenue, 8301, (Ward 15) — Emerald Development and Economic Network (Eden), owner — appeal to be heard on 7/7/14 (Cal. 14-98) 942

Gateway Court, 7305-7315, (Ward 15) — Battery Park Development LLC, owner — appeal to be heard on 7/7/14 (Cal. 14-97) 942

Williams, Alexis — appeal to be heard on 7/7/14 (Cal. 14-74) 942

Bridges

Rehab. of East Stadium Bridge — public improvement contract — professional services (O 753-14) **948**

Capital Projects

Rehab. of East Stadium Bridge — public improvement contract — professional services (O 753-14) **948**

City of Cleveland Bids

Ductile Iron Pipe and Fittings — Department of Public Utilities — Division of Water — per C.O. Sec. 129.25 — bid due July 16, 2014 (advertised 6/25/2014 and 7/2/2014) 946

Grinding of Pavement — Department of Public Works — Division of Streets — per Ord. 1498-13 — bid due July 18, 2014 (advertised 6/25/2014 and 7/2/2014) 946

Labor and materials necessary to inspect, test, and repair bucket and derrick trucks — Department of Public Utilities — Division of Cleveland Public Power — per C.O. Sec. 181.101 — bid due July 17, 2014 (advertised 6/18/2014 and 6/25/2014) 946

Purchase of gasoline — Department of Public Works — Division of Motor Vehicle Maintenance — per C.O. Sec. 131.65 — bid due July 10, 2014 (advertised 6/18/2014 and 6/25/2014)..... 945

Purchase of Police Motorcycles and Related Equipment — Department of Public Works — Division of Motor Vehicle Maintenance — per Ord. 646-13 — bid due July 16, 2014 (advertised 6/25/2014 and 7/2/2014)..... 946

Ridge Road Ring Bus Project — Department of Public Utilities — Division of Cleveland Public Power — per Ord. 792-13 — bid due July 25, 2014 (advertised 6/18/2014 and 6/25/2014)..... 946

Contracts

Rehab. of East Stadium Bridge — public improvement — professional services (O 753-14) **948**

Economic Development Department

West 26th St., 1960 — Ohio City Inc. — Option to Purchases Agreement (Ward 03) (O 755-14) **949**

Finance Department

Salary and wage schedules — Sections 4, 51, 52 and 53 — amend Ord. 385-14 — Human Resources Department (O 641-14)..... **946**

Human Resources Department

Salary and wage schedules — Sections 4, 51, 52 and 53 — amend Ord. 385-14 — Finance Department (O 641-14)..... **946**

Professional Services

Rehab. of East Stadium Bridge — public improvement contract (O 753-14) **948**

Public Improvements

Rehab. of East Stadium Bridge — contract — professional services (O 753-14)..... **948**

Purchases and Supplies Division

West 26th St., 1960 — Ohio City Inc. — Option to Purchases Agreement — Economic
Development Department (Ward 03) (O 755-14)..... **949**

Salaries

Salary and wage schedules — Sections 4, 51, 52 and 53 — amend Ord. 385-14 — Finance
Department — Human Resources Department (O 641-14) **946**

Ward 03

West 26th St., 1960 — Ohio City Inc. — Option to Purchases Agreement — Economic
Development Department (O 755-14) **949**