

The City Record

Official Publication of the Council of the City of Cleveland



July the Ninth, 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	9
Board of Zoning Appeals	9
Board of Building Standards and Building Appeals	12
Public Notice	13
Public Hearings	14
City of Cleveland Bids	14
Adopted Resolutions and Ordinances	15
Committee Meetings	15
Index	15



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

Janita 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 – Toinette Parrilla, Director, 75 Erieview Plaza

DIVISIONS:

Air Quality – George Baker, Commissioner

Environment – Chantez Williams, Commissioner, 75 Erieview Plaza

Health – Myron Bennett, Commissioner, 75 Erieview Plaza

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

DIVISIONS:

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

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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71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 101

WEDNESDAY, JULY 9, 2014

No. 5248

CITY COUNCIL

MONDAY, JULY 7, 2014

The City Record
Published weekly by the City Clerk,
Clerk of Council under authority
of the Charter of the
City of Cleveland
The City Record is available
online at
www.clevelandcitycouncil.org
Address all communications to
PATRICIA J. BRITT
City Clerk, Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2014-2017

MONDAY — Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

The following Committees meet at the Call of the Chair:

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

July 2, 2014

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, July 2, 2014 at 10:38 a.m. with Acting Director Horvath presiding.

Present: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Absent: Mayor Jackson and Director Dumas.

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.

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

Resolution No. 287-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of Neptune Technology Group Inc., except for such terms and conditions as are unacceptable to the Director of Law, for

an estimated quantity of small and large water meters, items 20 and 36, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with a one-year option to renew, received on February 28, 2014 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$556,117.50 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole and Director Rybka.

Nays: None.

Absent: Mayor Jackson, and Directors Dumas and Fumich.

Resolution No. 288-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of Ferguson Enterprises Inc. dba Ferguson Waterworks, except for such terms and conditions as are unacceptable to the Director of Law, for an estimated quantity of small and large water meters, items 5 and 22-34, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with a one-year option to renew, received on February 28, 2014 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$3,068,596.65 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

The requirement contract shall further provide that the Contractor

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

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole and Director Rybka.

Nays: None.

Absent: Mayor Jackson, and Directors Dumas and Fumich.

Resolution No. 289-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid for HD Supply Waterworks, Ltd. for an estimated quantity of small and large water meters, items 10-15 and 37, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with a one-year option to renew, received on February 28, 2014 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$461,708.80 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole and Director Rybka.

Nays: None.

Absent: Mayor Jackson, and Directors Dumas and Fumich.

Resolution No. 290-14.

By Director Bender.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on February 28, 2014 for an estimated quantity of small and large water meters, item 8, for the Division of Water, Department of Public Utilities, under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, are rejected.

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole and Director Rybka.

Nays: None.

Absent: Mayor Jackson, and Directors Dumas and Fumich.

Resolution No. 291-14.

By Director Spronz.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 733-14 passed by the Council of the City of Cleveland on June 9, 2014, Behnke Associates, Inc. is selected

upon the nomination of the Director of Capital Projects as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional design, testing, engineering, and contract administration services for the construction of multi-phased on grade parking facilities adjacent to the West Side Market.

Be it further resolved that the Director of Capital Projects is authorized to enter into a written contract with Behnke Associates, Inc., based upon their proposal dated June 12, 2014 for a total cost not to exceed \$246,400.00, which contract shall be prepared by the Director of Law and shall provide for furnishing of professional services as stated in the proposal and shall contain such other terms and conditions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-consultants by Behnke Associates, Inc. is approved:

<u>Sub-Consultant</u> <u>Percentage</u>	<u>MBE/FBE/CSB</u> <u>Amount</u>
SE Blueprint 2.986% %	CSB \$ 4,200.00
Resource International 0.0%	FBE \$16,295.00
Steven Hovancsek & Associates 0.0%	non-certified \$15,000.00
Denk Associates, Inc. 0.0%	non-certified \$ 8,000.00

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 292-14.

By Director Spronz.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1100-13, passed by the Council of the City of Cleveland on September 30, 2013, Euthenics, Inc. is selected upon the nomination of the Director of Capital Projects from a list of qualified engineering consultants or firms of such consultants determined to be available after a full and complete canvass by the Director of Capital Projects as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City to obtain the engineering services necessary for the repair of the Tower City Bridges, PID 95557.

Be it further resolved that the Director of Capital Projects is authorized to enter into a written contract with Euthenics, Inc. based on its proposal dated April 29, 2014, which contract shall be prepared by the Director of Law, shall provide for the furnishing of professional services as described in the proposal for a fee not exceeding \$806,862.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-consultants by Euthenics, Inc. for the above authorized contract is approved:

Osborn Engineering Company
(CSB) — \$268,338.00 — (33.26%)

Somat Engineering
(CSB) — \$5,580.00 — (0.69%)

DLZ Ohio, Inc.
(MBE) — \$41,480.00

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 293-14.

By Director Spronz.

Whereas, under the authority of Ordinance No. 606-12, passed by the Cleveland City Council June 4, 2012, as amended by Ordinance No. 742-14, passed by City Council June 9, 2014, and Board of Control Resolution No. 139-13, adopted March 27, 2013, the City, through the Director of Capital Projects ("Director"), entered into City Contract No. PS2013*101 with Professional Service Industries, Inc. (PSI) ("Engineer") to supplement the regular employed staff of several departments of the City to obtain the engineering services necessary for the Material Testing, Geotechnical, Environmental, and General Engineering Services contract, in an amount not exceeding \$350,000.00; and

Whereas, the City requires additional engineering services for road and bridge capital projects; and

Whereas, Engineer has proposed by its June 16, 2014 letter to perform the above-described additional engineering services for compensation of \$200,000.00 and to increase the participation of certain sub-consultants for performance of the additional services; now therefore,

Be it resolved by the Board of Control of the City of Cleveland, under the authority of Ordinance No. 606-12, passed by the Cleveland City Council June 4, 2012, as amended by Ordinance No. 742-14, passed June 9, 2014, that the Director is authorized to enter into a first modification to Contract No. PS2013*101 with Professional Service Industries, Inc., based upon its June 16, 2014 proposal, for the additional engineering services needed for road and bridge capital projects, and increasing the contract amount by \$200,000.00 to an amount not to exceed \$550,000.00.

Be it further resolved, that for services to be performed under the above authorized first modification to Contract No. PS2013-101, the participation of sub-consultant Euthenics, Inc. (CSB) is increased by \$80,950.00 to \$130,950.00 (14.71%), and the employment of the following sub-consultant by Engineer for services to be performed under the above-authorized first modification to Contract No. PS2013*101 is approved:

DLZ Ohio, Inc.
(MBE) — \$120,360.00

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 294-14.

By Director Spronz.

Whereas, under the authority of Ordinance No. 606-12, passed by the Cleveland City Council June 4, 2012, as amended by Ordinance No. 742-14, passed June 9, 2014, and Board of Control Resolution No. 139-13, adopted March 27, 2013, the City, through the Director of Capital Projects ("Director"), entered into City Contract No. PS2013*100 with Soil and Materials Engineers, Inc. (SME) ("Engineer") to supplement the regular employed staff of several departments of the City to obtain the engineering services necessary for the Material Testing, Geotechnical, Environmental, and General Engineering Services contract, in an amount not exceeding \$350,000.00; and

Whereas, the City requires additional engineering services for road and bridge capital projects; and

Whereas, Engineer has proposed by its June 13, 2014 letter to perform the above-described additional engineering services for compensation of \$300,000.00, to increase the participation of certain sub-consultants for performance of the additional services and to add a sub-consultant; now therefore,

Be it resolved by the Board of Control of the City of Cleveland, under the authority of Ordinance No. 606-12, passed by the Cleveland City Council June 4, 2012, as amended by Ordinance No. 742-14, passed June 9, 2014, that the Director is authorized to enter into a first modification to Contract No. PS2013*100 with Soil and Materials Engineers, Inc., based upon its June 13, 2014 proposal, for the additional engineering services needed for road and bridge capital projects, and increasing the contract amount by \$300,000.00 to an amount not to exceed \$650,000.00.

Be it further resolved, that for services to be performed under the above authorized first modification to Contract No. PS2013-100, the participation of sub-consultant Euthenics, Inc. (CSB) is increased by \$50,000.00 to \$102,500.00 (15.769%), and the participation of sub-consultant C.T. Consultants, Inc. is increased by \$206,336.00 to \$241,336.00.

Be it further resolved that the employment of the following sub-consultant to Engineer for services to be performed under the above-authorized first modification to Contract No. PS2013*100 is approved:

Chagrin Valley Engineering (CSB) — \$20,000.00 — (3.07%)

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 295-14.

By Director McGrath.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on May 15, 2014 for EMS Inventory Management Systems for the Division of Emergency Medical Service, Department of Public Safety, under the authority of Section 181.101(a)(16) of the Codified Ordinances of Cleveland, Ohio, 1976, the City of Cleveland, are rejected.

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 296-14.

By Director McGrath.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on May 23, 2014 for Vehicle Exhaust System Upgrades for the Division of Fire, Department of Public Safety, under the authority of Ordinance No. 1089-13, passed by the Council of the City of Cleveland on August 14, 2013, are rejected.

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 297-14.

By Directors Cox and Spronz.

Be it resolved by the Board of Control of the City of Cleveland that the bid of John G. Johnson Construction Company for the public improvement of the East Side Maintenance Building Phase II Package 1 Base Bid Items A-H and Optional Items 1-1, 1-3, 1-6, 1-8, 1-10 and Package 2 Salt Storage Building Base Bid Items A-C and Optional Items 2-1 and 2-5 for the Departments of Public Works and Capital Projects, received on May 30, 2014 under the authority of Ordinance No. 533-12, passed June 4, 2012, upon a gross price basis for the improvement in the aggregate amount of \$5,151,310.00 is affirmed and approved as the lowest responsible bid; and the Directors of the Departments of Public Works and Capital Projects are authorized to enter into contract with the bidder.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of the following subcontractors by John G. Johnson Construction Company is hereby approved:

<u>Subcontractor</u> <u>Amount</u>	<u>CSB/MBE/FBE</u> <u>Percentage</u>
Eclipse Co., LLC. \$358,446.00	FBE 6.958%
Down to Earth \$60,520.00	FBE 1.175%
American Fire and Sprinkler \$69,762.00	CSB 1.354%
W.L. Tucker TBD	FBE TBD

Miles Mechanical \$148,000.00	MBE 2.873%
Cook Paving \$150,215.00	MBE 2.916%
Pete and Pete \$5,000.00	CSB 0.097%
Frank Novak \$39,500.00	CSB 0.767%
North Coast Concrete TBD	CSB TBD
Tech Ready Mix \$200,000.00	MBE 3.883%
DE-Ko \$27,505.00	Non certified 0%
Norm King \$253,000.00	Non certified 0%
Clear Span \$71,000.00	Non certified 0%
Miller Plumbing \$143,000.00	Non certified 0%
EinHeight \$452,000.00	Non certified 0%
Brook Park DeSN \$759.00	Non certified 0%
All Tank \$219,419.00	Non certified 0%

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 298-14.

By Directors Cox and Spronz.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Collins Equipment Corp. for the public improvement of the East Side Maintenance Building Phase II Package 3-Fueling Station Bid Items A-D and Optional Item 3-3 for the Departments of Public Works and Capital Projects, received on May 30, 2014 under the authority of Ordinance No. 533-12, passed June 4, 2012, upon a gross price basis for the improvement in the aggregate amount of \$421,966.00 is affirmed and approved as the lowest responsible bid; and the Directors of the Departments of Public Works and Capital Projects are authorized to enter into contract with the bidder.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Collins Equipment Corp. is hereby approved:

<u>Subcontractor</u> <u>Amount</u>	<u>CSB/MBE/FBE</u> <u>Percentage</u>
Tech Ready Mix TBD	MBE TBD
Earth Consulting TBD	non-certified TBD

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla,

McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 299-14.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Northeast Lubricants, Ltd., for an estimated quantity of automobile and equipment lubricants, parts A, C, D and E, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, received on May 23, 2014 under the authority of Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$239,139.50 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 300-14.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Frank Blackmon, for an estimated quantity of automobile and equipment lubricants, part B, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, received on May 23, 2014 under the authority of Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$51,283.09 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 301-14.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Anegada LLC, dba Aamco Transmissions of Bedford for an estimated quantity of remanufactured transmissions and repair parts and labor, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of two years, beginning with the date of execution of a contract, received on February 20, 2014 under the authority of Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$180,250.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

The requirement contract shall further provide that the Contractor shall furnish the City's requirements for the 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 that the employment of the following subcontractors by Anegada LLC, dba Aamco Transmissions of Bedford is approved:

<u>Subcontractor</u>	<u>Percentage Amount</u>
United Towing Services	0.00 % \$ 5,000.00
Transtar	0.00 % \$70,000.00
W.I.T.	0.00 % \$10,000.00
Kufner Towing	0.00 % \$50,000.00

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Walker Minor, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

Resolution No. 302-14.

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. 004-21-083 located at 1201 Auburn 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, Chelsea Investment Partners, LLC has proposed to the City to purchase and develop the parcel for residential construction; and

Whereas, the following conditions exist:

1. The member of Council from Ward 3 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 Chelsea Investment Partners, LLC for the sale and development of Permanent Parcel No. 004-21-083 located at 1201 Auburn 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: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

Resolution No. 303-14.

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. 123-20-078 located at 4401 Lester 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, Margaret Alberty 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 either 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 Magaret Alberty for the sale and development of Permanent Parcel No. 123-20-078 located at 4401 Lester 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: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

Resolution No. 304-14.

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. 006-04-049 located at 7618 Lawn 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, Calvin Hicks 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 15 has either 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 Calvin Hicks for the sale and development of Permanent Parcel No. 006-04-049 located at 7618 Lawn Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

Resolution No. 305-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 115-09-069 located at 14820 Pepper 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, Andrew Williams 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 10 has either 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 Andrew Williams for the sale and development of Permanent Parcel No. 115-09-069 located at 14820 Pepper Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

Resolution No. 306-14.

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. 136-13-127 located at 4139 East 94th 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, Esther L. Fisher and Richard W. Fisher 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 2 has either 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 Esther L. Fisher and Richard W. Fisher for the sale and development of Permanent Parcel No. 136-13-127 located at 4139 East 94th 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: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

Resolution No. 307-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 115-02-014 located at 894 East 144th 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, Ann O. Wallace and Harry J. Wallace 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 10 has either 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 Ann O. Wallace and Harry J. Wallace for the sale and development of Permanent Parcel No. 115-02-014 located at 894 East 144th 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: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

Resolution No. 308-14.

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. 137-09-050 located at 12009 Craven 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, Dorothy Crawford 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 4 has either 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 Dorothy Crawford for the sale and development of

Permanent Parcel No. 137-09-050 located at 12009 Craven 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: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

Resolution No. 309-14.

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. 002-27-038 located at 6009 Madison 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, Detroit Shoreway Community Development Organization has proposed to the City to purchase and develop the parcel for a pocket park; and

Whereas, the following conditions exist:

1. The member of Council from Ward 15 has either 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 Detroit Shoreway Community Development Organization for the sale and development of Permanent Parcel No. 002-27-038 located at 6009 Madison 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: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

Resolution No. 310-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent No. 129-17-002 located at 2765 East 127th 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 lease Land Reutilization Program parcels; and

Whereas, Kai Wingo, dba Cultured Mushrooms, has proposed to the City to lease and develop the parcel for a market garden; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 has either approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, to execute a lease for a term of three(3) years, for and on behalf of the City of Cleveland, with Kai Wingo, dba Cultured Mushrooms, for the lease and development of Permanent Parcel No. 129-17-002 located at 2765 East 127th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the lease of the parcel shall be a one-time fee of \$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: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

Resolution No. 311-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent No. 015-12-081 and 015-12-101 located on Arnold Court and Fulton Road; and

Whereas, Section 183.021 of the

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

Whereas, Stockyard, Clark-Fulton & Brooklyn Center Community Development Organization has proposed to the City to lease and develop the parcel for playground/open space; and

Whereas, the following conditions exist:

1. The member of Council from Ward 14 has either approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, to execute a lease for a term of five years, for and on behalf of the City of Cleveland, with Stockyard, Clark-Fulton & Brooklyn Center Community Development Organization for the lease of Permanent Parcel No. 015-12-081 and 015-12-101 located on Arnold Court and Fulton Road, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

Resolution No. 312-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Nos. 120-10-039, 120-10-040, 120-10-041, 120-10-042 and 120-10-140 located on Kelton Avenue and East 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 lease Land Reutilization Program parcels; and

Whereas, Famicos Foundation has proposed to the City to lease and develop the parcels for a pocket park; and

Whereas, the following conditions exist:

1. The member of Council from Ward 9 has either approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, to execute a lease for a term of five years, for and on behalf of the City of Cleveland, with Famicos Foundation for the lease of Permanent Parcel Nos. 120-10-039, 120-10-040, 120-10-041, 120-10-042 and 120-10-140 located on Kelton Avenue and East 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 lease of the parcels shall be a one-time fee of \$5.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Acting Director Horvath, Directors Bender, Smith, Acting Director Johnson, Directors Parrilla, McGrath, Acting Directors Cosgrove, Ebersole, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Dumas and Acting Director Walker Minor.

KEITH D. SCHEURMAN,
Acting 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 21, 2014

9:30 A.M.

Calendar No. 14-103: 5133 Pearl Road (Ward 13)

Pearlbrook Park, owner, proposes to erect a 131 square foot free-standing business identification sign on a parcel located in a B3 General Retail Business District and Semi-Industry District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 350.15(b)(1) which states that the permitted maximum area of a free-standing sign is 75 square feet and the proposed sign is 131 square feet. (Filed June 12, 2014)

2. Section 350.15(c) which states that a sign must be a minimum of 3 feet away from the Right-of-Way and no distance is shown. (Filed June 12, 2014)

Calendar No. 14-105: 423 East 156th Street (Ward 8)

Zygote Press, owner, proposes to change the use of the basement and 1st floor of a single family home to a print shop located in a C2 Local Retail Business District and a Pedestrian Retail Overlay District (PRO). The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.11(G) which states that a print shop is first permitted in the General Retail Business District.

2. Section 343.23(h) which states that not less than 60% of the front facade shall be composed of transparent windows or doors; existing front facade is less than the required transparency and no changes are proposed.

3. Section 349.04(g) and 343.23(i) requires four (3) off-street parking spaces and none are provided.

4. Section 352.11 requires a minimum 8 foot wide landscaped transition strip where the property abuts a Two Family District and none is proposed. (Filed June 17, 2014)

Calendar No. 14-106: 7202 Hague Avenue (Ward 15)

Deda Shpresa, owner, proposes to change the use from retail store to metal fabricating in an existing one-story building on an irregular 88' x 145' corner lot in a C1 General Retail Business District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.11 states that the use is first permitted in a Semi-Industry District, provided it is not less than 100 feet from a residential district and the subject property abuts a Two Family District

2. Section 349.04(j) states that three off-street parking spaces are required

3. Sections 352.08 through 352.08 11 state that a 6 foot wide frontage landscaping strip is required where the parking lot borders the street

and a 10 foot wide landscaping transition strip is required where the lot abuts a residential district.

4. Section 343.18 (a) and (c) state that two driveways are not permitted on a lot frontage less than 150 feet and two driveways are shown on a 147' frontage; and the driveway shall not be less than 15 feet from the property line. (Filed June 17, 2014)

Calendar No. 14-107: 15450 Saint Clair Ave. (Ward 8)

Abdullah Tayeh, owner, proposes to change the use to a furniture and appliance store in a C2 Local Retail Business District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 349.04(f) which requires eleven parking spaces and 5 are proposed.

2. Section 358.05(2) which states that fences in actual front yards should not exceed 4 feet in height and should be at least 50% open. (Filed June 19, 2014)

Calendar No. 14-108: 2425 West 11th Street (Ward 3)

OLM, LLC, owner, proposes to change use of main building from church and school to office and to construct a garage to be used as a warehouse in a Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.03 which states that office and warehouse are not permitted in a Two-Family Residential District; per section 343.01 office if first permitted in Local Retail Business District; and per section 345.03(c)(33) warehouse is first permitted in Semi-Industry District.

2. Section 352.10 requires a 10 foot wide transition strip at the rear and sides of the lot where it abuts a residential district.

3. Section 353.05 states that in a Residence District an accessory building shall not exceed 15 feet in height and 16 feet are proposed.

4. Section 359.01 states that any substitution/addition to a nonconforming use requires approval from the Board of Zoning Appeals. (Filed June 19, 2014)

Calendar No. 14-109: 2089 West 19th Street (Ward 3)

DI Development, LLC, owner, proposes to erect a 42'-8" x 18'-8" 2 story frame single family residence and a 20' x 20' 1 story detached garage on a 25' x 100' parcel located in a B1 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 355.04(b) which states that the minimum lot area required for a single family home is 4800 square feet and 2500 is proposed; the minimum lot width required is 40 feet and 25 feet are proposed.

2. Section 357.06(a) states that the required front yard setback is 13 feet and 8 feet 4 inches are proposed.

3. Section 357.09(2)(C) requires that the minimum width of the interior side yard shall not be less than 8 feet; 3'-4" and 3' are proposed.

4. Section 357.13(c) states that window wells are not permitted as

encroachments into the interior side yards.

5. Section 357.13(b)(4) states that front porches must be setback at minimum of 10 feet from the street line and 3 feet 9 inches are proposed. (Filed June 23, 2014)

6. Note: the proposed driveway and apron has been denied by the Division of Engineering and Construction and will require a separate appeal.

POSTPONED FROM JUNE 16, 2014

Calendar No. 14-77: 16625 Euclid Avenue (Ward 10)

SNS Properties, LLC., owner, proposes to establish use as a motor vehicle service garage on a parcel located in a D2 Local Retail Business District; the owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.14 states that a motor vehicle service garage is first permitted in a General Retail Business District.

2. Section 325.03 requires a minimum of 180 square feet for each off-street parking space and 162 square feet is proposed.

3. Section 343.14(a)(1) requires a six foot high privacy fence along any property line abutting a Residence District and no landscaping is provided.

4. Section 343.14(d) states that for corner properties the service bays must be oriented to a street characterized by commercial or industrial uses as opposed to residential or local retail uses and the proposed doors face Victoria Road.

5. Section 343.18(a) which states that two driveways are not permitted where the frontage is less than 150' and the existing frontage is 139'. (Filed May 13, 2014 - no testimony)

First postponement made at the request of the appellant due to personal time conflict.

Secretary

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, JULY 28, 2014

9:30 A.M.

Calendar No. 14-110: 2097 West 19 Street (Ward 3)

DI Development, LLC, owner, proposes to erect a 42'-8" x 18'-8" 2 story frame single family residence and a 20' x 20' 1 story detached garage on a 25' x 100' parcel located in a B1 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 355.04(b) which states that the minimum lot area required for a single family home is 4,800 square feet and 2,500 is proposed; the minimum lot width required is 40 feet and 25 feet are proposed.

2. Section 357.06(a) states that the required front yard setback is 13 feet and 8 feet 4 inches are proposed.

3. Section 357.09 (2)(C) requires that the minimum width of the interior side yard shall not be less than 8 feet; 3'-4" and 3' are proposed.

4. Section 357.13(c) states that window wells are not permitted as encroachments into the interior side yards.

5. Section 357.13(b)(4) states that front porches must be setback at minimum of 10 feet from the street line and 3 feet 9 inches are proposed. (Filed June 23, 2014)

6. Note: the proposed driveway and apron has been denied by the Division of Engineering and Construction and will require a separate appeal.

Rescheduled from July 21, 2014

Calendar No. 14-109: 2089 West 19th Street (Ward 3)

DI Development, LLC, owner, proposes to erect a 42'-8" x 18'-8" 2 story frame single family residence and a 20' x 20' 1 story detached garage on a 25' x 100' parcel located in a B1 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 355.04(b) which states that the minimum lot area required for a single family home is 4,800 square feet and 2,500 is proposed; the minimum lot width required is 40 feet and 25 feet are proposed.

2. Section 357.06(a) states that the required front yard setback is 13 feet and 8 feet 4 inches are proposed.

3. Section 357.09(2)(C) requires that the minimum width of the interior side yard shall not be less than 8 feet; 3'-4" and 3' are proposed.

4. Section 357.13(c) states that window wells are not permitted as encroachments into the interior side yards.

5. Section 357.13(b)(4) states that front porches must be setback at minimum of 10 feet from the street line and 3 feet 9 inches are proposed. (Filed June 23, 2014)

6. Note: the proposed driveway and apron has been denied by the Division of Engineering and Construction and will require a separate appeal.

Calendar No. 14-111: 1970 Columbus Road (Ward 3)

Kamis Properties, owner, proposes to erect a four story, 2,450 square foot single family house on a 2,394 square foot lot in a C3 Semi-Industry District. The owner appeals for relief from the strict application of the following sections of the Zoning Code:

1. Section 355.04(a) states the following:

- that the maximum gross floor area in a "C" Area District shall not exceed the lot area, or 1,197 square feet and 2,450 square feet are proposed.

- The minimum lot width for a single family dwelling in a "C" Area district is 40 feet and a 29 foot lot width is proposed.

- A minimum lot area of 4,800 square feet is required for a single family dwelling and the proposed lot area is 2,394.

2. Section 357.09(b)(2)(B) states that the width of any interior side yard shall not be less than the height of the main building on the premises. The height of the building is 42 feet, requiring interior side

yards of 10 feet and four feet interior side yards are proposed. (Filed June 23, 2014)

Calendar No. 14-112: 1974 Columbus Road (Ward 3)

Kamis Properties, owner, proposes to erect a four story, 2,450 square foot single family house on a 2,394 square foot lot in a C3 Semi-Industry District. The owner appeals for relief from the strict application of the following sections of the Zoning Code:

1. Section 355.04(a) states the following: that the maximum gross floor area in a "C" Area District shall not exceed the lot area, or 1,197 square feet and 2,450 square feet are proposed; the minimum lot width for a single family dwelling in a "C" Area district is 40 feet and a 29 foot lot width is proposed, a minimum lot area of 4,800 square feet is required for a single family dwelling and the proposed lot area is 2,394.

2. Section 357.09(b)(2)(B) states that the width of any interior side yard shall not be less than the height of the main building on the premises. The height of the building is 42 feet, requiring interior side yards of 10 feet and four feet interior side yards are proposed. (Filed June 23, 2014)

Calendar No. 14-113: 1978 Columbus Road (Ward 3)

Kamis Properties, owner, proposes to erect a four story, 2,450 square foot single family house on a 2,394 square foot lot in a C3 Semi-Industry District. The owner appeals for relief from the strict application of the following sections of the Zoning Code:

1. Section 355.04(a) states the following:

- that the maximum gross floor area in a "C" Area District shall not exceed the lot area, or 1,197 square feet and 2,450 square feet are proposed.

- The minimum lot width for a single family dwelling in a "C" Area district is 40 feet and a 29.6 foot lot width is proposed.

- A minimum lot area of 4,800 square feet is required for a single family dwelling and the proposed lot area is 2,394.

2. Section 357.09(b)(2)(B) states that the width of any interior side yard shall not be less than the height of the main building on the premises. The height of the building is 42 feet, requiring interior side yards of 10 feet and four feet interior side yards are proposed. (Filed June 23, 2014)

Calendar No. 14-114: 4227 W. 150th Street (Ward 16)

Cleveland Airport Marriot, owner, proposes to install 240 linear feet of 6 foot high ornamental fence in the actual front yard and 180 linear feet of 8 foot high ornamental fence in the actual side street yard in a B2 General Retail Business District contrary to Section 358.05(a)(2) which states that a 4 foot maximum height is permitted in the actual front and side yards where 6 and 8 feet are proposed. A 6 foot maximum height could be permitted in the actual side street yard if it is setback 4 feet from the property line. (Filed June 23, 2014)

REINSTATED FROM MAY 27, 2014

Calendar No. 14-045: 4384 Lee Road (Ward 1)

Johnny Abounader, owner, appeals to establish use as motor vehicle repair and used auto sales in a C1 Local Retail Business District and contrary to Section 343.01(b) of the Cleveland Codified Ordinances a motor vehicle repair garage is not permitted in a Local Retail Business District but first permitted in a Semi-Industry District per Section 345.03(c)(2); and used auto sales is not permitted in a Local Retail Business District but first permitted in a General Retail Business District per Section 343.11(b)(2)(H)(4); and pursuant to Section 349.04 a detailed parking plan showing location of striped, accessory off-street parking spaces is required to determine compliance with parking count requirements and no plan was submitted, said detailed plan should have also shown areas used for accessory off-street parking being paved and drained per Section 349.07 and no detail is given; and subject to Section 352.08-12 a six foot wide frontage strip providing 50% year round opacity is required where parking abuts the street and none is shown; and subject to Section 341.02(a) exterior alterations of site in a designated Design Review District requires the review and approval of the City Planning Commission. (Filed 3-24-14)

First postponement made at the request of City Planning in order to allow for design review to take place.

POSTPONED FROM JULY 7, 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 1,324 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)

First postponement made at the request of the Councilman in order to allow for more time to review the project.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JULY 7, 2014

At the meeting of the Board of Zoning Appeals on Monday, July 7, 2014, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 14-80: 5320 Herman Avenue

Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-81: 5322 Herman Avenue

Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-82: 5324 Herman Avenue

Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-83: 5326 Herman Avenue

Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-84: 1311 West 54th Street

Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-85: 1313 West 54th Street

Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-86: 1315 West 54th Street

Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-97: 7305-7315 Gateway Court

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.

Calendar No. 14-98: 8301 Detroit Avenue

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.

The following appeal was **DENIED:**

Calendar No. 14-62: 2109 and 2113 W. 11th Street

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.

The following appeal was **WITHDRAWN**:

Calendar No. 14-63: 5905 Ackley Road
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.

The following appeal was **DISMISSED**:

Calendar No. 14-74: Appeal of Alexis Williams
Alexis Williams appeals the decision of the Commissioner of Assessments and Licenses to deny a Taxi Driver's License.

The following appeal was **POSTPONED**:

Calendar No. 14-095: 4207 Clark Avenue
Antonio Ortiz. Postponed to July 28, 2014.

The following appeals were heard by the Board on June 30, 2014 and the decisions were adopted and approved on July 7, 2014;

The following appeals were **APPROVED**:

Calendar No. 14-52: 2543 West 18th Place
May O. Skoropy, owner, appealed to erect a 30' x 20' 1 story frame garage on a 66' x 80' parcel located in a Two Family District.

Calendar No. 14-76: 11923-29 Miles Avenue
Wilmer Hicks, owner, appealed to establish a parking lot as an accessory to a legal nonconforming store use in a Two Family Residential District.

Calendar No. 14-92: 12727 Buckeye Road
Nurturing Car Home Health Care Agency, owner, appealed to change the use of a mixed use building to an assisted living for the aged in a C2 Residence Office District.

Calendar No. 14-94: 4343 Marvin Avenue
Josphine Ribot, owner, appealed to erect a chain link fence in the front yard of a parcel located in a B1 Two Family District.

Calendar No. 14-96: 17407 Lorain Avenue
Kamm's Area Realty Management LLC, owner, appealed to erect a 69 foot tall telecommunications antenna structure on an existing 25 foot tall building in a C1 Local Retail Business District.

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.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of
July 2, 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-79-14.

RE: Appeal of Barbara Rohman, Owner of the One Dwelling Units Single-Family Residence One Story Frame Property, located on the premises known as 3275 West 58th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated March 18, 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 ninety (90) days (until October 16, 2014) 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-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).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant thirty (30) days (until August 16, 2014) 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. Maschke and seconded by Mr. Bradley.

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

* * *

Docket A-89-14.

RE: Appeal of NYCB Mortgage Company, LLC, Lien holder of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property and One Story Garage — Detached Property, locat-

ed on the premises known as 6209 Francis Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated April 16, 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, that acknowledging that no abatement plan is possible at this time, a motion is in order at this time to find that the Condemnation Order was properly issued and to DENY the appeal request for additional time; 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. Saab and seconded by Mr. Maschke.

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

* * *

Docket A-92-14.

RE: Appeal of Ada Martin, Owner of the One Dwelling Unit Single Family Residence One & One/half Story Frame Property, located on the premises known as 14618 Milverton Road from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated April 14, 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 (until January 16, 2015) 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-93-14.

RE: Appeal of Joyce Pring, Owner of the R-3 Residential — Non-transient; Townhomes (Independent Egress) Two Story Masonry Walls/Wood Floors Property, located on the premises known as 14112 Rainbow Avenue from a NOTICE OF VIOLATION — FIRE DAMAGE, dated April 8, 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 sixty (60) days (until September 16, 2014) in which to submit a plan of action and obtain all required permits for 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. Saab and seconded by Mr. Gallagher.

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

* * *

Docket A-94-14.

RE: Appeal of Sylvester Stewart, Owner of the Property, located on the premises known as 1847 East 87th Street from a NOTICE OF VIOLATION, dated April 16, 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-94-14 has been POSTPONED; to be rescheduled for July 16, 2014.

* * *

Docket A-96-14.

RE: Appeal of Hitesch Patel, Owner of the Property, located on the premises known as 6705 Detroit Avenue from an ADJUDICATION ORDER, dated April 15, 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-96-14 has been POSTPONED; to be rescheduled for July 30, 2014.

* * *

Docket A-97-14.

RE: Appeal of Xiang Wu, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property, located on the premises known as 1138 East 74th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated May 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).

BE IT RESOLVED, a motion is in order at this time to DENY the request for additional time, noting that the Appellant was not present for the hearing and that the permits have expired; 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-98-14.

RE: Appeal of Clara L. Class, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property, located on the premises known as 1454 West 75th Street from a VACATE ORDER, dated April 16, 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).

No action this date; the docket is rescheduled for July 16, 2014 with the request that the inspector reinspect the property within the next two (2) weeks.

Docket A-112-14.

RE: Appeal of GEIS Companies, Owner of the Property, located on the premises known as 5000 Euclid Avenue from a NOTICE OF VIOLATION — ELEVATOR CODE, dated May 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).

BE IT RESOLVED, a motion is in order at this time to grant the required variances to allow the drain lines to remain sealed and fireproofed as indicated with the cleanout, noting that elevator personnel will have to be contacted should the cleanouts require service. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

* * *

Docket A-119-14.

RE: Appeal of Darrell A. Young (Market Plaza — Fantasy Nail), Owner of the Property, located on the premises known as 2053 West 25th Street from an ADJUDICATION ORDER, dated June 16, 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-119-14 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-126-14.

RE: Appeal of Hofbrauhaus Cleveland LLC, Owner of the Property, located on the premises known as 1629 Dodge Court from a NOTICE OF NON-CONFORMANCE PLAN APPROVAL, dated May 22, 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 required variance or the required clarification for permitting the windows to exist as they are, noting that a 30 foot easement will be in place. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Gallagher.

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

* * *

EXTENSION OF TIME:

Docket A-293-13.

John H. Deleva — 6609 Herman Avenue:

A motion is in order at this time to grant the Appellant sixty (60) days (until September 16, 2014) in which to complete abatement of the violations, noting that no further extensions will be required. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Gallagher.

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

Docket A-11-14.

Shakertown Apt., Ltd. — 2804 South Moreland Boulevard:

A motion is in order at this time to DENY the Appellant's request for an Extension of Time and to REMAND the property to the Department of Building and Housing for supervision and any required further action, noting that the Appellant should be prepared at this time to obtain all required permits. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

* * *

APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Bradley and seconded by Mr. Gallagher 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-83-14 — Joyce M. Ledford
A-84-14 — Brothers Realty LLC
A-87-14 — Cleaners Production Corporation
A-88-14 — Robshir Properties LLC
A-90-14 — Dorise L. Sanders

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

* * *

APPROVAL OF MINUTES:

Separate motions were entered by Mr. Denk and seconded by Mr. Saab 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 18, 2014

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

* * *

JOSEPH F. DENK
Chairman

PUBLIC NOTICE

The City of Cleveland's Department of Economic Development is soliciting proposals from qualified firms for the redevelopment of three vacant parcels on East 152nd Street in Cleveland, Ohio. Deadline for submission of proposals is August 8, 2014; there is a non-mandatory pre-proposal conference on July 24, 2014. For more information: <http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/EconomicDevelopment>.

July 9, 2014, July 16, 2014, July 23, 2014, July 30, 2014 and August 6, 2014

NOTICE OF PUBLIC HEARING

**Notice of Public Hearing
By the Council Committee
On Development, Planning
and Sustainability**

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Wednesday, July 16, 2014
9:00 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, July 16, 2014, at 9:00 a.m., to consider the following ordinances now pending in the Council:

Ord. No. 309-14.

By Council Member Zone.

An ordinance changing the Use, Area and Height Districts of lands located on the east side of West 117th Street and on both sides of West 116th Street south of Clifton Boulevard and along the railroad tracks as shown on the attached map to General Retail Business, Local Retail Business, Multi-Family Residential, Two Family Residential, a 'B', 'C' or 'D' Area District and a '1', '2' or '3' Height District (Map Change No. 2478).

Ord. No. 400-14.

By Council Member Zone.

An ordinance establishing a Pedestrian Retail Overlay District (PRO) on lands located on the west side of West 117th Street between Detroit Avenue and Madison Avenue (Map Change No. 2479).

Ord. No. 630-14.

By Council Member Cimperman.

An ordinance changing the Use District of lands on the east side of W. 11th Street south of Kenilworth from Two Family Residential to Residence Office District (Map Change No. 2490).

Ord. No. 811-14.

By Council Member Cimperman.

An emergency ordinance designating the Wagner Awning Company Building (also known as the Cleveland-Akron Bag Company Factory) as a Cleveland Landmark.

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

Anthony Brancatelli, Chair
Committee on Development,
Planning and Sustainability

July 2, 2014 and July 9, 2014

CITY of CLEVELAND BIDS

For All Departments

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

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, JULY 16, 2014

File No. 85-14 — Recycled or Virgin Asphalt Concrete, for the Division of Streets and Various Divisions of Public Utilities, Departments of Public Works and Public Utilities, as authorized by Ordinance No. 392-14, passed by the Council of the City of Cleveland, May 12, 2014.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, JULY 10, 2014 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM 25, 60 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

July 2, 2014 and July 9, 2014

THURSDAY, JULY 17, 2014

File No. 84-14 — Cuy 042-15.45, Pid 89277 W. 25th Street Resurfacing (I 71 to US 6), for the Division of Engineering and Construction, Mayor's Office of Capital Projects, as authorized by Ordinance No. 623-14, passed by the Council of the City of Cleveland, June 9, 2014.

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

NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, JULY 10, 2014 AT 9:00 A.M. CLEVELAND CITY HALL, ROOM 518, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

July 2, 2014 and July 9, 2014

FRIDAY, JULY 18, 2014

File No. 87-14 — Lorain CT Brick Alleyway Restoration West 41st Street to West 42nd Street, for the Division of Engineering and Construction, Mayor's Office of Capital Projects, as authorized by Ordinance No. 623-14, passed by the Council of the City of Cleveland, June 9, 2014.

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

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

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

July 2, 2014 and July 9, 2014

FRIDAY, JULY 25, 2014

File No. 86-14 — Pipe Repair Couplings (3-Inch Through 48-Inch), 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 10, 2014 AT 10:30 A.M. THE DISTRIBUTION AND MAINTENANCE FACILITY, PIPE REPAIR CONFERENCE ROOM, 4600 HARVARD AVENUE, CLEVELAND, OHIO 44105.

July 2, 2014 and July 9, 2014

WEDNESDAY, JULY 30, 2014

File No. 88-14 — Purchase of Recycling Bins (Re-bid), for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, JULY 17, 2014 AT 1:00 P.M. THE DEPARTMENT OF PORT CONTROL, CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S FEDERAL SERVICE STATION BUILDING, 5301 WEST HANGAR ROAD, CLEVELAND, OHIO 44135-3193.

File No. 90-14 — Building Materials and Used Bricks, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 530-14, passed by the Council of the City of Cleveland, May 12, 2014.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, JULY 21, 2014 AT 1:30 P.M.

CLEVELAND CITY HALL, DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, 601 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

July 9, 2014 and July 16, 2014

THURSDAY, JULY 31, 2014

File No. 89-14 — Purchase of Various Electrical Items, Materials, Parts and Equipment, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 676-14, passed by the Council of the City of Cleveland, June 2, 2014.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING TUESDAY, JULY 22, 2014 AT 1:30 P.M. CLEVELAND CITY HALL, DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, 601 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

July 9, 2014 and July 16, 2014

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

**Tuesday, July 8, 2014
9:30 a.m.**

Development, Planning and Sustainability Committee: Present: Brancatelli, Chair; Cleveland, Vice Chair; Zone. *Authorized Absence:* Cimperman, Cummins, Pruitt. *Unauthorized Absence:* Dow. *Pro tempore:* Kelley.

**Wednesday, July 9, 2014
9:00 a.m.**

Safety Committee: Present: Zone, Chair; Conwell, Vice Chair; Cimperman, Keane, Polensek. *Authorized Absence:* K. Johnson. *Unauthorized Absence:* Dow. *Pro tempore:* Brancatelli.

Index

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

Board of Building Standards and Building Appeals

Avalon Road, 1666, (Ward 10) — Dorise L. Sanders, owner — appeal adopted on 7/2/14 (Doc. A-90-14) 985

Carnegie Avenue, 6220, (Ward 5) — Cleaners Production Corporation, owner — appeal adopted on 7/2/14 (Doc. A-87-14)..... 985

Denison Avenue, 9106, (Ward 11) — Edward Callahan, owner — appeal resolved on 7/2/14 (Doc. A-86-14) 984

Detroit Avenue, 6705, (Ward 15) — Hitesch Patel, owner — appeal postponed to 7/30/14 on 7/2/14 (Doc. A-96-14) 985

Dodge Court, 1629, (Ward 3) — Hofbrauhaus Cleveland LLC, owner — appeal resolved on 7/2/14 (Doc. A-126-14) 985

East 147th Street, 392, (Ward 8) — Robshir Properties LLC, owner — appeal adopted on 7/2/14 (Doc. A-88-14)..... 985

East 74th Street, 1138, (Ward 7) — Xiang Wu, owner — appeal resolved on 7/2/14 (Doc. A-97-14) 985

East 87th Street, 1847, (Ward 7) — Sylvester Stewart, owner — appeal postponed to 7/16/14 on 7/2/14 (Doc. A-94-14)..... 985

East 99th Street, 724, (Ward 8) — Brothers Realty LLC, owner — appeal adopted on 7/2/14 (Doc. A-84-14) 985

Euclid Avenue, 5000, (Ward 3) — GEIS Companies, owner — appeal resolved on 7/2/14 (Doc. A-112-14) 985

Francis Avenue, 6209, (Ward 5) — NYCB Mortgage Company, LLC, Lienholder — appeal resolved on 7/2/14 (Doc. A-89-14) 984

Herman Avenue, 6609, (Ward 15) — John H. Deleva, owner — extension of time granted on 7/2/14 (Doc. A-293-13)..... 985

Milverton Road, 14618, (Ward 1) — Ada Martin, owner — appeal resolved on 7/2/14 (Doc. A-92-14) 984

Rainbow Avenue, 14112, (Ward 17) — Joyce Pring, owner — appeal resolved on 7/2/14 (Doc. A-93-14) 984

Regent Road, 3425, (Ward 6) — Joyce M. Ledford, owner — appeal adopted on 7/2/14 (Doc. A-83-14) 985

S. Moreland Boulevard, 2804, (Ward 6) — Shakertown Apt., Ltd., owner — extension of time granted on 7/2/14 (Doc. A-11-14) 985

West 25th Street, 2053, (Ward 3) — Darrell A. Young (Market Plaza—Fantasy Nail), owner — appeal withdrawn on 7/2/14 (Doc. A-119-14)..... 985

West 58th Street, 3275, (Ward 3) — Barbara Rohman, owner — appeal resolved on 7/2/14 (Doc. A-79-14) 984

West 75th Street, 1454, (Ward 15) — Clara L. Class, owner — no action on 7/2/14 (Doc. A-98-14) 985

Board of Control — Capital Projects Office

Design, testing, engineering, and contract administration services for adjacent parking facility for West Side Market — per Ord. 733-14 to Behnke Associates, Inc. — Office of Capital Projects (BOC Res. 291-14).....	976
East Side Maintenance Building Phase II improvements — per Ord. 533-12 to Collins Equipment Corp. — Dept. of Public Works (BOC Res. 298-14).....	977
East Side Maintenance Building Phase II improvements — per Ord. 533-12 to John G. Johnson Construction Company — Dept. of Public Works (BOC Res. 297-14)	977
Engineering services for the Material Testing, Geotechnical, Environmental and General Engineering contract — modify Contract #PS2013*101 per BOC Res. 139-13 (BOC Res. 293-14)	976
Engineering services for the Material Testing, Geotechnical, Environmental and General Engineering contract — modify Contract #PS2013*100 per BOC Res. 139-13 (BOC Res. 294-14)	977
Engineering services for Tower City Bridges, PID 95557 — per Ord. 1100-13 to Euthenics, Inc. (BOC Res. 292-14)	976

Board of Control — Community Development Department

Arnold Court and Fulton Road (Ward 14) — PPN 015-12-081/101 — lease — Stockyard, Clark-Fulton & Brooklyn Center Community Development Organization (BOC Res. 311-14)	980
Auburn Avenue, 1201 (Ward 3) — PPN 004-21-083 — Chelsea Investments Partners, LLC (BOC Res. 302-14)	978
Craven Avenue, 12009 (Ward 4) — PPN 137-09-050 — Dorothy Crawford (BOC Res. 308-14)	980
East 127th Street, 2765 (Ward 6) — PPN 129-17-002 — lease — Kai Wingo, dba Kultured Mushrooms (BOC Res. 310-14)	980
East 144th Street, 894 (Ward 10) — PPN 115-02-014 — Ann O. Wallace and Harry J. Wallace (BOC Res. 307-14)	979
East 94th Street, 4139 (Ward 2) — PPN 136-13-127 — Esther L. Fisher and Richard W. Fisher (BOC Res. 306-14)	979
Kelton Avenue and East 116th Street (Ward 9) — PPN 120-10-039/040/041/042/140 — lease - Famicos Foundation (BOC Res. 312-14)	981
Lawn Avenue, 7618 (Ward 15) — PPN 006-04-049 — Calvin Hicks (BOC Res. 304-14)	979
Lester Avenue, 4401 (Ward 5) — PPN 123-20-078 — Magaret Alberty (BOC Res. 303-14)	978
Madison Avenue, 6009 (Ward 15) — PPN 002-27-038 — Detroit Shoreway Community Development Organization (BOC Res. 309-14)	980
Pepper Avenue, 14820 (Ward 14) — PPN 115-09-069 — Andrew Williams (BOC Res. 305-14)	979

Board of Control — Emergency Medical Service Division

Inventory Management Systems — per C.O. Sec. 181.101 — all bids rejected — Dept. of Public Safety (BOC Res. 295-14)	977
---	-----

Board of Control — Fire Division

Vehicle Exhaust Systems Upgrades — per Ord. 1089-13 — all bids rejected — Dept. of Public Safety (BOC Res. 296-14).....	977
---	-----

Board of Control — Land Reutilization Program

Arnold Court and Fulton Road (Ward 14) — PPN 015-12-081/101 — lease — Stockyard, Clark-Fulton & Brooklyn Center Community Development Organization (BOC Res. 311-14)	980
Auburn Avenue, 1201 (Ward 3) — PPN 004-21-083 — Chelsea Investments Partners, LLC (BOC Res. 302-14)	978
Craven Avenue, 12009 (Ward 4) — PPN 137-09-050 — Dorothy Crawford (BOC Res. 308-14)	980
East 127th Street, 2765 (Ward 6) — PPN 129-17-002 — lease — Kai Wingo, dba Kultured Mushrooms (BOC Res. 310-14)	980
East 144th Street, 894 (Ward 10) — PPN 115-02-014 — Ann O. Wallace and Harry J. Wallace (BOC Res. 307-14)	979
East 94th Street, 4139 (Ward 2) — PPN 136-13-127 — Esther L. Fisher and Richard W. Fisher (BOC Res. 306-14)	979
Kelton Avenue and East 116th Street (Ward 9) — PPN 120-10-039/040/041/042/140 — lease - Famicos Foundation (BOC Res. 312-14)	981
Lawn Avenue, 7618 (Ward 15) — PPN 006-04-049 — Calvin Hicks (BOC Res. 304-14)	979
Lester Avenue, 4401 (Ward 5) — PPN 123-20-078 — Magaret Alberty (BOC Res. 303-14)	978
Madison Avenue, 6009 (Ward 15) — PPN 002-27-038 — Detroit Shoreway Community Development Organization (BOC Res. 309-14)	980
Pepper Avenue, 14820 (Ward 14) — PPN 115-09-069 — Andrew Williams (BOC Res. 305-14)	979

Board of Control — Motor Vehicle Maintenance Division

Lubricants — per C.O. Sec. 131.64 to Frank Blackmon — Dept. of Public Works (BOC Res. 300-14)	978
Lubricants — per C.O. Sec. 131.64 to Northeast Lubricants, Ltd. — Dept. of Public Works (BOC Res. 299-14)	978

Transmissions, remanufactured and repair — per C.O. Sec. 131.64 to Anegada LLC, dba
 Aamco Transmissions of Bedford — Dept. of Public Works (BOC Res. 301-14) 978

Board of Control — Professional Service Contracts

Design, testing, engineering, and contract administration services for adjacent parking
 facility for West Side Market — per Ord. 733-14 to Behnke Associates, Inc. — Office
 of Capital Projects (BOC Res. 291-14) 976

Engineering services for the Material Testing, Geotechnical, Environmental and General
 Engineering contract modify Contract #PS2013*101 per BOC Res. 139-13 — Office of
 Capital Projects (BOC Res. 293-14) 976

Engineering services for the Material Testing, Geotechnical, Environmental and General
 Engineering contract — modify Contract #PS2013*100 per BOC Res. 139-13 — Office of Capital
 Projects (BOC Res. 294-14) 977

Engineering services for Tower City Bridges, PID 95557 — per Ord. 1100-13 to Euthenics,
 Inc. — Office of Capital Projects (BOC Res. 292-14) 976

Board of Control — Public Improvement Contracts

East Side Maintenance Building Phase II improvements — per Ord. 533-12 to Collins
 Equipment Corp. — Dept. of Public Works, Office of Capitol Projects (BOC Res. 298-14) 977

East Side Maintenance Building Phase II improvements — per Ord. 533-12 to John G. Johnson
 Construction Company — Dept. of Public Works, Office of Capital Projects
 (BOC Res. 297-14) 977

Board of Control — Public Safety Department

EMS Inventory Management Systems — per C.O. Sec. 181.101 — all bids rejected — Division
 of Emergency Medical Service (BOC Res. 295-14) 977

Vehicle Exhaust Systems Upgrades — per Ord. 1089-13 — all bids rejected — Division
 of Fire (BOC Res. 296-14) 977

Board of Control — Public Utilities Department

Water meters, large and small — per C.O. Sec. 129.25 — all bids rejected — Division of
 Water (BOC Res. 290-14) 976

Water meters, large and small — per C.O. Sec. 129.25 to Ferguson Enterprises, Inc. dba
 Ferguson Waterworks — Division of Water (BOC Res. 288-14) 975

Water meters, large and small — per C.O. Sec. 129.25 to HD Supply Waterworks, Ltd. —
 Division of Water (BOC Res. 289-14) 976

Water meters, large and small — per C.O. Sec. 129.25 to Neptune Technology Group, Inc. —
 Division of Water (BOC Res. 287-14) 975

Board of Control — Public Works Department

East Side Maintenance Building Phase II improvements — per Ord. 533-12 to Collins
 Equipment Corp. — Office of Capitol Projects (BOC Res. 298-14) 977

East Side Maintenance Building Phase II improvements — per Ord. 533-12 to John G. Johnson
 Construction Company — Office of Capital Projects (BOC Res. 297-14) 977

Lubricants — per C.O. Sec. 131.64 to Frank Blackmon — Division of Motor Vehicle
 Maintenance (BOC Res. 300-14) 978

Lubricants — per C.O. Sec. 131.64 to Northeast Lubricants, Ltd. — Division of Motor
 Vehicle Maintenance (BOC Res. 299-14) 978

Transmissions, remanufactured and repair — per C.O. Sec. 131.64 to Anegada LLC, dba
 Aamco Transmissions of Bedford — Division of Motor Vehicle Maintenance
 (BOC Res. 301-14) 978

Board of Control — Requirement Contracts

Lubricants — per C.O. Sec. 131.64 to Frank Blackmon — Division of Motor Vehicle
 Maintenance, Dept. of Public Works (BOC Res. 300-14) 978

Lubricants — per C.O. Sec. 131.64 to Northeast Lubricants, Ltd. — Division of Motor
 Vehicle Maintenance, Dept. of Public Works (BOC Res. 299-14) 978

Transmissions, remanufactured and repair — per C.O. Sec. 131.64 to Anegada LLC, dba
 Aamco Transmissions of Bedford — Division of Motor Vehicle Maintenance, Dept.
 of Public Works (BOC Res. 301-14) 978

Water meters, large and small — per C.O. Sec. 129.25 to Ferguson Enterprises, Inc. dba
 Ferguson Waterworks — Division of Water, Dept. of Public Utilities (BOC Res. 288-14) 975

Water meters, large and small — per C.O. Sec. 129.25 to HD Supply Waterworks, Ltd. —
 Division of Water, Dept. of Public Utilities (BOC Res. 289-14) 976

Water meters, large and small — per C.O. Sec. 129.25 to Neptune Technology Group, Inc. —
 Division of Water, Dept. of Public Utilities (BOC Res. 287-14) 975

Board of Control — Water Division

Water meters, large and small — per C.O. Sec. 129.25 to Ferguson Enterprises, Inc. dba
 Ferguson Waterworks — Dept. of Public Utilities (BOC Res. 288-14) 975

Water meters, large and small — per C.O. Sec. 129.25 to HD Supply Waterworks, Ltd. —
 Dept. of Public Utilities (BOC Res. 289-14) 976

Water meters, large and small — per C.O. Sec. 129.25 — all bids rejected — Dept. of
 Public Utilities (BOC Res. 290-14) 976

Water meters, large and small — per C.O. Sec. 129.25 to Neptune Technology Group, Inc. —
 Dept. of Public Utilities (BOC Res. 287-14) 975

Board of Control — West Side Market

Design, testing, engineering, and contract administration services for adjacent parking
 facility — per Ord. 733-14 to Behnke Associates, Inc. — Office of Capital Projects
 (BOC Res. 291-14) 976

Board of Zoning Appeals — Report

Ackley Road, 5905, (Ward 12) — Lenell Johnson, owner — appeal withdrawn on 7/7/14
 (Cal. 14-63) 984

Buckeye Road, 12727, (Ward 6) — Nurturing Care Home Health Care Agency, owner — appeal
 granted and adopted on 7/7/14 (Cal. 14-92) 984

Clark Avenue, 4207, (Ward 3) — Antonio Ortiz, owner — appeal postponed to 7/28/14
 on 7/7/14 (Cal. 14-95) 983

Detroit Avenue, 8301, (Ward 15) — Emerald Development and Economic Network (Eden),
 owner — appeal heard on 7/7/14 (Cal. 14-98) 983

Euclid Avenue, 16625, (Ward 10) — SNS Properties, LLC, owner — appeal to be heard
 on 7/21/14 (Cal. 14-77) 982

Gateway Court, 7305-7315, (Ward 15) — Battery Park Development LLC, owner — appeal heard
 on 7/7/14 (Cal. 14-97) 983

Herman Avenue, 5320, (Ward 15) — Case Development, owner — appeal heard on 7/7/14
 (Cal. 14-80) 983

Herman Avenue, 5322, (Ward 15) — Case Development, owner — appeal heard on 7/7/14
 (Cal. 14-81) 983

Herman Avenue, 5324, (Ward 15) — Case Development, owner — appeal heard on 7/7/14
 (Cal. 14-82) 983

Herman Avenue, 5326, (Ward 15) — Case Development, owner — appeal heard on 7/7/14
 (Cal. 14-83) 983

Lee Road, 4384, (Ward 1) — Johnny Abounader, owner — reinstated appeal to be heard
 on 7/28/14 (Cal. 14-45) 983

Lorain Avenue, 17407, (Ward 17) — Kamm’s Area Realty Management, LLC, owner — appeal
 granted and adopted on 7/7/14 (Cal. 14-96) 984

Marvin Avenue, 4343, (Ward 14) — Josephine Ribot, owner — appeal granted and adopted on
 7/7/14 (Cal. 14-94) 984

Miles Avenue, 11923-11929, (Ward 2) — Wilmer Hicks, owner — appeal granted and adopted
 on 7/7/14 (Cal. 14-76) 984

West 11th Street, 2109 and 2113, (Ward 3) — Catherline Czubaj, owner — appeal heard on
 7/7/14 (Cal. 14-62) 983

West 18th Place, 2543, (Ward 3) — Mary O. Skoropy, owner — appeal granted and adopted on
 7/7/14 (Cal. 14-52) 984

West 54th Street, 1311, (Ward 15) — Case Development, owner — appeal heard on 7/7/14
 (Cal. 14-84) 983

West 54th Street, 1313, (Ward 15) — Case Development, owner — appeal heard on 7/7/14
 (Cal. 14-85) 983

West 54th Street, 1315, (Ward 15) — Case Development, owner — appeal heard on 7/7/14
 (Cal. 14-86) 983

West Schaaf Road, 1300, (Ward 12) — Lisa S. Cortese, owner — appeal withdrawn on 7/7/14
 (Cal. 14-90) 984

Williams, Alexis — appeal dismissed on 7/7/14 (Cal. 14-74) 984

Board of Zoning Appeals — Schedule

Columbus Road, 1970, (Ward 3) — Kamis Properties, owner — appeal to be heard on 7/28/14
 (Cal. 14-111) 982

Columbus Road, 1974, (Ward 3) — Kamis Properties, owner — appeal to be heard on 7/28/14
 (Cal. 14-112) 983

Columbus Road, 1978, (Ward 3) — Kamis Properties, owner — appeal to be heard on 7/28/14
 (Cal. 14-113) 983

East 156th Street, 423, (Ward 8) — Zygote Press, owner — appeal to be heard on 7/21/14
 (Cal. 14-105) 981

Hague Avenue, 7202, (Ward 15) — Deda Shpresa, owner — appeal to be heard on 7/21/14
 (Cal. 14-106) 981

Pearl Road, 5133, (Ward 13) — Pearlbrook Park, owner — appeal to be heard on 7/21/14
 (Cal. 14-103) 981

Saint Clair Avenue, 15450, (Ward 8) — Abdullah Tayeh, owner — appeal to be heard on
 7/21/14 (Cal. 14-107) 982

West 11th Street, 2425, (Ward 3) — OLM, LLC, owner — appeal to be heard on 7/21/14 (Cal. 14-108)..... 982

West 150th Street, 4227, (Ward 16) — Cleveland Airport Marriot, owner — appeal to be heard on 7/28/14 (Cal. 14-114)..... 983

West 19th Street, 2089, (Ward 3) — DI Development, LLC, owner — appeal to be heard on 7/28/14 (Cal. 14-109)..... 982

West 19th Street, 2097, (Ward 3) — DI Development, LLC, owner — appeal to be heard on 7/28/14 (Cal. 14-110)..... 982

City of Cleveland Bids

Building Materials and Used Bricks — Department of Finance — per Ord. 530-14 — bid due July 30, 2014 (advertised 7/9/2014 and 7/16/2014)..... 987

Cuy 042-15.45, Pid 89277 W. 25th Street Resurfacing (I 71 to US 6) — Office of Capital Projects — Division of Engineering and Construction — per Ord. 623-14 — bid due July 17, 2014 (advertised 7/2/2014 and 7/9/2014)..... 986

Lorain CT Brick Alleyway Restoration West 41st Street to West 42nd Street — Office of Capital Projects — Division of Engineering and Construction — per Ord. 623-14 — bid due July 18, 2014 (advertised 7/2/2014 and 7/9/2014)..... 986

Pipe Repair Couplings (3-inch Through 48-inch) — Department of Public Utilities — Division of Water — per C.O. Sec. 129.25 — bid due July 25, 2014 (advertised 7/2/2014 and 7/9/2014)..... 986

Purchase of Recycling Bins Re-Bid — Department of Port Control — Division of Cleveland Hopkins International Airport — per C.O. Sec. 181.101 — bid due July 30, 2014 (advertised 7/9/2014 and 7/16/2014)..... 987

Purchase of Various Electrical Items, Materials, Parts and Equipment — Department of Finance — per Ord. 676-14 — bid due July 31, 2014 (advertised 7/9/2014 and 7/16/2014)..... 987

Recycled or Virgin Asphalt Concrete — Department of Public Works — Division of Streets — per Ord. 392-14 — bid due July 16, 2014 (advertised 7/2/2014 and 7/9/2014)..... 986

City Planning Commission

Wagner Awning Company Building (also known as the Cleveland Akron Bag Company Factory) — Scranton Rd., 2658 — PPN 008-01-061 — designate as landmark — Landmark Commission (Ward 03) (O 811-14)..... 986

West 111th St. (south of Kenilworth Ave.) — change Use District (Ward 03) (O 630-14)..... 986

West 117th St. (between Detroit Ave. and Madison Ave.) — establish Pedestrian Retail Overlay District (PRO) (Ward 15) (O 400-14)..... 986

West 117th St. (east side) and West 116th St. (south of Clifton Blvd. and along the railroad tracks) — change, Use, Area, and Height Districts (Ward 15) (O 309-14)..... 986

Public Hearing (Notices)

West 117th St. (between Detroit Ave. and Madison Ave.) — establish Pedestrian Retail Overlay District (PRO) — City Planning Commission (Ward 15) (O 400-14)..... 986

West 117th St. (east side) and West 116th St. (south of Clifton Blvd. and along the railroad tracks) — change, Use, Area, and Height Districts — City Planning Commission (Ward 15) (O 309-14)..... 986

Ward 15

West 117th St. (between Detroit Ave. and Madison Ave.) — establish Pedestrian Retail Overlay District (PRO) — City Planning Commission (O 400-14)..... 986

West 117th St. (east side) and West 116th St. (south of Clifton Blvd. and along the railroad tracks) — change, Use, Area, and Height Districts — City Planning Commission (O 309-14)..... 986

Zoning

West 117th St. (between Detroit Ave. and Madison Ave.) — establish Pedestrian Retail Overlay District (PRO) — City Planning Commission (Ward 15) (O 400-14)..... 986

West 117th St. (east side) and West 116th St. (south of Clifton Blvd. and along the railroad tracks) — change, Use, Area, and Height Districts — City Planning Commission (Ward 15) (O 309-14)..... 986