

The City Record

Official Publication of the Council of the City of Cleveland



September the Ninth, Two Thousand and Nine

Frank G. Jackson
Mayor

Martin J. Sweeney
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward	Name
1	Terrell H. Pruitt
2	Nathaniel K. Wilkes
3	Zachary Reed
4	Kenneth L. Johnson
5	Phyllis E. Cleveland
6	Mamie J. Mitchell
7	TJ Dow
8	Shari L. Cloud
9	Kevin Conwell
10	Eugene R. Miller
11	Michael D. Polensek
12	Anthony Brancatelli
13	Joe Cimperman
14	Joseph Santiago
15	Brian J. Cummins
16	Kevin J. Kelley
17	Matthew Zone
18	Jay Westbrook
19	Dona Brady
20	Martin J. Sweeney
21	Martin J. Keane

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Terrell H. Pruitt	3877 East 189th Street	44122
2	Nathaniel K. Wilkes	8410 Vineyard Avenue	44105
3	Zachary Reed	3734 East 149th Street	44120
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	8323 Pulaski Avenue	44103
8	Shari L. Cloud	1152 East 98th Street	44108
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Eugene R. Miller	13615 Kelso Avenue	44110
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Joe Cimperman	P.O. Box 91688	44101
14	Joseph Santiago	3169 West 14th Street	44109
15	Brian J. Cummins	3104 Mapledale Avenue	44109
16	Kevin J. Kelley	6608 Woodhaven Avenue	44144
17	Matthew Zone	1228 West 69th Street	44102
18	Jay Westbrook	1278 West 103rd Street	44102
19	Dona Brady	1272 West Boulevard	44102
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Martin J. Keane	15907 Colletta Lane	44111

City Clerk, Clerk of Council – Patricia J. Britt, 216 City Hall, 664–2840
First Assistant Clerk — Sandra Franklin

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
Chris Warren, Executive Assistant to the Mayor, Chief of Regional Development
Monyka S. Price, Executive Assistant to the Mayor, Chief of Education
Maureen Harper, Executive Assistant to the Mayor, Chief of Communications
Andrea V. Taylor, Executive Assistant to the Mayor, Press Secretary
Natoya J. Walker, Interim Director, Office of Equal Opportunity

DEPT. OF LAW – Robert J. Triozzi, Director, Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel, Barbara A. Langhenry, Chief Counsel, Rm. 106
Karen E. Martines, Law Librarian, Room 100

DEPT. OF FINANCE – Sharon Dumas, Director, Room 104;
Frank Badalamenti, Manager, Internal Audit

DIVISIONS: Accounts – Richard W. Sensenbrenner, Commissioner, Room 19
Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122
City Treasury – _____, 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 – James E. Hardy, 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 – Barry A. Withers, Interim Director, 1201 Lakeside Avenue

DIVISIONS – 1201 Lakeside Avenue
Cleveland Public Power – Ivan Henderson, Commissioner
Street Lighting Bureau – _____, Acting Chief
Utilities Fiscal Control – Dennis Nichols, Commissioner
Water – John Christopher Nielson, Commissioner
Water Pollution Control – Ollie Shaw, Commissioner

DEPT. OF PORT CONTROL – Ricky D. Smith, Director

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

DEPT. OF PUBLIC SERVICE – Jomarie Wasik, Director, Room 113

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

DEPT. OF PUBLIC HEALTH – Matt Carroll, Director, Mural Building, 75 Erieview Plaza

DIVISIONS: Air Quality – Richard L. Nemeth, Commissioner
Environment – Willie Bess, Commissioner, Mural Building, 75 Erieview Plaza
Health – Karen K. Butler, Commissioner, Mural Building, 75 Erieview Plaza

DEPT. OF PUBLIC SAFETY – Martin Flask, Director, Room 230

DIVISIONS: Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street
Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive
Fire – Paul A. Stubbs, Chief, 1645 Superior Avenue
Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF PARKS, RECREATION & PROPERTIES – Michael Cox, Director

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

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director, 3rd Floor, City Hall
DIVISIONS: Administrative Services – Terrence Ross, Commissioner
Neighborhood Services – Louise V. Jackson, Commissioner
Neighborhood Development – Joseph A. Sidoti, Commissioner

DEPT. OF BUILDING AND HOUSING – Edward W. Rybka, Director, Room 500
DIVISIONS: Code Enforcement – Tyrone L. Johnson, Commissioner
Construction Permitting – Timothy R. Wolosz, Commissioner

DEPT. OF PERSONNEL AND HUMAN RESOURCES – Trudy Hutchinson, Director, Room 121

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

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

DEPT. OF CONSUMER AFFAIRS – Omayra G. Feliciano, Acting Director

COMMUNITY RELATIONS BOARD – Room 11, Blaine Griffin, Director; Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Charles Lucas, Jr., Vice-Chairman; Councilman Kevin Conwell, Councilman Brian J. Cummins, Councilman Joe Santiago, Councilman Matthew Zone, City Council Representatives; Charles L. Patton, Jr., Paula Castleberry, Emmett Saunders, John Banno, Kathryn M. Hall, Evangeline Hardaway, Janet Jankura, Gia Hoa Ryan, Rev. Jesse Harris, Magda Gomez, Fred J. Livingstone, Margot James Copeland.

CIVIL SERVICE COMMISSION – Room 119, Reynaldo Galindo, President; Rev. Earl Preston, Vice President; Lucille Ambroz, Secretary; Members: Diane M. Downing, Michael L. Nelson.

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President Martin J. Sweeney; Betsy Hruby, Asst. Sec’y; Sharon Dumas, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members: John Myers, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, _____, Secretary.

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

BOARD OF REVISION OF ASSESSMENTS – Law Director Robert J. Triozzi, President; Finance Director Sharon Dumas, Secretary; Council President Martin J. Sweeney.

BOARD OF SIDEWALK APPEALS – Service Director Jomarie Wasik, Law Director Robert J. Triozzi; Councilman _____.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Robert J. Triozzi; Utilities Director _____; Council President Martin J. Sweeney.

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 Joe Cimperman.

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

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 Robert J. Triozzi; Chairman: Finance Director Sharon Dumas; Council President Martin J. Sweeney; Councilman Kevin Kelley.

POLICE REVIEW BOARD – Thomas Jones, Board Chair Person; Vernon Collier, Verne Whalen, Nancy Cronin, Elvin Vauss.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Jennifer Coleman, Chair; Laura M. Bala, Council Member Anthony Brancatelli, Robert N. Brown, Thomas Coffey, Allan Dreyer, William Mason, Michael Rastatter, Jr., John Torres, N. Kurt Wiebusch, Robert Keiser, Secretary.

AUDIT COMMITTEE – Yvette M. Ittu, Chairman; Debra Janik, Bracy Lewis, Diane Downing, Donna Sciarappa, Council President Martin J. Sweeney; Law Director Robert J. Triozzi.

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

Judge	Courtroom
Presiding and Administrative Judge Ronald B. Adrine	15A
Judge Marilyn B. Cassidy	12A
Judge Emanuella Groves	13A
Judge Larry A. Jones	14B
Judge Kathleen Ann Keough	13D
Judge Anita Laster Mays	14C
Judge Lauren C. Moore	14A
Judge Charles L. Patton, Jr.	12B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Michael John Ryan	12C
Judge Angela R. Stokes	15C
Judge Pauline H. Tarver	13C
Judge Joseph J. Zone	14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Paul J. Mizerak – Bailiff; Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate

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WEDNESDAY, SEPTEMBER 9, 2009

No. 4996

CITY COUNCIL

MONDAY, SEPTEMBER 7, 2009

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2006-2009

MONDAY — Alternating

9:30 A.M. — **Public Parks, Properties and Recreation Committee:** Johnson, Chair; Wilkes, Vice Chair; Brancatelli, Cummins, Kelley, Polensek, Pruitt.

9:30 A.M. — **Health and Human Services Committee:** Cleveland, Chair; Kelley, Vice Chair; Cimperman, Conwell, Mitchell, Reed, Santiago.

11:00 A.M. — **Public Service Committee:** Brady, Chair; Pruitt, Vice Chair; Cleveland, Cummins, Johnson, Polensek, Reed, Santiago, Wilkes.

11:00 A.M. — **Legislation Committee:** Dow, Chair; Keane, Vice Chair; Cleveland, Cloud, Johnson, Reed, Wilkes.

MONDAY

2:00 P.M. — **Finance Committee:** Sweeney, Chair; Cimperman, Vice Chair; Brady, Brancatelli, Cleveland, Conwell, Kelley, Miller, Mitchell, Polensek, Westbrook.

TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Brancatelli, Chair; Dow, Vice Chair; Brady, Cloud, Cummins, Miller, Pruitt, Westbrook, Zone.

1:30 P.M. — **Employment, Affirmative Action and Training Committee:** Pruitt, Chair; Santiago, Vice Chair; Conwell, Cummins, Johnson, Miller, Mitchell.

WEDNESDAY — Alternating

10:00 A.M. — **Aviation and Transportation Committee:** Kelley, Chair; Keane, Vice Chair; Cleveland, Cloud, Dow, Mitchell, Westbrook.

10:00 A.M. — **Public Safety Committee:** Conwell, Chair; Brady, Vice Chair; Cummins, Miller, Mitchell, Polensek, Pruitt, Santiago, Zone.

WEDNESDAY — Alternating

1:30 P.M. — **Public Utilities Committee:** Zone, Chair; Reed, Vice Chair; Cummins, Keane, Kelley, Polensek, Santiago, Westbrook, Wilkes.

1:30 P.M. — **City Planning Committee:** Cimperman, Chair, Westbrook, Vice Chair, Conwell, Dow, Keane, Reed, Zone.

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

Rules Committee: Sweeney, Chair; Cleveland, Kelley, Keane, Polensek.

Personnel and Operations Committee: Westbrook, Chair; Cloud, Kelley, Mitchell, Santiago, Sweeney, Wilkes.

Mayor's Appointment Committee: Cleveland, Chair; Kelley, Miller, Sweeney, Westbrook.

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

September 2, 2009

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, September 2, 2009, at 10:30 a.m. with Director Triozzi presiding.

Present: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Absent: Mayor Jackson.
Others: Jim Hardy, Commissioner, Purchases and Supplies.

Natoya Walker, Acting Director, Office of Equal Opportunity.

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

Resolution No. 337-09.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of Unisource Worldwide, Inc. for an estimated quantity of Paper Stock & Envelopes — Items Nos. 10-12, 28-47, 54-55, 57-67 and 69, for the Division of Printing & Reproduction, Department of Finance, for the period of one (1) year, beginning with the date of execution of a contract, with two one-year options to renew, received on July 17, 2009, under the authority of Ordinance No. 539-09, passed on May 4, 2009, which on the basis of the estimated quantity would amount to \$265,490.02 (Net), is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. RE-183666 which shall be certified against the contract in the total sum of \$13,275.00.

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

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 338-09.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of Xerox Corp. for an estimated quantity of Paper Stock and Envelopes — Items Nos. 1-5 and 68 for the Division of Printing & Reproduction, Department of Finance, for the period of one (1) year, beginning with the date of execution of a contract, with two one-year options to renew, received on July 17, 2009, under the authority of Ordinance No. 539-09, passed on May 4, 2009, which on the basis of the estimated quantity would amount to \$316,322.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services, which shall provide for the

immediate purchase as the initial amount of the contract of the following:

Requisition No. RE-183668

which shall be certified against the contract in the total sum of \$15,816.10.

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

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 339-09.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of Shaker Paper Co. for an estimated quantity of Paper Stock & Envelopes — Items Nos. 6-9, 13-27, 48-53, 56 and 70 for the Division of Printing & Reproduction, Department of Finance, for the period of one (1) year, beginning with the date of execution of a contract, with two one-year options to renew, received on July 17, 2009, under the authority of Ordinance No. 539-09, passed on May 4, 2009, which on the basis of the estimated quantity would amount to \$160,828.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. RE-183665

which shall be certified against the contract in the total sum of \$8,041.41.

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

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 340-09.

By Interim Director Withers.

Whereas, under the authority of Ordinance No. 161-08, passed by the Council of the City of Cleveland on March 10, 2008, and Board of Control Resolutions No. 525-08, adopted November 5, 2008 and No. 13-09, adopted January 14, 2009, and No. 22-09, adopted January 28, 2009, the City of Cleveland respectively entered into City Contract No. 68733 with Shook, Inc. Northern Division for the public improvement of the Morgan Water Works Plant Pretreatment

and Residuals Project in the amount of \$42,455,724.30, for the Division of Water, Department of Public Utilities, and approved various subcontractors.

Whereas, by its August 26, 2009 letter, Shook, Inc. Northern Division requested the City's approval for additional non-certified sub-contractors; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Shook, Inc. Northern Division under Contract No. 68733 for the public improvement of the Morgan Water Works Plant Pretreatment and Residuals Project, for the Division of Water, Department of Public Utilities, is approved:

<u>Subcontractor</u>	<u>Work Percentage</u>
Concrete Coring Company	\$ 25,000.00 0.06%
Schnabel Foundation Company	\$ 536,000.00 1.26%
Warren Roofing and Insulating Company	\$ 660,000.00 1.55%
CRS Metalworx, Inc.	\$1,267,500.00 2.99%

Be it further resolved, that the Director of Public Utilities is authorized to execute all documents and to do all things necessary to implement the additional sub-contractors authorized above.

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 341-09.

By Interim Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1008-05, passed by the Council of the City of Cleveland on July 13, 2005, and Ordinance No. 1657-08, passed on December 8, 2008, Rahim Inc. dba RNR Consulting is selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities as the firm to be employed by contract to provide General IT Consulting Services that will supplement the regularly employed staff of multiple sections within CWD in order to provide project management, computer programming and support, and a variety of other information technology services on an as-needed basis to implement improvements to the IT Master Plan, for a term not exceeding two years, for the Division of Water, Department of Public Utilities.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with Rahim Inc. dba RNR Consulting based upon its proposal dated, May 22, 2009, which contract shall be prepared by the Director of Law, shall provide for furnishing of profes-

sional services described in the proposal, in an amount not to exceed \$2,587,000.00, 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-contractors by Rahim Inc. dba RNR Consulting for the above-mentioned professional services is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Solar Systems Networking, Inc. (CSB/FBE)	\$388,050.00 15.00%
OM Consulting Group, LLC (CSB/MBE)	\$129,350.00 5.00%
SARCOM, Inc.	\$120,500.00 4.66%
Centric Consulting, LLC	\$536,500.00 20.74%
Vlad Laurinavichus	\$110,000.00 4.25%

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 342-09.

By Interim Director Withers.

Whereas, under the authority of Ordinances No. 1068-98, passed by the Cleveland City Council on August 19, 1998, the City of Cleveland, through the Director of Public Utilities, entered into an agreement with High Line Corp dba CASNET, City Contract No. 59462, to obtain a electronic document management software system as part of the design and implementation of a five-year information technology plan, for the Division of Water, Department of Public Utilities; and

Whereas, division (d) of Section 181.102 C.O. authorizes a director to enter into an agreement with a software vendor for professional services necessary to implement or maintain the software system, including but not limited to maintenance, repair, upgrades, enhancements and technical support; and

Whereas, under the authority of Ordinance No. 774-07, passed by the Council of the City of Cleveland on July 11, 2007, the City entered into a contract with High Line Corp dba CASNET, Contract No. 67088, to obtain professional maintenance and technical support services and licenses necessary to implement and maintain High Line Corp dba CASNET OnBase electronic document management system software; and

Whereas, under the authority of Section 181.102 C.O., the City intends to enter into a renewal of Contract No. 67088 with High Line Corp dba CASNET, to continue to obtain the professional maintenance and technical support services necessary to implement and maintain the High Line Corp dba CASNET electronic document management system soft-

ware under Contract No. 59462; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the compensation to be paid for maintenance and technical support services to be performed under the renewal of City Contract No. 67088 with High Line Corp dba CASNET, under the authority of Section 181.102 C.O., shall not exceed \$447,080.00.

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 343-09.

By Interim Director Withers.
Be it resolved by the Board of Control of the City of Cleveland that the bid of B.P. Britches, Inc. dba Christopher's for an estimated quantity of Marketing and Promotional Items (items 44-83 and 85-92) for the Division of Water Pollution Control, Department of Public Utilities, for a period of two (2) years beginning with the execution of a contract, received on July 1, 2009, under the authority of Ordinance No. 950-05, passed June 6, 2005, which on the basis of the estimated quantity would amount to \$5,703.00 (0%, Net 30 Days) is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter in requirement contract for the commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 180105
which shall be certified against the contract in the sum of \$3,000.00.

The requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for the commodities, whether more or less than the estimated quantity, as may be ordered under subsequent requisitions separately certified against the contract.

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 344-09.

By Interim Director Withers.
Be it resolved by the Board of Control of the City of Cleveland that the bid of Koppel Advertising, Inc. for an estimated quantity of Marketing and Promotional Items (items 1-43, 84, and 93-109) for the Division of Water Pollution Control, Department of Public Utilities, for a period of two (2) years beginning with the execution of a contract, received on July 1, 2009, under the authority of Ordinance No. 950-05, passed June 6, 2005, which on the basis of the estimated quantity would amount to \$58,793.14 (2%, 10 Days) is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter in requirement con-

tract for the commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 180104
which shall be certified against the contract in the sum of \$15,000.00.

The requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for the commodities, whether more or less than the estimated quantity, as may be ordered under subsequent requisitions separately certified against the contract.

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 345-09.

By Interim Director Withers.
Be it resolved by the Board of Control of the City of Cleveland that the bid of LCI Construction, Inc., for landscape materials, supplies and services, including labor and materials needed to maintain, test, install, replace, improve, restore, and refurbish landscaping and tree lawns at various water works facilities, Baldwin-Fairmount-Kirtland Water Works, Items B1-B29, Crown Water Works, Items C1-C28, Garrett A. Morgan Water Works, Items G1-G28, Harvard Service Center, Items H1-H28, Mindszenty Plaza/Public Utilities Building Property, Items M1-M28, Nottingham Water Plant, Items N1-N28, Parma Heights/North Royalton Water Facilities, Items P1-P28, Secondary Station Sites, Items S1-S28, Tower Facilities, Items T1-T28, and Kirby Avenue Headquarters, Items W1-W28 for the Divisions of Water, Water Pollution Control and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services, received on May 28, 2009, under the authority of Ordinance No. 1800-07, passed December 10, 2007, which on the basis of the estimated quantity would amount to \$355,580.00 (0%), 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 commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 198837
which shall be certified against the contract in the sum of \$20,000.00.

The requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for the commodities, whether more or less than the estimated quantity, as may be ordered under subsequent requisitions separately certified against the contract.

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

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Caver Brothers, Inc. (CSB/M)	\$142,000.00 39.93%

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 346-09.

By Interim Director Withers.
Be it resolved by the Board of Control of the City of Cleveland that the bid of Idexx Distribution, Inc. for an estimated quantity of laboratory equipment, testing and analytical services: biological and chemical testing supplies, apparatus and appurtenances, items 4A-4H, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services, received on July 16, 2009, under the authority of Section 129.28 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$78,277.00 (0%), 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 commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 198924
which shall be certified against such contract in the sum of \$30,000.00.

The requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for the commodities, whether more or less than the estimated quantity, as may be ordered under subsequent requisitions separately certified against the contract.

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 347-09.

By Interim Director Withers.
Be it resolved by the Board of Control of the City of Cleveland that the bid of Jade Scientific, Inc. for an estimated quantity of laboratory equipment, testing and analytical services: biological and chemical testing supplies, apparatus and appurtenances, item 1-all items, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services, received on July 16, 2009, under the authority of Section 129.28 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would

amount to \$144,000.00 (1%, 10 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 198915 which shall be certified against such contract in the sum of \$35,000.00.

The requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for the commodities, whether more or less than the estimated quantity, as may be ordered under subsequent requisitions separately certified against the contract.

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 348-09.

By Acting Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Stevens Painton Corporation, for the public improvement of the building improvements for the GIS Build-Out at 205 St. Clair Avenue, base bid, for the Department of Public Utilities, received on December 18, 2008, under the authority of Ordinance No. 739-08, passed June 9, 2008, for a gross price for the improvement in the aggregate amount of \$232,000.00, is affirmed and approved as the lowest responsible bidder, and the Director of Public Utilities is authorized to enter into contract for the improvement with the bidder.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Stevens Painton Corporation, is approved:

<u>Subcontractor</u>	<u>Amount</u>
<u>CSB/MBE/FBE</u>	<u>Percentage</u>
Carnegie Cabinets CSB/MBE	\$ 2,601.00 1.12%
KBJ Inc. CSB/MBE	\$39,500.00 17.03%
Bay-West Electric CSB/FBE	\$40,000.00 17.24%
Dependable Paint CSB/FBE	\$ 6,000.00 2.59%
Rochelle Plat CSB/FBE	\$ 1,465.00 .631%

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 349-09.

By Interim Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of J. W. Didado Electric, Inc.

for the public improvement by construction of the Holton Substation on a green field site up to and including the substation take off structures, testing and energizing of the Holton Substation and associated work as per the specification and drawings (including a \$414,900.00 contingency allowance), all items, for the Division of Cleveland Public Power, Department of Public Utilities, received on June 17, 2009, under the authority of Ordinance No. 556-08, passed June 9, 2008, upon a gross basis for the improvement in the aggregate amount of \$4,563,900.00, is affirmed and approved as the lowest responsible bid, and the Director of Public Utilities is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by J.W. Didado Electric, Inc. for the above-mentioned public improvement is approved:

<u>SUBCONTRACTOR</u>	<u>PERCENTAGE</u>
	<u>WORK</u>
Paladin Protective System	2.16% \$ 98,387.00
K.L.E. Construction Co. (MBE)	17.14% \$782,100.00
Great Lakes Testing	0.44% \$ 19,960.00
GECON Supply Company, LLC (MBE/FBE/CSB)	6.80% \$310,000.00

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 350-09.

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that under authority of Ordinance Nos. 1179-08 and 863-09, passed by the Council of the City of Cleveland September 29, 2008 and July 1, 2009 respectively, Richard L. Bowen + Associates, Inc., a Cleveland Small Business firm, is selected from a list of qualified consultants available for employment after a canvass by the Director of Public Service as the firm to be employed by contract to supplement the regularly employed staff of several departments of the City to provide the professional services necessary to complete the Rehabilitation of Public Safety Facilities for the Department of Public Service.

Be it further resolved that the Director Public Service is authorized to enter into a contract with Richard L. Bowen + Associates based upon its proposal dated August 7, 2009, for a total cost not to exceed \$341,750.00, which contract shall be prepared by the Director of Law, 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 Richard L. Bowen + Associates is approved:

<u>Subconsultant</u>	<u>Amount</u>
	<u>Percentage</u>
Metropolitan Architecture CSB	\$80,275.00 23.49%
L. V. Surveying CSB	\$ 9,200.00 2.692%
Prime Geotech CSB	\$12,926.00 3.782%

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 351-09.

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that under authority of Ordinance No. 1178-08 passed by the Council of the City of Cleveland September 29, 2008, Byron D. Myers, Architect, a Cleveland Small Business firm, is selected from a list of qualified consultants available for employment after a canvass by the Director of Public Service as the firm to be employed by contract to supplement the regularly employed staff of several departments of the City to provide the professional services necessary to complete the Rehabilitation of Health Centers for the Department of Public Service.

Be it further resolved that the Director of Public Service is authorized to enter into a contract with Byron D. Myers, Architect based upon its proposal dated August 7, 2009, for a total cost not to exceed \$72,000, which contract shall be prepared by the Director of Law, 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 subconsultants by Byron D. Myers, Architect is approved:

<u>Subconsultant</u>	<u>Amount</u>
	<u>Percentage</u>
Sandhu & Associates, Inc. CSB	\$8,500.00 11.806%
Peggy Brown CSB	\$4,000.00 5.556%
Bemba K. Jones & PS Assoc. CSB	\$4,500.00 6.250%
Dynatech Consultants	\$ 0 0%

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox,

Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 352-09.

By Director Cox.
Be it resolved by the Board of Control of the City of Cleveland that under authority of Ordinance Nos. 922-07 and 1176-08 passed by the Council of the City of Cleveland July 11, 2007 and November 10, 2008 respectively, Ziska Architects, LLC, a Cleveland Small Business firm, is selected from a list of qualified consultants available for employment after a canvass by the Director of Parks, Recreation & Properties as the firm to be employed by contract to supplement the regularly employed staff of several departments of the City to provide the professional services necessary to complete the Rehabilitation of Recreation Centers and Other Public Facilities for the Division of Research, Planning & Development, Department of Parks, Recreation & Properties.

Be it further resolved that the Director of Parks, Recreation & Properties is authorized to enter into a contract with Ziska Architects, LLC based upon its proposal dated August 7, 2009, for a total cost not to exceed \$125,000.00, which contract shall be prepared by the Director of Law, 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 subconsultants by Ziska Architects, LLC is approved:

<u>Subconsultant</u>	<u>Amount</u>	<u>Percentage</u>
Polytech, Inc. CSB	\$27,500.00	22.00%
MLWarner CSB	\$ 5,500.00	4.40%
SE Blueprint (pending CSB)	\$ 0	0%

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Interim Director Feliciano and Director Rybka.

Nays: None.
Absent: Mayor Jackson.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

REYNALDO GALINDO,
President

CIVIL SERVICE NOTICE

ANNOUNCEMENTS — 2009
9/11/09 — 9/17/09

Announ-Exam Classi- cement Method fication No.		Exam Type
57	WR	Correctional Officer (Open)

PROOF OF CITY RESIDENCY

Any applicant wishing to receive residency credit will be asked to show that he/she is a bona fide resident of the City of Cleveland. The following list gives examples of items that an applicant may present **at the time of filing.** The Civil Service Commission requires a minimum of three items from at least three **different** categories, where applicable. All items must be **current.** Please note that presentation of these items does not constitute conclusive proof of bona fide residency. Acceptable categories include, but are not limited to, the following:

- Lease - from rental agency.
- Lease - from independent party. Must include copy of cancelled check or money order receipts for previous rent and/or security deposit, and fully executed; otherwise, it is unacceptable.

Utility bills bearing the property address **and** your name.

Post Office change of address form properly date stamped.

Official documents relating to home ownership including deed, purchase agreement, or insurance policy.

Bank statements (Within last three months).

School registration of children.

Car insurance documents.

Car registration **or** Driver's License **or** Ohio I.D. (**One only**).

Loans and credit card statements (Within last three months).

Rental contracts (e.g.: furniture, tools, car, etc.).

Current bills not listed above (Within last three months).

The following are examples of **unacceptable** categories of proof:

Library cards.

Voter registration cards.

Birth certificates.

Notarized letters or affidavits.

Social Security card.

Rental receipts from independent party without cancelled checks or money order receipt.

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 57

CORRECTIONAL OFFICER (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an Open examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$12.18 - \$16.88 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. **APPLICATIONS WILL BE AVAILABLE FOR DISTRIBUTION TO APPLY FOR THE CIVIL SERVICE EXAMINATION FROM 8:30 A.M. ON FRIDAY, SEPTEMBER 11, 2009 UNTIL 4:30 P.M. ON THURSDAY, SEPTEMBER 17, 2009.**

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON THURSDAY, SEPTEMBER 17, 2009.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: WRITTEN

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under immediate supervision, assumes responsibility for the custody of inmates. Escorts, transports, and guards inmates as required. Maintains discipline and order among inmates and their conformance to

rules and regulations to prevent escape. Supervises the conduct of inmates during meal times. Develops and assigns work assignments to inmates and supervises their work while at the facility. Controls unruly inmates using proper procedures and techniques. Books prisoners. Searches inmates entering buildings in an approved manner for restricted items. Checks prisoners in and out of facilities as required. Makes bed checks and performs head counts. Patrols assigned posts and other areas including cell-blocks, corridors, and the general premises in a vigilant manner. Locks and unlocks doors as required. Maintains security over guns and facility keys. Guards buildings and grounds against unauthorized trespass, theft, or damage from fire or other causes. Carries out orders and directives as assigned. Prepares daily reports, logs, and other documents, as required, to properly document daily work and activities. Performs LEADS record checks regarding inmates. Utilizes division's record management system. Performs other job related duties as required. Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam). Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

A High School Diploma or GED is required. Must obtain an O.P.A.T.A. Correctional Officer's certification within one year of the date of hire. Must also complete an approved firearm training course and qualify with a .38 caliber weapon within one year of the date of hire. Must be computer literate and be able to lift and carry a minimum of 40 lbs. A valid State of Ohio Driver's License is required. Must be capable of becoming LEADS certified within 60 days of the date of hire.

NOTE: Applicants will be required to pay a \$10.00 (TEN DOLLARS) filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt. However, that when an applicant is disqualified from taking an examination on the basis of age, education or failure to meet other minimum entrance requirements, the fee paid by such applicant shall be refunded to such applicant upon the applicant's request in writing made within ten (10) days after the date of examination.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with

the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

REYNALDO GALINDO,
President

September 9, 2009

**SCHEDULE OF THE BOARD
OF ZONING APPEALS**

MONDAY, SEPTEMBER 21, 2009

9:30 A.M.

Calendar No. 09-166: 4497 Broadview Road (Ward 16)

Angelo Gallo, TTEE, Vibra Corporation, owners, appeal to add a front patio with a 4 foot tall ornamental fence and seating for 16 patrons to an existing tavern in a two-story building on a 40.23' x 133.91' parcel in a Local Retail Business District; contrary to the Yard Regulations in Section 357.01(d) and the limitation of a specific front 10 foot setback established for Broadview Road at this location and not a permitted front yard setback encroachment, according to the provisions in Section 357.13(b) of the Cleveland Codified Ordinances.

Calendar No. 09-171: 4360 Rocky River Drive (Ward 21)

Cristina Miranda, owner, appeals to enclose a 24' x 8' front porch of a one family dwelling on a 50' x 296.72' parcel in a Multi-Family District; nonconforming to Section 357.13(b)(4) that open porches or porticos may project not more than 6 feet and enclosed porches or vestibules not more than 4 feet, provided they do not extend within 10 feet of the street line and do not aggregate a vertical area in any story more than 20 percent of the area of the facade in that story, according to the Cleveland Codified Ordinances.

Calendar No. 09-172: 3320 Virginia Avenue (Ward 15)

Robert Letostak, owner, appeals to enclose a 10-6' x 8' front porch of a one family dwelling on a 31' x 118.11' parcel in a Two-Family District; nonconforming to Section 357.13(b)(4) that open porches or porticos may project not more than 6 feet and enclosed porches or vestibules not more than 4 feet, provided they do not extend within 10 feet of the street line and do not aggregate a vertical area in any story more than 20 percent of the area of the facade in that story, according to the Cleveland Codified Ordinances.

10:30 A.M.

Calendar No. 08-68: 3232 Lakeside Avenue (Ward 13)

Flextron LLC, owner, and Theodore Talliere, agent, appeal to change use from a bar/restaurant to adult cabaret an existing two-story building on a 130.66' x 117.25' corner parcel in a General Industry District on

the southwest corner of Lakeside Avenue at East 33rd Street at 3232 Lakeside Avenue; subject to the provisions of Section 349.01(c), whenever the existing use of a building or structure shall hereafter be changed to a new use, parking facilities shall be provided as required for such new use as stated in the Cleveland Codified Ordinances. (Denied 7-28-08; on remand from Cuyahoga County Common Pleas Court 8-25-09.)

Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

MONDAY, SEPTEMBER 8, 2009

At the meeting of the Board of Zoning Appeals on Tuesday, September 8, 2009, the following appeals were heard by the Board.

The following appeals were **Approved:**

Calendar No. 09-153: 4360 West 130th Street

Nancy Taylor appealed to establish an auto repair garage in a one-story building on a parcel in a General Retail Business District; subject to conditions.

Calendar No. 09-165: 1068 West 174th Street

Frank Schultz appealed to erect a one-story frame, gable garage to be attached to an existing garage on a 41' x 197.51' parcel in a Two-Family District; subject to condition.

Calendar No. 09-167: 1588 East 34th Street

Jing Xi Tang appealed to erect a one-story frame, gable garage a distance of 18 feet from the rear half of a parcel in a Two-Family District; subject to conditions.

Calendar No. 09-148: 5604 Franklin Boulevard

Darwin McLellan appealed to install a 6 foot tall fence on a corner parcel in a Two-Family District.

The following appeals were **Withdrawn:**

None

The following appeal was **Postponed:**

Calendar No. 09-164: 4098-4100 East 78th Street postponed to October 5, 2009.

The following appeal was **Dismissed:**

Calendar No. 09-126: 2806 East 79th Street

Frank Sims appealed to establish use as an auto parts store in a mixed use building in split zoning between General Retail Business District and a Multi-Family District.

The following appeals heard by the Board on August 31, 2009 were adopted and approved on September 8, 2009.

The following appeals were **Approved**:

Calendar No. 09-161: 4716 West 158th Street

William Dallapiazza appealed to erect a 40' x 36' x 26' high accessory garage in a One-Family District; subject to conditions.

Calendar No. 09-140: 12805 Shaker Boulevard

Shaker House LLC and David Goodman, owners, appealed to install a generator for a wireless communications site at the rear of an irregular shaped parcel in a General Retail Business District.

The following appeals were **Denied**:

Calendar No. 09-135: 13835 Lorain Avenue

J-SET Limited LLC, owner, and Jesse Adkins d.b.a. Fat Boys Sports Bar, Inc, tenant, appealed from a disapproved application for a Music License by the Cleveland Department of Public Safety.

Calendar No. 09-142: 1378 West 114th Street

Angela Gomez appealed to keep a pig on a 3,640 square foot lot in a Multi-Family District.

The following appeal heard by the Board on July 6, 2009 was adopted and approved on September 8, 2009.

The following appeal was **Approved**:

Calendar No. 09-69: 9604 Kirkwood Avenue

Tom Karnavas appealed to erect a 35' x 25' one-story wooden addition to a 38' x 25' garage in a Two-Family District; subject to conditions.

The following appeals were **Withdrawn**:

Calendar No. 09-157: 8322 Woodland Avenue

Saeid Amini appealed to establish use for a wrecking yard in split zoning between General and Semi-Industry Districts.

Calendar No. 09-169: 2481 Professor Avenue

Cumhur Sasmaz appealed to erect a deck in the front yard of a one family dwelling in a Two-Family District.

Secretary

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

NO MEETING

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

THURSDAY, SEPTEMBER 17, 2009

File No. 172-09 — 2009 Department of Public Safety Homeland Security Fusion Center Carpeting, for the Division of Architecture, Department of Public Service.

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

THERE WILL BE A MANDATORY PRE-BID MEETING THURSDAY, SEPTEMBER 10, 2009 AT 10:00 A.M., THE JUSTICE CENTER, CLEVELAND POLICE DIVISION, 1300 ONTARIO AVENUE, 9TH FLOOR, CLEVELAND, OHIO 44113. THE CITY OF CLEVELAND WILL NOT CONSIDER THE BID OF

ANYONE WHO DOES NOT ATTEND A MANDATORY PRE-BID CONFERENCE.

September 2, 2009 and September 9, 2009

THURSDAY, SEPTEMBER 24, 2009

File No. 159-09 — 2009 Sidewalk Assessment Program Contract Relaying and Repairing Sidewalks, Driveway Aprons and Curbs, for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance No. 313-09, passed by the Council of the City of Cleveland, June 8, 2009.

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

THERE WILL BE A MANDATORY PRE-BID MEETING THURSDAY, SEPTEMBER 10, 2009 AT 10:00 A.M., THE CLEVELAND CITY HALL, DIVISION OF ENGINEERING AND CONSTRUCTION, ROOM 518, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

THE CITY OF CLEVELAND WILL NOT CONSIDER THE BID OF ANYONE WHO DOES NOT ATTEND A MANDATORY PRE-BID CONFERENCE.

September 2, 2009 and September 9, 2009

WEDNESDAY, SEPTEMBER 30, 2009

File No. 168-09 — Purchase of Radiator, Heater Core Air Charged Coolers and Tank Repair or Replace, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 686-07, passed by the Council of the City of Cleveland, June 11, 2007.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING TUESDAY, SEPTEMBER 15, 2009 AT 10:00 A.M., THE DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

File No. 169-09 — Purchase of Trailer Mounted Air Compressors, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance Nos. 902-07 and 1849-08, passed by the Council of the City of Cleveland, July 11, 2007 and January 26, 2009, respectively.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING TUESDAY, SEPTEMBER 15, 2009 AT 10:30 A.M., THE DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

File No. 170-09 — Purchase of Single Axle Cab and Chassis with Snowplow and Related Equipment, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1849-08, passed by the Council of the City of Cleveland, January 26, 2009.

THERE WILL BE A **NON-MAN-DATORY PRE-BID** MEETING TUESDAY, SEPTEMBER 15, 2009 AT 11:00 A.M., THE DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

File No. 171-09 — Purchase of Tandem Axle Cab and Chassis with Snowplow and Related Equipment, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1849-08, passed by the Council of the City of Cleveland, January 26, 2009.

nance No. 1849-08, passed by the Council of the City of Cleveland, January 26, 2009.

THERE WILL BE A **NON-MAN-DATORY PRE-BID** MEETING TUESDAY, SEPTEMBER 15, 2009 AT 11:30 A.M., THE DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

September 2, 2009 and September 9, 2009

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

NO MEETINGS

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O—Ordinance; R—Resolution; F—File

Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;

Bold type in sections indicates amendments

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Board of Control — Cleveland Public Power Division

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