

The City Record

Official Publication of the Council of the City of Cleveland



June the Twenty-Second, Two Thousand and Sixteen

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 Kerry McCormack
- 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 Brian Kazy
- 17 Martin J. Keane

The City Record is available online at
www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

Ward	Name	Residence	
1	Terrell H. Pruitt	16920 Throckley Avenue	44128
2	Zack Reed	3734 East 149th Street	44120
3	Kerry McCormack	1429 West 38th Street	44113
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	Brian Kazy	4300 West 143rd Street	44135
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
 Jenita McGowan, Executive Assistant to the Mayor, Chief of Sustainability
 Natoya J. Walker Minor, Executive Assistant to the Mayor, Chief of Public Affairs
 Edward W. Rybka, Executive Assistant to the Mayor, Chief of Regional Development
 Dan Williams, Media Relations Director

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:
 Architecture and Site Development – _____ Manager
 Engineering and Construction – Richard J. Switalski, Manager
 Real Estate – James DeRosa, Commissioner

OFFICE OF EQUAL OPPORTUNITY – Melissa K. Burrows, Ph.D., Director

DEPT. OF LAW – Barbara A. Langhenry, Director, Gary D. Singletary, Chief Counsel,
 Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,
 Victor R. Perez, Chief Assistant Prosecutor, Room 106; Robin Wood, 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 – Robert L. Davis, Director, 1201 Lakeside Avenue

DIVISIONS:
 Cleveland Public Power – Ivan Henderson, Commissioner
 Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer
 Water – Alex Margevicius, Commissioner
 Water Pollution Control – Rachid Zoghaib, Commissioner

DEPT. OF PORT CONTROL – Fred Szabo, Interim 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 – Jeffrey Brown, 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 – Frank D. Williams, Interim Commissioner
 Traffic Engineering – Robert Mavec, Commissioner
 Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

DEPT. OF PUBLIC HEALTH – _____, Director, 75 Erieview Plaza

DIVISIONS:
 Air Quality – George Baker, Commissioner
 Environment – Chantez Williams, Commissioner, 75 Erieview Plaza
 Health – _____, Commissioner, 75 Erieview Plaza

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

DIVISIONS:
 Animal Control Services – Edward Jamison, Chief Animal Control Officer, 2690 West 7th Street
 Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive
 Fire – Patrick Kelly, Chief, 1645 Superior Avenue
 Police – Calvin D. Williams, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director

DIVISIONS:
 Administrative Services – Jesus Rodriguez, Commissioner
 Fair Housing and Consumer Affairs Office – John Mahoney, Manager
 Neighborhood Development – Chris Garland, Commissioner
 Neighborhood Services – Louise V. Jackson, Commissioner

DEPT. OF BUILDING AND HOUSING – Ronald J.H. O’Leary, Director, Room 500

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

DEPT. OF HUMAN RESOURCES – Nycole West, Interim 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, 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 Kenneth L. Johnson.

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 – Freddy L. Collier, Jr., 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 – Julie Trott, Chair; Giancarlo Calicchia, Vice Chair; Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Council Member Terrell H. Pruitt, Robert Strickland, Donald Petit, 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 15C
 Judge Marilyn B. Cassidy – Courtroom 13A
 Judge Michelle Denise Earley – Courtroom 14C
 Judge Emanuella Groves – Courtroom 14B
 Judge Lauren C. Moore – Courtroom 14A
 Judge Charles L. Patton, Jr. – Courtroom 13D
 Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B
 Judge Michael R. Sliwinski – Courtroom 12A
 Judge Janet Rath Colaluca – Courtroom 12B
 Judge Suzan Marie Sweeney – Courtroom 12C
 Judge Ed Wade – Courtroom 13C
 Judge Joseph J. Zone – Courtroom 14D
 Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Robert J. Furda – Chief Bailiff; Dean Jenkins – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate.

The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 103

WEDNESDAY, JUNE 22, 2016

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CITY COUNCIL

MONDAY, JUNE 20, 2016

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PATRICIA J. BRITT
City Clerk, Clerk of Council
216 City Hall

**The following Committees meet at
the Call of the Chair:**

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

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

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

Control Resolution No. 240-16, adopted May 25, 2016 for East 75th Street Sewer Project, for the Division of Water Pollution Control, Department of Public Utilities, is approved:

SUBCONTRACTOR CSB/MBE/FBE WORK

Riley Contracting, Inc. Non-Certified
\$188,700.00

Yeas: Directors Langhenry,
Dumas, Davis, Interim Director
Szabo, Director Cox, Acting Directors
Withers, Cosgrove, Ebersole,
Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director
Gordon, and Interim Director West.

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2015-2017

MONDAY — Alternating

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

9:30 A.M. — **Municipal Services
and Properties Committee:** K. Johnson
(CHAIR), Dow (VICE-CHAIR),
Brancatelli, Cummins, J. Johnson,
Kazy, 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), Cummins, Dow,
McCormack, 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, Kazy, Polensek, Pruitt,
Reed.

WEDNESDAY — Alternating

10:00 A.M. — **Safety Committee:**
Zone (CHAIR), Conwell (VICE-
CHAIR), Kazy, Keane, McCormack,
Mitchell, Polensek.

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

June 15, 2016

The Regular meeting of the Board
of Control convened in the Mayor's
office on Wednesday, June 15, 2016
at 10:33 a.m. with Director Langhenry
presiding.

Present: Directors Langhenry,
Dumas, Davis, Interim Director
Szabo, Director Cox, Acting Directors
Withers, Cosgrove, Ebersole,
Directors Fumich, and O'Leary.

Absent: Mayor Jackson, Director
Gordon, and Interim Director West.

Others: Tiffany White, Commissioner,
Purchases & Supplies.

Melissa Burrows, Director, Office
of Equal Opportunity.

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

Resolution No. 281-16.

By Director Davis.

Be it resolved by the Board of
Control of the City of Cleveland that
the employment of the following
subcontractor by Terrace Construction
Company, Inc. under the public
improvement contract to be entered
into under the authority of Ordinance
No. 147-15, passed by the
Council of the City of Cleveland on
March 30, 2015, and Board of Control
Resolution No. 156-16, adopted April
13, 2016, as amended by Board of

Resolution No. 282-16.

By Director Davis.

Be it resolved by the Board of
Control of the City of Cleveland that
under the authority of Ordinance No.
1108-15, passed by the Council of the
City of Cleveland on November 9,
2015, Kent State University 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 training and
development of employees in the
categories of General/Soft Skills,
DPU Administration, Industry-Specific
Training, and Job Specific
Training, for a term not exceeding
two years, with two one-year options
to renew, for the various Divisions
of the Department of Public Utilities.

Be it further resolved that the
Director of Public Utilities is authorized
to enter into a contract with
Kent State University based upon
its proposal dated, October 6, 2015,
which contract shall be prepared by
the Director of Law, shall provide
for furnishing of professional services
described in the proposal, for an
aggregate fee of \$435,000.00, 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-
consultants by Kent State University
for the above-mentioned professional
services is approved:

SUBCONSULTANTS WORK PERCENTAGE

Devore Technologies, Inc.
(CSB) TBD
N/A

Great Lakes Truck Driving
School (FBE) \$60,000.00
13.79%

James Gnew (non-certified)	TBD N/A	2012, October 24, 2012, July 30, 2014, November 5, 2014 and February 4, 2015, respectively, the City through its Director of Port Control, entered into Contract No. PS2012*221 with MCPc, Inc. n/k/a Logicalis, Inc. to provide professional services necessary to build new infrastructure for networking, wireless, storage and other information technology requirements for the Department of Port Control; and
The Craun-Liebing Company (non-certified)	TBD N/A	
Utility Technologies International Corporation (non-certified)	TBD N/A	
Milestone Systems, Inc. (non-certified)	TBD N/A	

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.
Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 283-16.

By Interim Director Szabo.
Whereas, under Ordinance No. 886-12, as amended by Ordinance No. 1399-12, passed by Cleveland City Council on July 11, 2012 and November 19, 2012, respectively, the Commissioner of Purchases and Supplies is authorized, by and at the direction of the Board of Control, to sell certain City-owned real property, no longer needed for public use, described therein and located north of Cleveland Hopkins International Airport, to Cleveland Business Park, Ltd. at a price not less than fair market value; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 866-12, as amended by Ordinance No. 1399-12, passed by Cleveland City Council on July 11, 2012 and November 19, 2012, respectively, the Commissioner of Purchases and Supplies is directed to sell certain City-owned real property no longer needed for public use, described therein and located north of Cleveland Hopkins International Airport, consisting of a parcel containing 0.0731 acres ("Parcel A"), a parcel containing 0.1451 acres ("Parcel B") and a parcel containing 0.0224 acres ("Parcel C") to Cleveland Business Park, Ltd. at the price of \$10,500.00.

Be it further resolved that the Mayor is requested to execute and deliver the official deed of the City of Cleveland conveying said property, which document shall contain such additional terms and conditions as the Directors of Port Control and Law deem necessary and appropriate to protect and benefit the interests of the City of Cleveland.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.
Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 284-16.

By Interim Director Szabo.
Whereas, under the authority of Ordinance No. 73-12, passed by the Council of the City of Cleveland on April 9, 2012, and Board of Control Resolution No. 348-12, as amended by Resolution No. 549-12, Resolution 348-14, Resolution 507-14 and Resolution No. 38-15, adopted July 18,

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

Whereas, under the authority of Section 181.102 C.O. the City intends to enter into an agreement with Logicalis, Inc. to provide maintenance, technical support and other related services, on an as-needed basis, for the NetApp network file storage system for a period of one year starting upon execution; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of division (e) of Section 181.102 C.O., the compensation to be paid Logicalis, Inc. to provide maintenance, technical support and other related services, on an as-needed basis for the NetApp network file storage system shall not exceed \$80,951.28.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.
Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 285-16.

By Director McGrath.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Med-Eng, LLC for an estimated quantity of IED personal protective wear, Items 1.01-1.04, for the various divisions of the Department of Public Safety, for a period of two (2) months beginning on the date of execution of a contract for the goods and/or services, received on June 13, 2016, under the authority of Ordinance No. 880-14, passed by the Cleveland City Council July 16, 2014, which on the basis of the estimated quantity would amount to \$126,004.00 (Net 30 days), is affirmed and approved as the lowest and best bid, and the Director of Public Safety is requested to enter into a requirement contract for the specified goods and/or services.

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: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 286-16.

By Director Cox.

Whereas, under Ordinance No. 1591-13, passed by the Council of the City of Cleveland November 25, 2013, as amended by Ordinance No. 410-16, passed May 2, 2016, the Director of Public Works and the Commissioner of Purchases and Supplies are authorized to purchase certain property and easements needed for Stage 3 of the Towpath Trail Project for a consideration that shall not exceed fair market value as determined by the Board of Control; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the amount of \$119,500.00 to be paid to Stein, Inc. as consideration for the acquisition of Permanent Parcel No. 008-31-006 in fee simple, and the acquisition of the following described permanent easement and temporary easement, all of which are needed for Stage 3 of the Towpath Trail Project, is determined not to exceed fair market value.

6 PRE (Permanent Easement)

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being part of Original Brooklyn Township Lot No. 85 and being more fully described as follows:

Beginning at the southwest corner of Sublot No. 5 in The Cuyahoga Valley Realty Co.'s Subdivision No. 1 as recorded in Plat Book 43 Page 15 of Cuyahoga County Recorder's records;

Thence N 88° 15' 10" E along the south line of the grantor, 199.00 feet to the True Place of Beginning for the parcel intended to be described herein;

Thence N 00° 59' 58" W, 413.30 feet;

Thence N 89° 00' 02" E, 14.00 feet; Thence S 00° 59' 58" E, 413.11 feet to the grantor's south line;

Thence S 88° 15' 10" W along the grantor's south line, 14.00 feet to the True Place of Beginning.

The above described area is known as Cuyahoga County Auditor's Parcel No. 00831003 and contains 0.1328 acres.

The Grantor claims title through Deed Volume 15034 page 363 of the Cuyahoga County Recorders Record.

This description was prepared and reviewed on September 1, 2015 by Robert J. Warner, P.S. 6931 for Environmental Design Group.

This description is based on a survey made for the City of Cleveland under the direction of Robert J. Warner, P.S. 6931.

Bearings are based on Grid North in the Ohio State Plane Coordinate System NAD83(2011).

6 T (Temporary Easement)

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being part of Original Brooklyn Township Lot No. 85 and being more fully described as follows:

Beginning at the northwest corner of the grantor's lands as described in Deed Volume 15034 Page 363 of Cuyahoga County Recorder's records;

Thence N 87° 37' 17" E along the north line of said grantor's sands 234.57 feet to the True Place of Beginning for the parcel intended to be described herein;

Thence N 15° 33' 08" W, 83.17 feet;
Thence S 32° 22' 43" E, 82.47 feet;
Thence N 89° 00' 02" E, 9.31 feet;
Thence S 00° 59' 58" E, 76.97 feet;
Thence S 89° 00' 02" W, 14.00 feet;
Thence N 15° 33' 08" W, 69.09 feet to the True Place of Beginning.

The above described area is known as Cuyahoga County Auditor's Parcel No.'s 0831003 & 00831001 and contains 0.0623 acres.

The Grantor claims title through Deed Volume 15034 page 363 & 91-7361 Page 40 of the Cuyahoga County Records Record.

This description was prepared and reviewed on September 1, 2015 by Robert J. Warner, P.S. 6931 for Environmental Design Group.

This description is based on a survey made for the City of Cleveland under the direction of Robert J. Warner, P.S. 6931.

Bearings are based on Grid North in the Ohio State Plane Coordinate System NAD83 (2011).

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 287-16.

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 Nos. 108-11-103 and 108-11-104 located at 10314 Colonial Avenue and 10318 Colonial 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, Ruth Lee Edna Frazier has proposed to the City to purchase and develop the parcels for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 9 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 parcels is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

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

Frazier for the sale and development of Permanent Parcel Nos. 108-11-103 and 108-11-104 located at 10314 Colonial Avenue and 10318 Colonial 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 parcels shall be \$400.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 288-16.

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 Nos. 104-15-111 and 104-15-113 located at 1248 East 61st Street and 1256 East 61st 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, Elena Rodriguez and Ismael J. Flores have proposed to the City to purchase and develop the parcels for yard expansion; and

Whereas; the following conditions exist:

1. The member of Council from Ward 7 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 parcels 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 Elena Rodriguez and Ismael J. Flores for the sale and development of Permanent Parcel Nos. 104-15-111 and 104-15-113 located at 1248 East 61st Street and 1256 East 61st 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 parcels shall be \$400.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 289-16.

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. 117-35-015 located at 18089 Blandford 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 sell Land Reutilization Program parcels; and

Whereas, Bobbie J. Banks 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 Bobbie J. Banks for the sale and development of Permanent Parcel No. 117-35-015 located at 18089 Blandford 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 sale of the parcel shall be \$200.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 290-16.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 110-18-038 located on Parklawn Drive; and

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

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

Whereas, Simone Marie Jelks 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 9 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 Simone Marie Jelks for the sale and development of Permanent Parcel No. 110-18-038 located on Parklawn Drive, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 291-16.

By Director Rush.

Whereas, under Ordinance No. 207676 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. 123-30-078 located on Dolloff 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 sell Land Reutilization Program parcels; and

Whereas, Maria D. Hernandez and Juan A. Hernandez 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 5 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 Maria D. Hernandez and Juan A. Hernandez for the sale and development of Permanent Parcel No. 123-30-078 located on Dolloff 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 sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 292-16.

By Director Rush.

Whereas, under Ordinance No. 207676 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 Nos., 133-02-001, 133-02-002, 133-02-003, 133-02-004, 133-02-069, 133-02-070, 133-02-071 and 133-02-082 located on Union Avenue, East 71st Street and East 72nd 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, Northeast Ohio Regional Sewer District has proposed to the City to purchase and develop the parcels for green infrastructure project; and

Whereas, the following conditions exist:

1. The member of Council from Ward 12 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 parcels is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Northeast Ohio Regional Sewer District for the sale and development of Permanent Parcel Nos., 133-02-001, 133-02-002, 133-02-003, 133-02-004, 133-02-069, 133-02-070, 133-02-071 and 133-02-082 located on

Union Avenue, East 71st Street and East 72nd 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 parcels shall be \$78,950.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 293-16.

By Director Rush.

Whereas, under Ordinance No. 207676 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. 002-31-107 located at 1963 West 58th 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, Westshore Properties, LLC has proposed to the City to purchase and develop the parcel for residential parking; and

Whereas, the following conditions exist:

1. The member of Council from Ward 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 Westshore Properties, LLC for the sale and development of Permanent Parcel No. 002-31-107 located at 1963 West 58th 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 \$500.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director Gordon, and Interim Director West.

Resolution No. 294-16.

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. 016-08-085 located at 3172 West 61st 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, Velma Radcliff and Bill Radcliff 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 3 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 Velma Radcliff and Bill Radcliff for the sale and development of Permanent Parcel No. 016-08-085 located at 3172 West 61st Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Director Cox, Acting Directors Withers, Cosgrove, Ebersole, Directors Fumich, and O'Leary.

Nays: None.

Absent: Mayor Jackson, Director Gordon, and Interim Director West.

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

TUESDAY, JULY 5, 2016

9:30 A.M.

Calendar No. 16-125: Chauffer's License Denial

Bashir Mohamed, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) and 403.09 of the Cleveland Codified Ordinances to dispute the decision of the Commissioner of Assessments and Licenses to deny application for Chauffer's License Number RLUOU16-00065. (Filed May 18, 2016)

Calendar No. 16-127: 3615 Superior Avenue (Ward 7)

Tylerville, LLC., owner, proposes to erect three (3) single faced non-illuminated signs in a B3 General Industry District. The dimensions of the signs are approximately 1' x 10' - 10', 2' x 16' - 6" and 2' x 8' - 7". The owner appeals for relief from Section 350.20(a & b) which state that the maximum square feet of wall signage allowed for non-ground floor uses is 12 square feet and the appellant is proposing 72 square feet. (Filed May 19, 2016)

Calendar No. 16-128: 1251 East 99th Street (Ward 9)

Muslim Brotherhood, owner, proposes to build a mosque and parking lot in a D2 Multi-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 357.14(a)(1) which states that parking in the required front setback is not a permitted encroachment on E. 100 Street.

2. Section 358.04(b)(2) which states that six (6) foot high privacy fence is not a permitted yard encroachment in an established setback, and must be 50% open in the required setback.

3. Section 337.02(B)(1) which states that places of worship and accessory use must be 15 feet from adjoining premises where 5 feet and 10 feet are proposed. (Filed May 19, 2016)

Calendar No. 16-130: 1964 East 73rd Street (Ward 7)

Highland-Simpson LLC., owner, proposes to change use of 28 dwelling unit apartment building to

"non-transient boarding house or hotel" in an MMUD-2 District. The owner appeals for relief from the strict application of Section 344.04(d) which states that the use is not listed in Schedule 344.04 as either a permitted principal or conditional use shall be a prohibited in the MMUD zoning district. A hotel is not listed as either a permitted principal or conditional use in Schedule 344.04 in a MMUD-2 district. (Filed May 23, 2016)

Calendar No. 16-132: 4306 Orchard Avenue (Ward 3)

Elena Souliaev, owner, proposes to erect a 5' x 28' one story frame kitchen addition and 16' - 6" x 40' second floor addition to existing single family residence in a B1 Two-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 maximum gross floor area allowed is 1,314 square feet and the appellant is proposing 1,540 square feet.

2. Section 357.09(b)(2)(A) which states that a new second floor addition shall not be less than 10' from neighbors house on adjacent lot and the appellant is proposing 3 feet for the wall and 1' - 7" for gutters and eaves. Also, the first floor addition would be 8' - 7" from neighbors dwelling (on west side).

3. Sections 357.09(b)(2)(B) which states that the required Interior Side yard 6' - 7" where the appellant is proposing 1' - 7" for the wall and 1' for roof eaves and gutters. (Filed May 25, 2016)

Calendar No. 16-133: 5126 Pearl Road (Ward 13)

Pearlbrook Ltd., owner, proposes to establish tattoo and body piercing use in a C1 General Retail Business District and a C3 Semi-Industry District. The owner appeals from the strict application of Section 347.12(b)(2) which states that no tattoo and/or body piercing use shall be established within 1,000 feet of an existing adult entertainment use. Premises are within 1,000 feet of adult entertainment use (Adult Mart, 5141 Pearl Road) directly across Pearl Road from proposed use. (Filed May 25, 2016)

Calendar No. 16-134: 8202 Wade Park Avenue (Ward 7)

Karen Deaver, owner, proposes to establish a Type "A" daycare in a D2 Multi-Family Residential District. The owner appeals for relief from section 337.08(e)(3) of the Cleveland Codified Ordinances which states that in a Multi-Family District a proposed daycare and uses must be located 15 feet from an adjoining premises in a Residence District not used for a similar purpose; and requires BOZA approval. (Filed May 31, 2016)

Calendar No. 16-135: 3558 East 71st Street (Ward 12)

Kristin Fortuna, owner, proposes to install approximately 109 linear feet of 4' high vinyl solid fence of which 61 linear feet is in the actual side street yard in an A1 One Family Zoning District. The owner appeals for relief from section

358.04(a) of the Cleveland Codified Ordinances which states that fences in actual side street yards shall be ornamental, shall not exceed 4' in height, shall be at least 50% open and may be solid if placed 4 feet in from property line. The appellant is proposing a 4' high vinyl solid fence in the actual side street yard along Gerome Street. (Filed May 31, 2016)

Calendar No. 16-136: 3862 West 31st Street (Ward 12)

Felix J. Lortes, owner, proposes to install approximately 120 linear feet of 6' high solid privacy fence in actual side yard and 90 linear feet of ornamental fence in actual front yard in Two Family Zoning District. The owner appeals for relief from the strict application of section 358.054(a) of the Cleveland Codified Ordinances which states that fences in an actual side yard shall not exceed 6' in height and shall not be higher than its distance from a residential building on an adjoining lot; the proposed fence is 6' high and 4' from adjoining house. (Filed May 31, 2016)

Calendar No. 16-145: 1831 Columbus Road (Ward 3)

The Foundry, owner, proposes to add a new addition and change of use from factory to a rowing training center with a caretaker's apartment in a B3 General Industry District. The owner appeals for relief from the strict application of Section 345.04(c)(1) of the Cleveland Codified Ordinances which states that Human habitation is not permitted in General Industry District. (Filed June 9, 2016)

Calendar No. 16-147: 1047 East 177th Street (Ward 8)

MJB Investments, owner, proposes to erect a 10' x 17' storage addition and a 10' - 8" x 20' one story frame attached garage to existing single family residence in a B1 Two Family Residential District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 349.07(c) which states that the driveway used to provide accessibility to accessory off-street parking spaces shall be so located and arranged to minimize traffic congestion and the appellant is providing no driveway to existing rear 20' x 20' accessory garage.

2. Section 357.06(a) which states that the required front yard setback is 29' where the appellant is proposing 13' - 1".

3. Section 357.09(2)(A) which states that no building shall be erected less than 10 feet from main building on an adjoining lot within a Residence District where the appellant is requesting 9' - 6" (or per the Sanborn map 7'). The roof eaves are 1' - 6" from property line.

4. Section 357.09(2)(B) which states that the minimum required interior side yard is 5 feet and the appellant is proposing 2' - 6" for the front garage addition and 0 feet for rear storage addition (per sanborn map) The total of both interior side yards shall not be less than 10' on same premises where the appellant is proposing 3' and 2' - 6". (Filed June 13, 2016)

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JUNE 20, 2016

At the meeting of the Board of Zoning Appeals on Monday, June 20, 2016 the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 16-91: 2258 Professor Avenue

Dave Ferrante, owner, proposes to change use from Funeral Home to Restaurant & Book Store in a C1 General Retail Business Zoning District.

Calendar No. 16-96: 3850 West 20th Street

K.I.S.S. Foundation, owner, proposes to establish use as a two story, "sober living" boarding house for 11 residents on a 3,150 square foot lot in a B1 Multi-Family Residential District.

Calendar No. 16-113: 2191 West 33rd Street

B.R. Knez Construction, owner, proposes to erect a 20' x 47' two story frame single family residence with detached 20' x 20' 1 story frame garage in a B1 Two-Family Residential District.

Calendar No. 16-114: 4300 Orchard Avenue

B.R. Knez Construction, owner, proposes to erect a 20' x 47' two story frame single family residence with detached 20' x 20' 1 story frame garage in a B1 Two-Family Residential District.

Calendar No. 16-115: 4304 Bailey Avenue

B.R. Knez Construction, owner, proposes to erect a 20' x 47' two story frame single family residence with detached 20' x 20' 1 story frame garage in a B1 Two-Family Residential District.

Calendar No. 16-116: 4306 Bailey Avenue

B.R. Knez Construction, owner, proposes to erect a 20' x 47' two story frame single family residence with detached 20' x 20' 1 story frame garage in a B1 Two-Family Residential District.

The following appeals were **DENIED:**

None.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

None.

The following cases were **POSTPONED:**

Calendar No. 16-092: Northcoast Shuffleboard Club
4506 Lorain Avenue. Postponed to July 25, 2016.

Calendar No. 16-112: B.R. Knez
2072 West 40th Place. Postponed to August 1, 2016.

Calendar No. 16-093: Tony Iwais
1909 West 25th Street. Postponed to August 22, 2016.

Calendar No. 16-120: 1960 LLC.
1958 & 1960 East 123rd Street. Postponed to August 1, 2016.

No decisions were adopted and approved on June 20, 2016.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of June 15, 2016

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-64-16.

RE: Appeal of Outfront Media, Owner of the Sign, located on the premises known as 4965 Broadview Road from a NOTICE OF VIOLATION — NO PERMIT, dated February 19, 2016 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 will be rescheduled for June 29, 2016.

* * *

Docket A-72-16.

RE: Appeal of David Phillips, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property, located on the premises known as 17610 Crestland Road a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated February 5, 2016 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-72-16 has been POSTPONED; to be rescheduled for July 13, 2016.

* * *

Docket A-73-16.

RE: Appeal of Random Road Lofts Condominium Owners' Assn., Inc., Owner of the R-2 Residential — Non-transient, Apartments (Shared Egress) Two Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 2079 Random Road from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated January 19, 2016 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-73-16 has been POSTPONED; to be rescheduled for July 13, 2016.

* * *

Docket A-74-16.

RE: Appeal of John Terwilliger, Owner of the One Dwelling Unit Single-Family Residence Two & One/half Story Frame Property, located on the premises known as 3325 East 65th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated February 28, 2016 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-74-16 has been POSTPONED; to be rescheduled for July 13, 2016.

* * *

Docket A-75-16.

RE: Appeal of Noel Contreras, Owner of the One Dwelling Unit Single-Family Residence Three Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 2095 West 100th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated March 18, 2016 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 until November 1, 2016 to complete abatement of the exterior violations, and until November 1, 2017 to complete abatement of the roof 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. Saab.

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

* * *

Docket A-76-16.

RE: Appeal of David Folkman, Owner of the One Dwelling Unit Single-Family Residence One & One/half Story Frame Property, located on the premises known as 3539 Wet 98th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated March 14, 2016 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 permit the porch repairs to be conducted; and to issue the permit based upon drawings and details submitted by the contractor in accordance with the itemized list as marked by the Board omitting several of the

requirements, noting the emergency conditions of the repair; 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, Saab, Maschke. Nays: None. Absent: Messrs. Gallagher, Bradley.

* * *

Docket A-77-16.

RE: Appeal of Mountainside Realty Ventures, LLC, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 8110 Beman Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 15, 2016 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 until August 1, 2016 to complete abatement of the violations, and to require that all required permits be obtained immediately; 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, Saab, Maschke. Nays: None. Absent: Messrs. Gallagher, Bradley.

* * *

Docket A-78-16.

RE: Appeal of Fang-Jih Wu, Owner of the Three Dwelling Units Three-Family Residence Two Story Frame Property, located on the premises known as 1570 East 45th Street (aka 1579 East 45th Street/Front) from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 17, 2016, 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 until July 30, 2016 to obtain all required permits and until February 1, 2017 to complete abatement of all violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Saab.

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

* * *

Docket A-79-16.

RE: Appeal of Fang-Jih Wu, Owner of the Three Dwelling Units Three-Family Residence Two Story Frame Property, located on the premises known as 1570 East 45th Street (aka 1572 East 45th

Street/Rear) from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 17, 2016, 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 until July 30, 2016 to obtain all required permits and until February 1, 2017 to complete abatement of all violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Saab.

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

* * *

Docket A-81-16.

RE: Appeal of Lucetta Oliver, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 4308 Clinton Avenue (aka 4308-10 Clinton Avenue) from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated March 23, 2016 of the Division of Fire, 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 until November 1, 2016 to complete abatement of all violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Saab.

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

* * *

Docket A-109-16.

RE: Appeal of Cleveland Clinic, Owner of the Parking Lot, located on the premises known as 17525 Lorain Road from an ADJUDICATION ORDER, dated June 9, 2016 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 variance requested to permit the lot to be constructed without the ADA requirements at that location, due to its remoteness with the caveat that the owner continues to provide the required number of spots that are at a more convenient location. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Maschke.

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

* * *

Docket A-111-16.

RE: Appeal of Battery Park Development LLC, Owner of the Battery

Park Residential Community Lakeview Townhomes, located on the premises known as 1202-1214 West 73rd Street from an ADJUDICATION ORDER, dated May 25, 2016 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 13, 2016.

* * *

OTHER BOARD BUSINESS:

Docket A-252-15,

Cansouth Properties LLC — 4820-4836 Lee Road:

A motion is in order at this time to grant the Appellant until July 30, 2016 to submit construction documents to the Building Department, and until February 1, 2017 to complete abatement of all violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action, noting that the Appellant intends to submit plans to the Building Department to renovate the property. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Maschke.

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

* * *

APPROVAL OF RESOLUTIONS (FROM MAY 18, 2016):

Separate motions were entered by Mr. Saab and seconded by Mr. Maschke 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-51-16 — 4170 Lee Road Property, LLC & 4170 Lee Road Tavern, LLC
- A-54-16 — Felix Adigwe (Deceased)
- A-55-16 — Morena E. Hernandez
- A-56-16 — Elliott R. & Mary C. Hooper
- A-59-16 — Christopher C. Jones
- A-60-16 — Luck Investments
- A-61-16 — JP Morgan Chase Bank, N.A.

Yeas: Messrs. Denk, Saab, Bradley (In Absentia), Maschke. Nays: None. Absent: Mr. Gallagher.

* * *

APPROVAL OF MINUTES (FROM MAY 18, 2016):

Separate motions were entered by Mr. Maschke 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):

May 18, 2016

Yeas: Messrs. Denk, Saab, Bradley (In Absentia), Maschke. Nays: None. Absent: Mr. Gallagher.

APPROVAL OF RESOLUTIONS (FROM JUNE 1, 2016):

Separate motions were entered by Mr. Saab and seconded by Mr. Maschke 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-39-16 — Opal Industrial Group, Inc.
- A-46-16 — Dennis Fox
- A-53-16 — Elizabeth Farkas
- A-62-16 — Larry J. Belcastro
- A-63-16 — Cathy Conrad
- A-66-16 — 14012 Lakeshore LLC
- A-67-16 — 14012 Lakeshore LLC
- A-71-16 — Sabrina J. Punnett
- A-93-16 — John Chmura

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

* * *

APPROVAL OF MINUTES (FROM JUNE 1, 2016):

Separate motions were entered 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 1, 2016

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

* * *

JOSEPH F. DENK
Chairman

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

Scaled 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."

FRIDAY, JULY 22, 2016

File No. 75-16 — Southern Transmission Line - Pole Fabrication Project, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 556-08, passed by the Council of the City of Cleveland, June 9, 2008.

THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED FIFTY DOLLARS (\$150.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR 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, WEDNESDAY, JUNE 29, 2016 AT 10:00 A.M. CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OH 44105.

June 15, 2016 and June 22, 2016

WEDNESDAY, JULY 13, 2016

File No. 78-16 — 2016 Lonnie Burten Recreation Center Improvements, for the Office of Capital Projects, Department of Public Works, as authorized by Ordinance No. 732-14, 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 TWENTY FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR MONEY ORDER (NO COMPANY

CHECKS NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).
 THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, THURSDAY, JUNE 30, 2016 AT 10:00 A.M. THE DIVISION OF ARCHITECTURE AND SITE DEVELOPMENT, 601 LAKESIDE AVENUE, ROOM 517A, CLEVELAND, OH 44114.

June 22, 2016 and June 29, 2016

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

**Wednesday, June 15, 2016
10:00 a.m.**

Safety Committee: Zone, Chair; Conwell, Vice Chair; Kazy, Keane, McCormack, Mitchell, Polensek.

**Thursday, June 16, 2016
10:00 a.m.**

Committee of the Whole: Kelley, Chair; Brancatelli, Cleveland, Conwell, Cummins, Dow, J. Johnson, Kazy, Keane, McCormack, Mitchell, Polensek, Pruitt, Reed, Zone. *Authorized Absence:* Brady, K. Johnson.

**Wednesday June 22, 2016
10:00 a.m.**

Committee of the Whole: Cancelled.

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O—Ordinance; R—Resolution; F—File
 Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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