

The City Record

Official Publication of the Council of the City of Cleveland



November the Fourth, Two Thousand and Fifteen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

- 1 Terrell H. Pruitt
- 2 Zachary Reed
- 3 Joe Cimperman
- 4 Kenneth L. Johnson
- 5 Phyllis E. Cleveland
- 6 Mamie J. Mitchell
- 7 TJ Dow
- 8 Michael D. Polensek
- 9 Kevin Conwell
- 10 Jeffrey D. Johnson
- 11 Dona Brady
- 12 Anthony Brancatelli
- 13 Kevin J. Kelley
- 14 Brian J. Cummins
- 15 Matthew Zone
- 16 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	Joe Cimperman	P.O. Box 91688	44101
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	7715 Decker Avenue	44103
8	Michael D. Polensek	17855 Brian Avenue	44119
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
11	Dona Brady	1272 West Boulevard	44102
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Brian J. Cummins	3104 Mapledale Avenue	44109
15	Matthew Zone	1228 West 69th Street	44102
16	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 – Christopher Diehl, 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, Interim 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 – Daniel A. Novak, Commissioner
 Park Maintenance and Properties – Richard L. Silva, Commissioner
 Parking Facilities – Antonette Thompson, Interim Commissioner
 Property Management – Tom Nagle, Commissioner
 Recreation – Samuel Gissentaner, Interim Commissioner
 Streets – Frank D. Williams, Interim Commissioner
 Traffic Engineering – Robert Mavec, Commissioner
 Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

DEPT. OF PUBLIC HEALTH – Toinette Parrilla, Director, 75 Erieview Plaza

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

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

DIVISIONS:
 Animal Control Services – 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 – Deborah Southerington, Director, Room 121

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

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

COMMUNITY RELATIONS BOARD – Room 11, Blaine Griffin, Director, Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Brian Cummins, Eugene R. Miller (Board Lawyer), Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Peter Whitt

CIVIL SERVICE COMMISSION – Room 119, Robert Bennett, President; Michael L. Nelson, Sr., Vice-President; Lucille Ambroz, Secretary; Members: Pastor Gregory Jordan, Michael Flickinger.

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

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members: Mary Haas McGraw, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, Elizabeth Kukla, Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516, Joseph F. Denk, Chairman; Howard Bradley, Patrick M. Gallagher, Robert Maschke, Halim M. Saab, P.E., Alternate Members – D. Cox, P. Frank, E. P. O’Brien, Richard Pace, J.F. Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Barbara A. Langhenry, President; Finance Director Sharon Dumas, Secretary; Council President Kevin J. Kelley.

BOARD OF SIDEWALK APPEALS – Capital Projects Director Matthew Spronz, Law Director Barbara A. Langhenry; Council Member 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 – Jennifer Coleman, Chair; Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Giancarlo Calicchia, Council Member Terrell H. Pruitt, Robert Strickland, Julie Trot, Robert Vilkas, Donald Petit, Interim Secretary.

AUDIT COMMITTEE – Yvette M. Itu, 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 12C
 Judge Marilyn B. Cassidy – Courtroom 13A
 Judge Michelle Denise Earley – Courtroom 14C
 Judge Emanuella Groves – Courtroom 14B
 Judge James H. Hewitt, III – Courtroom 12A
 Judge Lauren C. Moore – Courtroom 14A
 Judge Charles L. Patton, Jr. – Courtroom 13D
 Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B
 Judge Angela R. Stokes – Courtroom 15C
 Judge Pauline H. Tarver – Courtroom 13C
 Judge Ed Wade – Courtroom 12B
 Judge Joseph J. Zone – Courtroom 14D
 Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Gregory A. Sims – Chief Bailiff, Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate.

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WEDNESDAY, NOVEMBER 4, 2015

No. 5317

CITY COUNCIL

MONDAY, NOVEMBER 2, 2015

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2015-2017

MONDAY — Alternating

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

9:30 A.M. — **Municipal Services and 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), Cimperman, Cummins, Dow, Pruitt, Zone.

TUESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

The following Committees meet at the Call of the Chair:

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

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

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

Cleveland with professional services to design, build, install, maintain, and upgrade a wireless broadband network system for the City of Cleveland's Ward 13 as well as the City of Cleveland City Hall and Public Hall; and

Whereas, division (c) of Section 181.102 of the Codified Ordinances of Cleveland, Ohio, 1976, ("C.O.") authorizes a director to execute one or more license agreements for software needed to implement or maintain a previously acquired software system directly with software licensing firm; 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 products, including but not limited to maintenance, repair, upgrades, enhancements and technical support; and

Whereas, under the authority of Section 181.102 C.O., the City intends to enter into a Contract with Novarum, Inc. to continue to obtain the professional maintenance and technical support services necessary to implement and maintain the Air Control Software system acquired under Contract No. PS2010-249, for the one-year term starting November 1, 2015; 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 under the contract with Novarum, Inc. for maintenance and support services for the Air Control Software system for the one-year term starting November 1, 2015 shall not exceed \$71,915.00.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 411-15.

By Director Davis.

Whereas, under the authority of Ordinance No. 456-10, passed by the Council of the City of Cleveland on May 10, 2010, and Board of Control Resolution No. 293-10, adopted on July 21, 2010, the City of Cleveland entered into City Contract No. PS2010-241 with EnergyCAP, Inc. to provide professional services necessary to acquire one or more software licenses or to develop an energy data management system, including project management, installing, designing, training, testing, maintenance, technical support and other related issues for the Division of

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

October 28, 2015

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, October 28, 2015 at 10:33 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.

Absent: Mayor Jackson and Director Nichols.

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. 410-15.

By Director Dumas.

Whereas, under the authority of Ordinance No. 514-10, passed by the Cleveland City Council on April 26, 2010, as amended by Ordinance No. 1508-10, passed November 15, 2010, and Board of Control Resolution No. 159-10, adopted April 28, 2010, the City of Cleveland, through the Director of Finance, entered into City Contract No. PS2010-249 with Novarum, Inc. to provide the City of

Cleveland Public Power ("CPP") of Department of Public Utilities; and Whereas, under the Board of Control Resolution No. 325-11, adopted on July 13, 2011, the Director of Public Utilities was authorized to enter into a first modification to Contract No. PS2010-241 to provide additional products and services; which first modification was entered into by the parties on July 22, 2011; and

Whereas, Board of Control Resolution No. 293-10 incorrectly stated the term of the Agreement will be for two years when the Agreement should terminate upon the successful completion of services required by the Agreement; and

Whereas, under Board of Control Resolution No. 430-12, adopted August 29, 2012, the Director of Public Utilities is authorized to enter into a second modification to Contract No. PS2010-241 to delete the limitation of services to a two-year term and provide instead that the Agreement terminate upon the successful completion of all services required by the Agreement to the satisfaction of the Director; and

Whereas, division (C) of Section 181.102 C.O. authorizes a director to execute one or more license agreements for software needed to implement or maintain a previously acquired software system directly with software licensing firm; 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 Section 181.102 C.O., the City intends to enter into an agreement with EnergyCAP, Inc. to obtain EnergyCAP's BillCAPture service, as more fully described in EnergyCAP's October 22, 2015 Quote, including but not limited to implementation assistance, for a term not to exceed one year starting December 1, 2015; 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 for EnergyCAP's BillCAPture Service, as described in EnergyCAP's October 22, 2015 Quote including but not limited to implementation assistance, to be performed under the prospective contract with EnergyCAP, Inc. for a term not to exceed one year starting December 1, 2015, shall not exceed \$29,580.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 412-15.

By Director Davis.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on September 2, 2015 for Disposal of Catch Basin Debris, for the Division of Water Pollution Control, Department of Public Utilities, under the authority of Section 129.29 of the Codified

Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 413-15.

By Director Davis.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on September 4, 2015 for an estimated quantity of crane and hoist inspection and maintenance, all items, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, under the authority of Ordinance No. 328-15, passed April 20, 2015, are rejected.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 414-15.

By Interim Director Szabo.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Standard Parking Corporation under City Contract No. PF2012*023 to provide professional services necessary to manage, operate and maintain various owned and operated public and employee parking facilities for the various divisions of the Department of Port Control, authorized by Ordinance No. 247-11, passed by the Council of the City of Cleveland on June 6, 2011, and Board of Control Resolution No. 18-12 and Resolution No. 34-12, adopted January 18, 2012 and February 1, 2012, respectively, is approved.

<u>Subcontractors</u>	<u>CSB/MBE/FBE %</u>	<u>Amount</u>
RJG Team, LLC d/b/a Cleveland Masters of Disaster	Non-CSB	\$431,291.00

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 415-15.

By Interim Director Szabo.

Resolved, by the Board of Control of the City of Cleveland that the bid of Nachurs Alpine Solutions Industrial, a division of Nachurs Alpine Solutions Corporation for an estimated quantity of FAA approved deicing chemicals, Items 1 and 2 (a) and (b), for the various divisions of the Department of Port Control, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with two

one-year options to renew, received on August 26, 2015, under the authority of Ordinance No. 580-15, passed June 8, 2015, which on the basis of the estimated quantity would amount to \$2,503,196.32, is affirmed and approved as the lowest and best bid, and the Director of Port Control is requested to enter into a requirement contract for the goods and/or services specified.

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

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 416-15.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of The Sherwin-Williams Company, for an estimated quantity of traffic paints, and related equipment, items 1, 2, and 3, for the Division of Traffic Engineering, Department of Public Works, for the period of one year beginning with the date of execution of a contract, with a one-year renewal option, received on July 2, 2015, under the authority of Section No. 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$76,250.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the specified goods.

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

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 417-15.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Ennis Paint, Inc., for an estimated quantity of traffic paints, and related equipment, items 4, 5, and 6, for the Division of Traffic Engineering, Department of Public Works, for the period of one year beginning with the date of execution of a contract, with a one-year renewal option, received on July 2, 2015, under the authority of Section No. 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$121,687.50 (Net), is affirmed and approved as the lowest and best bid, and the

Director of Public Works is requested to enter into a requirement contract for the specified goods.

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

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 418-15.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Northeast Lubricants, Ltd., for an estimated quantity of antifreeze/coolant, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of two years, beginning with the date of execution of a contract, received on September 10, 2015 under the authority of Section No. 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$79,493.45 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 419-15.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Spitzer Motor City, Inc., for an estimated quantity of Chrysler Dodge and Jeep passenger car, light and medium parts and labor, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, with two one-year options to renew, received on September 10, 2015 under the authority of Section No. 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$132,000.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

The requirement contract shall further provide that the Contractor shall furnish the City's requirements for the goods and/or services,

whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified to the contract.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 420-15.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Unique Paving Materials Corp., for an estimated quantity of high performance cold mix material, all items, for the Division of Streets, Department of Public Works, for the period of one year beginning with the date of execution of a contract, with a one-year renewal option, received on July 31, 2015, under the authority of Section No. 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$189,000.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the specified goods and/or services.

The requirement contract shall further provide that the Contractor shall furnish all of the City's requirements for the specified 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, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 421-15.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 002-35-104 located at 1862 West 47th 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, Josephine Dimick and Bradd Hout have proposed to the City to purchase and develop the parcel for new construction; 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 Josephine Dimick and Bradd Hout for the sale and development of Permanent Parcel No. 002-35-104 located at 1862 West 47th 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, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 422-15.

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. 107-14-097 and 107-14-099 located at 1369 and 1377 East 88th 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, Mittie Jordan 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 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 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 Mittie Jordan for the sale and development of Permanent Parcel Nos. 107-14-097 and 107-14-099 located at 1369 and 1377 East

88th 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 parcels for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 423-15.

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. 112-03-008 located at 13708 Darley Avenue; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Dorothy M. Hawkins and Malcurs Hawkins 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 8 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 Dorothy M. Hawkins and Malcurs Hawkins for the sale and development of Permanent Parcel No. 112-03-008 located at 13708 Darley Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 424-15.

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. 110-05-042 located at 707 Eddy 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, Chris Carlson 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 Chris Carlson for the sale and development of Permanent Parcel No. 110-05-042 located at 707 Eddy 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, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 425-15.

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. 110-09-071 located on East 128th 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, Robert L. Gardner 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 Robert L. Gardner for the sale and development of Permanent Parcel No. 110-09-071 located on East 128th 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, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 426-15.

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. 111-05-142 located at 510 East 117th 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, Alberta Hall 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 Alberta Hall for the sale and development of Permanent Parcel No. 111-05-142 located at 510 East 117th 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, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.

Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 427-15.

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. 111-06-026 located at 11714 Iowa 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, Annie Lewis 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 Annie Lewis for the sale and development of Permanent Parcel No. 111-06-026 located at 11714 Iowa Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.

Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 428-15.

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. 108-07-047 located at 676 East 99th 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, Lauretha L. Brown Malone and Ernest L. Malone have proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 10 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Lauretha L. Brown Malone and Ernest L. Malone for the sale and development of Permanent Parcel No. 108-07-047 located at 676 East 99th 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, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.

Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 429-15.

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. 108-15-017 located at 531 East 108th 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, Michelle Williams has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 10 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Michelle Williams for the sale and development of Permanent Parcel No. 108-15-017 located at 531 East 108th 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, Acting Director Johnson, Director Parrilla, Acting Directors Withers, Cosgrove, Directors Southerington, Fumich and O'Leary.

Nays: None.
Absent: Mayor Jackson and Director Nichols.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

EXAMINATION RESULTS: Each applicant whether passing or failing will be notified of the results of

the examination as soon as the commission has graded the papers. There-after, eligible lists will be established which will consist of the names of those candidates who have been successful in all parts of the examination.

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

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY NOVEMBER 23, 2015

9:30 A.M.

Calendar No. 15-238: 4488 Grayton Road (Ward 17)

Alan Moore, owner, proposes to park a vehicle within the front yard setback in an A1 One-Family Residential District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 337.14 which states that parking spaces shall be located behind the setback building line and that no such parking space shall be located within ten (10) feet of any wall of a building or structure if such wall contains ground floor openings designed to provide light or ventilation for such building structure.

2. Section 357.14 (a)(1) which states that unless specifically authorized and permitted by the Board of Zoning Appeals, the parking of motor vehicles within the front yard setback building line is prohibited. (Filed October 26, 2015)

Calendar No. 15-239: 2238 West 11th Street (Ward 3)

Micro House Cleveland, owner, proposes to erect a 455 square foot single family house in a B1 Multi-Family Residential District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 355.04(a) which states that the minimum floor area per primary residential building in a "B" area district shall not be less than 950 square feet; 455 square feet is proposed.

2. Section 355.04(a) which states that the minimum lot width for a single family dwelling in a "B" area district is 40 feet; a 30 foot wide lot is proposed.

3. Section 355.04(a) a minimum lot area of 4,800 square feet is required for a single family dwelling; a lot area of approximately 2,790 square feet is proposed.

4. Section 357.06(a) which states that where no specific building line is indicated on the Building Zone Map, the average of the setbacks of the existing buildings within one hundred (100) feet on both sides of any lot shall determine the location of the required front yard line for that lot. The average of the setbacks of the existing buildings is approximately 25.8 feet; a 13' front yard is proposed.

5. Section 357.09(b)(2)(A) which states that no building shall be erected less than ten feet from a main building on an adjoining lot.

Proposed building is within 7' feet of residence on adjoining lot.

6. Section 341.02(b) which states that City Planning approval is required prior to the issuance of a building permit. (Filed October 28, 2015)

Calendar No. 15-240: 2240 West 11th Street (Ward 3)

Micro House Cleveland, owner, proposes to erect a 2,100 square foot single family house in a B1 Multi-Family Residential District. The owner appeals for relief from the following Sections

1. Section 355.04(a) which states that the maximum gross floor area in a "B" area district shall not exceed 1/2 the lot area, or 2,025 square feet; 2,100 is proposed.

2. Section 355.04(a) which states that the minimum lot width for a single family dwelling in a "B" area district is 40 feet; a 30 foot wide lot is proposed.

3. Section 355.04(a) which states that a minimum lot area of 4,800 square feet is required for a single family dwelling; a lot area of approximately 4,050 square feet is proposed.

4. Section 357.06(a) which states that where no specific building line is indicated on the Building Zone Map, the average of the setbacks of the existing buildings within one hundred (100) feet on both sides of any lot shall determine the location of the required front yard line for that lot; the average of the setbacks of the existing buildings is approximately 25.8 feet; a 13' front yard is proposed.

5. Section 357.09(b)(2)(A) which states that No building shall be erected less than ten feet from a main building on an adjoining lot; the proposed building is within 3' feet of residence on adjoining lot.

6. Section 357.09(b)(2)(B) which states that in a Multi-Family District, no interior side yard on a lot occupied by a dwelling house shall be less than three (3) feet in width for an interior lot, nor shall the aggregate width of side yards on the same premises be less than ten (10) feet. However, the width of any such interior side yard shall in no case be less than one-fourth (1/4) the height of the main building on the premises. The proposed Building height is approximately 26' feet thus no interior side yard shall be less than 6'- 6" feet, where a 12" side yard is proposed.

7. Section 341.02 which states that City Planning approval is required prior to the issuance of a building permit. (Filed October 28, 2015)

Violation Notice

Calendar No. 15-232: 3401 Denison Avenue (Ward 12)

George Sevastos, owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and disputes the Notice of Violation V15028157 issued on August 26, 2015, by the Cleveland Department of Building and Housing (post marked September 14, 2015) for failure to comply with Section 327.02 of the Cleveland Codified Ordinances to discontinue use and revert back to a use permitted in a Multi-Family Residential District after the Board of Zoning Appeals refused a variance to establish use as motor vehicle sales per Calendar Number 14-236. (Filed October 14, 2015)

POSTPONED FROM OCTOBER 26, 2015.

Calendar No. 15-213: 9033 Holton Avenue (Ward 6)

Omens LLC, owner, proposes to change use from machine shop to a facility for amusement for 156 people in a C1 Semi-Industry District. The owner appeals for relief from the strict application of Section 349.04(e) of the Cleveland Codified Ordinances which states that accessory off-street parking area equal to three times the gross floor area, or 13,515 square feet is required (4,505 square feet times 3) and no accessory off street parking area is provided. (Filed September 23, 2015 - No Testimony)

First postponement made at the request of the appellant to allow for time to meet with the Development Corp. as the appellant was instructed by the Councilwoman.

POSTPONED FROM OCTOBER 26, 2015

Calendar No. 15-218: 4720 Brookpark Road (Ward 13)

Brookpark Auto Auction Group, owner, proposes to construct a new parking lot in a B3 Semi-Industry District. The owner appeals from the following sections of the Cleveland Codified Ordinances:

1. Section 352.10(a)(1) which states that landscaped island strips that have a minimum area of 100 square feet each and separated by no more than 20 parking spaces are required in a parking lot of more than 100 spaces and none are proposed.

2. Section 352.05(g) which states that all landscaped strips located in a parking area must have raised curbs. (Filed September 25, 2015)

First postponement made at the request of the Board to allow for time for a Building and Housing Inspector to go to the site and inspect the drainage.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, NOVEMBER 2, 2015

At the meeting of the Board of Zoning Appeals on Monday, November 2, 2015 the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 15-136: 1762 East 89th Street

Tina Humphrey, owner, proposes to establish use as a daycare in a C1 Multi-Family Residential District.

Calendar No. 15-137: 1760 East 89th Street

Tina Humphrey, owner, proposes to establish use as a playground for a daycare in a C1 Multi-Family Residential District.

Calendar No. 15-189: 14217 Glendale Avenue

Bernard Kerley, owner, proposes to install an 8' high wood, shadow box fence in an A1 One-Family Residential District.

Calendar No. 15-190: 142221 Glendale Avenue

Bernard Kerley, owner, proposes to install an 8' high wood, shadow box fence in an A1 One-Family Residential District.

Calendar No. 15-216: 4140 Pearl Road

Marzano Nunzio, owner, proposes to construct a parking lot for a day-care use in a C2 Local Retail Business District, Parking Lot District and B1 Two-Family Residential District.

Calendar No. 15-219: 10703 Euclid Avenue

University Circle Inc., owner, proposes to construct a 533,070 square foot 20 story 280 units residential building with a 4 story parking garage and surface parking lot on a 1.79 acre parcel in an E4 General Retail Business District.

Calendar No. 15-224: 2700 Carroll Avenue

Saltzman OC Realty LLC, owner, proposes to add 1,200 square foot addition to an existing grocery store in a C3 Local Retail Business District.

Calendar No. 15-227: 9990 Euclid Avenue

Cleveland Clinic, owner, proposes to reconfigure, restripe and reduce the parking spaces in proposed valet parking lot from 10' x 18' to 8.5' x 18' in an F5 General Retail Business District.

Calendar No. 15-231: 2817 Detroit Avenue

Schaefer Printing Company, owner, proposes a partial change of use from manufacturing and offices to residential in a D3 Local Retail Business District and a Pedestrian Retail Overlay District (PRO).

The following appeals were **DENIED:**

None.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

None.

The following cases were **POSTPONED:**

None.

The following cases were heard by the Board of Zoning Appeals on Monday, October 26, 2015 and the decisions were adopted and approved on Monday, November 2, 2015:

The following appeals were **APPROVED:****Calendar No. 15-198:** 731 East 152nd Street

Areliia R. Dalton, owner, proposes to change use from storage to a church in a C2 General Retail Business District.

Calendar No. 15-212: 4014 Whitman Avenue

Antonia Marinucci, owner, proposes to erect a 24' x 13' open walized deck in the rear yard of a

parcel located in a B1 Two-Family Residential District.

Calendar No. 15-215: 11611 Euclid Avenue

East 116th and Euclid LLC, owner, proposes to erect a 60 foot high, 38,704 square foot mixed use building with 46 apartments and 961 square feet of retail space on the first floor on a 7,700 square foot lot in a C3 General Retail Business District.

Calendar No. 15-217: 3025 Woodhill Road

James Pope, owner, proposes to change the use from 3 dwelling units and a store to 3 dwelling units and a restaurant in a C2 Local Retail Business District.

Calendar No. 15-220: 2142 West 41st Street

B.R. Knez Construction, owner, proposes to erect a 2 story 20' x 45' single family residence with a detached 20' x 20' garage in a B1 Two Family Residential District.

Calendar No. 15-221: 2138 West 41st Street

B.R. Knez Construction, owner, proposes to erect a 2 story 20' x 45' single family residence with a detached 20' x 20' garage in a B1 Two Family Residential District.

Calendar No. 15-222: 2150 West 41st Street

B.R. Knez Construction, owner, proposes to erect a 2 story 20' x 45' single family residence with a detached 20' x 20' garage in a B1 Two Family Residential District.

Secretary

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

NO MEETING

PUBLIC NOTICE

On August 19, 2015, Cleveland City Council passed Ordinance No. 842-15 authorizing the submission to the electors of the City of Cleveland of a proposal to amend the Charter of the City of Cleveland by amending existing Sections 131 and 133. The language that will appear on the ballot for the November 3, 2015 election is as follows:

**ISSUE 20
PROPOSED
CHARTER AMENDMENT
CITY OF CLEVELAND
A majority affirmative
vote is necessary for passage.**

Shall Sections 131 and 133 of the Charter of the City of Cleveland be amended to provide that: 1) when any position in the classified service is to be filled, except for in the general labor class, the Civil Service Commission shall certify to the appointing authority the names and addresses of the ten candidates that are highest on the eligible list for

the class or grade to which the position belongs; 2) the appointing authority shall appoint to that position one of the ten persons whose names are certified for that position; 3) when the eligible list contains less than ten names, then all of the names shall be certified and the appointing authority may appoint one person for that position; 4) a person certified from the eligible list more than four times to the same appointing authority for a position of the same or similar classification may be omitted from future certification, but certification for a temporary appointment shall not be counted as one of the certifications; and 5) when vacancies are filled by promotion, the Commission shall certify the names and addresses of the three candidates standing highest on the eligible list for the class or grade to which the promotional position belongs and the appointing authority shall appoint one of the three persons whose names are certified and that less than three shall constitute an eligible list for promotions?

For more information, go to www.clevelandcitycouncil.org.

October 28, 2015 and November 4, 2015.

NOTICE OF PUBLIC HEARING

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

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Tuesday, November 10, 2015
9:30 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Tuesday, November 10, 2015, at 9:30 a.m., to consider the following ordinances now pending in the Council:

Ord. No. 1097-15.

By Council Member Kazy.

An ordinance changing the Use, Area and Height Districts of parcels along the west side of W. 117th Street, North of Triskett Avenue and South of Arden Avenue to LR (Local Retail), a 'K' area District and a '2' Height District as identified on the attached map (Map Change No. 2523).

October 28, 2015 and November 4, 2015

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."

FRIDAY, NOVEMBER 13, 2015

File No. 130-15 — Orthophosphoric Acid, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, NOVEMBER 5, 2015 AT 10:00 A.M. THE PUBLIC UTILITIES BUILDING, 4TH FLOOR SOUTH CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 131-15 — Vitrified Clay and PVC Pipe, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 129.27 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, NOVEMBER 6, 2015 AT 11:00 A.M. THE DIVISION OF WATER POLLUTION CONTROL, RED CONFERENCE ROOM, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

October 28, 2015 and November 4, 2015

THURSDAY, NOVEMBER 19, 2015

File No. 132-15 — Contractual Repair of Water Mains, Fire Hydrants, Valves, Service Connections And Appurtenances - Area A And B,

for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 607-15, passed by the Council of the City of Cleveland, June 1, 2015.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, NOVEMBER 5, 2015 AT 11:00 A.M. THE PUBLIC UTILITIES BUILDING, 4TH FLOOR SOUTH CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 133-15 — Contractual Repair of Water Mains, Fire Hydrants, Valves, Service Connections And Appurtenances - Area C And D, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 607-15, passed by the Council of the City of Cleveland, June 1, 2015.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, NOVEMBER 5, 2015 AT 11:00 A.M. THE PUBLIC UTILITIES BUILDING, 4TH FLOOR SOUTH CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

October 28, 2015 and November 4, 2015

WEDNESDAY, NOVEMBER 25, 2015

File No. 134-15 — Precast Concrete Manholes and Accessories, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING WEDNESDAY, NOVEMBER 11, 2015 AT 2:00 P.M. THE TOM L. JOHNSON BUILDING, CONFERENCE ROOM A, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 135-15 — Labor and Materials to Paint Poles and Other Street-side Elements (Re-bid), for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING WEDNESDAY, NOVEMBER 11, 2015 AT 10:00 A.M. THE TOM L. JOHNSON BUILDING, CONFERENCE ROOM A, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

October 28, 2015 and November 4, 2015

WEDNESDAY, DECEMBER 2, 2015

File No. 136-15 — Capital Maintenance and Repair of City Facilities HVAC (Re-Bid), for the Division of Property Management, Department of Public Works, as authorized by Section 131.67 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, NOVEMBER 16, 2015 AT 10:00 A.M. THE CLEVELAND

CITY HALL, ROOM 8 CONFERENCE ROOM, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 137-15 — Capital Maintenance and Repair of City Facilities Flooring and Carpet (Re-Bid), for the Division of Property Management, Department of Public Works, as authorized by Section 131.67 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, NOVEMBER 16, 2015 AT 10:30 A.M. THE CLEVELAND CITY HALL, ROOM 8 CONFERENCE ROOM, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 138-15 — Capital Maintenance and Repair of City Facilities Electrical (Re-Bid), for the Division of Property Management, Department of Public Works, as authorized by Section 131.67 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, NOVEMBER 16, 2015 AT 11:00 A.M. THE CLEVELAND CITY HALL, ROOM 8 CONFERENCE ROOM, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 139-15 — Capital Maintenance and Repair of City Facilities Cleaning and Sanitizing (Re-Bid), for the Division of Property Management, Department of Public Works, as authorized by Section 131.67 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, NOVEMBER 16, 2015 AT 11:30 A.M. THE CLEVELAND CITY HALL, ROOM 8 CONFERENCE ROOM, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 140-15 — City Wide Tree Planting (Re-bid), for the Division of Park Maintenance, Department of Public Works, as authorized by Ordinance No. 387-15, passed by the Council of the City of Cleveland, May 18, 2015.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, NOVEMBER 16, 2015 AT 12:00 P.M. THE CLEVELAND CITY HALL, ROOM 8 CONFERENCE ROOM, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

November 4, 2015 and November 11, 2015

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 1336-15.

By Council Member Conwell.

An emergency resolution Objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 965 East 105th Street, 1st floor.

Whereas, Council has been notified by the Division of Liquor Control of

an application for the transfer of ownership of a C1 and C2 Liquor Permit from 965 E. 105th, Inc., DBA Greenlawn Beverage, 965 East 105th Street, Cleveland, Ohio 44108, Permanent Number 6415985 to Tays & Sen, Inc., DBA Moosies Mart, 965 East 105th Street, 1st floor, Cleveland, Ohio 44108, Permanent Number 8827843; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from 965 E. 105th, Inc., DBA Greenlawn Beverage, 965 East 105th Street, Cleveland, Ohio 44108, Permanent Number 6415985 to Tays & Sen, Inc., DBA Moosies Mart, 965 East 105th Street, 1st floor, Cleveland, Ohio 44108, Permanent Number 8827843; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted October 26, 2015.

Effective October 28, 2015.

Res. No. 1337-15.
By Council Member Zone.
An emergency resolution objecting to the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit to 11630-34 Madison Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit from CPT Tavern, Co., LLC and patio, 11630-34 Madison Avenue, Cleveland, Ohio 44102, Permanent Number 1792338 to H2 Tavern Company, DBA Highland Square Tavern and patio, 11630-34 Madison Avenue, Cleveland, Ohio 44102, Permanent Number 3472927; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That Council does hereby record its objection to the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit from CPT Tavern, Co., LLC and patio, 11630-34 Madison Avenue, Cleveland, Ohio 44102, Permanent Number 1792338 to H2 Tavern Company, DBA Highland Square Tavern and patio, 11630-34 Madison Avenue, Cleveland, Ohio 44102, Permanent Number 3472927; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it

shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted October 26, 2015.

Effective October 28, 2015.

Ord. No. 987-15.
By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PS 2014*010 with Recess Creative, LLC to provide marketing, promotional and advertising services necessary to promote Cleveland Hopkins International Airport and Burke Lakefront Airport.

Whereas, under the authority of Ordinance No. 1265-12, passed October 1, 2012, the Director of Port Control entered into Contract No. PS 2014*010 with Recess Creative, LLC to provide marketing, promotional and advertising services necessary to promote Cleveland Hopkins International Airport and Burke Lakefront Airport; and

Whereas, No. 1265-12 requires further legislation before exercising the second option to renew on this contract; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Port Control is authorized to exercise the second option to renew Contract No. PS 2014*010 for an additional year with Recess Creative, LLC to provide marketing, promotional and advertising services necessary to promote Cleveland Hopkins International Airport and Burke Lakefront Airport. This ordinance constitutes the additional legislative authority required by Ordinance No. 1265-12 to exercise this option.

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1099-15.
By Council Members Cleveland, K. Johnson and Kelley (by departmental request).

An emergency ordinance to amend the title and Section 1 of Ordinance No. 581-15, passed July 22, 2015, relating to the public improvement of constructing a portion of East 29th Street to change the street to East 28th Street.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the title and Section 1 of Ordinance No. 581-15, passed July

22, 2015, are amended to read as follows:

An Emergency Ordinance determining the method of making the public improvement of constructing a portion of East 28th Street; authorizing the Director of Capital Projects to enter into one or more contracts, for the construction, design, and any other agreements; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes real property.

Section 1. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of constructing East 28th Street from Community College Way to Central Avenue (the "Improvement"), for the Department of Capital Projects, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement.

Section 2. That the existing title and Section 1 of Ordinance No. 581-15, passed July 22, 2015, are repealed.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1104-15.

By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PI 2012*049 with West Roofing Systems Inc to provide roof and roof system repair or replacement for the Department of Port Control.

Whereas, under the authority of Ordinance No. 956-11, passed August 17, 2011, as amended by Ordinance No. 1050-12, passed August 8, 2012, and Ordinance No. 676-13, passed May 20, 2013, the Director of Port Control entered into Contract No. PI 2012*049 with West Roofing Systems Inc to provide roof and roof system repair or replacement for the Department of Port Control; and

Whereas, Ordinance No. 956-11, as amended by Ordinance No. 1050-12, requires further legislation before exercising the second option to renew on this contract; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Port Control is authorized to exercise the second option to renew Contract No. PI 2012*049 for an additional year with West Roofing Systems Inc to provide roof and roof system repair or replacement for the Department of Port Control. This ordinance constitutes the additional legislative authority required by Ordinance No. 956-11, as amended by Ordinance No. 1050-12, to exercise this option.

Section 2. That this ordinance is declared to be an emergency measure

and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1105-15.
By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PS 2013*197 with Landrum & Brown, Inc. to provide on-call planning services for the Department of Port Control.

Whereas, under the authority of Ordinance No. 815-12, passed June 4, 2012, the Director of Port Control entered into Contract No. PS 2013*197 with Landrum & Brown, Inc. to provide on-call planning services for the Department of Port Control; and

Whereas, Ordinance No. 815-12 requires further legislation before exercising the second option to renew on this contract; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Port Control is authorized to exercise the second option to renew Contract No. PS 2013*197 for an additional year with Landrum & Brown, Inc., at a cost not to exceed \$20,146.15, to provide on-call planning services for the Department of Port Control and payable from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 106, 60 SF 115, 60 SF 116, 60 SF 128, 60 SF 130, 60 SF 141, and 60 SF 160. This ordinance constitutes the additional legislative authority required by Ordinance No. 815-12 to exercise this option. (RQS 3001, RL 2015-119)

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1106-15.
By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PS 2013*218 with RS&H Ohio, Inc. to provide on-call planning services for the Department of Port Control.

Whereas, under the authority of Ordinance No. 815-12, passed June 4, 2012, the Director of Port Control entered into Contract No. PS 2013*218 with RS&H Ohio, Inc. to provide on-call planning services for the Department of Port Control; and

Whereas, Ordinance No. 815-12 requires further legislation before exercising the second option to renew on this contract; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Port Control is authorized to exercise the second option to renew Contract No. PS 2013*218 for an additional year with RS&H Ohio, Inc. to provide on-call planning services for the Department of Port Control. This ordinance constitutes the additional legislative authority required by Ordinance No. 815-12 to exercise this option.

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1107-15.
By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PS 2013*200 with Jacobsen Daniels Associates, LLC to provide on-call planning services for the Department of Port Control.

Whereas, under the authority of Ordinance No. 815-12, passed June 4, 2012, the Director of Port Control entered into Contract No. PS 2013*200 with Jacobsen Daniels Associates, LLC to provide on-call planning services for the Department of Port Control; and

Whereas, Ordinance No. 815-12 requires further legislation before exercising the second option to renew on this contract; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Port Control is authorized to exercise the second option to renew Contract No. PS 2013*200 for an additional year with Jacobsen Daniels Associates, LLC to provide on-call planning services for the Department of Port Control. This ordinance constitutes the additional legislative authority required by Ordinance No. 815-12 to exercise this option.

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1208-15.
By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to perform various services

needed for on-going mandatory environmental compliance for the Department of Port Control; to acquire licenses for compliance; and authorizing the Director to enter into various written standard purchase and requirement contracts, for materials, equipment, supplies, services, and training necessary to effectuate this ordinance, for a period of five years, effective January 1, 2016.

Whereas, the Department of Port Control is required to comply with environmental requirements in order to maintain operating status and to avoid serious penalties for non-compliance; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Port Control is authorized to enter into one or more standard purchase or requirement contracts for a period of five years duly let to the lowest and best bidder after competitive bidding for materials, equipment, supplies, services, and training necessary to comply with local, state, and federal environmental requirements necessary to maintain operating status and to avoid serious penalties for non-compliance at Hopkins International Airport, Burke Lakefront Airport, and the Division of Harbors, Department of Port Control.

Section 2. That the Director of Port Control is authorized to employ by contract or contracts one or more consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide on-going professional services necessary to comply with local, state, and federal environmental requirements necessary to maintain operating status and to avoid serious penalties for non-compliance at Hopkins International Airport, Burke Lakefront Airport, and the Division of Harbors, Department of Port Control, for a period of five years.

Section 3. That the Director of Port Control is authorized to acquire by contract or contracts with one or more software developers or vendors or one or more firms of software developers or vendors, the software licenses, upgrades, technical support, and maintenance necessary to develop and maintain hosting environmental management systems at the Department of Port Control, including Cleveland Hopkins International Airport, Burke Lakefront Airport, and the Division of Harbors, for the purposes of this section, for a period of five years.

Section 4. That the selection of the consultant, consultants, computer software developers, or vendors or firms of consultants, computer software developers or vendors made under this ordinance shall be made by the Board of Control on the nomination of the Director of Port Control from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Port Control for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the

Director of Port Control, and certified by the Director of Finance.

Section 5. That the Director of Port Control is authorized to execute, in connection with the purchase of computer hardware under this section, one or more third-party license agreements for software required for use of that hardware, directly with a firm or firms other than the hardware vendor.

Section 6. That the costs of the requirement contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance.

Section 7. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Port Control may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 8. That contracts authorized under this ordinance shall be entered into between January 1, 2016 and December 31, 2021.

Section 9. That the cost of any standard contract, software acquisition, or professional services contract or contracts authorized by this ordinance shall be paid from annual appropriations made for such purpose.

Section 10. That the Director of Port Control shall submit an annual report to the Council President and to the Chairperson of the Transportation Committee regarding each contract let under this ordinance, including but not limited to, OEO goals or information and expiration dates for each contract.

Section 11. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1230-15.

By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Works to lease certain property located at 14550 Lorain Avenue from Pleasant Valley Enterprises Limited Partnership, for the public purpose of providing a base of operations for services provided in the northwest section of the City, for a term of one year, with a one year option to renew, exercisable by the Director.

Whereas, the City of Cleveland requires certain property located at 14550 Lorain Avenue for the public purpose of providing a base of operations for services provided in the northwest section of the City; and

Whereas, Pleasant Valley Enterprises Limited Partnership ("Pleasant Valley Enterprises") has proposed to lease the property to the City of Cleveland; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to lease from Pleasant Valley Enterprises, certain property located at 14550 Lorain Avenue.

Section 2. That the lease authorized by this ordinance shall be for a term of one year with a one-year option to renew, exercisable by the Director of Public Works.

Section 3. That the rent for the lease authorized by this ordinance shall be \$86,000, which is determined to be fair market value, exclusive of utilities.

Section 4. That the lease may authorize the City to make improvements to the leased premises under terms to be determined by the parties to be consistent with the public purpose or purposes of providing a base of operations for services provided in the northwest section of the City.

Section 5. That the lease may provide for the City's payment of appropriate utility and other operating costs of the leased premises.

Section 6. That the lease shall be prepared by the Director of Law and shall contain any terms and conditions as are required to protect the interests of the City.

Section 7. That the Director of Public Works, the Director of Law, and other appropriate City officials are authorized to execute any other documents and certificates, and take any other actions which may be necessary or appropriate to effect the lease authorized by this ordinance.

Section 8. That the costs of the lease shall be paid from Fund No. 11 SF 401, RQN 7016, RL 2015-120.

Section 9. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1289-15.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing payment of membership dues of the City of Cleveland in the Northeast Ohio Area-wide Coordinating Agency for 2016.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Finance is authorized to cause payment of membership dues of the City of Cleveland to be made to the Northeast Ohio Area-wide Coordinating Agency for 2016.

Section 2. That the payment for the dues shall be paid from Fund No 01-9998-6232, RQS 9998, RL 2015-143.

Section 3. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1305-15.
By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to enter into one or more contracts with RJG Enterprises, Inc. dba Chemtron Corp. for professional services necessary to perform environmental remediation and related services at the Lake Road Power Plant, for the Division of Cleveland Public Power, Department of Public Utilities.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Utilities is authorized to enter into one or more contracts with RJG Enterprises, Inc. dba Chemtron Corp. for professional services necessary to perform environmental remediation and related services at the Lake Road Power Plant, for the Division of Cleveland Public Power, Department of Public Utilities. The contract or contracts shall be paid from Fund No. 58 SF 001, Request No. RQS 2004, RL 2015-147.

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1326-15.
By Council Member Kelley.
An emergency ordinance authorizing the Clerk of Council to enter into one or more internship agreements with various individuals to provide assistance to the Office of the Clerk and the members of Cleveland City Council in any and all matters related to official Council business.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Clerk of Council is authorized to enter into one or more internship agreements with various individuals to provide assistance to the Office of the Clerk and the members of Cleveland City Council in any and all matters related to official Council business, as may be directed by the Clerk or her designees. The

agreements may be for terms of any number of weeks starting on or after September 1, 2015 and ending on or before September 30, 2016. The individuals shall be paid on an hourly basis in an amount up to and not to exceed \$15.00 per hour and shall be certified from fund number 01, sub-fund 001, department 0101, object 6320.

Section 2. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1327-15.
By Council Member Cimperman.
An emergency ordinance consenting and approving the issuance of a permit for the Chili Bowl 5K on February 27, 2016, sponsored by Hermes Sports.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Chili Bowl 5K on February 27, 2016, start: Galleria—St. Clair Avenue and East 12th Street; St. Clair west to East 9th Street; East 9th north to Lakeside Avenue; Lakeside west to West 3rd Street; West 3rd north to Erieside Avenue, around FirstEnergy Stadium to East 9th Street; turn around and return same route to finish line—East 12th Street and Hamilton Avenue; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

Section 2. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1334-15.
By Council Member J. Johnson.
An emergency ordinance amending Section 2 of Ordinance No 426-15 passed on April 13, 2015 as it pertains to the 8th Day Project through the use of Ward 10 Casino Revenue Funds.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That Section 2 of Ordinance No. 426-15 passed on April 13, 2015 is hereby amended to read as follows:

Section 2. That the cost of said contract shall be in an amount not to exceed \$50,000 and shall be paid from Fund No. 10 SF 188.

Section 2. That Section 2 of Ordinance No. 426-15 passed on April 13, 2015 is hereby repealed.

Section 3. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

Ord. No. 1335-15.
By Council Members Cimperman and Cummins.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into agreement with The Refugee Response Program through the use of Wards 3 and 14 Casino Revenue Funds.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of the Department of Community Development is hereby authorized to enter into an agreement with The Refugee Response for the public purpose of providing workforce training and tutoring services to adult refugee community residents residing in the city of Cleveland through the use of Wards 3 and 14 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$20,000 and shall be paid from Fund No. 10 SF 188.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

Section 4. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 26, 2015.

Effective October 28, 2015.

COUNCIL COMMITTEE MEETINGS

**Monday November 2, 2015
2:00 p.m.**

Finance Committee: Present: Kelley, Chair; Cleveland, Vice Chair; Brady, Brancatelli, Conwell, Keane, Mitchell, Pruitt, Zone.

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