

# The City Record

Official Publication of the Council of the City of Cleveland



December the Eighteenth, Two Thousand and Thirteen

**Frank G. Jackson**  
Mayor

**Martin J. Sweeney**  
President of Council

**Patricia J. Britt**  
City Clerk, Clerk of Council

**Ward Name**

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

The City Record is available online at  
[www.clevelandcitycouncil.org](http://www.clevelandcitycouncil.org)

| Containing                                          | PAGE |
|-----------------------------------------------------|------|
| City Council                                        | 3    |
| The Calendar                                        | 3    |
| Board of Control                                    | 3    |
| Civil Service                                       | 5    |
| Board of Zoning Appeals                             | 5    |
| Board of Building Standards<br>and Building Appeals | 6    |
| Public Notice                                       | 6    |
| Public Hearings                                     | 6    |
| City of Cleveland Bids                              | 6    |
| Adopted Resolutions<br>and Ordinances               | 7    |
| Committee Meetings                                  | 7    |
| Index                                               | 7    |



# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

| Ward | Name                 | Residence                    |       |
|------|----------------------|------------------------------|-------|
| 1    | Terrell H. Pruitt    | 16920 Throckley Avenue       | 44128 |
| 2    | Zachary 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    | Jeffrey D. Johnson   | 9024 Parkgate Avenue         | 44108 |
| 9    | Kevin Conwell        | 10647 Ashbury Avenue         | 44106 |
| 10   | Eugene R. Miller     | 13615 Kelso Avenue           | 44110 |
| 11   | Michael D. Polensek  | 17855 Brian Avenue           | 44119 |
| 12   | Anthony Brancatelli  | 6924 Ottawa Road             | 44105 |
| 13   | Kevin J. Kelley      | 5904 Parkridge Avenue        | 44144 |
| 14   | Brian J. Cummins     | 3104 Mapledale Avenue        | 44109 |
| 15   | Matthew Zone         | 1228 West 69th Street        | 44102 |
| 16   | Jay Westbrook        | 1278 West 103rd Street       | 44102 |
| 17   | Dona Brady           | 1272 West Boulevard          | 44102 |
| 18   | Martin J. Sweeney    | 3632 West 133rd Street       | 44111 |
| 19   | 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  
 Chris Warren, Executive Assistant to the Mayor, Chief of Regional Development  
 Monyka S. Price, Executive Assistant to the Mayor, Chief of Education  
 Maureen Harper, Executive Assistant to the Mayor, Chief of Communications  
 Jenita McGowan, Executive Assistant to the Mayor, Chief of Sustainability  
 Natoya J. Walker Minor, Chief of Public Affairs – Interim Director of Equal Opportunity.

### OFFICE OF CAPITAL PROJECTS – Jomarie Wasik, Director

#### DIVISIONS:

Architecture and Site Development – Robert Vitkas, Chief Architect, Manager  
 Engineering and Construction – Richard J. Switalski, Manager  
 Real Estate – James DeRosa, Commissioner

**DEPT. OF LAW** – Barbara A. Langhenry, Director, \_\_\_\_\_, Chief Counsel,  
 Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,  
 Room 106: John Skrtic, Law Librarian, Room 100

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

Frank Badalamenti, Manager, Internal Audit

#### DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19  
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
 City Treasury – James Hartley, Interim Treasurer, Room 115  
 Financial Reporting and Control – James Gentile, Controller, Room 18  
 Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue  
 Purchases and Supplies – Tiffany White, Commissioner, Room 128  
 Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue  
 Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

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

#### DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner  
 Street Lighting Bureau – \_\_\_\_\_, Acting Chief  
 Utilities Fiscal Control – Dennis Nichols, Commissioner  
 Water – Alex Margevicius, Interim Commissioner  
 Water Pollution Control – Rachid Zoghaib, Commissioner

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

#### DIVISIONS:

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

**DEPT. OF PUBLIC WORKS** – Michael Cox, Director

#### OFFICES:

Administration – John Laird, Manager  
 Special Events and Marketing – Tangee Johnson, Manager

#### DIVISIONS:

Motor Vehicle Maintenance – Daniel A. Novak, Commissioner  
 Park Maintenance and Properties – Richard L. Silva, Commissioner  
 Parking Facilities – Antionette Thompson, Interim Commissioner  
 Property Management – Tom Nagle, Commissioner  
 Recreation – Samuel Gissentaner, Interim Commissioner  
 Streets – \_\_\_\_\_, Commissioner  
 Traffic Engineering – Robert Mavec, Commissioner  
 Waste Collection and Disposal – Randall T. Scott, Interim Commissioner

**DEPT. OF PUBLIC HEALTH** – Karen Butler, Director, Mural Building, 75 Erieview Plaza

#### DIVISIONS:

Air Quality – George Baker, Commissioner  
 Environment – Pamela Cross, Commissioner, Mural Building, 75 Erieview Plaza  
 Health – Karen K. Butler, Commissioner, Mural Building, 75 Erieview Plaza

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

#### DIVISIONS:

Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street  
 Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.  
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive  
 Fire – Daryl W. McGinnis, Chief, 1645 Superior Avenue  
 Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

**DEPT. OF COMMUNITY DEVELOPMENT** – Daryl Rush, Director

#### DIVISIONS:

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

**DEPT. OF BUILDING AND HOUSING** – Edward W. Rybka, Director, Room 500

#### DIVISIONS:

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

**DEPT. OF HUMAN RESOURCES** – Deborah Southerington, Director, Room 121

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

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

**COMMUNITY RELATIONS BOARD** – Room 11, Blaine Griffin, Director, Mayor Frank

G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Brian Cummins, Council Member Eugene R. Miller, Jeff Marks, (Board Lawyer), Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Annie Key, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Ted C. Wammes, Peter Whit.

**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 Martin J. Sweeney; 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, Jan Huber, 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 Martin J. Sweeney.

**BOARD OF SIDEWALK APPEALS** – Capital Projects Director Jomarie Wasik, Law Director Barbara A. Langhenry; Council Member Eugene R. Miller.

**BOARD OF REVIEW** – (Municipal Income Tax) – Law Director Barbara A. Langhenry; Utilities Director Paul Bender; Council President Martin J. Sweeney.

**CITY PLANNING COMMISSION** – Room 501 – Robert N. Brown, Director; Anthony J. Coyne, Chairman; David H. Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean Pinkney, Norman Krumholz, Council Member 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 Martin J. Sweeney; 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, Council Member Anthony Brancatelli, Robert N. Brown, Thomas Coffey, Allan Dreyer, William Mason, Giancarlo Calicchia, John Torres, Robert Vitkas, Robert Keiser, Secretary.

**AUDIT COMMITTEE** – Yvette M. Itu, Chairman; Debra Janik, Bracy Lewis, Diane Downing, Donna Sciarappa, Council President Martin J. Sweeney; Law Director Barbara A. Langhenry.

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

### Judge Courtroom

Presiding and Administrative Judge Ronald B. Adrine – Courtroom 15A

Judge Pinkey S. Carr – Courtroom 12B

Judge Marilyn B. Cassidy – Courtroom 13A

Judge Michelle Denise Earley – Courtroom 12C

Judge Emanuella Groves – Courtroom 14B

Judge Anita Laster Mays – Courtroom 14C

Judge Lauren C. Moore – Courtroom 14A

Judge Charles L. Patton, Jr. – Courtroom 13D

Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B

Judge Angela R. Stokes – Courtroom 15C

Judge Pauline H. Tarver – Courtroom 13C

Judge Ed Wade – Courtroom 12A

Judge Joseph J. Zone – Courtroom 14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Gregory A. Sims – Chief Bailiff, Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate, Victor Perez – City Prosecutor

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 100

WEDNESDAY, DECEMBER 18, 2013

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## CITY COUNCIL

MONDAY DECEMBER 16, 2013

The City Record  
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[www.clevelandcitycouncil.org](http://www.clevelandcitycouncil.org)  
Address all communications to  
**PATRICIA J. BRITT**  
City Clerk, Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2010-2013

#### MONDAY — Alternating

9:30 A.M. — **Public Parks, Properties, and Recreation Committee:** K. Johnson, Chair; Conwell, Vice Chair; Brancatelli, Cimperman, Dow, Polensek.

9:30 A.M. — **Health and Human Services Committee:** Cimperman, Chair; J. Johnson, Vice Chair; Conwell, Keane, Kelley, Polensek.

11:00 A.M. — **Public Service Committee:** Miller, Chair; Cummins, Vice Chair; Cleveland, Dow, K. Johnson, Keane, Polensek, Pruitt, Sweeney.

11:00 A.M. — **Legislation Committee:** Mitchell, Chair; K. Johnson, Vice Chair; Brancatelli, Cimperman, Cleveland, Sweeney.

#### MONDAY

2:00 P.M. — **Finance Committee:** Kelley, Chair; Sweeney, Vice Chair; Brady, Brancatelli, Cleveland, Keane, Miller, Mitchell, Pruitt, Westbrook, Zone.

#### TUESDAY

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

1:30 P.M. — **Employment, Affirmative Action and Training Committee:** Zone, Chair; Pruitt, Vice Chair; Cummins, J. Johnson, K. Johnson, Mitchell, Westbrook.

#### WEDNESDAY — Alternating

10:00 A.M. — **Aviation and Transportation Committee:** Keane, Chair; Pruitt, Vice Chair; Cummins, J. Johnson, K. Johnson, Kelley, Mitchell.

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

#### WEDNESDAY — Alternating

1:30 P.M. — **Public Utilities Committee:** Pruitt, Chair; Brady, Vice Chair; Conwell, Cummins, Dow, Kelley, Miller, Polensek, Westbrook.

1:30 P.M. — **City Planning Committee:** Cleveland, Chair; Westbrook, Vice Chair; Brady, Conwell, Dow, Keane, Zone.

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

**Rules Committee:** Sweeney, Chair; Cleveland, Keane, Polensek, Pruitt.

**Personnel and Operations Committee:** Westbrook, Chair; Conwell, K. Johnson, Kelley, Mitchell, Sweeney, Zone.

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

**Sustainability Sub-Committee:** Zone, Chair; Westbrook, Vice Chair; Cummins.

### 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

December 11, 2013

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, December 11, 2013 at 10:39 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director Thornton, Directors Fumich and Rybka.

Absent: Mayor Jackson and Director Dumas.

Others: L. Peculis, Acting Director, Office of Equal Opportunity.

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

#### Resolution No. 683-13.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of Bound Tree Medical, LLC, for an estimated quantity of medical supplies, groups B, D, and E, for the various divisions of City government, for a period of one year beginning with the date of execution of a contract, with an additional one year option to renew, for the goods of services, received on September 25, 2013, under the authority of Ordinance No. 1500-13, passed by Cleveland City Council on November 18, 2013, which on the basis of the estimated quantity would amount to \$299,837.00, is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the labor and materials necessary for the specified items.

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

Yeas: Directors Langhenry, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director Thornton, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

#### Resolution No. 684-13.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of Southeastern Emergency Equipment, Inc., for an estimated quantity of medical supplies, group A, all items, and group C, items 1-6 and 8-9, for the various divisions of City government, for a period of one year beginning with the date of execution of a contract, with an additional one year option to renew, for the goods of services, received on September 25, 2013, under the authority of Ordinance No. 1500-13, passed by Cleveland City Council on November 18, 2013, which on the basis of the estimated quantity would amount to \$82,742.00, is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the labor and materials necessary for the specified items.

The requirement contract shall further provide that the Contractor shall furnish all the City's requirements for such labor and materials, whether more or less than the estimated quantity, as may be ordered

under delivery orders separately certified to the contract.

Yeas: Directors Langhenry, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director Thornton, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 685-13.**

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland, that all bids received on September 25, 2013 for an estimated quantity of medical supplies and equipment, for group C, Item 7, for various divisions of City government, under the authority of Ordinance No. 1500-13, passed by Cleveland City Council on November 18, 2013, are rejected.

Yeas: Directors Langhenry, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director Thornton, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 686-13.**

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1631-12, passed by the Council of the City of Cleveland on December 3, 2012, MCPc, Inc. is selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities as the firm to be employed by contract for professional services necessary to provide a network assessment of the current Department of Public Utilities network infrastructure, for a period of four months, for the various Divisions of the Department of Public Utilities.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with MCPc, Inc. based upon its proposal dated, September 6, 2013, which contract shall be prepared by the Director of Law, shall provide for furnishing of professional services described in the proposal, for an aggregate fee of \$69,275.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following subcontractor by MCPc, Inc. for the above-mentioned professional services is approved:

| <u>SUBCONTRACTOR</u>                   | <u>WORK PERCENTAGE</u> |
|----------------------------------------|------------------------|
| DeVore Technologies, Inc.<br>(CSB/FBE) | \$7,000.00<br>10.105%  |

Yeas: Directors Langhenry, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director Thornton, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 687-13.**

By Director Smith.

Resolved, by the Board of Control of the City of Cleveland that the bid of Multitude Services, LLC. for the necessary items of labor and materials to clean and sanitize existing restrooms, all items, for the Department of Port Control, for a period of one year, with two one-year options to renew, beginning with the date of execution of a contract, received on September 6, 2013, under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$45,849.00, 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 labor and materials necessary for the specified items.

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

Yeas: Directors Langhenry, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director Thornton, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 688-13.**

By Director Flask.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on August 9, 2013 for the purchase of Glock Semiautomatic Pistols for the Division of Police, Department of Public Safety, under the authority of Section 135.065, Codified Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Directors Langhenry, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director Thornton, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 689-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 109-22-115 located at 1112 East 113th Street in Ward 9; 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, Edward A. Francis, Jr. has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 9 has 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 Edward A. Francis, Jr. for the sale and development of Permanent Parcel No. 109-22-115 located at 1112 East 113th 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, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director Thornton, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 690-13.**

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. 108-08-049 located at 586 East 101st Street in Ward 8; 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, Anthony Gaston 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 8 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

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

Deed for and on behalf of the City of Cleveland, with Anthony Gaston for the sale and development of Permanent Parcel No. 108-08-049 located at 586 East 101st 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, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director Thornton, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 691-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 115-05-087 located at 841 East 147th Street in Ward 10; and

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

Whereas, Andrew L. Mathis 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 approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Andrew L. Mathis for the sale and development of Permanent Parcel No. 115-05-087 located at 841 East 147th 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, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director

Thornton, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 692-13.**

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. 143-20-025, 143-20-026 and 143-20-027 located on Federal Road in Ward 1; 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, Malique Price and Vera Price have proposed to the City to purchase and develop the parcels for new housing construction; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Malique Price and Vera Price for the sale and development of Permanent Parcel Nos. 143-20-025, 143-20-026 and 143-20-027 located on Federal 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 parcels shall be \$600.00, 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, Bender, Smith, Cox, Acting Director Cross, Directors Flask, Rush, Southerington, Acting Director Thornton, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Dumas.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

Application blanks and information, regarding minimum entrance qualifications, scope of examination,

and suggested reference materials may be obtained at the office of the Civil Service Commission, Room 119, City Hall, East 6th Street, and Lakeside Avenue.

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

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

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

ROBERT BENNETT,  
President

**SCHEDULE OF THE BOARD  
OF ZONING APPEALS**

**MONDAY, DECEMBER 30, 2013**

**9:30 A.M.**

**Calendar No. 13-256:** 5700 Detroit Avenue (Ward 15)

Cleveland West Shore Development and Detroit Shoreway Community Development Organization (DSCDO) appeal to change use of a warehouse to a 30 unit apartment building proposed on consolidated parcels located in a C2 Local Retail Business District; subject to requirements under Section 347.08(a) trash areas shall be screened with opaque fencing not lower than the height of the refuse container and adequate vehicle access to and from such areas, including the recycle bin, is required for trash collection; and pursuant to Sections 349.05(a) and 349.07(b) all parking spaces shall be located behind the setback line and provided with wheel guards and by definition in Section 325.03 an "accessory parking space" means an area open or enclosed that measures 180 square feet; and a maximum lot area coverage of 44,648 square feet is proposed, contrary to Section 355.04 and 15,575 that equals one-half of the lot size; and provisions in Section 357.08(b)(2) require a rear yard depth of 20 feet where zero is proposed and contrary to Section 357.09(b)(2)(C) proposing 2.9 and 4.2 for interior side yard where 8 feet is required; and provisions in Section 358.05(a)(2) require that fences in side street yards shall not exceed 4 feet in height and shall be at least 50% open; and pursuant to Section 457.10(f) bicycle parking spaces shall be located at least as close to the entrance of the building as the nearest nonconforming automobile space in the Cleveland Codified Ordinances.

**Calendar No. 13-257:** 4301-11 West 130th Street (Ward 17)

Marcia Kish, owner, appeals for storage of equipment, outdoor storage of topsoil, tree logs and branches, storage and processing into chips/mulch and retail landscape supplies on acreage located in a B3 Semi-Industry District; subject to the limitations in Section 345.03, the proposed use is not permitted but first permitted in a General Industry District subject to Section 347.05 that requires it be a distance of at least 300 feet from a residence district and the lot abuts a residence district; and no landscape transition strip is proposed where a transition strip 10 feet wide providing at least 75% year round opacity is required according to Sections 352.08-12 to separate the use from an abutting residential district; and no parking area is shown contrary to Section 349.04(j) that requires open storage use to have parking in the amount of 15% of the gross lot area; and all drives, parking and vehicle maneuvering areas must be paved and properly graded for drainage within the lot; and surfacing material for vehicle maneuvering areas or parking is not shown contrary to Section 349.07(a) in the Cleveland Codified Ordinances.

**Calendar No. 13-262:** 1449 West 58th Street (Ward 15)

James Alves, owner, appeals to change use from an existing 40' x 75' two-story masonry church and a 30' x 50' one-story frame Sunday School Building to a single family residence, located on a 135' x 193.79' parcel in a B1 Two-Family District; contrary to Cleveland Codified Ordinance 357.09(2)B an interior side street yard of 2 feet is proposed where 5 feet is required.

**Calendar No. 13-264:** 15009 Chatfield Avenue (Ward 19)

Frank Shaker, owner, appeals to change use from a tool and die shop to an auto repair garage an existing building located on an irregular shaped parcel in a B1 Residence Industry District, located directly across the street from a residential One-Family District; subject to the limitations in Section 337.10 the use is not permitted and first permitted under Section 345.03(c) (2) in a Semi-Industry District if separated by a distance of 100 feet from a residence district; and pursuant to Section 349.07(a) requires accessory off-street parking spaces driveways and maneuvering areas to be properly graded for drainage within the lot and providing such parking spaces to be surfaced with concrete, asphaltic concrete, asphalt or similar surfacing material, maintained in good condition; and contrary to Sections 352.09-11 in the Cleveland Codified Ordinances, no landscaping is proposed where a frontage landscape trip 6 feet wide is required along Garfield Avenue between the parking and the street and an 8 feet wide landscape strip is required along the west corner of the lot between the parking and a residential district.

Secretary

## REPORT OF THE BOARD OF ZONING APPEALS

**MONDAY, DECEMBER 16, 2013**

At the meeting of the Board of Zoning Appeals on Monday, December 16, 2013, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

**Calendar No. 13-187:** A-AA Terry the Plumber, LLC Contract Number 68787

Terry Kordiac doing business as A-AA Terry the Plumber, LLC appealed from a decision on a proposed debarment issued by the Commissioner of Purchases and Supplies; subject to stipulations.

**Calendar No. 13-254:** 2168 West 25th Street

Apocalypse Development Ltd., owner, and Voss Industries, Incorporated appealed to install eight (8) feet high fence with barbed wire fencing on property located in a B3 Semi-Industry District; subject to improved plan.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

None.

The following appeal was **POSTPONED:**

**Calendar No. 13-257:** 4301-11 West 130th Street scheduled for December 30, 2013 postponed to February 3, 2014.

The following appeals heard by the Board on December 9, 2013 were adopted and approved on December 16, 2013:

The following appeals were **DENIED:**

**Calendar No. 13-162:** 5466 Broadway Avenue

Milan Radjenovic, owner, and Regina Witherspoon, prospective tenant, appealed to establish use of a one-story building as an assembly hall for parties and events in a C2 Local Retail Business District.

**Calendar No. 13-228:** 4571 Niessen Court

Wilfredo Serrano appealed to install a 5 feet high ornamental fence in the actual front yard of a parcel in a B1 Two-Family District.

**Calendar No. 13-229:** 4575 Niessen Court

Wilfredo Serrano appealed to install a 5 feet high ornamental fence in the actual front yard of a parcel in a B1 Two-Family District.

The following appeal heard by the Board on December 2, 2013 was adopted and approved on December 16, 2013.

The following appeal was **APPROVED:**

**Calendar No. 13-250:** 17714 Windward Road

Clifford and Amy Whitehead appealed to erect a one-story attached garage addition to a single family dwelling in an A1 One-Family District; subject to condition.

Secretary

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

NO MEETING

### PUBLIC NOTICE

NONE

### NOTICE OF PUBLIC HEARING

NONE

### CITY OF CLEVELAND BIDS

#### For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

ply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties.”

WEDNESDAY, JANUARY 22, 2014

File No. 192-13 — Municipal Parking Lot Site Improvements, for the Division of Architecture and Development, Department of Public Works, as authorized by Ordinance No. 1229-13, passed by the Council of the City of Cleveland, November 18, 2013.

\*THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, DECEMBER 19, 2013 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM 517A 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

December 11, 2013 and December 18, 2013

WEDNESDAY, JANUARY 22, 2014

File No. 193-13 — Landscape Maintenance at various Public Utilities Facilities, for the Various Division of the Department of Public Utilities, as authorized by Ordinance No. 863-13, passed by the Council of the City of Cleveland, August 14, 2013.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING MONDAY, DECEMBER 30, 2013 AT 11:00 A.M. CARL B. STOKES PUBLIC UTILITIES BUILDING 1201 LAKESIDE AVENUE CLEVELAND, OH 44114 2ND FLOOR ATRIUM CONFERENCE ROOM.

December 18, 2013 and December 25, 2013

THURSDAY, JANUARY 23, 2014

File No. 194-13 — Labor and Materials Necessary to Remove Existing Carpeting and Tile and Install, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, JANUARY 10, 2014 AT 10:00 A.M. THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135-3193.

December 18, 2013 and December 25, 2013

FRIDAY, JANUARY 24, 2014

File No. 195-13 — West Side Market Phase 4A Refrigeration System Upgrades, for the Division of Architecture and Development, Department of Public Works, as

authorized by Ordinance No. 533-12, passed by the Council of the City of Cleveland, June 4, 2012.

\*THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A NON-MANDATORY PRE-BID MEETING TUESDAY, JANUARY 7, 2014 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM 517A 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

December 18, 2013 and December 25, 2013 and January 1, 2014

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

NO MEETINGS

Index

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

Board of Control — Community Development Department

- East 101st Street, 586 (Ward 8) — PPN 108-08-049 — Anthony Gaston (BOC Res. 690-13) . . . . . 2034
East 113th Street, 1112 (Ward 9) — PPN 109-22-115 — Edward A. Francis, Jr. (BOC Res. 689-13) . . . . . 2034
East 147th Street, 841 (Ward 10) — PPN 115-05-087 — Andrew L. Mathis (BOC Res. 691-13) . . . . . 2035

Board of Control — Finance Department

- Medical supplies — per Ord. 1500-13 — bids rejected (BOC Res. 685-13) . . . . . 2034
Medical supplies — per Ord. 1500-13 to Bound Tree Medical, LLC (BOC Res. 683-13) . . . . . 2033
Medical supplies — per Ord. 1500-13 to Southeastern Emergency Equipment Inc. (BOC Res. 684-13) . . . . . 2033

Board of Control — Land Reutilization Program

- East 101st Street, 586 (Ward 8) — PPN 108-08-049 — Anthony Gaston (BOC Res. 690-13) . . . . . 2034
East 113th Street, 1112 (Ward 9) — PPN 109-22-115 — Edward A. Francis, Jr. (BOC Res. 689-13) . . . . . 2034
East 147th Street, 841 (Ward 10) — PPN 115-05-087 — Andrew L. Mathis (BOC Res. 691-13) . . . . . 2035
Federal Road (Ward 1) — PPN 143-20-025/026/027 — Malique Price and Vera Price (BOC Res. 692-13) . . . . . 2035

**Board of Control — Police Division**

Pistols, Glock Semiautomatic — per C.O. Sec. 135.065 — all bids rejected — Dept. of Public Safety (BOC Res. 688-13) ..... 2034

**Board of Control — Port Control Department**

Cleaning and sanitizing of restrooms — per C.O. Sec. 181.101 to Multitude Services, LLC (BOC Res. 687-13) ..... 2034

**Board of Control — Professional Service Contracts**

Network Infrastructure assessment — per Ord. 1631-12 to MCPc, Inc. — Dept. of Public Utilities (BOC Res. 686-13) ..... 2034

**Board of Control — Public Safety Department**

Pistols, Glock Semiautomatic — per C.O. Sec. 135.065 — all bids rejected — Division of Police (BOC Res. 688-13) ..... 2034

**Board of Control — Public Utilities Department**

Network Infrastructure assessment — per Ord. 1631-12 to MCPc, Inc. (BOC Res. 686-13) ..... 2034

**Board of Control — Requirement Contracts**

Cleaning and sanitizing of restrooms — per C.O. Sec. 181.101 to Multitude Services, LLC — Dept. of Port Control (BOC Res. 687-13) ..... 2034  
Medical supplies — per Ord. 1500-13 to Bound Tree Medical, LLC — Dept. of Finance (BOC Res. 683-13) ..... 2033  
Medical supplies — per Ord. 1500-13 to Southeastern Emergency Equipment Inc. — Dept. of Finance (BOC Res. 684-13) ..... 2033

**Board of Zoning Appeals — Report**

Broadway Avenue, 5466, (Ward 5) — Milan Radjenovic, owner, and Regina Weatherspoon, prospective tenant — appeal denied and adopted on 12/16/13 (Cal. 13-162) ..... 2036  
Kordiac, Terry, d.b.a. A-AA Terry the Plumber, LLC, a.k.a. Terry the Plumber, Incorporated — appeal heard on 12/16/13 (Cal. 13-187) ..... 2036  
Niessen Court, 4571, (Ward 14) — Wilfredo Serrano, owner — appeal denied and adopted on 12/16/13 (Cal. 13-228) ..... 2036  
Niessen Court, 4575, (Ward 14) — Wilfredo Serrano, owner — appeal denied and adopted on 12/16/13 (Cal. 13-229) ..... 2036  
Windward Road, 17714, (Ward 11) — Clifford and Amy Whitehead, owners — appeal granted and adopted on 12/16/13 (Cal. 13-250) ..... 2036

**Board of Zoning Appeals — Schedule**

Chatfield Avenue, 15009, (Ward 19) — Frank Shaker, owner — appeal to be heard on 12/30/13 (Cal. 13-264) ..... 2036  
Detroit Avenue, 4301-11, (Ward 17) — Marcia Kish, owner — appeal to be heard on 12/30/13 (Cal. 13-257) ..... 2036  
Detroit Avenue, 5700, (Ward 15) — Cleveland West Shore Development and Detroit Shoreway Community Development Organization — appeal to be heard on 12/30/13 (Cal. 13-256) ..... 2035  
West 25th Street, 2168, (Ward 3) — Apocalypse Development Ltd., owner, and Voss Industries, Incorporated — appeal to be heard on 12/16/13 (Cal. 13-254) ..... 1956  
West 58th Street, 1449, (Ward 15) — James Alves, owner — appeal to be heard on 12/30/13 (Cal. 13-262) ..... 2036

**City of Cleveland Bids**

Carpet and tile, removal and installation — Department of Port Control — Division of Cleveland Hopkins International Airport — per C.O. Sec. 181.101 — bid due January 23, 2014 (advertised 12/18/2013 and 12/25/2013) ..... 2037  
Landscape maintenance — Department of Public Utilities — per Ord. 863-13 — bid due January 22, 2014 (advertised 12/18/2013 and 12/25/2013) ..... 2037  
Municipal Park Lot site improvements — Department of Public Works — Division of Architecture and Site Improvement — per Ord. 1229-13 — bid due January 22, 2014 (advertised 12/11/2013 and 12/18/2013) ..... 2037  
West Side Market, Phase 4A Refrigeration System upgrade — Department of Public Works — Division of Architecture and Site Improvement — per Ord. 533-12 — bid due January 24, 2014 (advertised 12/18/2013 and 12/25/2013 and 1/1/2014) ..... 2037