

# The City Record

Official Publication of the Council of the City of Cleveland



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August the Fifth, Two Thousand and Nine

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**Frank G. Jackson**  
Mayor

**Martin J. Sweeney**  
President of Council

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

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

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

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Terrell H. Pruitt	3877 East 189th Street	44122
2	Nathaniel K. Wilkes	8410 Vineyard Avenue	44105
3	Zachary Reed	3734 East 149th Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	8323 Pulaski Avenue	44103
8	Shari L. Cloud	1152 East 98th Street	44108
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Eugene R. Miller	13615 Kelso Avenue	44110
11	Michael H. Polensek	17855 Brian Avenue	44119
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Joe Cimperman	P.O. Box 91688	44101
14	Joseph Santiago	3169 West 14th Street	44109
15	Brian J. Cummins	3104 Mapledale Avenue	44109
16	Kevin J. Kelley	6608 Woodhaven Avenue	44144
17	Matthew Zone	1228 West 69th Street	44102
18	Jay Westbrook	1278 West 103rd Street	44102
19	Dona Brady	1272 West Boulevard	44102
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Martin J. Keane	15907 Colletta Lane	44111

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

### MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff  
Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer  
Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs  
Chris Warren, Executive Assistant to the Mayor, Chief of Regional Development  
Monyka S. Price, Executive Assistant to the Mayor, Chief of Education  
Maureen Harper, Executive Assistant to the Mayor, Chief of Communications  
Andrea V. Taylor, Executive Assistant to the Mayor, Press Secretary  
Natoya J. Walker, Interim Director, Office of Equal Opportunity

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

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

**DIVISIONS:** Accounts – Richard W. Sensenbrenner, Commissioner, Room 19  
Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
City Treasury – \_\_\_\_\_, Treasurer, Room 115  
Financial Reporting and Control – James Gentile, Controller, Room 18  
Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue  
Purchases and Supplies – James E. Hardy, Commissioner, Room 128  
Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue  
Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

**DEPT. OF PUBLIC UTILITIES** – Barry A. Withers, Interim Director, 1201 Lakeside Avenue  
**DIVISIONS** – 1201 Lakeside Avenue

Cleveland Public Power – Ivan Henderson, Commissioner  
Street Lighting Bureau – \_\_\_\_\_, Acting Chief  
Utilities Fiscal Control – Dennis Nichols, Commissioner  
Water – John Christopher Nielson, Commissioner  
Water Pollution Control – Ollie Shaw, Commissioner

**DEPT. OF PORT CONTROL** – Ricky D. Smith, Director  
Cleveland Hopkins International Airport, 5300 Riverside Drive  
Burke Lakefront Airport – Khalid Bahhur, Commissioner  
Cleveland Hopkins International Airport – Fred Szabo, Commissioner

**DEPT. OF PUBLIC SERVICE** – Jomarie Wasik, Director, Room 113  
**DIVISIONS:** Architecture – Kurt Wiebusch, Commissioner, Room 517  
Engineering and Construction – \_\_\_\_\_, Commissioner, Room 518  
Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards Streets – Randall T. Scott, Commissioner, Room 25  
Traffic Engineering – Robert Mavec, Commissioner, 4150 East 49th Street, Building #1  
Waste Collection and Disposal – Ron Owens, Commissioner, 5600 Carnegie Avenue

**DEPT. OF PUBLIC HEALTH** – Matt Carroll, Director, Mural Building, 75 Erieview Plaza  
**DIVISIONS:** Air Quality – Richard L. Nemeth, Commissioner  
Environment – Willie Bess, Commissioner, Mural Building, 75 Erieview Plaza  
Health – Karen K. Butler, Commissioner, Mural Building, 75 Erieview Plaza

**DEPT. OF PUBLIC SAFETY** – Martin Flask, Director, Room 230  
**DIVISIONS:** Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street  
Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.  
Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive  
Fire – Paul A. Stubbs, Chief, 1645 Superior Avenue  
Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

**CITY PLANNING COMMISSION** – Room 501 – Robert N. Brown, Director; Anthony J. Coyne, Chairman; David H. Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean Pinkney, Norman Krumholz, Council Member Joe Cimperman.

**FAIR CAMPAIGN FINANCE COMMISSION** – Chris Warren, C. Ellen Connally, Hillary S. Taylor.

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

**FAIR HOUSING BOARD** – Charles See, Chair; Lisa Camacho, Daniel Conway, Robert L. Render, Genesis O. Brown.

**HOUSING ADVISORY BOARD** – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Loehr, Mark McDermott, Marcia Nolan, David Perkowski, Joan Shaver Washington, Keith Sutton.

**CLEVELAND BOXING AND WRESTLING COMMISSION** – Robert Jones, Chairman; Clint Martin, Mark Rivera.

**MORAL CLAIMS COMMISSION** – Law Director Robert J. Triozzi; Chairman; Finance Director Sharon Dumas; Council President Martin J. Sweeney; Councilman Kevin Kelley.

**POLICE REVIEW BOARD** – Thomas Jones, Board Chair Person; Vernon Collier, Vermel Whalen, Nancy Cronin, Elvin Vaus.

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

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

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

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

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

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 96

WEDNESDAY, AUGUST 5, 2009

No. 4991

## CITY COUNCIL

MONDAY, AUGUST 3, 2009

### The City Record

Published weekly by the City Clerk,  
Clerk of Council under authority  
of the Charter of the  
City of Cleveland

The City Record is available  
online at

[www.clevelandcitycouncil.org](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 2006-2009

#### MONDAY — Alternating

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

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

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

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

#### MONDAY

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

#### TUESDAY

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

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

#### WEDNESDAY — Alternating

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

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

#### WEDNESDAY — Alternating

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

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

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

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

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

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

### OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

### THE CALENDAR

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

NONE

### BOARD OF CONTROL

July 29, 2009

The regular meeting of the Board  
of Control convened in the Mayor's  
office on Wednesday, July 29, 2009,  
at 10:30 a.m. with Director Triozzi  
presiding.

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

Absent: Mayor Jackson.

Others: Jim Hardy, Commissioner,  
Purchases and Supplies.

Natoya Walker, Acting Director,  
Office of Equal Opportunity.

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

#### Resolution No. 297-09.

By Interim Director Withers.

Be it resolved by the Board of  
Control of the City of Cleveland that  
under the authority of Ordinance  
No. 441-08, passed by the Council of  
the City of Cleveland on April 28,  
2008, Creative Works, 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  
to provide professional services necessary  
to perform research, writing,  
creative design, photography, artwork,  
layout, preparation of camera  
ready artwork, offset lithographic  
reproduction and distribute the 2008  
and 2009 Annual Reports for the  
Division of Water Pollution Control,  
Department of Public Utilities.

Be it further resolved that the  
Director of Public Utilities is authorized  
to enter into a contract with  
Creative Works, Inc. based upon its  
proposal dated May 1, 2009, which  
contract shall be prepared by the  
Director of Law, shall provide for  
furnishing of professional services  
as described in the proposal, for an  
aggregate fee not in excess of  
\$46,350.00, and shall contain such  
additional provisions as the Director  
of Law deems necessary to protect  
and benefit the public interest.

Be it further resolved by the  
Board of Control of the City of  
Cleveland that the employment of  
the following subcontractors by Creative  
Works, Inc. for the above-mentioned  
professional service is  
approved:

<u>SUBCONTRACTOR</u>	<u>CSB/MBE/FBE WORK</u>
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Andres Johns Graphic Arts	CSB \$12,000.00 (25.89%)
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Photography by Tony	CSB/MBE \$ 5,000.00 (10.787%)
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The Fernway Co.	C/M/F \$ 5,000.00(10.787%)
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HPC Integrated Graphic Solutions	\$14,350.00(30.96%)
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Yeas: Director Triozzi, Dumas,  
Acting Director Withers, Directors  
Smith, Wasik, Acting Director Butler,  
Directors Flask, Cox, Rush,  
Hutchinson, Nichols, Acting Director  
Odom, Interim Director Feliciano  
and Director Rybka.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 298-09.**

By Interim Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1928-07, passed by the Council of the City of Cleveland on December 10, 2007, DLZ Ohio, 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 provide professional consulting services for the Suburban Water Main Renewal Program, which requires engineering services such as design, plan review, planning project and construction monitoring, inspection, environmental site assessments, identification of surface and subsurface conditions, preparation of reports for regulatory agencies, construction administration services, field services, and other related professional consulting services needed for the Division of Water, Department of Public Utilities, on an as-needed basis for a term not exceeding 4 years.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with DLZ Ohio, Inc. based upon its proposal dated, March 2, 2009, 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 not exceeding \$1,000,694.00, 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 subcontractors by DLZ Ohio, Inc. for the above mentioned professional services is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Michael Benza & Associates, Inc. (CSB)	\$115,079.81 11.50%
Prime Geotech, Inc. (CSB/M)	\$115,079.81 11.50%
AA Blueprint Co., Inc. (CSB/F)	\$ 20,000.00 2.00%

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

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 299-09.**

By Interim Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1928-07, passed by the Council of the City of Cleveland on December 10, 2007, Osborn Engineering is selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities as the firm to provide professional consulting services for the Suburban Water Main Renewal Program, which requires engineering services such as design, plan review, planning, project and construction mon-

itoring, inspection, environmental site assessments, identification of surface and subsurface conditions, preparation of reports for regulatory agencies, construction administration services, field services, and other related professional consulting services needed for the Division of Water, Department of Public Utilities; on an as-needed basis for a term not exceeding 4 years.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with Osborn Engineering based upon its proposal dated, February 27, 2009, 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 not exceeding \$770,247.00, 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 subcontractors by Osborn Engineering for the above-mentioned professional services is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Michael Benza & Associates, Inc. (CSB)	\$ 70,325.00 9.13%
Euthenics, Inc.	\$175,812.00 22.83%
PSI (Professional Services Industries, Inc.)	Reimbursables

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

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 300-09.**

By Interim Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1928-07, passed by the Council of the City of Cleveland on December 10, 2007, CT Consultants, 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 provide professional consulting services for the Suburban Water Main Renewal Program, which requires engineering services such as design, plan review, planning project and construction monitoring, inspection, environmental site assessments, identification of surface and subsurface conditions, preparation of reports for regulatory agencies, construction administration services, field services, and other related professional consulting services needed for the Division of Water, Department of Public Utilities, on an as-needed basis for a term not exceeding 4 years.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with CT Consultants, Inc. based upon its proposal dated, February 27, 2009, 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 not exceeding \$1,204,892.12, 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 subcontractors by CT Consultants, Inc. for the above-mentioned professional services is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Tucker, Young, Jackson, Tull, Inc. (CSB/M)	\$137,500.00 11.41%
Coleman Spohn Corporation (CSB/M)	\$320,000.00 26.56%
HZW Environmental Consultants, LLC (CSB/F)	\$5,000.00 0.41%
NTH Consultants, Ltd.	\$112,500.00 9.34%

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

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 301-09.**

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 2380-02, as amended by Ordinance Nos. 468-04, 1853-06 and 1329-08, passed by the Council of the City of Cleveland on December 16, 2002, April 26, 2004, December 11, 2006 and October 20, 2008, respectively, the firm of Landrum & Brown Incorporated ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to prepare planning studies for a period of two years, with two two-year options to renew, for the various divisions of the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with Landrum & Brown Incorporated for the above-mentioned services, based upon its proposal dated June 11, 2009, which contract shall be prepared by the Director of Law, shall provide that the compensation to Landrum & Brown Incorporated for the services authorized shall not exceed \$256,666.00 and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subconsultants by Landrum & Brown Incorporated is approved:

<u>SUBCONSULTANTS</u>	<u>PERCENTAGE AMOUNT</u>
Airport Design Consultants, Inc.	10% DBE \$25,600.00

G & T Associates, Inc.	10% DBE \$25,600.00
McGuiness Unlimited, Inc.	3% DBE \$ 8,000.00
PB Americas, Inc.	7.79% Non-DBE \$20,000.00
R. W. Armstrong & Associates, Inc.	7.79% Non-DBE \$20,000.00

Yeas: Director Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Acting Director Butler, Directors Flask, Cox, Rush, Hutchinson, Nichols, Acting Director Odom, Interim Director Feliciano and Director Rybka.  
Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 302-09.**

By Director Smith.  
Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 2380-02, as amended by Ordinance Nos. 468-04, 1853-06 and 1329-08, passed by the Council of the City of Cleveland on December 16, 2002, April 26, 2004, December 11, 2006 and October 20, 2008, respectively, the firm of URS Corporation ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to prepare planning studies for a period of two years, with two two-year options to renew, for the various divisions of the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with URS Corporation for the above-mentioned services, based upon its proposal dated June 5, 2009, which contract shall be prepared by the Director of Law, shall provide that the compensation to URS Corporation for the services authorized shall not exceed \$256,666.00 and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subconsultants by URS Corporation is approved:

<u>SUBCONSULTANTS</u>	<u>PERCENTAGE</u> <u>AMOUNT</u>
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Airport Design Consultants, Inc.	11% DBE \$28,234.00
TransSolutions, Inc.	3% DBE \$ 7,700.00
G & T Associates, Inc.	2% DBE \$ 5,134.00
McGuiness Unlimited, Inc.	2% DBE \$ 5,184.00
CAD Concepts, Inc.	2% DBE \$ 5,134.00

Yeas: Director Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Acting Director Butler, Directors Flask, Cox, Rush, Hutchinson, Nichols, Acting Director Odom, Interim Director Feliciano and Director Rybka.  
Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 303-09.**

By Director Smith.  
Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 2380-02, as amended by Ordinance Nos. 468-04, 1853-06 and 1329-08, passed by the Council of the City of Cleveland on December 16, 2002, April 26, 2004, December 11, 2006 and October 20, 2008, respectively, the firm of DLZ Ohio, Inc. ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to prepare planning studies for a period of two years, with two two-year options to renew, for the various divisions of the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with DLZ Ohio, Inc. for the above-mentioned services, based upon its proposal dated June 5, 2009, which contract shall be prepared by the Director of Law, shall provide that the compensation to DLZ Ohio, Inc. for the services authorized shall not exceed \$100,000.00 and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subconsultants by DLZ Ohio, Inc. is approved:

<u>SUBCONSULTANTS</u>	<u>PERCENTAGE</u> <u>AMOUNT</u>
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HZW Environmental Consultants, LLC	5% DBE \$5,000.00
Suhail & Suhail, Inc.	10% DBE \$10,000.00
PRIME Geotech, Inc.	5% DBE \$5,000.00
C & S Engineers, Inc.	5% Non-DBE \$5,000.00

Yeas: Director Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Acting Director Butler, Directors Flask, Cox, Rush, Hutchinson, Nichols, Acting Director Odom, Interim Director Feliciano and Director Rybka.  
Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 304-09.**

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 Chap-

ter 5722 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel No. 008-16-031 located at Valentine Avenue in Ward 14; 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 to adjacent or abutting landowners; and

Whereas, Timothy R. Kosiorek, abutting/adjacent landowner, 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 14 has consented to the proposed sale;
2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;
3. 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 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 Timothy R. Kosiorek for the sale and development of Permanent Parcel No. 008-16-031 located at Valentine 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 said parcel shall be \$1.00, which amount is determined to be not less than the Fair Market value of said parcel for uses according to the Program.

Yeas: Director Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Acting Director Butler, Directors Flask, Cox, Rush, Hutchinson, Nichols, Acting Director Odom, Interim Director Feliciano and Director Rybka.  
Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 305-09.**

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. 015-09-153 located at 3312 Marvin Avenue in Ward 15; 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 to adjacent or abutting landowners; and

Whereas, Frank J. Woyma and Janet M. Woyma, abutting/adjacent landowner, has proposed to the City

to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 15 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. 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 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 Frank J. Woyma and Janet M. Woyma for the sale and development of Permanent Parcel No. 015-09-153 located at 3312 Marvin 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 said parcel shall be \$1.00, which amount is determined to be not less than the Fair Market value of said parcel for uses according to the Program.

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

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 306-09.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 016-15-092 located at 3462 West 60th Street in Ward 17; 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 to adjacent or abutting landowners; and

Whereas, Christopher D. Miller, abutting/adjacent landowner, 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 17 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. 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 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 Christopher D. Miller for the sale and development of Permanent Parcel No. 016-15-092 located at 3462 West 60th 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 said parcel shall be \$1.00, which amount is determined to be not less than the Fair Market value of said parcel for uses according to the Program.

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

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 307-09.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 016-23-086 located at 3438 West 45th Street in Ward 14; 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 to adjacent or abutting landowners; and

Whereas, David R. Terry and Terry E. Terry, abutting/adjacent landowner, 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 14 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. 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 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 David R. Terry and Terry E. Terry for the sale and development of Permanent Parcel No. 016-23-086 located at 3438 West 45th 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 said parcel shall be \$1.00, which amount is determined to be not less than the Fair Market value of said parcel for uses according to the Program.

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

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 308-09.**

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. 002-32-118 located at 1924-26 in Ward 17; 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 to adjacent or abutting landowners; and

Whereas, John J. Merashoff and Carol J. Merashoff, abutting/adjacent landowner, 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 17 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. 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 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 John J. Merashoff and Carol J. Merashoff for the sale and development of Permanent Parcel No. 002-32-118 located at 1924-26, 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 said parcel shall be \$1.00, which amount is determined to be not less than the Fair Market value of said parcel for uses according to the Program.

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

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 309-09.**

By Secretary Ambroz.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 678-09, passed by Council of the City of Cleveland, on June 1, 2009, E.B. Jacobs, LLC, is selected as the firm nominated by the Secretary of the

Civil Service Commission, to be employed by contract to supplement the regularly employed staff of several departments of the City of Cleveland to perform the professional services necessary to provide professional services related to the develop, administer and grade Police Patrol Officer tests and perform a statistical analysis for the classification of Patrol Officer.

Be it further resolved that the Secretary of the Civil Service Commission is requested to enter into written contract with E.B. Jacobs, LLC, based on its proposal dated June 4, 2009, which contract shall be prepared by the Director of Law, shall provide for professional services related to the develop, administer and grade Police Patrol Officer tests and perform a statistical analysis for the classification of Patrol Officer, and shall contain additional terms and conditions the Director of Law deems necessary to protect and benefit the public interest. The fees for the services to be rendered under the contract authorized shall not exceed \$71,000.00.

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

Nays: None.

Absent: Mayor Jackson.

#### Resolution No. 310-09.

By Director Cox.

Whereas, by Resolution No. 267-09, adopted June 24, 2009, this Board of Control authorized the Director of Parks, Recreation, and Properties to enter into a second modification to city contract 65964 with City Architecture, Inc., for the professional services necessary to complete the design development of the new Collinwood Recreation Center; and

Whereas, the Department of Parks, Recreation and Properties requires additional funding not available under the authorizing ordinance to complete the design and development; now, therefore

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 267-09, adopted June 24, 2009, is amended by inserting "Ordinance No. 597-09 passed June 8, 2009," on the basis of Architect's letter dated May 18, 2009, in the fifth paragraph.

Be it further resolved that all other provisions of Resolution No. 267-09 not expressly amended above shall remain unchanged and in full force and effect.

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

Nays: None.

Absent: Mayor Jackson.

JEFFREY B. MARKS,  
Secretary

### CIVIL SERVICE NOTICES

#### General Information

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

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

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

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

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

REYNALDO GALINDO,  
President

### SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, AUGUST 17, 2009

9:30 A.M.

**Calendar No. 09-143:** 11903 Hirst Avenue (Ward 19)

Edwin Ocasio, owner, appeals to install a 4 foot tall fence on a 40' x 110.79' parcel in a One-Family District; contrary to Section 358.04(b) a fence running parallel to and adjacent to a building on the same property shall be located no closer than 3 feet to the nearest wall of such building; and no portion of a fence located within 30 feet of the intersection of two street right-of-way lines shall exceed two and one-half feet in height, unless all portions of the fence above two and one-half feet in height are at least 75 percent open; and the same restrictions apply to any portion of a fence located along and parallel to a driveway within 15 feet of its intersection with a public sidewalk or street if no sidewalk is present, according to Section 358.03(a) of the Cleveland Codified Ordinances.

**Calendar No. 09-144:** 6104 West Clinton Avenue (Ward 17)

Ian Rosby, owner, appeals to erect a 31' x 43.3' three-story frame, three family dwelling on a 45.50' x 135' parcel in a Two-Family District; subject to the limitations of Section 337.03, a three family dwelling is not allowed and is first allowed in a Multi-Family District; a minimum interior side yard of 6.11 feet is provided contrary to the minimum requirement of 8 feet; and a sunken patio that projects 8 feet is not a permitted front yard encroachment in the provisions of Section 357.13(b) of the Cleveland Codified Ordinances.

**Calendar No. 09-147:** 4455 Pearl Road (Ward 16)

Matthew Fuchs, owner, appeals to change use from a dwelling unit to

a retail sales (farmer's market) and to use the front yard for display and sale of produce on a 50' x 112.40' parcel in a Local Retail Business District; nonconforming to Section 349.04(f) with a credit for 1 parking space where 3 accessory off-street spaces are required; and in the provisions of Section 357.14(a), the sale and display of produce or any other merchandise within the established 17 foot front yard setback requires the Board of Zoning Appeals approval.

**Calendar No. 09-148:** 5604 Franklin Boulevard (Ward 17)

Darwin McLellan, owner, appeals to install a 6 foot tall fence on an approximate 56.52' x 112.15' parcel in a Two-Family District; contrary to Section 358.04(a), fences in actual side street yards shall not exceed 4 feet in height and shall be at least 50 percent open; and no portion of a fence located within 30 feet of the intersection of two street right-of-way lines shall exceed two and one-half feet in height, unless all portions of the fence above two and one-half feet in height are at least 75 percent open; and the same restrictions apply to any portion of a fence located along and parallel to a driveway within 15 feet of its intersection with a public sidewalk or street if no sidewalk is present, according to Section 358.03(a) of the Cleveland Codified Ordinances.

**Calendar No. 09-149:** 14201 Harvard Avenue (Ward 1)

Ellard Kinney, owner, appeals to expand the use of an existing restaurant/tavern to accommodate a patio within the front yard of a 50' x 125' parcel in a General Retail Business District; nonconforming to Section 349.04(f) and a requirement for four (4) additional, accessory off-street parking spaces, based upon one for each employee plus one for each 100 square feet of floor area devoted to patron use; and in the provisions of Section 357.13, a restaurant/patio is not a permitted front yard encroachment nor is parking in the required 10 foot setback a permitted front yard encroachment.

**Calendar No. 09-151:** 14916 Kinsman Road (Ward 3)

Riley Dawson, owner, and Cleo McCoy, lessee, appeal to use a 45' x 140' parcel for the purpose of outdoor sales in a Local Retail Business District; no accessory off-street parking is provided and it is required at the rate of one space for each two employees plus an area equal to 25 percent of the total lot area in the provisions under Section 349.04(f) of the Cleveland Codified Ordinances.

**Calendar No. 09-152:** 14918 Kinsman Road (Ward 3)

Riley Dawson, owner, and Cleo McCoy, lessee, appeal to use a 45' x 140' parcel for the purpose of outdoor sales in a Local Retail Business District; no accessory off-street parking is provided and it is required at the rate of one space for each two employees plus an area equal to 25 percent of the total lot area in the provisions under Section 349.04(f) of the Cleveland Codified Ordinances.

Secretary

**REPORT OF THE BOARD OF ZONING APPEALS**

**MONDAY, AUGUST 3, 2009**

At the meeting of the Board of Zoning Appeals on Monday, August 3, 2009, the following appeals were heard by the Board.

The following appeals were **Approved:**

**Calendar No. 09-134:** 3414 East 137th Street

Nadine Davis appealed to install a 46 linear foot wheelchair ramp in the front yard of a 35' x 137' parcel in a One-Family District.

The following appeals were **DENIED:**

None

The following appeal was **Withdrawn:**

None

The following appeals were **Dismissed:**

None

The following appeals were **Postponed:**

**Calendar No. 09-133:** 3633 East 146th Street postponed to September 21, 2009

**Calendar No. 09-135:** 13835 Lorain Avenue postponed to August 31, 2009

**Calendar No. 09-136:** 4187 West 140th Street postponed to September 28, 2009

**Calendar No. 09-138:** 3896-98 West 74th Street postponed to September 21, 2009

**Calendar No. 09-14:** 12010 Bellaire Road postponed to December 7, 2009

**Calendar No. 09-44:** 1001 Fairfield Avenue postponed to September 21, 2009

**Calendar No. 09-45:** 3031 Clark Avenue postponed to September 21, 2009.

The following appeals heard by the Board on July 27, 2009 were adopted and approved on August 3, 2009.

The following appeals were **Approved:**

**Calendar No. 09-130:** 7218 Carnegie Avenue

Marc Levin, owner, and Tom Li, tenant, appealed to establish use for outdoor display on a vacant parcel in a Midtown Mixed Use District 3; subject to conditions.

**Calendar No. 09-132:** 10301 Lake Avenue

Lake Edge Condominiums Associations appealed to erect a double faced identification sign in a Multi-Family District.

**Calendar No. 09-107:** 10617 Prince Avenue

William Congress appealed to install a 4 foot tall chain link fence in the actual front yard of a parcel in a Two-Family District; subject to condition.

**Calendar No. 09-82:** 18308 Ferncliff Avenue

The Islamic Mosque appealed to establish a day care in an existing building in a One-Family District; subject to lot consolidation and conditions.

Secretary

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

NO MEETING

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

NONE

**CITY OF CLEVELAND BIDS**

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

prior to the date of bid opening or submission of proposals or as specified by the Director. Failure to comply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties."

**WEDNESDAY, AUGUST 19, 2009**

**File No. 147-09 — Improvements to Harvard Yard Service for the Division of Motor Vehicles Maintenance Re-Bid** for the Division of Architecture, Department of Public Service as authorized by Ordinance No. 692-09, passed by the Council of the City of Cleveland, June 12, 2006.

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

THERE WILL BE A NON-MANDATORY PRE-BID MEETING TUESDAY, AUGUST 11, 2009 AT 10:00 A.M., HARVARD YARDS SERVICE FACILITY, THE DIVISION OF MOTOR VEHICLE MAINTENANCE, BUILDING NO. 1, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

July 29, 2009 and August 5, 2009

**THURSDAY, AUGUST 20, 2009**

**File No. 148-09 — Criminal and Civil Filing System**, for the Division of Cleveland Municipal Court, Department of Finance, as authorized by Ordinance No. 392-09, passed by the Council of the City of Cleveland, April 13, 2009.

THERE WILL BE A MANDATORY PRE-BID MEETING FRIDAY, AUGUST 7, 2009 AT 11:00 A.M., THE CLEVELAND MUNICIPAL CLERK OF COURTS, JUSTICE CENTER, 1200 ONTARIO STREET, LEVEL 2, CLEVELAND, OHIO 44114.

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

July 29, 2009 and August 5, 2009

**THURSDAY, AUGUST 27, 2009**

**File No. 149-09 — Labor and Materials necessary to maintain and Repair Elevators**, for the Division of Health, Department of Public Health, as authorized by Section No. 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, WEDNESDAY, AUGUST 12, 2009



AT 10:00 A.M., THE CITY OF CLEVELAND J. GLEN SMITH HEALTH CENTER, 11100 ST. CLAIR AVENUE, CLEVELAND, OHIO 44108.

File No. 150-09 — Sale of Waste Items, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Section No. 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MAN-DATORY PRE-BID MEETING TUESDAY, AUGUST 11, 2009 AT 10:00 A.M., MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

July 29, 2009 and August 5, 2009

THURSDAY, AUGUST 27, 2009

File No. 151-09 — Light Fixture Rehabilitation at Bridge No. 1:045M

the West 3rd Lift Bridge over the Cuyahoga River for the Division of Engineering and Construction, Department of Public Service as authorized by Ordinance No. 455-09, passed by the Council of the City of Cleveland, June 19, 2009.

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

THERE WILL BE A NON-MAN-DATORY PRE-BID MEETING THURSDAY, AUGUST 13, 2009 AT 10:00 A.M., CLEVELAND CITY HALL, ROOM 518, CLEVELAND, OHIO 44114.

August 5, 2009 and August 12, 2009

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

Tuesday, July 28, 2009 9:00 a.m.

Community and Economic Development Committee: Present: Brancatelli, Chair; Dow, Vice Chair; Brady, Cloud, Cummins, Miller, Westbrook. Authorized Absence: Pruitt, Zone.

Wednesday, July 29, 2009 1:00 p.m.

Public Utilities Committee: Present: Zone, Chair; Reed, Vice Chair; Kelley, Polensek, Santiago, Westbrook, Wilkes. Authorized Absence: Cummins, Keane.

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

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