

The City Record

Official Publication of the Council of the City of Cleveland



December the Twenty-Sixth, Two Thousand and Twelve

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

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



DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name Residence	Address	Phone
1	Terrell H. Pruit	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
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
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 – Jonmarie Wasik, Director

DIVISIONS:

Architecture and Site Development – Robert Vilkas, Chief Architect, Manager
Engineering and Construction – _____, Manager
Real Estate – _____, Commissioner

DEPT. OF LAW – Barbara A. Langhenry, Director, _____, Chief Counsel,
Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,
Room 106; Michael Ruffing, 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 – _____, 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, 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 – Leigh Stevens, Commissioner
Property Management – Tom Nagle, Commissioner
Recreation – Kim Johnson, Commissioner
Streets – _____, Commissioner
Traffic Engineering – Robert Mavec, Commissioner
Waste Collection and Disposal – Ron Owens, 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 – 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 COMMUNITY DEVELOPMENT – Daryl Rush, Director

DIVISIONS:

Administrative Services – Jesus Rodriguez, Commissioner
Fair Housing and Consumer Affairs Office – _____, 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 – Timothy R. Wolsz, Commissioner

DEPT. OF HUMAN RESOURCES – Deborah Southering, 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 Whitt.

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

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President 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, 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 Barbara A. Langhenry, President; Finance Director Sharon Dumas, Secretary; Council President Martin J. Sweeney.

BOARD OF SIDEWALK APPEALS – Service Director Jonmarie Wasik, Law Director Barbara A. Langhenry; Council Member Eugene R. Miller.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry; Utilities Director Barry A. Withers; 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, Michael Rastatter, Jr., John Torres, N. Kurt Wiebusch, 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 Joseph J. Zone – Courtroom 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, Victor Perez – City Prosecutor

The City Record



71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 99

WEDNESDAY, DECEMBER 26, 2012

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CITY COUNCIL

MONDAY, DECEMBER 24, 2012

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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, Reed.

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

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, Reed, 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 19, 2012

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, December 19, 2012 at 10:34 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Withers, Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Rybka.

Absent: Mayor Jackson and Director Flask.

Others: Natoya Walker-Minor, Interim Director, Office of Equal Opportunity.

Jim Hardy, Commissioner, Purchases & Supplies.

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

Resolution No. 674-12.

By Director Withers.
Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 732-07, passed by the Council of the City of Cleveland on June 11, 2007, as amended by Ordinance No. 51-09 passed March 2, 2009 and Ordinance No. 560-11 passed June 6, 2011, Toole Design Group, LLC 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 consulting services for a Bike Share Feasibility Study and Implementation Plan, for the City of Cleveland.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with Toole Design Group, LLC based upon its proposal dated November 9, 2012, 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 \$56,022.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-consultants by Toole Design Group, LLC for the above-mentioned professional services is approved:

<u>SUBCONSULTANTS</u>	<u>WORK PERCENTAGE</u>
BrownFlynn (CSB/FBE)	\$12,500.00 22.313%
TranSystems	\$7,740.00 13.816%

Yeas: Directors Langhenry, Dumas, Withers, Cox, Butler, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Flask.

Resolution No. 675-12.

By Director Withers.
Be it resolved by the Board of Control of the City of Cleveland that the bid of Hooper Corporation for the public improvement of Lake Road 138/11.5kV Substation and Distribution Expansion - Phase 3, including the 10% contingency allowance, all items, for the Divi-

sion of Cleveland Public Power, Department of Public Utilities, received on October 17, 2012, under the authority of Ordinance No. 556-08, passed June 9, 2008, upon a gross price for the improvement in the aggregate amount of \$11,948,801.98, is affirmed and approved as the lowest responsible bid, and the Director of Public Utilities is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following sub-contractor by Hooper Corporation for the above-mentioned public improvement is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Cook Paving (CSB/MBE)	\$1,923,142.55 16.095%

Yeas: Directors Langhenry, Dumas, Withers, Cox, Butler, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Smith and Flask.

Resolution No. 676-12.

By Director Wasik.

Whereas, under the authority of Ordinance No. 1629-06, passed by the Cleveland City Council December 11, 2006, and Resolution No. 387-08, adopted by this Board of Control on August 6, 2008, the City, through its Director of Public Service, entered into Contract No. 68816 with Wilbur Smith Associates, Inc. ("Consultant") for professional engineering consulting services necessary for the design of CUY-VOINOVICH Park Pedestrian Bridge; and

Whereas, by its letter dated May 23, 2012 notified the City that Wilbur Smith Associates, Inc. has merged into CDM Smith Inc. and in effect, requested the City's consent to assignment of City Contract No. 68816, effective January 9, 2012; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that this Board acknowledges the merger of Wilbur Smith Associates, Inc. into CDM Smith Inc., effective January 9, 2012, and authorizes the Director of the Office of Capital Projects to consent, on behalf of the City, to assignment of City Contract No. 68816 with Wilbur Smith Associates for professional engineering consulting services necessary for the design of CUY-Voinovich Park Pedestrian Bridge to CDM Smith Inc..

Be it further resolved that the Director of the Mayor's Office of Capital Projects is authorized to complete and execute all documents and do all acts necessary to effect the acknowledgement of the merger and consent to the assignment of City Contract No. 68816, both described above.

Yeas: Directors Langhenry, Dumas, Withers, Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Flask.

Resolution No. 677-12.

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Fabrizi Recycling, Inc. for the public improvement of Cedar Ave. (E. 89th St. to MLK Jr. Dr.), all bid items, including all Alternate bid items, 1 through 210, for the Division of Engineering and Construction, Mayor's Office of Capital Projects, received on October 24, 2012, under the authority of Ordinance No. 592-11, passed by Cleveland City Council on June 11, 2011, upon a unit price basis for the improvement, in the aggregate amount of \$4,706,031.95, is affirmed and approved as the lowest responsible bid, and the Director of Capital Projects is authorized to enter into contract for the improvement with the bidder.

Be it further resolved that the employment of the following sub-contractors by Fabrizi Recycling, Inc. for the above-mentioned public improvement is approved:

Cook Paving & Construction, Inc. (CSB/FBE) — \$131,833.38 — (2.801%)
RAR Contracting Co., Inc. (CSB/MBE) — \$690,000.00 — (14.662%)
Simplified Alternatives, Inc. (CSB) — \$331,987.00 — (7.054%)
Trafftech, Inc. (CSB) — \$297,000.00 — (6.311%)

Yeas: Directors Langhenry, Dumas, Withers, Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Flask.

Resolution No. 678-12.

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of The C.D. Whitfield Company (CSB/LPE) for the public improvement of Public Auditorium HVAC Improvements, for the Base Bid Items A and B and Optional Items 2 and 3 for the Division of Architecture and Site Development, Department of Public Works, received on October 26, 2012, under the authority of Ordinance No. 684-08, passed on July 2, 2008, upon a gross price basis for the improvement in the aggregate amount of \$119,444.00, is affirmed and approved as the lowest responsible bid; and the Director of Department of Public Works is authorized to enter into contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by The C.D. Whitfield Company (CSB/LPE) for the aforementioned public improvement is approved:

<u>SUBCONTRACTOR</u>	<u>AMOUNT PERCENTAGE</u>
Hammond Corporation (CSB/MBE)	\$64,000.00 N.A.

Yeas: Directors Langhenry, Dumas, Withers, Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Flask.

Resolution No. 679-12.

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of F. Buddie Contracting, Ltd. (CSB/LPE) for the public improvement of Ridge Road Transfer Station Truck Scale Improvements, for the Base Bid Items A - C and Optional Items 1 and 5 for the Division of Architecture and Site Development, Department of Public Works, received on October 26, 2012, under the authority of Ordinance No. 533-12, passed on June 4, 2012, upon a gross price basis for the improvement in the aggregate amount of \$53,950.00, is affirmed and approved as the lowest responsible bid; and the Director of Department of Public Works is authorized to enter into contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by F. Buddie Contracting, Ltd. (CSB/LPE) for the aforementioned public improvement is approved:

<u>SUBCONTRACTOR</u>	<u>AMOUNT PERCENTAGE</u>
Tech Ready Mix (CSB/MBE)	\$ 1,000.00 1.854%
Krusoe Sign (CSB/FBE)	\$ 525.00 0.973%
Columbia Building (other)	\$15,000.00 27.803%

Yeas: Directors Langhenry, Dumas, Withers, Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Flask.

Resolution No. 680-12.

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Feghali Brothers, LLC for the public improvement of Police Headquarters Gymnasium Renovations, for the Base Bid Items A and B and Optional Items 1 - 5 for the Division of Architecture and Site Development, Department of Public Works, received on October 5, 2012, under the authority of Ordinance No. 533-12, passed on June 4, 2012, upon a gross price basis for the improvement in the aggregate amount of \$79,200.00, is affirmed and approved as the lowest responsible bid; and the Director of Department of Public Works is authorized to enter into contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Feghali Brothers, LLC for the aforementioned public improvement is approved:

<u>SUBCONTRACTOR</u>	<u>AMOUNT PERCENTAGE</u>
Five Star Supply, Inc. (CSB/FBE)	\$7,000.00 8.838%
Work Best Electric (CSB/FBE)	\$6,800.00 8.586%
Mike's Painting (other)	\$4,900.0 N.A.
Home Depot (other)	N.A. N.A.
CWH Pro Services, LLC (other)	N.A. N.A.

Yeas: Directors Langhenry, Dumas, Withers, Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Rybka.
Nays: None.
Absent: Mayor Jackson and Director Flask.

Resolution No. 681-12.

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. 132-14-047 located at 6610 Fullerton Avenue in Ward 12; 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, Gordon R. Hatfield and Katherine M. Hatfield have proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Gordon R. Hatfield and Katherine M. Hatfield for the sale and development of Permanent Parcel No. 132-14-047 located at 6610 Fullerton Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$400.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Withers, Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Rybka.
Nays: None.
Absent: Mayor Jackson and Director Flask.

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, JANUARY 7, 2013

9:30 A.M.

Violation Notice

Calendar No. 12-211: 4250 West 38th Street (Ward 13)

George Caraman appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and disputes the decision rendered by the City of Cleveland Parking Violations Bureau, Waste Collection and Photo Safety Division on November 21, 2012 and the issuance of Civil Infraction Ticket Number WC00145391 issued October 4, 2012 for the property located at 4250 West 38th Street and failure to comply with Section 551.111(B) in the Cleveland Codified Ordinances.

Violation Notice

Calendar No. 12-213: 3914 Arnold Avenue (Ward 14)

Litsandra Mulero appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and disputes the decision rendered by the City of

Cleveland Parking Violations Bureau, Waste Collection and Photo Safety Division on December 7, 2012 and the issuance of Civil Infraction Ticket Number WC00154518 issued August 24, 2012 for the property located at 3914 Arnold Avenue and failure to comply with Section 551.111(B) in the Cleveland Codified Ordinances.

Calendar No. 12-215: 6513 Superior Avenue (Ward 7)

Anabella Woods, owner, appeals for change of use from body shop to retail store an existing building on a 45' x 130' parcel located in a C1 Multi-Family District; subject to the limitations under Section 337.08, the proposed change is not permitted and is first permitted in a Local Retail Business District in accordance with the provisions under Section 343.01 in the Cleveland Codified Ordinances.

Calendar No. 12-216: 6517 Superior Avenue (Ward 7)

Anabella Woods, owner, appeals to construct a new retail store on a 62.62' x 149.98' irregular shaped parcel in a C1 Multi-Family District; contrary to the provisions under Section 337.08 and first permitted in a Local Retail Business District, according to the provisions under Section 343.01 in the Cleveland Codified Ordinances.

Calendar No. 12-219: 2170 West 7th Street (Ward 3)

Victor Selig, owner, appeals to erect a three-story frame, single family residence with an attached garage on a 33' x 146' parcel in a B1 Multi-Family District; contrary to Section 355.01(b) a height of 38 feet is proposed and the maximum height allowed is 35 feet; and proposing total side yards of 6 feet contrary to 10 feet that are required according to Section 357.09(2)B in the Cleveland Codified Ordinances.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 24, 2012

NO MEETING

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, JANUARY 16, 2013

File No. 168-12 — Ready Mix Concrete, for the Various Divisions of City Government, Department of Public Works, as authorized by Ordinance No. 1245-12, passed by the Council of the City of Cleveland, September 24, 2012.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING TUESDAY, JANUARY 8, 2013 AT 11:00 A.M. LOCATED AT CLEVELAND CITY HALL, DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

December 19, 2012 and December 26, 2012 and January 2, 2013

WEDNESDAY, JANUARY 30, 2013

File No. 169-12 — East Side Maintenance Facility, Phase I Site Improvements, for the Division of Architecture and Site Development, Department of Public Works, as authorized by Ordinance No. 453-11 passed by the Council of the City of Cleveland, May 16, 2011.

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 FRIDAY, JANUARY 4, 2013 AT 11:00 A.M. LOCATED AT CLEVELAND CITY HALL, DIVISION OF ARCHITECTURE AND SITE DEVELOPMENT, ROOM 517A, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

December 19, 2012 and December 26, 2012 and January 2, 2013

THURSDAY, JANUARY 31, 2013

File No. 170-12 — Brainard Road 16" Express Water Main, for the Division of Water, Department of

Public Utilities, as authorized by Ordinance No. 1692-12, passed by the Council of the City of Cleveland, December 3, 2012.

THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) 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 27, 2012 AT 10:00 A.M. LOCATED AT CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 171-12 — Labor and Materials Necessary to Purchase, Install, Operate and Maintain Electrical Vehicle Charging Stations, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 284-12, passed by the Council of the City of Cleveland, May 14, 2012.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING WEDNESDAY, JANUARY 3, 2013 AT 10:00 A.M. LOCATED AT THE TOM L. JOHNSON BUILDING, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

December 19, 2012 and December 26, 2012

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 — Architecture and Site Development Division

- Gymnasium improvements at Police Headquarters — per Ord. 533-12 to Feghali Brothers, LLC — Dept. of Public Works (BOC Res. 680-12)..... 2048
HVAC improvements at Public Auditorium — per Ord. 684-08 to The C.D. Whitfield Company — Dept. of Public Works (BOC Res. 678-12)..... 2048
Ridge Road Transfer Station Truck Scale improvements — per Ord. 533-12 to F. Buddie Contracting, Ltd. — Dept. of Public Works (BOC Res. 679-12) 2048

Board of Control — Capital Projects Office

- Cedar Avenue rehabilitation (East 89th St. to MLK) — per Ord. 592-11 to Fabrizi Recycling, Inc. — Division of Engineering and Construction (BOC Res. 677-12) 2048

Engineering services for Voinovich Park Pedestrian Bridge — consent to merger — Contract #68816 per BOC Res. 387-08 (BOC Res. 676-12)..... 2048

Board of Control — Cleveland Public Power Division

Lake Road 138/11.5kV Substation and Distribution Expansion, Phase III — per Ord. 556-08 to Hooper Corporation — Dept. of Public Utilities (BOC Res. 675-12) 2047

Board of Control — Community Development Department

Fullerton Avenue, 6610 (Ward 12) — PPN 132-14-047 — Gordon R. Hatfield and Katherine M. Hatfield (BOC Res. 681-12) 2049

Board of Control — Engineering and Construction Division

Cedar Avenue rehabilitation (East 89th St. to MLK) — per Ord. 592-11 to Fabrizi Recycling, Inc. — Office of Capital Projects (BOC Res. 677-12) 2048

Board of Control — Land Reutilization Program

Fullerton Avenue, 6610 (Ward 12) — PPN 132-14-047 — Gordon R. Hatfield and Katherine M. Hatfield (BOC Res. 681-12) 2049

Board of Control — Professional Service Contracts

Bike Share Feasibility Study and Implementation Plan — per Ord. 732-07, 51-09, 560-11 to Toole Design Group, LLC — Dept. of Public Utilities (BOC Res. 674-12)..... 2047
 Engineering services for Voinovich Park Pedestrian Bridge — consent to merger — Contract #68816 per BOC Res. 387-08 — Office of Capital Projects (BOC Res. 676-12)..... 2048

Board of Control — Public Auditorium

HVAC improvements — per Ord. 684-08 to The C.D. Whitfield Company — Division of Architecture and Site Development, Dept. of Public Works (BOC Res. 678-12) 2048

Board of Control — Public Improvement Contracts

Cedar Avenue rehabilitation (East 89th St. to MLK) — per Ord. 592-11 to Fabrizi Recycling, Inc. — Division of Engineering and Construction, Office of Capital Projects (BOC Res. 677-12) 2048
 Gymnasium improvements at Police Headquarters — per Ord. 533-12 to Feghali Brothers, LLC — Division of Architecture and Site Development, Dept. of Public Works (BOC Res. 680-12)..... 2048
 HVAC improvements at Public Auditorium — per Ord. 684-08 to The C.D. Whitfield Company — Division of Architecture and Site Development, Dept. of Public Works (BOC Res. 678-12)..... 2048
 Lake Road 138/11.5kV Substation and Distribution Expansion, Phase III — per Ord. 556-08 to Hooper Corporation — Division of Cleveland Public Power, Dept. of Public Utilities (BOC Res. 675-12)..... 2047
 Ridge Road Transfer Station Truck Scale improvements — per Ord. 533-12 to F. Buddie Contracting, Ltd. — Division of Architecture and Site Development, Dept. of Public Works (BOC Res. 679-12) 2048

Board of Control — Public Utilities Department

Bike Share Feasibility Study and Implementation Plan — per Ord. 732-07, 51-09, 560-11 to Toole Design Group, LLC (BOC Res. 674-12)..... 2047
 Lake Road 138/11.5kV Substation and Distribution Expansion, Phase III — per Ord. 556-08 to Hooper Corporation — Division of Cleveland Public Power (BOC Res. 675-12)..... 2047

Board of Control — Public Works Department

Gymnasium improvements at Police Headquarters — per Ord. 533-12 to Feghali Brothers, LLC — Division of Architecture and Site Development (BOC Res. 680-12)..... 2048
 HVAC improvements at Public Auditorium — per Ord. 684-08 to The C.D. Whitfield Company — Division of Architecture and Site Development (BOC Res. 678-12)..... 2048
 Ridge Road Transfer Station Truck Scale improvements — per Ord. 533-12 to F. Buddie Contracting, Ltd. — Division of Architecture and Site Development (BOC Res. 679-12) 2048

Board of Zoning Appeals — Schedule

Arnold Avenue, 3914, (Ward 14) – Litsandra Mulero, owner — appeal to be heard on 1/7/13 (Cal. 12-213) 2049
 Superior Avenue, 6513, (Ward 7) – Anabella Woods, owner — appeal to be heard on 1/7/13 (Cal. 12-215) 2049
 Superior Avenue, 6517, (Ward 7) – Anabella Woods, owner — appeal to be heard on 1/7/13 (Cal. 12-216) 2049

West 38th Street, 4250, (Ward 13) - George Caraman, owner — appeal to be heard on 1/7/13
(Cal. 12-211) 2049

West 7th Street, 2170, (Ward 3) - Victor Selig, owner — appeal to be heard on 1/7/13
(Cal. 12-219) 2049

City of Cleveland Bids

Brainard Road 16" Express Water Main — Department of Public Utilities — Division of Water —
per Ord. 1692-12 — bid due January 31, 2013 (advertised 12/19/2012 and 12/26/2012) 2050

Concrete, ready mix — Department of Public Works — per Ord. 1245-12 — bid due January 16,
2013 (advertised 12/19/2012 and 12/26/2012 and 1/2/2013) 2050

East Side Maintenance Facility, Phase I site improvements — Department of Public Works —
per Ord. 453-11 — bid due January 30, 2013 (advertised 12/19/2012 and 12/26/2012
and 1/2/2013) 2050

Electrical vehicle charging stations — Department of Public
Utilities — Division of Cleveland Public Power — per Ord. 284-12 — bid due January
31, 2013 (advertised 12/19/2012 and 12/26/2012) 2050