

The City Record

Official Publication of the Council of the City of Cleveland



February the Nineteenth, Two Thousand and Fourteen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

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

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

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

Ward	Name	Residence	
1	Terrell H. Pruitt	16920 Throckley Avenue	44128
2	Zack Reed	3734 East 149th Street	44120
3	Joe Cimperman	P.O. Box 91688	44101
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	7715 Decker Avenue	44103
8	Michael D. Polensek	17855 Brian Avenue	44119
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
11	Dona Brady	1272 West Boulevard	44102
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Brian J. Cummins	3104 Mapledale Avenue	44109
15	Matthew Zone	1228 West 69th Street	44102
16	Martin J. Sweeney	3632 West 133rd Street	44111
17	Martin J. Keane	15907 Colletta Lane	44111

City Clerk, Clerk of Council – Patricia J. Britt, 216 City Hall, 664–2840

MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff
 Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer
 Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs
 Martin J. Flask, Executive Assistant to the Mayor of Special Projects
 Monyka S. Price, Executive Assistant to the Mayor, Chief of Education
 Maureen Harper, Executive Assistant to the Mayor, Chief of Communications
 Jenita McGowan, Executive Assistant to the Mayor, Chief of Sustainability
 Natoya J. Walker Minor, Chief of Public Affairs – Interim Director of Equal Opportunity.

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:

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

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

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

Natasha Brandt, Manager, Internal Audit

DIVISIONS:

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

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

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner
 Street Lighting Bureau – _____, Acting Chief
 Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer
 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 – Antonette Thompson, Interim Commissioner
 Property Management – Tom Nagle, Commissioner
 Recreation – Samuel Gissentaner, Interim Commissioner
 Streets – Randell T. Scott, Interim Commissioner
 Traffic Engineering – Robert Mavec, Commissioner
 Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

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

DIVISIONS:

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

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

DIVISIONS:

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

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director

DIVISIONS:

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

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

DIVISIONS:

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

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

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

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

COMMUNITY RELATIONS BOARD – Room 11, Blaine Griffin, Director, Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Brian Cummins, Michael C. McGrath 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 Kevin J. Kelley; Betsy Hruby, Asst. Sec’y.; Sharon Dumas, Director.

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

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

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

BOARD OF SIDEWALK APPEALS – Capital Projects Director Jomarie Wasik, Law Director Barbara A. Langhenry; Council Member _____.

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

CITY PLANNING COMMISSION – Room 501 – 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 Kevin J. Kelley; Councilman Kevin Kelley.

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

CLEVELAND LANDMARKS COMMISSION – Room 519 – Jennifer Coleman, Chair; Laura M. Bala, Council Member Anthony Brancatelli, Robert N. Brown, Thomas Coffey, Allan Dreyer, William Mason, Giancarlo Calicchia, John Torres, Robert Vilkas, Robert Keiser, Secretary.

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

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

Judge Courtroom

Presiding and Administrative Judge Ronald B. Adrine – Courtroom 15A
 Judge Pinkey S. Carr – Courtroom 12B
 Judge Marilyn B. Cassidy – Courtroom 13A
 Judge Michelle Denise Earley – Courtroom 12C
 Judge Emanuella Groves – Courtroom 14B
 Judge Anita Laster Mays – Courtroom 14C
 Judge Lauren C. Moore – Courtroom 14A
 Judge Charles L. Patton, Jr. – Courtroom 13D
 Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B
 Judge Angela R. Stokes – Courtroom 15C
 Judge Pauline H. Tarver – Courtroom 13C
 Judge Ed Wade – Courtroom 12A
 Judge Joseph J. Zone – Courtroom 14D

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

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WEDNESDAY, FEBRUARY 19, 2014

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CITY COUNCIL

MONDAY, FEBRUARY 17, 2014

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2014-2017

MONDAY — Alternating

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

9:30 A.M. — **Municipal Services and Property Committee:** K. Johnson (CHAIR), Sweeney (VICE-CHAIR), Brancatelli, Cummins, Dow, J. Johnson, Reed.

MONDAY

2:00 P.M. — **Finance Committee:** Kelley (CHAIR), Cleveland (VICE-CHAIR), Brady, Brancatelli, Conwell, Keane, Mitchell, Pruitt, Zone.

TUESDAY.

9:30 A.M. — **Development, Planning and Sustainability Committee:** Brancatelli (CHAIR), Cleveland (VICE-CHAIR), Cimperman, Cummins, Dow, Pruitt, Zone.

TUESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

The following Committees meet at the Call of the Chair

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

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

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

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

February 12, 2014

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, February 12, 2014 at 10:35 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Absent: Mayor Jackson and Director Butler.

Others: Matthew Spronz, Mayor's Office of Capital Projects.

Lynn Peculis, Acting Director, Office of Equal Opportunity.

Tiffany White, Commissioner, Purchases & Supplies.

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

Resolution No. 60-14.

By Directors Dumas and Smith.
Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Sections 139.02 and 139.03 of the Codified Ordinances of the City of Cleveland, Ohio 1976, Hylant Group ("Consultant"), is selected upon the nomination of the Director of Finance from

a list of qualified persons or firms determined after a full and complete canvass by the Director of Finance as the firm of consultants available to be employed by contract to supplement the regularly employed staff of several departments of the City to provide professional services necessary to procure comprehensive insurance coverage for the Department of Port Control, including general liability, motor vehicle and property and earnings insurance; create a software program to track contractual related insurance compliance; assist in identifying assets to be insured and assist in the valuation of insurable assets for the Department of Port Control in support of Cleveland Hopkins International and Burke Lakefront airports and to advise the Directors of Finance and Port Control on any risk management issues that may arise relating to the insurance to be provided for a term of one year with three one-year options to renew.

Be it further resolved that the Director of Finance is authorized to enter into a written contract with Hylant Group based upon its proposal dated December 10, 2013, provided that the compensation to Hylant Group for the services authorized shall not exceed \$153,000.00, which contract shall be prepared by the Director of Law and shall contain such other 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 subconsultant by Hylant Group is approved:

Subconsultant	Percentage	Amount
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Pinkney-Perry Insurance Agency, Inc.	19.935%	CSB/MBE \$30,500.00
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Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Smith, Butler and Fumich.

Resolution No. 61-14.

By Director Bender.
Whereas, under the authority of Ordinance No. 358-11, passed by the Cleveland City Council on April 25, 2011, and Board of Control Resolution No. 612-12, adopted November 21, 2012, the City, through its Director of Public Utilities, entered into City Contract No. PS2013-68 with URS Corporation for professional services to perform general engineering services for the Division of Water Pol-

lution Control, Department of Public Utilities, for an amount not to exceed \$297,794.78; and

Whereas, the City desires to modify City Contract No. PS2013-68 to complete the existing information review, sanitary manhole inspections, mainline dye testing, stream intrusion analysis, flow monitoring, hydraulic modeling, meetings, project management and reporting; and

Whereas, the URS Corporation has proposed by its Task Order (Proposal), dated October 14, 2013, to perform the above-mentioned additional services for a fee not to exceed \$207,411.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that the Director of Public Utilities is authorized to enter into a first modification to Contract No. PS2013-68 with URS Corporation to obtain the additional above-mentioned general engineering services and increasing the contract amount by \$207,411.00 to \$505,205.78. The first modification shall be prepared by the Director of Law and shall include additional provisions as the Director deems necessary to benefit and protect the public interest.

Be it further resolved that the employment of the following sub-consultants for the services to be performed under the above-authorized first modification is approved:

<u>Subconsultant</u>	<u>CSB/MBE/FBE</u> <u>Work</u>
Water Resources & Coastal Eng.	CSB/MBE/FBE \$27,980.00 (9.40%)
KS Associates, Inc.	Non-certified \$ 2,000.00 (0.00%)

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Smith, Butler and Fumich.

Resolution No. 62-14.

By Director Bender.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of AAA Flexible Pipe Cleaning Corporation for an estimated quantity of labor and materials for the sewer test tee inspection, installation and snaking (all items), for the Division of Water Pollution Control, Department of Public Utilities, for a period of one (1) year beginning with the date of execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on November 20, 2013, under the authority of Section 541.13 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$264,330.00 (0%), is affirmed and approved as the lowest and best bid; and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

The requirement contract shall further provide that the Contractor shall furnish all the City's requirement for such goods and/or services, whether more or less than the esti-

mated quantity, as may be ordered under delivery orders separately certified to the contract.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by AAA Flexible Pipe Cleaning Corporation for the above requirement is approved:

<u>SUBCONTRACTOR</u>	<u>CSB/MBE/FBE</u> <u>AMOUNT</u>
Midtown Trucking	CSB-20.00% \$52,866.00

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Smith, Butler and Fumich.

Resolution No. 63-14.

By Director Bender.
Be it resolved by the Board of Control of the City of Cleveland that the bid of The Ryan Company, Inc. for the public improvement of the Harvard Substation Project, including the 10% contingency allowance, all items, for the Division of Cleveland Public Power, Department of Public Utilities, received on November 8, 2013, under the authority of Ordinance No. 556-08, passed June 9, 2008, upon a gross price for the improvement in the aggregate amount of \$5,116,650.00, 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-contractors for the above-mentioned public improvement is approved:

<u>SUBCONTRACTORS</u>	<u>WORK</u> <u>PERCENTAGE</u>
Rucella Construction (CSB/MBE)	\$1,371,466.00 26.804%
Donato Electric, Inc. (CSB/FBE)	\$ 600,000.00 7.036% (SUPL)
Power Solutions Group Ltd	\$ 138,450.00 2.71%
North Coast Paving (CSB)	\$ 400,000.00 7.818%

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Smith, Butler and Fumich.

Resolution No. 64-14.

By Director Spronz.
Whereas, under the authority of Ordinance No. 607-12 passed by Cleveland City Council on June 4, 2012, by its Resolution No. 2-14, adopted January 8, 2014, approved Terrace Construction Co., Inc. as the lowest responsible bidder for the public improvement of Cedar Ave. (E. 55th St. to E. 89th St.), for the

Division of Engineering and Construction, Department of Capital Projects, in the aggregate amount of \$5,147,620.28; and

Whereas, Terrace Construction Co., Inc., wishes to use the services of additional subcontractors; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following additional subcontractors by Terrace Construction Co., Inc. for the above mentioned public improvement is approved:

Trafftech, Inc. (CSB) — \$43,899.00(0.853%)
Cuyahoga County Supply & Tool, Inc. (CSB/FBE) — \$231,435.00(4.496%)
Euthenics, Inc. (CSB) — \$24,928.00(0.484%)
Royal Landscape Gardening, Inc. (CSB/FBE) — \$49,764.00(0.967%)
American Roadway Logistics, Inc. (Non-Certified) — \$95,997.00(0.000%)
Geo-Sci Laboratories, Inc. (Non-Certified) — \$14,410.00(0.000%)

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Smith, Butler and Fumich.

Resolution No. 65-14.

By Director Spronz.
Whereas, under the authority of Ordinance No. 912-11, passed by the Cleveland City Council August 17, 2011, and Resolution No. 124-12, adopted March 21, 2012, the City, through the Director of Capital Projects ("Director"), entered into City Contract No. PS2012*106 with DLZ Ohio, Inc. ("Engineer") to provide the professional engineering services necessary to design the public improvement of the rehabilitation of Triskett Avenue (the "Project"), for an amount not exceeding \$417,469.00; and

Whereas, the City requires additional engineering services to design the reconfiguration of the Berea Road and Triskett Avenue intersection; and

Whereas, Engineer has proposed by its January 13, 2014 letter to perform the above described additional engineering services for compensation of \$18,480.00 and to increase the participation of a certain sub-consultant in performing the additional services; now therefore,

Be it resolved by the Board of Control of the City of Cleveland, under the authority of Ordinance No. 912-11, passed by the Cleveland City Council August 17, 2011, as amended by Ordinance No. 733-12, passed by the Cleveland City Council June 4, 2012, that the Director is authorized to enter into a first modification to Contract No. PS2012*106 with DLZ Ohio, Inc., based upon its proposal dated January 13, 2014, for the additional engineering services necessary to design the reconfiguration of the Berea Road and Triskett Avenue intersection, and increasing the total contract amount by \$18,480.00 to an amount not to exceed \$435,949.00.

Be it further resolved that the employment of the following previously approved sub-consultant for additional services under the above-authorized first modification to Contract No. PS2012*106 for an additional amount of \$10,442.00 is approved, increasing its total contract participation to the following:

Euthenics(CSB)
\$144,469.02 — 33.14%

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Smith, Butler and Fumich.

Resolution No. 66-14.

By Director Spronz.
Be it resolved by the Board of Control of the City of Cleveland that the employment of the following additional subcontractors by Perk Company, Inc., under City Contract No. P12013*080 for the public improvement of rehabilitating Denison Avenue from Ridge Road to State Route 176, for the Division of Engineering and Construction, Office of Capital Projects, entered into under the authority of Ordinance No. 908-12, passed by Cleveland City Council on August 8, 2012, and Board of Control Resolution No. 644-13, adopted November 6, 2013, is approved.

Subcontractors	CSB/MBE/FBE%	Amount
Fabrizi Recycling	13.9% CSB/FBE	\$1,260,914.00
Burton Scot	0.0% Other	\$ 918,301.25

Yeas: Directors Langhenry, Dumas, Bender, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.
Nays: None.
Absent: Mayor Jackson, Directors Smith, Butler and Fumich.

Resolution No. 67-14.

By Director Flask.
Be it resolved, by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 748-13, passed by the Council of the City of Cleveland on July 10, 2013, Ti Training Corp is selected from a list of firms determined after a full and complete canvass by the Director of Public Safety as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to assess, design, and implement simulated-fire and live-fire use-of-force firearms training systems, accessories, and a training lab, for a period of one year with an option to renew for a one year period, for the Division of Police, Department of Public Safety.

Be it further resolved that the Director of Public Safety is authorized to enter into a contract with Ti Training Corp based upon its proposal dated September 25, 2013, which contract shall be prepared by the Director of Law, shall provide for rendering the professional services described in the proposal for

an aggregate fee of \$48,430.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Butler and Fumich.

Resolution No. 68-14.

By Director Flask.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Schwarz Uniform Corp. for the purchase of Uniform Clothing Supplies, Category A: all items; Category B: all items; Category C: 73-74, 85, 112, 129 and 169; Category D: all items; and Category G: all items, for the Division of Police, Department of Public Safety, for the period of one year beginning with the date of the execution of a contract, with two one year options to renew, received on October 24, 2013, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of estimated quantity would amount to \$410,440.00, is affirmed and approved as the lowest and best bid, and the Director of Public Safety is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Butler and Fumich.

Resolution No. 69-14.

By Director Flask.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Cleveland Uniform, Inc. for the purchase of Uniform Clothing Supplies, Category C: items 24, 24A, 27, 97, 119, 125, 140-144, 151, 152B, 168 and 170-171, for the Division of Police, Department of Public Safety, for the period of one year beginning with the date of the execution of a contract, with two one year options to renew, received on October 24, 2013, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of estimated quantity would amount to \$134,259.00, is affirmed and approved as the lowest and best bid, and the Director of Public Safety is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Butler and Fumich.

Resolution No. 70-14.

By Director Flask.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of B. P. Britches, Inc. d/b/a Christopher's for the purchase of Uniform Clothing Supplies, Category C: items 3-6, 10, 13, 23, 26A, 28, 30, 39, 39A, 40, 83-84, 84A, 99, 99A, 132 and 166; and Category E: all items, for the Division of Police, Department of Public Safety, for the period of one year beginning with the date of the execution of a contract, with two one year options to renew, received on October 24, 2013, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of estimated quantity would amount to \$41,050.00, is affirmed and approved as the lowest and best bid, and the Director of Public Safety is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Butler and Fumich.

Resolution No. 71-14.

By Director Flask.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Atwell's Police & Fire Equipment Co. Inc. for the purchase of Uniform Clothing Supplies, Category C: items 9, 25, 31-34, 41-42, 120, 120A, 121-123, 124A, 152, 152A and 174; and Category F: all items, for the Division of Police, Department of Public Safety, for the period of one year beginning with the date of the execution of a contract, with two one year options to renew, received on October 24, 2013, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of estimated quantity would amount to \$84,563.00, is affirmed and approved as the lowest and best bid, and the Director of Public Safety is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox,

McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Butler and Fumich.

Resolution No. 72-14.

By Director Flask.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Allstate Industrial, Inc. for the purchase of Uniform Clothing Supplies, Category C: items 25A, 25B, 26, 95 and 98, for the Division of Police, Department of Public Safety, for the period of one year beginning with the date of the execution of a contract, with two one year options to renew, received on October 24, 2013, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of estimated quantity would amount to \$8,833.50, is affirmed and approved as the lowest and best bid, and the Director of Public Safety is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Butler and Fumich.

Resolution No. 73-14.

By Director Flask.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Standard Law Enforcement Supply Co. for the purchase of Uniform Clothing Supplies, Category C: items 29, 48, 108, 124 and 131, for the Division of Police, Department of Public Safety, for the period of one year beginning with the date of the execution of a contract, with two one year options to renew, received on October 24, 2013, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of estimated quantity would amount to \$28,280.00, is affirmed and approved as the lowest and best bid, and the Director of Public Safety is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Butler and Fumich.

Resolution No. 74-14.

By Director Cox.

Whereas, under the authority of Ordinance No. 453-11 passed by the Council of the City of Cleveland on May 16, 2011, and Resolution No. 64-12 adopted by the Board, February 15, 2012, the City of Cleveland through its Director of Public Works entered into City Contract No. PS2012-190 with Richard L. Bowen & Associates, Inc. to perform various professional consulting services for the design and construction of a new Fire Station No. 36; and

Whereas, the City desires to modify City Contract No. PS2012-190 to obtain required additional services to re-design several aspects of the project in response to the reduction of the size and materials of the facility to fit the allocated budget and to augment the staff resources to complete the architectural aspects of the project; and

Whereas, Richard L. Bowen & Associates, Inc., has proposed by its January 28, 2014 letter to perform the above mentioned additional services for a fee not to exceed \$131,067.80; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that the Director of Public Works is authorized to enter into a modification to Contract No. PS2012-190 with Richard L. Bowen & Associates, Inc., based on its January 28, 2014 proposal increasing the fees for all services by \$131,067.80 for a revised contract amount not to exceed \$411,067.80.

Be it further resolved that the modification authorized hereby shall include such additional provisions as said Director deems necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Butler.

Resolution No. 75-14.

By Director Cox.

Whereas, under the authority of Ordinance No. 453-11 passed by the Council of the City of Cleveland on May 16, 2011, and Resolution No. 37-12 adopted by the Board, February 1, 2012, the City of Cleveland through its Director of Public Works entered into City Contract No. PS2012-094, and first modification thereof for a total amount of \$475,000.00 with Richard L. Bowen & Associates, Inc. to perform various professional consulting services for the design and construction of a new East Side Maintenance Facility; and

Whereas, the City desires a second modification to City Contract No. PS2012-094 to obtain additional services by having Richard L. Bowen & Associates, Inc., assume Architect of Record Responsibilities; and

Whereas, Richard L. Bowen & Associates, Inc., has proposed by its January 24, 2014 letter to perform the above mentioned additional services for a fee not to exceed \$72,000.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland,

that the Director of Public Works is authorized to enter into a second modification with Richard L. Bowen & Associates, Inc., to perform the above mentioned additional professional services necessary for the construction of a new East Side Maintenance Facility for an additional fee of \$72,000.00 for a revised contract amount not to exceed \$547,000.00.

Be it further resolved that the modification authorized hereby shall be prepared by the Director of Law and shall include such additional provisions as said Director deems necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Butler.

Resolution No. 76-14.

By Directors Rush and Spronz.

Whereas, Ordinance No. 1697-12, passed by the Cleveland City Council on December 3, 2012, authorizes the Commissioner of Purchases and Supplies, by and at the direction of the Board of Control, to sell the following City-owned parcels determined to be no longer needed for public use to The Finch Group Inc., or its approved designee, for private redevelopment under a development agreement entered into, according to the terms outlined in its proposal in City Council File No. 1697-12-B, with the Director of Community Development and the Director of Capital Projects for a price not less than fair market value as determined by the Board of Control: Permanent Parcels Nos. 119-11-001, 119-11-002, 119-11-003, 119-11-005, 119-11-006, 119-11-007, 119-11-012, 119-11-013, 119-11-014, 119-11-015, 119-11-016, 119-11-036, 119-11-037, 119-11-040, 119-11-041, and 119-11-060; and

Whereas, real property acquired under the City's Land Reutilization Program is acquired, held, administered and disposed of by the City of Cleveland through its Department of Community Development under the terms of Chapter 5722 of the Ohio Revised Code and Section 183.021 of Codified Ordinances of the City of Cleveland, 1976; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Ordinance No. 1697-12, passed by the Cleveland City Council on December 3, 2012, the Commissioner of Purchases and Supplies is directed to sell the following City-owned parcels no longer needed for public use to UCAA Limited, approved designee of The Finch Group Inc., for private redevelopment under the above-mentioned development agreement with the Director of Community Development and the Director of Capital Projects, for a price of \$191,783.00 which this Board determines to be not less than the fair market value taking into account all restrictions, reversionary interests and similar encumbrances placed by the City on the deed or deeds of conveyance: Permanent Parcels Nos. 119-11-001, 119-11-002, 119-11-003, 119-11-005, 119-11-006, 119-11-007, 119-11-012, 119-11-013, 119-11-014, 119-11-015, 119-11-016, 119-11-036, 119-11-037, 119-11-040, 119-11-041, and 119-11-060.

Be it further resolved that the Mayor and the Commissioner of Purchases and Supplies are requested to execute and deliver the official deed or deeds of the City of Cleveland conveying the parcels to UCAA Limited for and on behalf of the City of Cleveland.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Butler.

Resolution No. 77-14.

By Directors Rush.

Whereas, Board of Control Resolution No. 682-13, adopted December 4, 2013, authorized the sale and development of Permanent Parcel Nos. 126-30-024, 126-30-026, 126-30-027, 126-30-070, 126-30-071, and 126-32-021 to Northeast Ohio Regional Sewer District for a green infrastructure project, as part of the City Land Reutilization Program established under Ordinance No. 2076-76, passed by the Cleveland City Council on October 25, 1976; and

Whereas, in the seventh paragraph, Resolution No. 682-13 incorrectly identified the purchase price of the parcels to be sold as "\$30,900.00"; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 682-13, adopted by this Board December 4, 2013, authorizing the sale and development of Permanent Parcel Nos. 126-30-024, 126-30-026, 126-30-027, 126-30-070, 126-30-071, and 126-32-021 to Northeast Ohio Regional Sewer District for a green infrastructure project, is amended by substituting the sale price of \$30,960.00 for \$30,900.00, where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 682-13 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Butler.

Resolution No. 78-14.

By Directors Rush.

Whereas, Board of Control Resolution No. 202-12, adopted May 9, 2012, authorized the sale and development of Permanent Parcel Nos. 118-14-014 and 118-14-016 to Midtown Acquisition, LLC for parking, as part of the City Land Reutilization Program established under Ordinance No. 2076-76, passed by the Cleveland City Council on October 25, 1976; and

Whereas, in the fourth paragraph, Resolution No. 202-12 incorrectly identified the proposed usage of the parcels as "parking"; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 202-12, adopted by this Board May 9, 2012, authorizing the sale and development of Permanent Parcel Nos. 118-14-014 and 118-14-016 to Midtown Acquisition, LLC for parking, is amended by substituting the proposed usage "parking" with "green space", where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 202-12 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Butler.

Resolution No. 79-14.

By Directors 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. 121-16-120 located at 2199 East 95th Street in Ward 6; 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, Donna J. Williams has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Donna J. Williams for the sale and development of Permanent Parcel No. 121-16-120 located at 2199 East 95th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Butler.

Resolution No. 80-14.

By Directors 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. 138-06-036 located 13613 Edgewood Avenue in Ward 2; 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, Christopher T. Hill 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 2 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Christopher T. Hill for the sale and development of Permanent Parcel No. 138-06-036 located 13613 Edgewood Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Butler.

Resolution No. 81-14.

By Directors 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. 006-12-082 located 7009 Hope 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; and

Whereas, Wallace Morales 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 approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Wallace Morales for the sale and development of Permanent Parcel No. 006-12-082 located 7009 Hope Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Butler.

Resolution No. 82-14.

By Directors Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 016-08-092 located at 3144 West 61st Street 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; and

Whereas, Frances Woolley 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 approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

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

manent Parcel No. 016-08-092 located at 3144 West 61st Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Butler.

Resolution No. 83-14.

By Directors 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. 006-26-062 located at 7310 Neville Avenue in Ward 16; 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, Carlos A. Valle has proposed to the City to purchase and develop the Easterly Portion of the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 16 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Carlos A. Valle for the sale and development of the Easterly Portion of Permanent Parcel No. 006-26-062, located at 7310 Neville Avenue and shown on the lot split and consolidation plat of the Parcel accepted by Carlos A. Valle, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Butler.

Resolution No. 84-14.

By Directors 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. 006-26-062 located at 7310 Neville Avenue in Ward 16; 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, Ohio State Properties, LTD has proposed to the City to purchase and develop the Westerly Portion of the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 16 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Ohio State Properties, LTD for the sale and development of the Westerly Portion of Permanent Parcel No. 006-26-062, located at 7310 Neville Avenue and shown on the lot split and consolidation plat of the Parcel accepted by Ohio State Properties, LTD, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, McGrath, Acting Director Cosgrove, Directors Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Butler.

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.

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, MARCH 3, 2014

9:30 A.M.

Calendar No. 14-11: 3015 Erin Avenue (Ward 14)

Benitza Montgomery, owner, appeals to establish a Type "A" Daycare in a single family home on a 50' x 137' parcel located in a B1 Two Family Residential District and contrary to Section 337.02 (f)(3) (C) of the Cleveland Codified Ordinances a Type "A" Daycare and its accessory uses (parking, playground) must be thirty feet from adjoining residential district property lines and is subject to the review and approval of the Board of Zoning Appeals. (Filed 1-30-14)

Calendar No. 14-15: 3936 East 93rd Street (Ward 2)

FPT Cleveland, owner, appeals to erect 126 linear feet of 7 foot high metal fence on an acreage parcel located in a B2 Semi-Industry District and contrary to Section 358.05 (a) (2) fences in the "actual front yard" in Non-Residential Districts shall not exceed 6 feet in height and 7 feet is proposed. (Filed 2-5-14).

Calendar No. 14-16: 11700 Putnam (Ward 2)

Eric Witherspoon, owner, appeals to erect a new building and establish outdoor storage and distribution of scrap material and debris with an accessible gravel drive on an acreage parcel in a B1 Two Family Residential District and contrary to Section 337.03 of the Cleveland Codified Ordinances storage and distribution of debris is not permitted in a Two Family District and pursuant to Section 345.04 (a) (3) outdoor storage is first permitted in General Industry District provided that the subject property is not located less than 500 feet from a Residence District surrounded by a seven foot high, non-transparent wall or fence and subject to Section 349.07(a) accessory off-street parking spaces, driveway and vehicle maneuvering

areas shall be properly graded for drainage so that all water is drained within the lot providing such parking spaces, surfaced with concrete, asphaltic concrete, asphalt or similar surfacing material approved by the Department of Building and Housing to be maintained in good condition and free of debris. (Filed 2-5-14).

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

TUESDAY, FEBRUARY 18, 2014

At the meeting of the Board of Zoning Appeals on Tuesday, February 18, 2014, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 14-006: 13320 Enterprise Avenue

R.L. Wurz, owner, appealed to install 410 linear feet of 6' high chain link fence with one foot of barbed wire.

Calendar No. 14-008: 4829 Superior Avenue

Ohio Technical College appealed to change the use of a 43' x 122' corner parcel from a restaurant to a resource and training lab located in a C2 Semi-Industry District with zero parking spaces and 11 are required.

The following appeal was **DENIED:**

None.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

None.

The following appeals were **POSTPONED:**

Calendar No. 14-007: 2525 Jay Street 2515 Company, LLC Establish Parking lot Postponed to March 24, 2014 at 10:30.

Calendar No. 13-255: 4301 East 126th Street

Stephanie L. Bailey, POA for Mario A. Bailey Appeal Violation Notice Postponed to March 10, 2014 at 10:30.

The following appeals were heard by the Board on February 10, 2014; decisions were adopted and approved on February 18, 2014;

The following appeals were **APPROVED:**

Calendar No. 14-004: 1209 East 71st Street

St. Clair Superior appealed to establish use as a community center for food programs and distribution.

Calendar No. 14-005: 1541 Addison Road

Derek E. Watson appealed to expand nonconforming use of 6 dwelling units and a store to 6 dwelling units and 2 stores.

Calendar No. 13-264: 15009 Chatfield Avenue

Frank Shaker appealed to change use from a tool and die to auto repair.

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of February 12, 2014

As required by the provisions of Section 3103.20(2) of the Codified Ordinances of the City of Cleveland, Ohio 1976, the following brief of action of the subject meeting is given for publication in the City Record:

* * *

Docket A-284-13.

RE: Appeal of Melvin W. LaPrade, Owner of the One Dwelling Unit Single-Family Residence Property, located on the premises known as 1504 East 106th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated August 14, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to require the Appellant to remove all debris from the property within two (2) weeks, and to grant the Appellant ninety (90) days in which to complete abatement of the exterior violations, which includes the steps and porch; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-292-13.

RE: Appeal of William Stefaniuk, Owner of the One Dwelling Unit Single-Family Residence Property, located on the premises known as 3804 Leopold Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated November 4, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Violation Notice was properly issued, and to find that based on the evidence presented by the City upon their investigation, that the wall is on the residential property and must be maintained by the residents of the residential property. Motion so

in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.
Yeas: Messrs. Denk, Gallagher, Saab, Bradley. Nays: None. Absent: Mr. Maschke.

* * *

Docket A-302-13.

RE: Appeal of Jason Perez, Owner of the One Dwelling Unit Single-Family Residence Two Story Masonry Walls/Wood Floors Property, located on the premises known as 3162 West 139th Street from a CONDEMNATION ORDER — GARAGE, dated December 12, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant ninety (90) days in which to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

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

* * *

Docket A-303-13.

RE: Appeal of Lewis Lukanc, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 4606 Brooklyn Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated November 18, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant ninety (90) days in which to complete abatement of the violations, the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

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

* * *

Docket A-304-13.

RE: Appeal of Scranton-Averell, Inc., Owner of the MXD Mixed Uses — Multiple Uses In One Building One & One/half Story Masonry Property, located on the premises known as 1908 Scranton Avenue from a NOTICE OF VIOLATION — UNAUTHORIZED/ILLEGAL USE, dated November 18, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-304-13 has been WITHDRAWN at the request of the Appellant.

Docket A-305-13.

RE: Appeal of Neil T. Clough, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 7012 Colgate Avenue (aka 7014 Colgate Avenue (Front)) from a NOTICE OF VIOLATION — HAZARDOUS CONDITIONS, dated November 26, 2013, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-305-13 has been POSTPONED; to be rescheduled for February 26, 2014.

* * *

Docket A-306-13.

RE: Appeal of Neil T. Clough, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 7014 Colgate Avenue (aka 7012 Colgate Avenue (Rear)) from a NOTICE OF VIOLATION — HAZARDOUS CONDITIONS, dated November 26, 2013, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-306-13 has been POSTPONED; to be rescheduled for February 26, 2014.

* * *

Docket A-307-13.

RE: Appeal of Theodore J. Mihalke, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 2144 West 47th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated November 20, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant six (6) months in which to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-308-13.

RE: Appeal of Theodore J. Mihalke, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 2146 West 47th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated November 20, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant six (6) months in which to complete abatement of the violations by removing the existing materials, storing no new materials, and demolishing the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

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

* * *

Docket A-309-13.

RE: Appeal of James L. Hronek Jr., Owner of the One Dwelling Unit Single-Family Residence Two Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 14218 Tuckahoe Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated November 14, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that after reviewing the appeal statement, the Appellant is apparently unable and unwilling to do any work on the property; the Appellant's appeal for more time is DENIED and the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

* * *

Docket A-310-13.

RE: Appeal of Martin Kirkwood, Owner of the One Dwelling Unit Single-Family Residence One & One/half Story Frame Property, located on the premises known as 13312 Wilton Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated July 8, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-310-13 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-311-13.

RE: Appeal of Carlos L. Diaz, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 3348 West 127th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated November 27, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant thirty (30) days in which

to obtain all required permits and ninety (90) days in which to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

* * *

Docket A-314-13.

RE: Appeal of Bethesda Lutheran Communities, Owner of Property, located on the premises known as 3951 Rocky River Drive from an ADJUDICATION ORDER, dated November 27, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

No action this date. The docket is rescheduled for February 26, 2014.

* * *

Docket A-1-14.

RE: Appeal of Cabrera Enterprises, Ltd., Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 3350 West 59th Place from a CONDEMNATION ORDER — MAIN STRUCTURE, dated December 5, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued based on the conditions presented by the Appellant; the Appellant is granted thirty (30) days in which to obtain all required permits and six (6) months in which to complete abatement of the violations, noting that failure to meet either of those dates will result in the property being Remanded immediately; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

* * *

Docket A-14-14.

RE: Appeal of Flats East Bank Residential, LLC, Owner of Property, located on the premises known as 1055 Old River Road from an ADJUDICATION ORDER, dated January 17, 2014 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance requested and required to install the column caps with an encroachment in excess of the property line, of approximately three (3) feet, noting that the easement and utility requirements will be noted

and shown on the plans. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

* * *

EXTENSION OF TIME:

Docket A-158-13.

Gabriel Pardamean — 5323 Mound Avenue (aka N. Building 3576 East 54th Street):

A motion is in order at this time to grant the Appellant six (6) months in which to reply to the

Adjudication Order dated December 18, 2013 by submitting complete plans, which will include the mechanical, electrical, and plumbing for the interior space, noting that the exterior plans submitted have been satisfactory. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

* * *

Docket A-208-13.

Robert Hunter — 735 Parkwood Drive:

A motion is in order at this time to grant the Appellant six (6) months in which to complete abatement of the violations with no further extensions; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Maschke.

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

* * *

Docket A-236-13.

JBL Funding — 3564 West 63rd Street:

A motion is in order at this time to grant the Appellant two (2) weeks in which to obtain all required permits with the compliance date to remain June 20, 2014, noting that failure to meet either date will result in the property being Remanded immediately; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

* * *

APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Saab and seconded by Mr. Gallagher for Approval and Adoption of the Resolutions as presented by the Secretary for the following Dockets respectively, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

- A-271-13 — Sandi Investment Group
- A-290-13 — Nelson S. Watts

A-291-13 — Karen & Richard Zacharias

A-297-13 — Frances Eacho (AMENDED)

A-298-13 — Billy J. Shrozier Jr.

A-300-13 — Santo J. Loparo

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

* * *

Separate motions were entered by Mr. Bradley and seconded by Mr. Gallagher for Approval and Adoption of the Resolutions as presented by the Secretary for the following Dockets respectively, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

A-285-13 — Allen Dennis

A-286-13 — Randall J. Roppel

A-287-13 — Gregory Fountain

A-294-13 — Wesam Iwais

A-296-13 — Edward Lawson

A-299-13 — Holy Trinity Baptist Church

A-301-13 — Sandra L. May

Yeas: Messrs. Denk, Gallagher, Bradley. Nays: None. Not Voting: Mr. Saab. Absent: Mr. Maschke.

* * *

AMENDED RESOLUTION:

Docket A-297-13.

Frances Eacho — 2935 East 126th Street:

FROM: ...to DENY the request for additional time, noting that the Appellant was not present for the hearing and that the work is not progressing; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action...

TO:...grant the Appellant six (6) months in which to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Bradley...

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

* * *

APPROVAL OF MINUTES:

Separate motions were entered by Mr. Saab and seconded by Mr. Bradley for Approval and Adoption of the Minutes as presented by the Secretary, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

January 29, 2014

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

* * *

JOSEPH F. DENK
Chairman

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY of CLEVELAND BIDS**For All Departments**

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, MARCH 12, 2014

File No. 22-14 — Gunning Recreation Center parking Lot Improvements, for the Division of Architecture and Development, Department of Public Works, as authorized by Ordinance No. 791-13, passed by the Council of the City of Cleveland, May 20, 2013.

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

NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, FEBRUARY 27, 2014 AT 2:00 P.M. CLEVELAND CITY HALL, ROOM 517A 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

File No. 23-14 — Janitorial Maintenance and Cleaning Supplies, for the Division of Cleveland Hopkins International Airport the Department of Port Control, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, FEBRUARY 27, 2014 AT 1:00 P.M. THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CLEVELAND PLUS ROOM LOCATED IN BAGGAGE CLAIM AREA, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO 44135-3193.

File No. 24-14 — Labor and Materials Necessary to Maintain and Replace Interior Plants for the Various Divisions of Port Control, for the Division of Cleveland Hopkins International Airport, Department of Port Control and as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, FEBRUARY 28, 2014 AT 10:00 A.M. THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135-3193.

February 19, 2014 and February 26, 2014

THURSDAY, MARCH 13, 2014

File No. 25-14 — Versalift Aerial Tower, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, FEBRUARY 28, 2014 AT 10:00 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, BUILDING #1, CLEVELAND, OHIO 44105.

February 19, 2014 and February 26, 2014

FRIDAY, MARCH 14, 2014

File No. 21-14 — City of Cleveland Fleet Avenue Rehabilitation Project; Independence Road to Broadway Avenue, for the Divi-

sion of Water, Department of Public Utilities, as authorized by Ordinance No. 608-12, passed by the Council of the City of Cleveland, June 4, 2012.

*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF SEVENTY-FIVE DOLLARS (\$75.00) 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, FEBRUARY 27, 2014 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM 518, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

February 19, 2014 and February 26, 2014 and March 5, 2014

FRIDAY, MARCH 21, 2014

File No. 19-14 — Year 2014-A Cleaning, Cement Mortar Lining and Replacement of Distribution Water Mains, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1105-13, passed by the Council of the City of Cleveland, September 23, 2013.

*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, FEBRUARY 27, 2014 AT 10:00 A.M. THE CARL B. STOKES UTILITIES BUILDING, 2ND ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

February 19, 2014 and February 26, 2014

FRIDAY, MARCH 21, 2014

File No. 20-14 — Year 2014-B Cleaning, Cement Mortar Lining and Replacement of Distribution

Water Mains, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1105-13, passed by the Council of the City of Cleveland, September 23, 2013.

*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, FEBRUARY 27, 2014 AT 10:00 A.M. THE CARL B. STOKES UTILITIES BUILDING, 2ND ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.**

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

February 19, 2014 and February 26, 2014

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 212-14.

By Council Member Reed.

An emergency resolution objecting to the transfer of location of a C2 and C2X Liquor Permit to 4096 East 131st Street.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of location of a C2 and C2X Liquor Permit from Sophie T. Inc., DBA Imperial Deli & Beverage, 12301-03 Imperial Avenue, 1st floor and basement, Cleveland, Ohio, Permanent Number 9120790 to Rauli Rahman, 4096 East 131st Street, Cleveland, Ohio 44105, Permanent Number 72040040005; and

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

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

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

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

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it

substantially interferes with public decency, sobriety, peace or good order; and

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

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

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

Section 1. That Council does hereby record its objection to the transfer of location of a C2 and C2X Liquor Permit from Sophie T. Inc., DBA Imperial Deli & Beverage, 12301-03 Imperial Avenue, 1st floor and basement, Cleveland, Ohio, Permanent Number 9120790 to Rauli Rahman, 4096 East 131st Street, Cleveland, Ohio 44105, Permanent Number 72040040005; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted February 10, 2014.

Effective February 11, 2014.

Res. No. 213-14.

By Council Member Brancatelli.

An emergency resolution objecting to the transfer of location of a D1, D3, D3A and D6 Liquor Permit to 4002 Jennings Road.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of location of a D1, D3, D3A and D6 Liquor Permit from Liebations, LLC, DBA Tremont Tap House, 2572 Scranton Road and patio, Cleveland, Ohio 44113, Permanent Number 5191268 to Iron City Café, LLC, DBA Iron City Café, 4002 Jennings Road, Cleveland, Ohio 44109, Permanent Number 4153951; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of location of a D1, D3, D3A and D6 Liquor Permit from Liebations, LLC, DBA Tremont Tap House, 2572 Scranton Road and patio, Cleveland, Ohio 44113, Permanent Number 5191268 to Iron City Café, LLC, DBA Iron City Café, 4002 Jennings Road, Cleveland, Ohio 44109, Permanent Number 4153951; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted February 10, 2014.

Effective February 11, 2014.

Res. No. 214-14.

By Council Member K. Johnson.

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 3577 East 129th Street and repealing Resolution No. 1309-13, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit to 3577 East 129th Street by Resolution No. 1309-13 adopted by the Council on September 23, 2013; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

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

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

Section 1. That objection to a New C1 Liquor Permit to Mary's Deli, LLC, DBA Mary's Deli, 3577 East 129th

Street, Cleveland, Ohio 44104, Permanent Number 5598646, be and the same is hereby withdrawn and Resolution No. 1309-13, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

Adopted February 10, 2014.
Effective February 11, 2014.

Res. No. 216-14.

By Council Member Cleveland.

An emergency resolution withdrawing objection to the renewal of a D1, D2, D3 and D3A Liquor Permit at 5351-5355 Dolloff Road and repealing Resolution No. 1053-13, objecting to said renewal.

Whereas, this Council objected to the renewal of a D1, D2, D3 and D3A Liquor Permit to Your Place & Mine, LLC, DBA Your Place & Mine, 5351-5355 Dolloff Road, Cleveland, Ohio 44127, Permanent Number 9862110 by Resolution No. 1053-13, adopted by the Council on August 14, 2013; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

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

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

Section 1. That objection to the renewal of a D1, D2, D3 and D3A Liquor Permit to Your Place & Mine, LLC, DBA Your Place & Mine, 5351-5355 Dolloff Road, Cleveland, Ohio 44127, Permanent Number 9862110, be and the same is hereby withdrawn and Resolution No. 1053-13, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

Adopted February 10, 2014.
Effective February 11, 2014.

Res. No. 217-14.

By Council Member Kelley.

An emergency resolution withdrawing objections to the transfer of ownership and renewal of a C1 Liquor Permit at 4380 State Road and repealing Resolution Nos. 1062-13 and 934-13, objecting to said transfer and renewal.

Whereas, this Council objected to a transfer of ownership and renewal of a C1 Liquor Permit to 4380 State Road

by Resolution No. 1062-13 adopted by the Council on August 14, 2013 and Resolution No. 934-13 adopted by the Council on July 10, 2013; and

Whereas, this Council wishes to withdraw its objections to the above permit and consents to said permit; and

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

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

Section 1. That objection to the transfer of ownership and renewal of a C1 Liquor Permit to Shree Ganeshai Nama, Inc., DBA Save More Mart, 4380 State Road, Cleveland, Ohio 44109, Permanent Number 8112818, be and the same is hereby withdrawn and Resolution Nos. 1062-13 and 934-13, containing such objections, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

Adopted February 10, 2014.
Effective February 11, 2014.

Res. No. 218-14.

By Council Member Cleveland.

An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit at 4643 Broadway Avenue, 1st floor and repealing Resolution Nos. 256-13 and 923-13, objecting to said transfer.

Whereas, this Council objected to the transfer of ownership of a C1 and C2 Liquor Permit to 4643 Broadway Avenue, 1st floor, Cleveland, Ohio 44127, Permanent Nos. 0036900 and 2830812 by Resolution No. 256-13 adopted by the Council on February 25, 2013 and Resolution No. 923-13 adopted by the Council on July 10, 2013; and

Whereas, this Council wishes to withdraw its objections to the above transfer and consents to said transfer; and

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

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

Section 1. That objection to the transfer of ownership of a C1 and C2 Liquor Permit to 4643 Broadway Avenue, 1st floor, Cleveland, Ohio 44127, Permanent Nos. 0036900 and 2830812, be and the same is hereby withdrawn and Resolution Nos. 256-13 and 923-13, containing such objections, be and the same is hereby repealed and that this Council consents to the immediate transfer thereof.

Section 2. That this resolution is hereby declared to be an emergency measure and provided it receives the affirmative vote of two-thirds of all

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

Adopted February 10, 2014.
Effective February 11, 2014.

Ord. No. 1554-13.

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

An emergency ordinance determining the method of making the public improvement of maintaining and improving the interior and exterior of various buildings, sites, and related systems; authorizing the Director of Public Utilities to enter into one or more public improvement contracts for the making of the improvement; and authorizing the Director to employ one or more professional consultants to design the improvements, for a period up to two years.

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

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

Section 1. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of maintaining and improving the interior and exterior of various buildings, sites, and related systems, including but not limited to, design elements, structural layouts, and for roof, civil, mechanical, electrical, site and building systems and related work, for the various divisions of the Department of Public Utilities, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding for a gross price for the improvement.

Section 2. That the Director of Public Utilities is authorized until December 31, 2016, to enter into one or more contracts for the making of the public improvement with the lowest responsible bidder or bidders after competitive bidding for a gross price for the improvement, provided, however, that each separate trade and each distinct component part of the improvement may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract for a gross price. On request of the director, the contractor shall furnish a correct schedule of unit prices, including profit and overhead, for all items constituting units of the improvement.

Section 3. That the Director of Public Utilities is authorized to apply and pay for permits, licenses, or other authorizations required by any regulatory agency or public authority to permit performance of the work authorized by this ordinance.

Section 4. That the Director of Public Utilities is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland to provide professional services necessary to design the improvements necessary to effectuate this ordinance.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Utilities from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Utilities for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control.

The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Utilities, and certified by the Director of Finance.

Section 5. That the cost of the improvement contract or contracts and other expenditures authorized shall be paid from Fund Nos. 52 SF 001, 52 SF 245, 54 SF 001, 58 SF 001, and 58 SF 230, Request No. RQS 2002, RL 2013-151.

Section 6. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed February 10, 2014.

Effective February 11, 2014.

Ord. No. 124-14.

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

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to the Playhouse Square Foundation to encroach into the public rights-of-way of Euclid Avenue and East 14th Street by installing, using, and maintaining seven electronic sign kiosks, two electrical site enclosures, and associated electric duct banks required for a chandelier and four gateways.

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

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

Section 1. That the Director of Capital Projects is authorized to issue a permit, revocable at the will of Council, to the Playhouse Square Foundation, 1501 Euclid Avenue, Suite 200, Cleveland, Ohio, 44115 ("Permittee"), to encroach into the public rights-of-way of Euclid Avenue and East 14th Street by installing, using and maintaining seven electronic sign kiosks, two electrical site enclosures at the following locations:

LOCATION TABLE

<u>Item</u>	<u>Street Address</u>	
Kiosk 1	1255 Euclid Avenue	25" off curb; 136" off Sterling Building
Kiosk 2	1305 Euclid Avenue	25" off curb; 152" off building at that address
Kiosk 3	1331 Euclid Avenue	25" of curb; 176" off United Way Building
Kiosk 4	1515 Euclid Avenue	25" of curb; 143" of Bulkley Building
Kiosk 5	1621 Euclid Avenue	25" off curb; 148" of Keith Building
Kiosk 6	2037 East 14th Street	25" of curb; 191" of Hanna Building
Kiosk 7	2067 East 14th Street	25" of curb; 206" of Hanna Annex Building
Electrical site enclosure 1	1255 Euclid Avenue;	25" off curb
Electrical site enclosure 2	78' east of East 17th Street on the north side Euclid Avenue;	25" off curb in grass strip

(Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section.)

"one 28' tall video kiosk (the "Stylon") and fencing at the Public Plaza, and electric duct banks associated with the kiosks and electrical site enclosures, and with the four gateways and chandelier which the Playhouse Square Foundation is permitted to install, use and maintain in the public rights-of-way of Euclid Avenue, Huron Road and East 14th Street under the authority of Ordinance No. 1495-13, passed by the Cleveland City Council on November 25, 2013, and with other structures the Playhouse Square Foundation is permitted to, and may from time to time, construct, install, use and maintain or replace at or as part of the Public Plaza and concession stand encroaching into the public rights-of-way of Huron Road S.E. and other streets under the authority of Ordinance No. 714-96, passed by the Cleveland City Council June 10, 1996, including but not limited to a fire pit, stage area, seating, lighting and planter beds.

Section 2. That Permittee may assign the permit only with the prior written consent of the Director of Capital Projects. That the encroaching structures permitted by this ordinance shall conform to plans and specifications first approved by the Manager of Engineering and Construction. That Permittee shall obtain all other required permits, including but not limited to Building Permits, before installing the encroachments.

Section 3. That the Director of Law shall prepare the permit authorized by this ordinance and shall incorporate such additional provisions as the director determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, a prospective Permittee has properly indemnified the City against any loss that may result from the encroachments permitted.

Section 4. That the permit shall reserve to the City reasonable right of entry to the encroachment locations.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Capital Projects, City Planning Commission, Finance, Law; Committees on Development, Planning and Sustainability, Municipal Services and Property, Finance.

Passed February 10, 2014.

Effective February 11, 2014.

**Ord. No. 211-14,
By Council Member Cimperman.
An emergency ordinance consent-
ing and approving the issuance of a
permit for the 28th Annual Chili Bowl
5K, on February 15, 2014, sponsored
by Hermes Sports.**

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the 28th Annual Chili Bowl 5K on February 15, 2014, Start: Fairfield & W. 14th; Fairfield East to W. 10th; W. 10th South to Starkweather; Starkweather West to W. 14th; W. 14th North to Abbey; Abbey East to W. 11th; W. 11th North to University; University East to W. 5th; W. 5th South to Starkweather; Starkweather West to W. 7th; W. 7th North to University; University West to W. 10th; W. 10th

South to Fairfield; Fairfield West to W. 14th (FINISH LINE), provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed February 10, 2014.
Effective February 11, 2014.

**COUNCIL COMMITTEE
MEETINGS**

Tuesday, February 18, 2014

9:00 a.m.

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

**Wednesday, February 19, 2014
9:00 a.m.**

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Cleveland, Vice Chair; Brady, Brancatelli, Keane, Mitchell, Pruitt, Zone. *Authorized Absence:* Conwell.

**Thursday, February 20, 2014
9:00 a.m.**

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Cleveland, Vice Chair; Brady, Brancatelli, Keane, Mitchell, Pruitt, Zone. *Authorized Absence:* Conwell.

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