

The City Record

Official Publication of the Council of the City of Cleveland



May the Twenty-Eighth, 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

Containing	PAGE
City Council	3
The Calendar	3
Board of Control	3
Civil Service	5
Board of Zoning Appeals	5
Board of Building Standards and Building Appeals	6
Public Notice	8
Public Hearings	8
City of Cleveland Bids	8
Adopted Resolutions and Ordinances	9
Committee Meetings	12
Index	12



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

Janita 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, Gary D. Singletary, 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

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 – George Baker, Interim Director, 75 Erieview Plaza

DIVISIONS:

Air Quality – George Baker, Commissioner

Environment – Pamela Cross, Commissioner, 75 Erieview Plaza

Health – _____, Commissioner, 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

Corrections – Robert Taskay, 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, Eugene R. Miller, (Board Lawyer), Roosevelt E. Coats, Jenice

Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary

Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa

Ryan, Peter Whitt.

CIVIL SERVICE COMMISSION – Room 119, Robert Bennett, President; Michael L.

Nelson, Sr., Vice-President; Lucille Ambroz, Secretary; Members: Pastor Gregory Jordan,

Michael Flickinger.

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President Kevin

J. Kelley; Betsy Hruby, Asst. Sec’y.; Sharon Dumas, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members:

Mary Haas McGraw, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, Elizabeth

Kukla, Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516,

Joseph F. Denk, Chairman; Howard Bradley, Patrick M. Gallagher, Robert Maschke, Halim

M. Saab, P.E., Alternate Members – D. Cox, P. Frank, E. P. O’Brien, Richard Pace, J.F.

Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Barbara A. Langhenry,

President; Finance Director Sharon Dumas, Secretary; Council President Kevin J. Kelley.

BOARD OF SIDEWALK APPEALS – Capital Projects Director Matthew Spronz, Law

Director Barbara A. Langhenry; Council Member _____.

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, Robert N. Brown, Allan Dreyer, Giancarlo Calicchia, Council Member

Terrell H. Pruitt, Robert Vilkas, Donald Petit, Interim Secretary.

AUDIT COMMITTEE – Yvette M. Ittu, 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	

The City Record

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WEDNESDAY, MAY 28, 2014

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CITY COUNCIL

MONDAY, MAY 26, 2014

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City Clerk, Clerk of Council
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

May 21, 2014

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, May 21, 2014 at 10:35 a.m. with Director Langhenry presiding.

Present: Director Langhenry, Acting Director White, Director Bender, Acting Director Savas, Director Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Absent: Mayor Jackson and Director Nichols.

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

Tiffany White, Commissioner, Division of Purchases & Supplies.

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

Resolution No. 209-14.

By Director Bender.

Whereas, under the authority of Ordinance No. 1080-99, passed by the Cleveland City Council on May 22, 2000, and Board of Control Resolution No. 808-00, adopted December 6, 2000, the City of Cleveland, through the Director of Public Utilities, entered into City Contract No. 57651 with Montgomery Watson Americas,

Inc. to acquire implementation consultant services for the citywide Geographic Information System Program, for the various divisions of City government; and

Whereas, the citywide Geographic Information System runs on the Environmental Systems Research Institute, Inc. (ESRI) software platform, and support, maintenance, and licenses must be renewed annually for proper use and support of the citywide GIS software and applications; and

Whereas, division (c) of Section 181.102 of the Codified Ordinances of Cleveland, Ohio, 1976, ("C.O.") authorizes a director to execute one or more license agreements for software needed to implement or maintain a previously acquired software system directly with software licensing firm; and

Whereas, division (d) of Section 181.102 C.O. authorizes a director to enter into an agreement with a software vendor for professional services necessary to implement or maintain the software system, including but not limited to maintenance, repair, upgrades, enhancements and technical support; and

Whereas, under the authority of Section 181.102 C.O., the City intends to enter into an agreement with Environmental Systems Research Institute, Inc. (ESRI) to renew the necessary software licenses and to obtain the professional services necessary to continue support and maintenance for the citywide GIS software and applications for one year starting June 1, 2014; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of division (e) of Section 181.102 C.O., the compensation to be paid for license fees and for maintenance and support services to be performed under the contract with Environmental Systems Research Institute, Inc. (ESRI) for the one-year term starting June 1, 2014 shall not exceed \$205,174.95.

Yeas: Director Langhenry, Acting Director White, Director Bender, Acting Director Savas, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Cox and Nichols.

Resolution No. 210-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of PMI Group Inc. for landscape maintenance at various Public Utilities facilities, bid items 1-all items, 5-all items and 6-all items, for

the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with two one-year options to renew, received on January 22, 2014 under the authority of Ordinance No. 863-13, passed August 14, 2013, which on the basis of the estimated quantity would amount to \$345,661.96 (2%, 15 Days), 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 requirements for such goods and/or services, whether more or less than the estimated 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 subcontractor by PMI Group Inc. for the contract authorized is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Caver Brothers, Inc. (CSB)	\$88,012.39 25.462%

Yeas: Director Langhenry, Acting Director White, Director Bender, Acting Director Savas, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Cox and Nichols.

Resolution No. 211-14.

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Civil Construction Services, Inc. for landscape maintenance at various Public Utilities facilities, bid items 3-all items, 7-all items, 8-all items and 9-all items, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, with two one-year options to renew, received on January 22, 2014 under the authority of Ordinance No. 863-13, passed August 14, 2013, which on the basis of the estimated quantity would amount to \$406,215.00 (2%, 10 Days), 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 requirements for such goods and/or services, whether more or less than the estimated quantity, as may be ordered under delivery orders separately certified to the contract.

Be it further resolved that according to Section 181.25(a) of the Codified Ordinances of Cleveland, Ohio, 1976, the informality and irregularity of the insufficiency of the bid check submitted by Civil Construction Services, Inc. in the amount of \$19,824.50, which check is insufficient by an amount less than 10% of the amount required under Section 181.24 C.O., is waived for the reason that such waiver is in the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Civil Construction Services, Inc. for the contract authorized is approved:

<u>SUBCONTRACTOR</u>	<u>WORK PERCENTAGE</u>
Multitude Services (CSB/FBE)	\$79,298.00 19.521%

Yeas: Director Langhenry, Acting Director White, Director Bender, Acting Director Savas, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Cox and Nichols.

Resolution No. 212-14.

By Director Bender.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on January 22, 2014 for landscape maintenance at various Public Utilities facilities, bid items 2-all items and 4-all items, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, under the authority of Ordinance No. 863-13, passed August 14, 2013, are rejected.

Yeas: Director Langhenry, Acting Director White, Director Bender, Acting Director Savas, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Cox and Nichols.

Resolution No. 213-14.

By Director Smith.

Whereas, under the authority of Ordinance No. 499-10, as amended by Ordinance No. 1624-10 and Ordinance No. 1435-11, passed by the Council of the City of Cleveland on June 10, 2010, December 6, 2010 and October 31, 2011, respectively, and Board of Control Resolution No. 10-12, adopted January 11, 2012, the City through its Director of Port Control entered into City Contract No. PS2012*015 with Inland Waters of Ohio, Inc. to provide professional services necessary to dispose of hazardous, non-hazardous and universal wastes, including inspection, waste characterization, loading and shipment in compliance with local, state and federal environmental requirements, for a period of one year, with two one-year options to renew, for the various divisions of the Department of Port Control; and

Whereas, Resolution No. 10-12, adopted January 11, 2012, inadvertently stated the term of the contract as "for a period of one year, with two one-year options to renew"; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 10-12, adopted January 11, 2012, is amended by deleting "one year" after "for a period or" and inserting "two years".

Be it further resolved that all other terms of Resolution No. 10-12 not expressly amended by this resolution shall remain unchanged and in full force and effect.

Yeas: Director Langhenry, Acting Director White, Director Bender, Acting Director Savas, Director Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 214-14.

By Director Smith.

Whereas, under the authority of Ordinance No. 499-10, as amended by Ordinance No. 1624-10 and Ordinance No. 1435-11, passed by the Council of the City of Cleveland on June 10, 2010, December 6, 2010 and October 31, 2011, respectively, and Board of Control Resolution No. 11-12, adopted January 11, 2012, the City through its Director of Port Control entered into City Contract No. PS2012*050 with Chemtron Corporation to provide professional services necessary to dispose of hazardous, non-hazardous and universal wastes, including inspection, waste characterization, loading and shipment in compliance with local, state and federal environmental requirements, for a period of one year, with two one-year options to renew, for the various divisions of the Department of Port Control; and

Whereas, Resolution No. 11-12, adopted January 11, 2012, inadvertently stated the term of the contract as "for a period of one year, with two one-year options to renew"; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 11-12, adopted January 11, 2012, is amended by deleting "one year" after "for a period or" and inserting "two years".

Be it further resolved that all other terms of Resolution No. 11-12 not expressly amended by this resolution shall remain unchanged and in full force and effect.

Yeas: Director Langhenry, Acting Director White, Director Bender, Acting Director Savas, Director Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 215-14.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Kokosing Construction Company, Inc. under City Contract No. PS2012*262 to provide design/build services for the Parking Redevelopment Program - Phase I, authorized by Ordinance No. 247-11, passed by the Council of the City of Cleveland on June 6, 2011, and Board of Control Resolution No. 453-12, as amended by Resolution No. 573-13, Resolution No. 107-14, Resolution No. 129-14, Resolution No. 140-14 and Resolution No. 190-14, adopted

September 5, 2012, October 2, 2013, March 5, 2014, March 19, 2014, April 2, 2014 and May 7, 2014, respectively, is approved.

<u>Subcontractor</u>	<u>Percentage Amount</u>
Carron Asphalt Paving, Inc.	Non-Certified \$38,925.00
Hydracrete Pumping Co., Inc.	Non-Certified \$ 1,150.00

Be it further resolved that the following 2nd tier subcontractor to Kokosing Construction Company, Inc. under Contract No. PS2012*262 is approved:

Asphalt Solutions, Inc.	Non-Certified \$25,817.00
-------------------------	------------------------------

Yeas: Director Langhenry, Acting Director White, Director Bender, Acting Director Savas, Director Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

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

Resolution No. 216-14.

By Director Cox.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Burns Industrial Equipment, Inc. dba Ohio Materials Handling, for an estimated quantity of pneumatic tire tow motors and related equipment, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, received on November 22, 2013, under the authority of Ordinance No. 943-11, passed by Cleveland City Council on July 20, 2011, which on the basis of the estimated quantity would amount to \$145,867.05 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the specified goods.

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

Yeas: Director Langhenry, Acting Director White, Director Bender, Acting Director Savas, Director Cox, Interim Director Baker, Directors McGrath, Rush, Southerington, Fumich and Rybka.

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

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

Application blanks and information, regarding minimum entrance qualifications, scope of examination, and suggested reference materials may be obtained at the office of the

Civil Service Commission, Room 119, City Hall, East 6th Street, and Lakeside Avenue.

Application blanks must be properly filled out on the official form prescribed by the Civil Service Commission and filed at the office of the commission not later than the final closing date 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, JUNE 9, 2014

9:30 A.M.

Calendar No. 14-66: 4157 Lorain Avenue (Ward 3)

Thomas Papouras, owner, proposes to establish a used car lot on a parcel of land that is 80' x 125', located in a D3 Local Retail Business District and a Pedestrian Retail Overlay District (PRO). The owner appeals for relief from the strict application of the following Cleveland Zoning Code Sections:

1. 343.11 (b)(2)(I)(4) ~ used auto sales is first permitted in General Retail Business.
2. 352.10 ~ a 4 foot wide frontage landscape strip is required along Lorain Avenue and West 42nd Street.
3. 352.10 ~ a 10 foot wide transition strip is required at the rear where the property abuts a residential district.
4. 347.11 ~ Area for display of cars and customers parking must be hard surfaced and drained within lot.
5. 349.04 (f) ~ Auto sales lot must provide 25% of their gross lot area for customer parking.
6. 343.23 (e)(1)(A) ~ PRO District prohibits opens sales/car lots. (Filed May 5, 2014)

Calendar No. 14-69: 3781 West 152 Street (Ward 17)

Elias Fernandez, owner, appeals to expand a nonconforming glass block contractor shop and truck rental business by changing the use of the existing school building to a single family home contrary to Section 357.08 (b) (2) of the Cleveland Codified Ordinances that requires a 35 foot rear yard depth where 5 feet is shown; said change of use also requires City Planning Commission Review as the property is located in a Design Review District. (Filed May 8, 2014)

Calendar No. 14-72: 2058 West 26th Street (Ward 3)

LFM Real Estate, owner, proposes to erect a 3-story single family dwelling on an approximately 32' x 59', 1,912 square foot parcel located in a B1 Two Family Residential District. The owner appeals for relief from the strict application from the follow sections of the Cleveland Codified Ordinances:

1. 355.04 (a) ~ Maximum gross floor area permitted in a 'B' Area District shall not exceed the total lot area or 956 square feet and 2,200 is proposed.
2. 355.04 (a) ~ the minimum lot width for a single family dwelling in a 'B' Area District is 40 feet and a 32 foot wide lot is proposed.
3. 355.04 (a) ~ a minimum lot area of 4800 square feet is required for a single family dwelling and 2,192 square feet are proposed.
4. 357.08 (b) (1) ~ the required rear yard shall not be less than 20' and a 5' rear yard is proposed.
5. 357.13 ~ an air conditioner unit is not a permitted encroachment in the required rear/side yard. (Filed May 12, 2014)

Calendar No. 14-73: 2060 West 26th Street (Ward 3)

LFM Real Estate, owner, proposes to erect a 3-story single family dwelling on an approximately 32' x 59', 1,912 square foot corner parcel located in a B1 Two Family Residential District. The owner appeals for relief from the strict application from the follow sections of the Cleveland Codified Ordinances:

1. 355.04 (a) ~ Maximum gross floor area permitted in a 'B' Area District shall not exceed the total lot area or 956 square feet and 2,200 is proposed.
2. 355.04 (a) ~ the minimum lot width for a single family dwelling in a 'B' Area District is 40 feet and a 32 foot wide lot is proposed.
3. 355.04 (a) ~ a minimum lot area of 4800 square feet is required for a single family dwelling and 2,192 square feet are proposed.
4. 357.08 (b) (1) ~ the required rear yard shall not be less than 20' and a 5' rear yard is proposed.
5. 357.13 ~ an air conditioner unit is not a permitted encroachment in the required rear/side yard. (Filed May 12, 2014)

REHEARING

Calendar No. 13-67: 5400 Herman Avenue (Ward 15)

Argentina Rocco, owner, appeals to include a 24' x 40' outdoor patio with a 38' x 40' legal nonconforming tavern in a B2 Two Family District; for which the expansion of nonconforming use is not permitted except as a variance in accordance with Section 359.01(a); and contrary to Sections 358.04(a) and (c) chain link fence 6 feet high is not permitted in front and side yards of a residence district; and subject to Section 349.07(b) accessory off-street parking spaces must be provided with wheel or bumper guards and pursuant to Section 325.03, must be at least 180 square feet. No striping designating off-street parking spaces is provided nor shown on the lot; and contrary to Sections 352.08-12 no landscaping is provided where the parking lot abuts the street and

a 6 foot width providing fifty percent year round opacity is required and an 8 foot width providing seventy-five percent opacity is required where the use abuts the Two Family district; and under the provisions in Section 357.13, parking is not a permitted front yard encroachment.

The variance rights granted in June of 2013 expired in December of 2013; the appellant recently requested an affirmation of those variance rights. Since the request was so late the Board wants to review the case again to be sure that there haven't been any changes to the plans.

POSTPONED FROM MAY 5, 2014

Calendar No. 14-052: 2543 West 18th Place (Ward 3)

Mary O. Skoropy, owner, appeals to erect a 30' x 20' 1 story frame garage on a 66' x 80' parcel located in a B1 Two Family Residential District and contrary to Section 337.23 (a) of the Cleveland Codified Ordinances which states that accessory buildings shall be located on the rear half of the lot, or in this case 41 feet back, said garage is proposed to be placed in the front half of the lot, 18' feet back from the right of way. (Filed 4-2-14)

First postponement made at the request of the Councilman in order for block club review.

POSTPONED FROM MAY 19, 2014

Calendar No. 14-059: 13407 Kinsman Road (Ward 4)

Emerald Development & Economic Network Inc., owner, appeals to construct a parking lot in a B1 Residence Office District that is contrary to Section 337.17 of the Cleveland Codified Ordinances in that the proposed aisle or driveway providing accessibility to the parking spaces must be at least 20 feet wide and the proposed aisle is 19 feet. (Filed 4-21-2014)

First postponement made at the request of City Planning in order for a meeting to be held to discuss the curb cuts.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

TUESDAY, MAY 27, 2014

At the meeting of the Board of Zoning Appeals on Tuesday, May 27, 2014, the following appeals were scheduled for hearing before the Board.

The following appeal was **APPROVED:**

Calendar No. 14-65: 17613 Valley View Avenue

Yvonne Volters appealed to install 48 linear feet of 5' high wood fence and 12 linear feet of 6' high wooden fence/gate in the interior side yard of a parcel located in an A1 One Family Residential District.

The following appeals were **DENIED:**

None.

The following appeal was **WITHDRAWN:**

Calendar No. 14-061: 3528 West 100th Street

Rafael Saavedra appealed to establish a day care use in a single family home in a B1 Two Family Residential District.

The following appeal was **DISMISSED:**

Calendar No. 14-045: 4384 Lee Road

Johnny Abounader appealed to establish use as motor vehicle repair and used auto sales in a C1 Local Retail Business.

The following appeals were **POSTPONED:**

Calendar No. 14-062: 2109 & 2113 West 11th Street

Catherine Czubaj Postponed to July 7, 2014.

Calendar No. 14-063: 5905 Ackley Road

Lenell Johnson Postponed to July 7, 2014.

Calendar No. 14-021: 4108 Clinton Avenue

Alexandru Bardan Postponed to June 23, 2014.

The following appeals were heard by the Board on May 19, 2014 and the decisions were adopted and approved on May 27, 2014;

The following appeals were **APPROVED:**

Calendar No. 14-17: 16917 Euclid Avenue

John Lewis, owner, appealed to change the use of a service garage to used car sales in a Local Retail District.

Calendar No. 14-034: 2132 West 17th Street

Tremont Property Investors, owner, appeals to erect a 24' x 45' 3 story frame single family residence with an attached garage on a parcel located in a B1 Two-Family Residential District.

Calendar No. 14-035: 2136 West 17th Street

Tremont Property Investors, owner, appeals to erect a 24' x 45' 3 story frame single family residence with an attached garage on a parcel located in a B1 Two-Family Residential District.

Calendar No. 14-036: 2140 West 17th Street

Tremont Property Investors, owner, appeals to erect a 24' x 45' 3 story frame single family residence with an attached garage on a parcel located in a B1 Two-Family Residential District.

Calendar No. 14-037: 2144 West 17th Street

Tremont Property Investors, owner, appeals to erect a 24' x 45' 3 story frame single family residence with an attached garage on a parcel located in a B1 Two-Family Residential District.

Calendar No. 14-038: 1708 Bradford Avenue

Tremont Property Investors, owner, appeals to erect a 21' x 45' 3 story frame single family resi-

dence with an attached garage on a parcel located in a B1 Two-Family Residential District.

Calendar No. 14-60: 4103 Bohn Road
Angelleta Brooks, owner, appealed from Violation Notice regarding waste collection.

The following appeals were **DENIED:**

None.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

None.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of
May 21, 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-69-14.

RE: Appeal of George Caraman, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 4201 West 24th Street from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated March 6, 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 find that the Violation Notice was properly issued and that the violations do exist, and that many of the violations do require permits based upon photographic evidence and testimony; 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. Maschke and seconded by Mr. Bradley.

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

* * *

Docket A-71-14.

RE: Appeal of Mark A. Stasek, Owner of the One Dwelling Unit Single-Family Residence One & One-half Story Frame Property, located on the premises known as 3270 West 46th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated March 13, 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 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, Maschke. Nays: None.

* * *

Docket A-73-14.

RE: Appeal of Lonnell Kirkman, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property, located on the premises known as 3530 East 108th Street from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated March 4, 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 DENY the request for additional time and to REMAND the property to the Department of Building and Housing for supervision and any required further action, noting that there is no statement or plan for rehabilitating 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. Maschke and seconded by Mr. Bradley.

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

* * *

Docket A-74-14.

RE: Appeal of Douglas Hufford, Owner of the One Dwelling Unit Single-Family Residence One & One-half Story Frame Property, located on the premises known as 11832 Geraldine Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated February 6, 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 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, Maschke. Nays: None.

* * *

Docket A-75-14.

RE: Appeal of Donald Andreasik C/O Leonard Andreasik Jr., Owner of the One Dwelling Unit Single-Family Residence One Story Garage

— Detached; Wood Frame Property, located on the premises known as 10918 Oliver Road from a CONDEMNATION ORDER — GARAGE, dated March 3, 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 Appellant sixty (60) days in which to complete abatement of the violations on the garage; 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. Maschke and seconded by Mr. Gallagher.

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

* * *

Docket A-76-14.

RE: Appeal of Naomi Brock, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property, located on the premises known as 3371 East 143rd Street from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE dated March 6, 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 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. Maschke and seconded by Mr. Bradley.

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

* * *

Dockets A-95-14.

RE: Appeal of AJAPPJR Uptown 2 LLC, Owner of the Property, located on the premises known as 11427 Euclid Avenue from an ADJUDICATION ORDER, dated May 7, 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 and permit the travel distance to exceed the 75 feet to approximately 118 feet with the understanding that the most remote areas will be employee areas and that there will be an evacuation plan posted with instructions given to the employees. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

* * *

EXTENSION OF TIME:

Docket A-146-12.

Jo-Fran Piorkowski — 1015 East 74th Street (Rear):

A motion is in order at this time to DENY the Appellant's request for

additional time, based upon the inability of the Appellant to proceed further; 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, Maschke. Nays: None.

* * *

Docket A-147-12.

Jo-Fran Piorkowski — 1015 East 74th Street (Front):

A motion is in order at this time to DENY the Appellant's request for additional time, based upon the inability of the Appellant to proceed further; 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, Maschke. Nays: None.

* * *

Docket A-103-13.

Jo-Fran Piorkowski — 1019 East 74th Street:

A motion is in order at this time to DENY the Appellant's request for additional time, based upon the inability of the Appellant to proceed further; 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, Maschke. Nays: None.

* * *

Docket A-145-13.

Jitendra Kapasi — 2024 West 93rd Street:

A motion is in order at this time to DENY the Appellant's request for additional time, noting that no progress has been done on 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. Gallagher and seconded by Mr. Bradley.

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

* * *

Docket A-192-13.

Becky Jaajaa — 6515 Wakefield Avenue:

A motion is in order at this time to grant the Appellant sixty (60) 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. Gallagher.

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

APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Maschke and seconded by Mr. Bradley 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-58-14 — Robert Cangami
- A-66-14 — Mohammad Abuasi
- A-67-14 — Heriberto Rivera
- A-68-14 — Arrie & James Truett
- A-70-14 — Bernice Lennox
- A-72-14 — Salvatore Riolo

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

* * *

APPROVAL OF MINUTES:

Separate motions were entered by Mr. Gallagher and seconded by Mr. Saab 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):

May 7, 2014

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

* * *

JOSEPH F. DENK
Chairman

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

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

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Tuesday, June 9, 2014
9:00 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Tuesday, June 9, 2014, at 9:00 a.m., to consider the following ordinances now pending in the Council:

Ord. No. 1417-13.

By Council Members Miller and J. Johnson.

An ordinance expanding the East Saint Clair Design Review District to include the north and south sides of Saint Clair between Eddy Road and E. 152nd Street as shown on the attached map (Map Change No. 2463).

Ord. No. 1606-13.

By Council Member J. Johnson and Conwell.

An emergency ordinance establishing the Grantwood Allotments Historic District (Map Change No. 2471, Sheet No. 8).

Ord. No. 631-14.

By Council Member Zone.
An ordinance changing the Use, Area and Height Districts of lands on the north side of Breakwater Avenue between West 65th Street and West 58th Street from GI-B3 to Multi-Family Residential, a 'C' Area District and a '2' Height District (Map Change No. 2491).

Ord. No. 632-14.

By Council Member Zone.
An ordinance changing the Use and Area Districts of a parcel located on the northwest corner of Stone Avenue and West 54th Street to Two Family Residential and a 'B' Area District (Map Change No. 2489).

Ord. No. 633-14.

By Council Member Conwell.
An emergency ordinance designating the Pilgrim Church of Christ (formerly Episcopal Church of the Incarnation) as a Cleveland Landmark.

All interested persons are urged to be present or to be represented at the above time and place.

Anthony Brancatelli, Chair
Committee on Development,
Planning and Sustainability

May 28, 2014 and June 4, 2014

CITY of CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

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

THURSDAY, JUNE 12, 2014

File No. 70-14 — 2014 Transfer and Disposal of Municipal Solid Waste (MSW), for the Division of Waste Collection, Department of Public Works, as authorized by Ordinance No. 568-14, passed by the Council of the City of Cleveland, May 12, 2014.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, JUNE 5, 2014 AT 11:00 A.M. THE DIVISION OF WASTE COLLECTION, 5600 CARNEGIE AVENUE, CLEVELAND, OHIO 44114.

May 21, 2014 and May 28, 2014 and June 4, 2014

FRIDAY, JUNE 13, 2014

File No. 64-14 — Labor and Materials for Maintenance, Repair, Enhance and/or Replacement of Heating Ventilation and Air Conditioning Systems, Including Rental for the Various Divisions of the Department of Public Utilities, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1340-13, passed by the Council of the City of Cleveland, November 11, 2013.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, MAY 29, 2014 AT 2:30 P.M. THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 2ND FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

May 21, 2014 and May 28, 2014

THURSDAY, JUNE 19, 2014

File No. 65-14 — Ford Light and Medium Truck Parts and Labor, 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 THURSDAY, MAY 29, 2014 AT 2:00 P.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

File No. 66-14 — Ford Passenger and Police Vehicle Parts and Labor, 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 THURSDAY, MAY 29, 2014 AT 2:30 P.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

May 21, 2014 and May 28, 2014

FRIDAY, JUNE 20, 2014

File No. 63-14 — 1201 Lakeside Avenue Skylight Restoration and Partial Roof Replacement (Re-bid), for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 262-12, passed by the Council of the City of Cleveland, May 14, 2012. NO CHARGE FOR THESE PLANS. THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, MAY 30, 2014 AT 2:30 P.M. THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 2ND FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 67-14 — Utility Vehicles and Related Equipment, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance Nos. 752-12 and 790-13, passed by the Council of the City of Cleveland, May 20, 2013. THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, MAY 30, 2014 AT 2:00 P.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

File No. 68-14 — Various Automobile and Lt. Truck Parts, 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, MAY 30, 2014 AT 2:30 P.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

File No. 69-14 — Various Medium and Heavy Duty Truck Parts, 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, MAY 30, 2014 AT 3:00 P.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

May 21, 2014 and May 28, 2014

FRIDAY, JUNE 13, 2014

File No. 71-14 — 2014 Cellular Wireless, for the Division of Information Technology and Services, Department of Finance, as authorized by Ordinance No. 305-14, passed by the Council of the City of Cleveland, March 17, 2014. THERE WILL BE A **MANDATORY** PRE-BID MEETING FRIDAY, JUNE 6, 2014 AT 10:00 A.M. 205 ST. CLAIR AVENUE, ROOM 307, CLEVELAND, OHIO 44114.

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

May 28, 2014 and June 4, 2014

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 692-14. By Council Members Pruitt, Cummins and Polensek.

An emergency resolution supporting Ohio's Energy Efficiency Resource and Renewable Portfolio Standards and urging the Ohio House of Representatives, the Ohio Senate, and Governor John Kasich to oppose Substitute Senate Bill 58, Senate Bill 34, Senate Bill 310, and any future legislation that would impede Ohio's advancement in energy efficiency.

Whereas, Ohio's current Energy Efficiency Resource Standard requires electric utilities to implement energy efficiency programs that have proven to reduce Ohio's energy consumption, reassure investment in energy efficient products and technologies, and create local jobs; and

Whereas, Ohio's current Renewable Portfolio Standard requires electric utilities to purchase and/or increase production of energy from renewable energy sources that have proven to reduce Ohio's reliance on fossil fuels as a primary energy source, advance renewable energy projects, keep Ohio's businesses competitive and create jobs; and

Whereas, in 2008 these Standards were enacted by the Ohio legislature with a nearly unanimous bipartisan vote; and

Whereas, these current Standards will result in a projected 22.5% reduction of Ohio's energy use by the year 2025; and

Whereas, Substitute Senate Bill 58, Senate Bill 34 and Senate Bill 310 propose to reduce and/or eliminate these energy efficiency and renewable energy standards; and

Whereas, Ohio businesses are integral in the manufacturing and construction of wind farms, helping the state of Ohio place fourth in the nation for employment in the wind industry; and

Whereas, Ohio's energy efficiency sector is ranked 3rd in the nation and Ohio's manufacturing industry places second in the nation for its ability to manufacture wind turbines and all of their parts; and

Whereas, increased efforts in energy efficiency have reduced harmful emissions, saved consumers and local businesses money, and allowed for new job opportunities for citizens; and

Whereas, the American Council for an Energy Efficient Economy has established that for every dollar invested in energy efficiency programs, consumers save more than three dollars on their utility bills; and

Whereas, these programs have collectively saved Ohio businesses and consumers more than \$1 billion in utility costs since 2009 according to reports submitted to the Public Utilities Commission of Ohio by Ohio's major utilities; and

Whereas, current Standards have contributed to more than 10,000 jobs for Ohioans in the energy efficiency sector and more than 25,000 jobs in the clean energy sector with over 400 advanced energy businesses; and

Whereas, continued energy efficiency investments will result in improved local economy, enhanced infrastructure, and will transform Ohio's manufacturing base; and

Whereas, Sub S.B. 58, S.B. 34, and S.B. 310 would remove incentives for clean energy companies to locate or expand in Ohio, placing 400 businesses and 25,000 jobs at risk over the next 12 years; and

Whereas, Sub S.B. 58, S.B. 34, S.B. 310 will make Ohio less competitive to prospective businesses in the clean energy market by making electricity more expensive to buy; and

Whereas, Ohio's consumers would see an increase on their utility bills by removing the energy efficiency standards and any incentives for businesses to invest in energy efficiency would be removed; and

Whereas, rolling back Ohio's Energy Efficiency and Renewable Portfolio Standard will have significant impacts on Ohio's public health, economy and jobs

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

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

Section 1. That this Council supports Ohio's Energy Efficiency Resource and Renewable Portfolio Standards and urges the Ohio House of Representatives, the Ohio Senate, and Governor John Kasich to oppose Substitute Senate Bill 58, Senate Bill 34, Senate Bill 310, and any future legislation that would impede Ohio's advancement in energy efficiency.

Section 2. That the Clerk is directed to transmit copies of this resolution to Governor John Kasich; William Batchelder, Speaker of the Ohio House; Keith Faber, President of the Ohio Senate; Peter Stautberg, Chair of the Ohio House Public Utilities Committee; and William Seitz, Chair of the Ohio Senate Public Utilities Committee.

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 May 19, 2014.
Effective May 20, 2014.

Res. No. 696-14. By Councilmember Dow. An emergency resolution objecting to the transfer of location of a D5 Liquor Permit to 6816 Superior Avenue.

Whereas, Council has been notified by the Division of Liquor Control of an application for the transfer of location of a D5 Liquor Permit from Ray Por, Inc., DBA Eastwood Inn, 10008 Buckeye Avenue and patio, Cleveland, Ohio 44104, Permanent Number 72245520007 to Diana M. Alvis, Inc., DBA The Kitchen, 6816 Superior Avenue, Cleveland, Ohio 44103, Permanent Number 2123202; 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 D5 Liquor Permit from Ray Por, Inc., DBA Eastwood Inn, 10008 Buckeye Avenue and patio, Cleveland, Ohio 44104, Permanent Number 72245520007 to Diana M. Alvis, Inc., DBA The Kitchen, 6816 Superior Avenue, Cleveland, Ohio 44103, Permanent Number 2123202; 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 May 19, 2014.

Effective May 20, 2014.

Ord. No. 496-14.
By Council Members Pruitt and Kelley (by departmental request).
An emergency ordinance authorizing the Director of Public Utilities to enter into one or more requirement contracts without competitive bidding with BissNuss Inc., the Northeast Ohio Regional representative of various proprietary equipment and services in order to maintain and replace existing components of the chemical feed systems, for the Division of Water, Department of Public

Utilities, for a period not to exceed two years, with two one-year options to renew, the first of which is exercisable through additional legislative authority.

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 this Council determines that the within commodities are non-competitive and cannot be secured from any source other than BissNuss Inc., who is the Northeast Ohio Regional representative of the following various proprietary equipment and services: Evoqua Water Technologies, LLC; Force Flow Inc., ASCO, Inc., Enviropax, Inc, Acrison, Jim Myers & Sons, BNR, Inc., Gastronics, Inc., Henry Pratt, Inc., Ross Valves, Inc., ITT Fabrilvalve, Inc., Milton Roy Americas, and Cla-Val, Inc. in order to maintain and replace existing components of the chemical feed systems. Therefore, the Director of Public Utilities is authorized to make one or more written requirement contracts with BissNuss Inc., for the requirements for a period not to exceed two years, with two one-year options to renew, the first of which is exercisable through additional legislative authority, for the necessary equipment and services manufactured by the above-listed manufacturers, but provided by BissNuss Inc., to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Division of Water, Department of Public Utilities. The first of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the first of the one-year options to renew is exercised, then the second of the one-year options to renew may be exercisable at the option of the Director of Public Utilities without the necessity of obtaining additional authority of this Council.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a delivery order against the contract or contracts certified by the Director of Finance. (RQN 2002, RL 2014-4)

Section 3. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Utilities may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 4. 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 May 19, 2014.

Effective May 20, 2014.

Ord. No. 567-14.

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

An emergency ordinance to amend Section 523.21 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 216-12, passed April 16, 2012, relating to the energy adjustment charge; and to enact new Section 523.196 of the Codified Ordinances relating to electric service agreements with commercial customers.

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 rates, rules, and regulations of the Division of Cleveland Public Power, Department of Public Utilities, for electrical service, fixed by the Board of Control by Resolution No. _____, adopted _____, are approved.

Section 2. That Section 523.21 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 216-12, passed April 16, 2012, is amended to read as follows:

Section 523.21 Energy Adjustment Charge

(a) An additional incremental charge for excess fuel and power production and purchase power costs may be applied to the rates prescribed in Sections 523.02 to 523.065 and any other rate schedule as may be adopted by the City.

(b) The incremental charge shall be based on the fuel and purchase power cost per kilowatt hour delivered calculated under divisions (c)(1) and (c)(2) of this section.

(c) (1) The fuel and purchase power cost per kilowatt hour sold to residential ratepayers shall be determined by dividing the sum of the cost of the kilowatt hours purchased from the Power Authority of the State of New York and the average cost of kilowatt hours purchased from other sources needed to supply the residential customers by the total kilowatt hours distributed to residential customers. The incremental charge calculated herein shall be adjusted by subtracting fifteen (15) mils per kilowatt hour for residential customers who provide the Division of Cleveland Public Power with a certificate of reduction of taxes obtained pursuant to the Homestead Exemption provisions of Sections 323.151 through 323.157 of the Revised Code, and nine and three-quarters (9.75) mils per kilowatt hour for all other residential customers.

(2) Except as provided in Section 523.048, the fuel and purchase power cost per kilowatt hour sold to all ratepayers, other than residential ratepayers, during the twelve (12) months of the year, shall be determined by dividing the sum of the total cost of coal, oil, gas and purchase power by the total kilowatt hours distributed, except that the computation shall exclude the cost of PASNY power and the amount of PASNY power allocable to kilowatt hours distributed, and shall exclude the costs of all purchase power and kilowatt hours from a specific source or sources purchased by the Division for distribution to ratepayers pursuant to Sections 523.048 and 523.049. The incremental charge calculated herein

shall be adjusted by subtracting three (3.0) mils per kilowatt hour.

(d) At the end of each month, the Division of Cleveland Public Power shall determine the actual fuel and power costs during such month as herein provided and may adjust the additional incremental charge for future months to defer or over-recover the total cost of power in order to stabilize customer bills.

Section 3. That existing Section 523.21 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 216-12, passed April 16, 2012, is repealed.

Section 4. That the Codified Ordinances of Cleveland, Ohio, 1976, are supplemented by enacting new Section 523.196 to read as follows:

Section 523.196 Electric Service Agreements with Commercial Customers

Notwithstanding any other provision of this chapter, the Commissioner of Cleveland Public Power is authorized to enter into electric service agreements with commercial customers whose peak demand is or will be equal to or in excess of one hundred fifty (150) kilowatts that provide for the adjustment of the commercial customer's rates and other charges under the following terms and conditions:

(a) The Division of Cleveland Public Power must recover not less than the incremental cost to provide service to the commercial customer as computed by the Division of Cleveland Public Power;

(b) The adjusted rates and other charges may not exceed the rates and charges in the otherwise applicable rate schedule in this chapter;

(c) The adjustment must be made at a level to retain net margins and so that the resulting rates and charges in combination with service levels and length of contract provide competitive terms; and

(d) The necessity for the adjustment of rates and other charges must be based on uniform criteria determined by the Commissioner and approved by the Director of Public Utilities, including, if applicable, that a commercial customer's existing contract is approaching expiration; a bona fide offer has been made to a commercial customer from an electric competitor of the Division of Cleveland Public Power; the agreement generates a positive contribution margin in excess of that which would be obtained by not entering into the agreement; the agreement is necessary to protect Cleveland Public Power's service area, customer base and revenue stream; the commercial customer's load profile provides a beneficial contribution to Cleveland Public Power's load profile; and that similarly situated commercial customers receive similar adjustments.

All electric service agreements entered under this section shall have a term of at least five years and shall be valid and enforceable at law.

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.

Passed May 19, 2014.
Effective May 20, 2014.

Ord. No. 689-14.
By Council Member Cimperman.
An emergency ordinance to renew Codified Ordinances Sections 675A.01 through 675A.03 relating to street performers until November 30, 2014.

Whereas, pursuant to Ordinance No. 979-13, passed July 10, 2013, this Council enacted Codified Ordinance Sections 675A.01 through 675A.03, relating to street performers; and

Whereas, pursuant to section 2 of Ordinance No. 979-13, Sections 675A.01 through 675A.03 shall expire and be of no further force and effect on May 31, 2014, unless the Council, by ordinance, expressly renews Sections 675A.01 through 675A.03; and

Whereas, this Council wishes to renew Sections 675A.01 through 675A.03 of the Codified Ordinances for an additional six months; and

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

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

Section 1. That Sections 675A.01 through 675A.03 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 979-13, passed July 10, 2013 are hereby renewed and such sections shall expire and be of no further force and effect on November 30, 2014, unless the Council, by ordinance, expressly renews these sections.

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 May 19, 2014.
Effective May 20, 2014.

Ord. No. 690-14.
By Council Members Cleveland, Kelley, Keane, Pruitt, Reed, Cimperman, K. Johnson, Mitchell, Dow, Polensek, Conwell, J. Johnson, Brady, Brancatelli, Cummins, Zone and Sweeney.

An emergency ordinance to waive the setting fees at Woodland Cemetery for the headstones of three Cleveland Police Officers killed in the line of duty.

Whereas, the Greater Cleveland Peace Officers Memorial, located in Huntington Park, honors the memory of 183 law enforcement officers, including 107 Cleveland Police Officers, killed in the line of duty; and

Whereas, of those officers so honored, eight do not have a headstone to mark their final resting place; and

Whereas, the Greater Cleveland Peace Officers Memorial Society has raised funds to purchase headstones for the graves of those eight officers killed in the line of duty; and

Whereas, the eight officers are buried variously at Calvary Catholic Cemetery, Knollwood Cemetery, Riverside Cemetery and Woodland Cemetery; every cemetery has waived the headstone setting fees except Woodland Cemetery, which must have legislative authority to waive the setting fees; and

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

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

Section 1. That, any and all codified ordinances to the contrary notwithstanding, this council hereby directs the Director of Public Works or his designee to waive the headstone setting fees at Woodland Cemetery for the headstone placements of Patrolman Alfred Ressler, Patrolman Henry Richter and Patrolman Otto J. Ziska.

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 May 19, 2014.
Effective May 20, 2014.

Ord. No. 691-14.
By Council Member Zone.
An emergency ordinance authorizing and directing the Director of Office of Capital Projects to issue a permit to the Sagrada Familia Church to stretch banners at 7750 Detroit Avenue and 7775 Detroit Avenue, for the period from July 1, 2014 to July 29, 2014, inclusive, publicizing the church festival.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Office of Capital Projects is hereby authorized and directed to issue a permit to the Sagrada Familia to install, maintain and remove banners at 7750 Detroit Avenue and 7775 Detroit Avenue; inclusive. Said banner shall be approved by the Office of Capital Projects, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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 May 19, 2014.
Effective May 20, 2014.

Ord. No. 693-14.
By Council Member Cimperman.
An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with Ohio City Near West Development Corporation for the Healthy Living and Nutrition Program through the use of Ward 3 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is authorized to enter into an agreement with Ohio City Near West Development Corporation for the Healthy Living and Nutrition Program for the public purpose of promoting healthy exercise and nutrition activities for city of Cleveland residents through the use of Ward 3 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$5,000 and shall be paid from Fund No. 10 SF 188.

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

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

Passed May 19, 2014.
Effective May 20, 2014.

Ord. No. 694-14.

By Council Member Reed.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with Union Miles Development Corporation for the Health and Human Services Community Fair through the use of Ward 2 Casino Revenue Funds.

Whereas, this ordinance constitutes an emergency measure providing for

the usual daily operation of a municipal department; now, therefore,

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

Section 1. That the Director of the Department of Community Development is authorized to enter into an agreement effective June 1, 2014 with the Union Miles Development Corporation for the Health and Human Services Community Fair for the public purpose of providing health education and health screenings to city of Cleveland residents through the use of Ward 2 Casino Revenue Funds.

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

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

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

Passed May 19, 2014.
Effective May 20, 2014.

Ord. No. 707-14.

By Council Member Reed.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with the Mount Pleasant NOW Development Corporation for the Neighborhood Beautification Program through the use of Ward 2 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Community Development is authorized to enter into an agreement effective May 15, 2014 with the Mount Pleasant NOW Development Corporation for the Neighborhood Beautification Program for the public purpose of eliminating slum and blight in Cleveland neighborhoods through the use of Ward 2 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$2,500 and shall be paid from Fund No. 10 SF 188.

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

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

Passed May 19, 2014.
Effective May 20, 2014.

COUNCIL COMMITTEE MEETINGS

**Tuesday, May 27, 2014
9:30 a.m.**

Development, Planning and Sustainability Committee: Present: Brancatelli, Chair; Cleveland, Vice Chair; Cimperman, Cummins, Zone. *Authorized Absence:* Dow, Pruitt. *Pro tempore:* Reed.

**Wednesday, May 28, 2014
10:00 a.m.**

Safety Committee: Present in Safety: Zone, Chair; Conwell, Vice Chair; Cimperman, Dow, Keane, Polensek. *Unauthorized Absence:* K. Johnson.

Index

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

Agreements

Health and Human Services Community Fair — Union Miles Development Corporation — Community Development (Ward 02 CRF) (O 694-14) **734**
Healthy Living and Nutrition Program — promote healthy exercise and nutrition activities — Community Development Department — Ohio City Near West Development Corporation (Ward 03) (O 693-14) **733**
Neighborhood Beautification Program — Mt. Pleasant Now Development Corp. (Ward 02 CRF) (O 707-14) **734**

Banners

Sagrada Familia Church — Detroit Ave., 7750 and 7775 — July 1 to July 29 — Church Festival (Ward 15) (O 691-14) **733**

Board of Building Standards and Building Appeals

Almira Avenue, 9814, (Ward 11) — Mohammad Abuasi, owner — appeal adopted on 5/21/2014 (Doc. A-66-14) **730**

Buckeye Road, 12727, (Ward 4) – Bernice Lennox, owner — appeal adopted on 5/21/2014 (Doc. A-70-14) 730

East 108th Street, 3530, (Ward 6) – Lonnell Kirkman, owner — appeal resolved on 5/21/2014 (Doc. A-73-14) 729

East 143rd Street, 3371, (Ward 1) – Naomi Brock, owner — appeal resolved on 5/21/2014 (Doc. A-76-14) 729

East 74th Street, 1015, (Front), (Ward 8) – Jo-Fran Piorkowski, owner — extension of time granted on 5/21/14 (Doc. A-147-12) 729

East 74th Street, 1015, (Rear), (Ward 8) – Jo-Fran Piorkowski, owner — extension of time granted on 5/21/14 (Doc. A-146-12) 729

East 74th Street, 1019, (Ward 8) – Jo-Fran Piorkowski, owner — extension of time granted on 5/21/14 (Doc. A-103-13) 729

East 76th Street, 2173, (Ward 5) – Arrie Truett and James F. Truett, owners — appeal adopted on 5/21/2014 (Doc. A-68-14) 730

Elton Avenue, 7916, (Ward 15) – Salvatore Riolo, owner — appeal adopted on 5/21/2014 (Doc. A-72-14) 730

Euclid Avenue, 11427, (Ward 6) – AJAPPJR Uptown 2 LLC, owner — appeal resolved on 5/21/2014 (Doc. A-95-14) 729

Geraldine Avenue, 11832, (Ward 16) – Douglas Hufford, owner — appeal resolved on 5/21/2014 (Doc. A-74-14) 729

Oliver Road, 10918, (Ward 11) – Donald Andreasik c/o Leonard Andreasik Jr., owner — appeal resolved on 5/21/2014 (Doc. A-75-14) 729

Wakefield Avenue, 6515, (Ward 15) – Becky Jaajaa, owner — extension of time granted on 5/21/14 (Doc. A-192-13) 729

West 148th Street, 4537, (Ward 16) – Robert Cangami, owner — appeal adopted on 5/21/2014 (Doc. A-58-14) 730

West 24th Street, 4201, (Ward 12) – George Caraman, owner — appeal resolved on 5/21/2014 (Doc. A-69-14) 728

West 46th Street, 3270, (Ward 14) – Mark A. Stasek, owner — appeal resolved on 5/21/2014 (Doc. A-71-14) 728

West 61st Street, 3250, (Ward 15) – Heriberto Rivera, owner — appeal adopted on 5/21/2014 (Doc. A-67-14) 730

West 93rd Street, 2024, (Ward 16) – Jitendra Kapasi, owner — extension of time granted on 5/21/14 (Doc. A-145-13) 729

Board of Control — Cleveland Hopkins International Airport Division

Parking Redevelopment Program, Phase I design/build services — approve subcontractors — Contract #PS2012*262 per BOC Res. 190-14 — Dept. of Port Control (BOC Res. 215-14) 726

Board of Control — Cleveland Public Power Division

Landscape maintenance at various Public Utilities facilities, bid items 1-all items, 5-all items, 6-all items — per Ord. 863-13 to PMI Group Inc. — Divisions of Water, Water Pollution Control, Dept. of Public Utilities (BOC Res. 210-14) 725

Landscape maintenance at various Public Utilities facilities, bid items 2-all items, 4-all items — per Ord. 863-13 — all bids rejected — Divisions of Water, Water Pollution Control, Dept. of Public Utilities (BOC Res. 212-14) 726

Landscape maintenance at various Public Utilities facilities, bid items 3-all items, 7-all items, 8-all items, 9-all items — per Ord. 863-13 to Civil Construction Services, Inc. — Divisions of Water, Water Pollution Control, Dept. of Public Utilities (BOC Res. 211-14) 726

Board of Control — Motor Vehicle Maintenance Division

Pneumatic tire tow motors and related equipment — per Ord. 943-11 to Burns Industrial Equipment, Inc. dba Ohio Materials Handling — Dept. of Public Works (BOC Res. 216-14) 727

Board of Control — Port Control Department

Parking Redevelopment Program, Phase I design/build services — approve subcontractors — Contract #PS2012*262 per BOC Res. 190-14 — Division of Cleveland Hopkins International Airport (BOC Res. 215-14) 726

Waste disposal; hazardous, non-hazardous and universal — amend BOC Res. 11-12 (BOC Res. 214-14) 726

Waste disposal; hazardous, non-hazardous and universal — per Ord. 499-10, 1624-10, 1435-11 to Inland Waters of Ohio, Inc. — Dept. of Port Control (BOC Res. 213-14) 726

Board of Control — Professional Service Contracts

Geographic Information System (city-wide) program — renew licenses — Environmental Systems Research Institute, Inc. (ESRI) per C.O. Sec. 181.102 — Dept. of Public Utilities (BOC Res. 209-14) 725

Parking Redevelopment Program, Phase I design/build services — approve subcontractors — Contract #PS2012*262 per BOC Res. 190-14 — Division of Cleveland Hopkins International Airport, Dept. of Port Control (BOC Res. 215-14) 726

Waste disposal; hazardous, non-hazardous and universal — amend BOC Res. 11-12 — Dept. of Port Control (BOC Res. 214-14) 726

Waste disposal; hazardous, non-hazardous and universal — per Ord. 499-10, 1624-10, 1435-11 to Inland Waters of Ohio, Inc. — Dept. of Port Control (BOC Res. 213-14) 726

Board of Control — Public Utilities Department

Geographic Information System (city-wide) program — renew licenses — Environmental Systems Research Institute, Inc. (ESRI) per C.O. Sec. 181.102 (BOC Res. 209-14) 725

Landscape maintenance at various Public Utilities facilities, bid items 1-all items, 5-all items, 6-all items — per Ord. 863-13 to PMI Group Inc. — Divisions of Water, Water Pollution Control, Cleveland Public Power (BOC Res. 210-14) 725

Landscape maintenance at various Public Utilities facilities, bid items 2-all items, 4-all items — per Ord. 863-13 — all bids rejected — Divisions of Water, Water Pollution Control, Cleveland Public Power (BOC Res. 212-14) 726

Landscape maintenance at various Public Utilities facilities, bid items 3-all items, 7-all items, 8-all items, 9-all items — per Ord. 863-13 to Civil Construction Services, Inc. — Divisions of Water, Water Pollution Control, Cleveland Public Power (BOC Res. 211-14) 726

Board of Control — Public Works Department

Pneumatic tire tow motors and related equipment — per Ord. 943-11 to Burns Industrial Equipment, Inc. dba Ohio Materials Handling — Division of Motor Vehicle Maintenance (BOC Res. 216-14) 727

Board of Control — Requirement Contracts

Landscape maintenance at various Public Utilities facilities, bid items 1-all items, 5-all items, 6-all items — per Ord. 863-13 to PMI Group Inc. — Divisions of Water, Water Pollution Control, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 210-14) 725

Landscape maintenance at various Public Utilities facilities, bid items 3-all items, 7-all items, 8-all items, 9-all items — per Ord. 863-13 to Civil Construction Services, Inc. — Divisions of Water, Water Pollution Control, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 211-14) 726

Pneumatic tire tow motors and related equipment — per Ord. 943-11 to Burns Industrial Equipment, Inc. dba Ohio Materials Handling — Division of Motor Vehicle Maintenance, Dept. of Public Works (BOC Res. 216-14) 727

Board of Control — Water Division

Landscape maintenance at various Public Utilities facilities, bid items 1-all items, 5-all items, 6-all items — per Ord. 863-13 to PMI Group Inc. — Divisions of Water Pollution Control, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 210-14) 725

Landscape maintenance at various Public Utilities facilities, bid items 2-all items, 4-all items — per Ord. 863-13 — all bids rejected — Divisions of Water Pollution Control, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 212-14) 726

Landscape maintenance at various Public Utilities facilities, bid items 3-all items, 7-all items, 8-all items, 9-all items — per Ord. 863-13 to Civil Construction Services, Inc. — Divisions of Water Pollution Control, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 211-14) 726

Board of Control — Water Pollution Control Division

Landscape maintenance at various Public Utilities facilities, bid items 1-all items, 5-all items, 6-all items — per Ord. 863-13 to PMI Group Inc. — Divisions of Water, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 210-14) 725

Landscape maintenance at various Public Utilities facilities, bid items 2-all items, 4-all items — per Ord. 863-13 — all bids rejected — Divisions of Water, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 212-14) 726

Landscape maintenance at various Public Utilities facilities, bid items 3-all items, 7-all items, 8-all items, 9-all items — per Ord. 863-13 to Civil Construction Services, Inc. — Divisions of Water, Cleveland Public Power, Dept. of Public Utilities (BOC Res. 211-14) 726

Board of Zoning Appeals — Report

Ackley Road, 5905, (Ward 12) – Lenell Johnson, owner — appeal postponed to 7/07/14 on 5/27/14 (Cal. 14-63) 728

Bohn Road, 4103, (Ward 5) – Angelleta Brooks, owner — appeal granted and adopted on 5/27/14 (Cal. 14-60) 728

Bradford Avenue, 1708, (Ward 3) – Tremont Property Investors, owner — appeal granted and adopted on 5/27/14 (Cal. 14-38) 728

Clinton Avenue, 4108, (Ward 3) – Alexandru Bardan, owner appeal postponed to 6/23/14 on 5/27/14 (Cal. 14-21) 728

Euclid Avenue, 16917, (Ward 10) – John Lewis, owner — appeal granted and adopted on 5/27/14 (Cal. 14-17)..... 728

Herman Avenue, 5400, (Ward 15) – Argentina Rocco, owner — appeal heard on 6/9/14 (Cal. 13-67)..... 727

Kinsman Road, 13407, (Ward 4) – Emerald Development & Economic Network Inc., owner — appeal heard on 6/9/14 (Cal. 14-59)..... 728

Lee Road, 4384, (Ward 1) – Johnny Abounader, owner — appeal dismissed on 5/27/14 (Cal. 14-45)..... 728

Valley View Avenue, 17613, (Ward 17) – Yvonne Volters, owner — appeal heard on 5/27/14 (Cal. 14-65)..... 728

West 100th Street, 3528, (Ward 11) – Rafael Saavedra, owner — appeal withdrawn on 5/27/14 (Cal. 14-61)..... 728

West 11th Street, 2109 and 2113, (Ward 3) – Catherline Czubaj, owner — appeal postponed to 7/07/14 on 5/27/14 (Cal. 14-62)..... 728

West 17th Street, 2132, (Ward 3) – Tremont Property Investors, owner — appeal granted and adopted on 5/27/14 (Cal. 14-34) 728

West 17th Street, 2136, (Ward 3) – Tremont Property Investors, owner — appeal granted and adopted on 5/27/14 (Cal. 14-35) 728

West 17th Street, 2140, (Ward 3) – Tremont Property Investors, owner — appeal granted and adopted on 5/27/14 (Cal. 14-36) 728

West 17th Street, 2144, (Ward 3) – Tremont Property Investors, owner — appeal granted and adopted on 5/27/14 (Cal. 14-37) 728

West 18th Place, 2543, (Ward 3) – Mary O. Skoropy, owner — appeal heard on 6/9/14 (Cal. 14-52)..... 728

Board of Zoning Appeals — Schedule

Lorain Avenue, 4157, (Ward 3) – Thomas Papouras, owner — appeal to be heard on 6/9/14 (Cal. 14-66)..... 727

West 152nd Street, 3781, (Ward 17) – Elias Fernandez, owner — appeal to be heard on 6/9/14 (Cal. 14-69)..... 727

West 26th Street, 2058, (Ward 3) – LFM Real Estate, owner — appeal to be heard on 6/9/14 (Cal. 14-72)..... 727

West 26th Street, 2060, (Ward 3) – LFM Real Estate, owner — appeal to be heard on 6/9/14 (Cal. 14-73)..... 727

Capital Projects

Sagrada Familia Church — Detroit Ave., 7750 and 7775 — July 1 to July 29 — Church Festival — banners (Ward 15) (O 691-14) **733**

Cemeteries

Waiving headstone setting fees at Woodland Cemetery for Cleveland Police Officers killed in the line of duty (O 690-14) **733**

City of Cleveland Bids

2014 Cellular Wireless — Department of Finance — Division of Information Technology and Services — per Ord. 305-14 — bid due June 13, 2014 (advertised 5/28/2014 and 6/4/2014)..... 731

Ford Light and Medium Truck Parts and Labor — Department of Public Works — Division of Motor Vehicle Maintenance — per C.O. Sec. 131.64 — bid due June 19, 2014 (advertised 5/21/2014 and 5/28/2014)..... 730

Ford Passenger and Police Vehicle Parts and Labor — Department of Public Works — Division of Motor Vehicle Maintenance — per C.O. Sec. 131.64 — bid due June 19, 2014 (advertised 5/21/2014 and 5/28/2014)..... 730

Labor and Materials for Maintenance, Repair, Enhance and/or Replacement of Heating Ventilation and Air Conditioning Systems, Including Rental for the Various Divisions of the Department of Public Utilities — Department of Public Utilities — Division of Water — per Ord. 1340-13 — bid due June 13, 2014 (advertised 5/21/2014 and 5/28/2014) 730

Lakeside Avenue Skylight Restoration and Partial Roof Replacement (Re-bid) — Department of Public Utilities — Division of Water — per Ord. 262-12 — bid due June 20, 2014 (advertised 5/21/2014 and 5/28/2014)..... 731

Transfer and Disposal of Municipal Solid Waste (MSW) — Department of Public Works — Division of Waste Collection and Disposal — per Ord. 568-14 — bid due June 12, 2014 (advertised 5/21/2014 and 5/28/2014 and 6/4/2014)..... 730

Utility Vehicles and Related Equipment — Department of Public Works — Division of Motor Vehicle Maintenance — per Ord. 790-13 — bid due June 20, 2014 (advertised 5/21/2014 and 5/28/2014)..... 731

Various Automobile and Lt. Truck Parts — Department of Public Works — Division of Motor Vehicle Maintenance — per C.O. Sec. 131.64 — bid due June 20, 2014 (advertised 5/21/2014 and 5/28/2014)..... 731

Various Medium and Heavy Duty Truck Parts — Department of Public Works — Division of Motor Vehicle Maintenance — per C.O. Sec. 131.64 — bid due June 20, 2014 (advertised 5/21/2014 and 5/28/2014)..... 731

City Planning Commission

Breakwater Ave. (between West 65th St. and West 58th St.) — change Use, Area and Heights Districts (Ward 15) (O 631-14)	730
Establishing Grantwood Allotments Historic District (O 1606-13)	730
Expanding East Saint Clair Design Review District (BRD) — Saint Clair (between Eddy Rd. and E. 152nd St.) (Ward 10) (O 1417-13)	730
Pilgrim Church of Christ (formerly Episcopal Church of the Incarnation) — East 105th St., 616 — PPN 108-11-043 / 044 — designate as landmark (Ward 09) (O 633-14)	730
Stone Ave. and West 54th St. (northwest corner) — change Use and Area Districts (Ward 15) (O 632-14)	730

Cleveland Public Power (CPP)

Energy Adjustment Charge — amend Section 523.21 — amend Ord. 216-12 -Utilities Department (O 567-14)	732
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Codified Ordinances

Energy Adjustment Charge — amend Section 523.21 — amend Ord. 216-12 — Cleveland Public Power — Utilities Department (O 567-14)	732
Street Performers — renew Sections 675A.01 through 675A.03 — until November 30, 2014 (O 689-14)	733

Community Development

Health and Human Services Community Fair — agreement — Union Miles Development Corporation (Ward 02 CRF) (O 694-14)	734
Healthy Living and Nutrition Program — promote healthy exercise and nutrition activities — Ohio City Near West Development Corporation (Ward 03) (O 693-14)	733
Neighborhood Beautification Program — agreement — Mt. Pleasant Now Development Corp. (Ward 02 CRF) (O 707-14)	734

Contracts

BissNuss Inc. — various water proprietary equipment and services — Utilities Department (O 496-14)	732
---	-----

Fees

Waiving headstone setting fees at Woodland Cemetery for Cleveland Police Officers killed in the line of duty (O 690-14)	733
--	-----

Landmark Commission

Pilgrim Church of Christ (formerly Episcopal Church of the Incarnation) — East 105th St., 616 — PPN 108-11-043 / 044 — designate as landmark — City Planning Commission (Ward 09) (O 633-14)	730
--	-----

Liquor Permits

Superior Ave., 6816 — objection to transfer of location (Ward 07) (R 696-14)	731
--	-----

Ohio City Near West Development Corporation

Healthy Living and Nutrition Program — promote healthy exercise and nutrition activities — Community Development Department (Ward 03) (O 693-14)	733
---	-----

Permits

Sagrada Familia Church — Detroit Ave., 7750 and 7775 — July 1 to July 29 — Church Festival — banners (Ward 15) (O 691-14)	733
Street Performers — renew Sections 675A.01 through 675A.03 — until November 30, 2014 (O 689-14)	733

Police Division

Waiving headstone setting fees at Woodland Cemetery for Cleveland Police Officers killed in the line of duty (O 690-14)	733
--	-----

Professional Services

BissNuss Inc. — contract — various water proprietary equipment and services — Utilities Department (O 496-14)	732
--	-----

Public Hearing (Notices)

Breakwater Ave. (between West 65th St. and West 58th St.) — change Use, Area and Heights
 Districts — City Planning Commission (Ward 15) (O 631-14) 730

Establishing Grantwood Allotments Historic District (O 1606-13) 730

Expanding East Saint Clair Design Review District (BRD) — Saint Clair (between Eddy Rd.
 and E. 152nd St.) — City Planning Commission (Ward 10) (O 1417-13) 730

Pilgrim Church of Christ (formerly Episcopal Church of the Incarnation) — East 105th St.,
 616 — PPN 108-11-043 / 044 — designate as landmark — City Planning Commission (Ward
 09) (O 633-14) 730

Stone Ave. and West 54th St. (northwest corner) — change Use and Area Districts — City
 Planning Commission (Ward 15) (O 632-14) 730

Public Works

Waiving headstone setting fees at Woodland Cemetery for Cleveland Police Officers killed
 in the line of duty (O 690-14) 733

Resolution Of Support

Supporting Ohio's Energy Efficiency Resource and Renewable Portfolio Standards — oppose
 Substitute SB. 58, SB. 34, SB. 310 (R 692-14) 731

Safety Department

Waiving headstone setting fees at Woodland Cemetery for Cleveland Police Officers killed
 in the line of duty (O 690-14) 733

Senate Bills

Supporting Ohio's Energy Efficiency Resource and Renewable Portfolio Standards — oppose
 Substitute SB. 58, SB. 34, SB. 310 (R 692-14) 731

Utilities Department

BissNuss Inc. — contract — various water proprietary equipment and services (O 496-14) 732

Energy Adjustment Charge — amend Section 523.21 — amend Ord. 216-12 — Cleveland Public
 Power (O 567-14) 732

Ward 01

Supporting Ohio's Energy Efficiency Resource and Renewable Portfolio Standards — oppose
 Substitute SB. 58, SB. 34, SB. 310 (R 692-14) 731

Ward 02

Health and Human Services Community Fair — agreement — Union Miles Development Corporation —
 Community Development (Ward 02 CRF) (O 694-14) 734

Neighborhood Beautification Program — agreement — Mt. Pleasant Now Development Corp. (Ward
 02 CRF) (O 707-14) 734

Ward 03

Healthy Living and Nutrition Program — promote healthy exercise and nutrition activities —
 Community Development Department — Ohio City Near West Development
 Corporation (O 693-14) 733

Ward 07

Superior Ave., 6816 — objection to transfer of location — liquor permit (R 696-14) 731

Ward 08

Establishing Grantwood Allotments Historic District (O 1606-13) 730

Ward 09

Pilgrim Church of Christ (formerly Episcopal Church of the Incarnation) — East 105th St.,
 616 — PPN 108-11-043 / 044 — designate as landmark — City Planning Commission
 (O 633-14) 730

Ward 10

Expanding East Saint Clair Design Review District (BRD) — Saint Clair (between Eddy Rd.
 and E. 152nd St.) — City Planning Commission (O 1417-13) 730

Ward 14

Supporting Ohio's Energy Efficiency Resource and Renewable Portfolio Standards — oppose Substitute SB. 58, SB. 34, SB. 310 (R 692-14)	731
--	------------

Ward 15

Breakwater Ave. (between West 65th St. and West 58th St.) — change Use, Area and Heights Districts — City Planning Commission (O 631-14)	730
Sagrada Familia Church — Detroit Ave., 7750 and 7775 — July 1 to July 29 — Church Festival — banners (O 691-14)	733
Stone Ave. and West 54th St. (northwest corner) — change Use and Area Districts — City Planning Commission (O 632-14)	730

Water Division

BissNuss Inc. — contract — various water proprietary equipment and services — Utilities Department (O 496-14)	732
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Zoning

Breakwater Ave. (between West 65th St. and West 58th St.) — change Use, Area and Heights Districts — City Planning Commission (Ward 15) (O 631-14)	730
Expanding East Saint Clair Design Review District (BRD) — Saint Clair (between Eddy Rd. and E. 152nd St.) — City Planning Commission (Ward 10) (O 1417-13)	730
Stone Ave. and West 54th St. (northwest corner) — change Use and Area Districts — City Planning Commission (Ward 15) (O 632-14)	730