

# The City Record

Official Publication of the Council of the City of Cleveland



February the Twentieth, Two Thousand and Thirteen

**Frank G. Jackson**  
Mayor

**Martin J. Sweeney**  
President of Council

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

**Ward Name**

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

The City Record is available online at  
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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Terrell H. Pruitt	16920 Throckley Avenue	44128
2	Zachary Reed	3734 East 149th Street	44120
3	Joe Cimperman	P.O. Box 91688	44101
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	7715 Decker Avenue	44103
8	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Eugene R. Miller	13615 Kelso Avenue	44110
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Brian J. Cummins	3104 Mapledale Avenue	44109
15	Matthew Zone	1228 West 69th Street	44102
16	Jay Westbrook	1278 West 103rd Street	44102
17	Dona Brady	1272 West Boulevard	44102
18	Martin J. Sweeney	3632 West 133rd Street	44111
19	Martin J. Keane	15907 Colletta Lane	44111

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

### MAYOR – Frank G. Jackson

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

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

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

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

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

Frank Badalamenti, Manager, Internal Audit  
**DIVISIONS:**  
 Accounts – Lonya Moss Walker, Commissioner, Room 19  
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
 City Treasury – James Hartley, Interim Treasurer, Room 115  
 Financial Reporting and Control – James Gentile, Controller, Room 18  
 Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue

Purchases and Supplies – James E. Hardy, Commissioner, Room 128  
 Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue  
 Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

### DEPT. OF PUBLIC UTILITIES – Barry A. Withers, Director, 1201 Lakeside Avenue

**DIVISIONS:**  
 Cleveland Public Power – Ivan Henderson, Commissioner  
 Street Lighting Bureau – \_\_\_\_\_, Acting Chief  
 Utilities Fiscal Control – Dennis Nichols, Commissioner  
 Water – Alex Margevicius, Interim Commissioner  
 Water Pollution Control – Rachid Zoghba, 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 – \_\_\_\_\_, Commissioner  
 Traffic Engineering – Robert Mavec, Commissioner  
 Waste Collection and Disposal – Randall T. Scott, Interim Commissioner

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

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

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

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

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

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

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

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

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

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

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

**COMMUNITY RELATIONS BOARD –** Room 11, Blaine Griffin, Director, Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Brian Cummins, Council Member Eugene R. Miller, Jeff Marks, (Board Lawyer), Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Annie Key, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Ted C. Wammes, Peter Whitt.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

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WEDNESDAY, FEBRUARY 20, 2013

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## CITY COUNCIL

MONDAY, FEBRUARY 18, 2013

The City Record  
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Address all communications to  
**PATRICIA J. BRITT**  
City Clerk, Clerk of Council  
216 City Hall

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

#### MONDAY — Alternating

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

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

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

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

#### MONDAY

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

#### TUESDAY

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

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

#### WEDNESDAY — Alternating

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

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

#### WEDNESDAY — Alternating

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

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

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

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

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

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

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

### OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

### THE CALENDAR

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

NONE

### BOARD OF CONTROL

February 13, 2013

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, February 13, 2013 at 10:49 a.m. with Director Langhenry presiding.

Present: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Absent: Mayor Jackson and Director Rush.

Others: Jomarie Wasik, Director, Mayor's Office of Capital Projects.

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

Jim Hardy, Commissioner, Purchases & Supplies.

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

#### Resolution No. 47-13.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of J.C. Ehrlich Co., dba Rentokil Pest Control, for an estimated quantity of exterminating services, all items, for the various divisions of City government, Department of Finance, for a period of two years beginning with the date of execution of a contract, received on December 19, 2012, under the authority of Section 181.101 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$226,764.00, is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the labor and materials necessary for the specified items.

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

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

#### Resolution No. 48-13.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 389-12, passed by the Council of the City of Cleveland on May 7, 2012, IBM Corporation is selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities as the firm to be employed by contract to provide hosting services and professional services necessary to host and administer the Oracle Customer Care & Billing System, including the necessary computing and networking environments to support the billing system, for a period of three years with an option to renew for two additional one-year terms, for the Division of Water, Department of Public Utilities.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with IBM Corporation, based upon its proposal dated June 8, 2012, which con-

tract shall be prepared by the Director of Law, shall provide for furnishing of the services described in the proposal for an aggregate fee of \$2,451,600.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 49-13.**

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Northeast Lubricants, Ltd. for an estimated quantity of lubricants, items 1-36, for the various Divisions of the Department of Public Utilities, for a period of one year 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, received on December 7, 2012 under the authority of Section 181.101 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$199,070.00 (0%), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services necessary for the specified items.

The requirement contract shall further provide that the Contractor shall furnish all the City's 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.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 50-13.**

By Director Smith.

Whereas, Board of Control Resolution No. 39-13, adopted January 30, 2013, authorized the Director of Port Control to enter into contract with Downtown Cleveland Alliance to provide professional services necessary to implement the Common Area Maintenance Agreement by performing property maintenance, management, and event planning services at the North Coast Harbor, for the Department of Port Control; and

Whereas, Resolution No. 39-13 incorrectly stated Downtown Cleveland Alliance's proposal date as June 29, 2012; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 39-13, adopted by this Board January 30, 2013, authorizing the Director of Port Control to enter into contract with Downtown Cleveland Alliance, for the above mentioned services, is amended by deleting the date of its proposal as stated and substituting August 1, 2012 where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 39-13 not expressly amended as stated above shall remain unchanged and in full force and effect.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 51-13.**

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 1325-12, passed by the Council of the City of Cleveland on December 3, 2012, Euthenics, Inc. is selected upon the nomination of the Director of Mayor's Office of Capital Projects from a list of qualified engineering consultants or firms of such consultants determined to be available after a full and complete canvass by the Director of Mayor's Office of Capital Projects as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City to obtain the engineering services necessary for the Rehabilitation of the E. 79th Street Bridge over Norfolk Southern Railroad and Greater Cleveland Regional Transit Authority Tracks and approach slabs and pavements.

Be it further resolved that the Director of Mayor's Office of Capital Projects is authorized to enter into a written contract with Euthenics, Inc. based on its proposal dated October 26, 2012, provided that the compensation to be paid shall not exceed \$668,603.00. The agreement authorized hereby shall be prepared by the Director of Law and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-consultants by Euthenics, Inc. for the above authorized contract is approved:

G & T Associates  
(CSB/MBE) \$72,016.00 (10.771%)

Lawhon & Associates  
(CSB/FBE) \$90,542.00 (13.542%)

Somat Engineering  
(CSB/MBE) \$49,100.00 (7.344%)

C.P. Braman & Co., Inc.  
(CSB/FBE) \$5,600.00 (0.838%)

DLZ Ohio  
(MBE) \$32,120.00 (4.804%)

Cardno TBE  
(Non-Certified) \$34,128.00 (5.104%)

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 52-13.**

By Director Flask.

Whereas, under the authority of Ordinance No. 652-11, passed by the Council of the City of Cleveland on July 20, 2011, and Resolution No. 545-11, adopted by this Board on November 11, 2011, the City, through its Director of Public Safety, entered into Contract No. PS 2011\*220 with RCC Consultants, Inc. to provide project management services in regard to installation and implementation of the City's 800 MHz APCO Radio System; and

Whereas, the City requires additional project management services, an expanded scope of work related to the microwave backbone architecture, and an extension of the contract term for one-year; and

Whereas, the Consultant has proposed by its Change Order Request (Proposal), dated August 20, 2012, to perform the above-described additional services for a fee of \$244,582.62; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that the Director of Public Safety is authorized to enter into a first amendment to Contract No. PS 2011\*220 with RCC Consultants, Inc., on the basis of its August 20, 2012 Proposal, for additional project management services, an expanded scope of work related to the microwave backbone architecture, extension of the contract term for one-year, and increasing the contract amount by \$244,582.62 to \$644,582.62. The first amendment shall be prepared by the Director of Law and shall include additional provisions as the Director deems necessary to benefit and protect the public interest.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 53-13.**

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland under authority of Ordinance No. 537-12 passed by the Council of the City of Cleveland May 14, 2012, Ziska Architecture LLC (CSB/LPE) is selected from a list of qualified consultants available for employment after a canvass by the Director of Public Works as the firm to be employed by contract to supplement the regularly employed staff of several departments of the City to provide professional architectural and engineering services necessary to complete the Highland Park Mausoleum and Cleveland Memorial Gardens Administration Building and other unspecified public improvements as determined by the City of Cleveland following an evaluation and recommendations presented at the end of the assessment phase for the Division of Architecture and Site Development, Mayor's Office of Capital Projects.

Be it further resolved that the Director of Public Works is authorized to enter into a contract with



Ziska Architecture based upon its proposal dated January 7, 2013 as amended on January 21, 2013, for a total cost not to exceed \$445,500.00, which contract shall be prepared by the Director of Law, shall provide for furnishing of professional services as stated in the proposal and shall contain such other terms and conditions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub consultants by Ziska Architecture LLC (CSB/LPE) is approved:

<u>SUBCONSULTANT</u>	<u>AMOUNT</u> <u>PERCENTAGE</u>
Pardo Consultants, Inc. (CSB/MBE)	\$75,000.00 16.835%
Resource International (FBE)	\$43,900.00 9.854%
HLMS (CSB/MBE/FBE)	\$30,900.00 6.936%
Shenberger & Associates	\$19,500.00 4.377%
Weber Murphy Fox	\$14,000.00 3.142%
Knight & Stolar (CSB/FBE)	\$12,000.00 2.694%
Catholic Cemeteries	\$ 1,200.00 0.027%

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 54-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 136-13-063 located at 9335 Gaylord Avenue in Ward 2; and

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

Whereas, the Greater Cleveland Habitat for Humanity, Inc. has proposed to the City to purchase and develop the parcel for redevelopment; and

Whereas, the following conditions exist:

1. The member of Council from Ward 2 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland, with Greater Cleveland Habitat for Humanity, Inc. for the sale and development of Permanent Parcel No. 136-13-063 located at 9335 Gaylord Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 55-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 137-19-101 located at 13818 Svec Avenue in Ward 2; and

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

Whereas, Willie Lee Scott and Pearliner Scott have proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 2 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Willie Lee Scott and Pearliner Scott for the sale and development of Permanent Parcel No. 137-19-101 located at 13818 Svec

Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 56-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 139-01-076 located at 3556 East 143rd Street in Ward 2; and

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

Whereas, Patton Memorial Church CME has proposed to the City to purchase and develop the parcel for open space; and

Whereas, the following conditions exist:

1. The member of Council from Ward 2 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Patton Memorial Church CME for the sale and development of Permanent Parcel No. 139-01-076 located at 3556 East 143rd Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$100.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 57-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 107-09-178 located at 1251 East 84th Street in Ward 7; and

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

Whereas, Andre L. Osborn, Jr. has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 7 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Andre L. Osborn, Jr. for the sale and development of Permanent Parcel No. 107-09-178 located at 1251 East 84th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 58-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 107-13-120 located on East 93rd Street in Ward 7; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when

certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Lucy Mansfield has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 7 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Lucy Mansfield for the sale and development of Permanent Parcel No. 107-13-120 located on East 93rd Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 59-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 107-02-068 located at 882 Ansel Road in Ward 8; and

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

Whereas, Renee Gaffney has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 8 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Renee Gaffney for the sale and development of Permanent Parcel No. 107-02-068 located at 882 Ansel Road, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 60-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 006-10-073 located at 7116 Colgate Avenue in Ward 15; and

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

Whereas, Darrell D. Duncan, Trustee has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 15 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Darrell D. Duncan, Trustee for the sale and development of Permanent Parcel No. 006-10-073 located at 7116 Colgate Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 61-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 005-25-046 located at 2190 West 93rd Street in Ward 16; and

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

Whereas, Esther Rozar has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Esther Rozar for the sale and development of Permanent Parcel No. 005-25-046 located at 2190 West 93rd Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

**Resolution No. 62-13.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 138-07-041 and 138-07-049 located at 11619 Putnam Avenue and 4123 East 116th Street in Ward 2; and

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

Whereas, DAVS Property Management LTD has proposed to the City to purchase and develop the parcels for open space; and

Whereas, the following conditions exist:

1. The member of Council from Ward 2 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with DAVS Property Management LTD for the sale and development of Permanent Parcel Nos. 138-07-041 and 138-07-049 located at 11619 Putnam Avenue and 4123 East 116th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcels shall be \$1,400.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Director Langhenry, Acting Director Hardy, Directors Withers, Smith, Cox, Butler, Flask, Acting Director Walker-Minor, Directors Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Rush.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

Application blanks and information, regarding minimum entrance qualifications, scope of examination, and suggested reference materials may be obtained at the office of the Civil Service Commission, Room 119, City Hall, East 6th Street, and Lakeside Avenue.

Application blanks must be properly filled out on the official form prescribed by the Civil Service Commission and filed at the office of the

commission not later than the final closing date slated in the examination announcement.

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

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

ROBERT BENNETT,  
President

**SCHEDULE OF THE BOARD OF ZONING APPEALS**

MONDAY, MARCH 4, 2013

9:30 A.M.

**Calendar No. 13-18:** 6114 Francis Avenue aka 2969 East 61st Street (Ward 12)

Elizabeth Baptist Church, owner, appeals to establish use for a group home, a homeless shelter, within a B1 Two-Family District on an irregular shaped parcel and contrary to Section 337.03(a)(b) in the Cleveland Codified Ordinances the proposed use for a group home is not permitted and is first permitted in zoning for a Multi-Family District.

**Calendar No. 13-19:** 14805 St. Clair Avenue (Ward 10)

East 131 Church of God in Christ, owner, appeals for a change of use from a barber shop to a church an existing building located on property in split zoning between C2 Local Retail Business and B1 Two-Family Districts; subject to the limitations under Sections 337.03 and by reference as indicated in Section 343.01 the proposed use must be 15 feet from any adjoining premises in a Residence District not used for a similar purpose and requires the Board of Zoning Appeals approval; and in the provisions of Section 357.14(a)(1) parking is not a permitted encroachment on the front yard setback in a Local Retail District; and subject to Sections 352.09 and 352.10 an 8 foot wide transition strip is required at the rear and side of the lot where it abuts residential properties and none is proposed on the northwest side of the lot and a landscape strip 5 feet wide is proposed along the parking lot where it abuts East 149th Street and a 6 foot width is required.

**Calendar No. 13-21:** 3702 Oak Park Avenue (Ward 13)

Marcello Silvestri, owner appeals to erect a 13' x 30' one-story frame accessory garage to an existing 24' x 6" x 30' gable garage on a 46' x 120' parcel located in an A1 One-Family District; subject to the limi-



tations under Section 337.23(A) an accessory garage shall not exceed 650 square feet and 1,128 square feet is proposed contrary to the Cleveland Codified Ordinances.

Secretary

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**REPORT OF THE BOARD  
OF ZONING APPEALS**

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**TUESDAY, FEBRUARY 19, 2013**

At the meeting of the Board of Zoning Appeals on Tuesday, February 19, 2013, the following appeals were scheduled for hearing before the Board.

**Calendar No. 13-10:** 722 College Avenue aka 2305 Thurman Street

Jeffrey Eizember appealed to erect a three-story single family dwelling with attached garage on a consolidated parcel in a B1 Two-Family District.

**Calendar No. 13-11:** 722 College Avenue aka 2307 Thurman Street

Jeffrey Eizember appealed to erect a three-story single family dwelling with attached garage on a consolidated parcel in a B1 Two-Family District.

**Calendar No. 12-167:** 598 East 185th Street

JTWIL, LLC appealed to change use from storage to a facility for motor vehicle washing and detailing on a corner parcel in C1 Local Retail Business and A1 One-Family District; subject to conditions.

The following appeal was **DISMISSED:**

None.

The following appeal was **WITHDRAWN:**

**Calendar No. 12-181:** 2343 Superior Avenue

KC and CR, LLC appealed to establish use as a motor vehicle repair garage in an existing service station on a corner lot in a C4 Semi-Industry District.

The following appeals were **POSTPONED:**

**Calendar No. 13-12:** 1810 West 25th Street postponed to April 1, 2013.

**Calendar No. 12-202:** 4414-20 Pearl Road postponed to April 8, 2013.

**Calendar No. 12-171:** 3951 Rocky River Drive scheduled for February 25, 2013 postponed to April 8, 2013.

**Calendar No. 12-205:** 3675 East 65th Street scheduled for February 25, 2013 postponed to April 8, 2013.

**Calendar No. 12-218:** 5401 St. Clair Avenue scheduled for March 4, 2013 postponed to March 11, 2013.

The following appeal heard by the Board on February 11, 2013 was

adopted and approved on February 19, 2013:

The following appeals were **APPROVED:**

**Calendar No. 13-09:** 18132 Marcella Road

James Cvelbar appealed to erect a three-story, frame accessory garage addition attached to an existing three-story, frame accessory building in an A1 One-Family District.

Secretary

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

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Re: Report of the Meeting of  
February 13, 2013

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-285-12.**

RE: Appeal of Interstate Development Limited Partnership, Owner of the M Mercantile — Retail Shops, Carry Out Food Shops One Story Masonry Property, located on the premises known as 18201 Euclid Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated October 11, 2012 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 Notice of Violation was properly issued to the tenant, and to find that the owner, Interstate Development Limited Partnership, is not the responsible party based upon testimony presented by the City; 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.

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**Docket A-290-12.**

RE: Appeal of Johnny's Burgers Grand, Owner of the Property located on the premises known as 1406 West 6th Street from a NOTICE OF VIOLATION — FIRE CODE, dated October 11, 2012 of the Chief of the Division of Fire, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

No action required by the Board at this time. The Notice of Violation — Fire Code has been revoked.

**Docket A-296-12.**

RE: Appeal of 3160 West 33rd Street LLC, Owner of the F-1 Factory — Moderate Hazard (Combustibles) Three Story Masonry Walls/Wood Floors Property, located on the premises known as 3160 West 33rd Street (aka 3160 St. Rocco's Ct.) from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 10, 2012 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 until April 30, 2013 in which to present a complete set of plans and schedule for the renovation of the property to the Building Department for review and approval, 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.

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**Docket A-301-12.**

RE: Appeal of Martin Slawinski, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property, located on the premises known as 5084 Pershing Avenue, from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 22, 2012 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 two (2) weeks in which to present a rehabilitation plan to the City, and six (6) months in which to abate the violations, noting that failure to meet either date will REMAND the property immediately; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

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

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**Docket A-302-12.**

RE: Appeal of Ubaldo Ocasio Sr., Owner of the Residential Property, located on the premises known as 3150 West 46th Street from a LIMITATION ON THE PERMITS, dated November 20, 2012 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 four (4) months in which to complete abatement of the violations, with two (2) additional



months available to the Appellant if good progress is being made; 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.

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**Docket A-303-12.**

RE: Appeal of Orville Strickland, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 9001 Walker Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 25, 2012 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 based upon satisfactory progress being made and comments from the Appellant, the permits and work schedule is extended for six (6) months from this date (02-13-13); 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.

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**Docket A-304-12.**

RE: Appeal of QBYRDS, LLC C/O Quiana Grair, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 12917 Marston Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated November 16, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to require the Appellant to obtain all required permits and clean up the property within two (2) weeks, and to grant the Appellant six (6) months in which to complete abatement of the violations, with additional time if progress is satisfactory; and to permit occupancy upon review and agreement of the inspector; 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. Maschke.

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

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**Docket A-306-12.**

RE: Appeal of James E. Ferko, Owner of the Two Dwelling Units Two-Family Residence Two &

One/half Story Frame Property located on the premises known as 8909 Bancroft Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated November 2, 2012 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, Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

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

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**Docket A-307-12.**

RE: Appeal of Ioan E. Veronica Toader, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property located on the premises known as 1467 West 107th Street, from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated November 14, 2012 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 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.

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**Docket A-309-12.**

RE: Appeal of Danielle McDonald, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property located on the premises known as 12715 Ferris Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated November 15, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to require the Appellant to present a rehabilitation plan for approval to the Building Department for all required permits within two (2) weeks, and six (6) months in which to complete abatement of the violations, noting that failure to meet either of these dates will REMAND the property immediately; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

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**Docket A-310-12.**

RE: Appeal of Sterling Management, Owner of the R-2 Residential — Non-transient; Apartments (Shared Egress) High-Rise Building located on the premises known as 1215 West 10th Street from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated November 1, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant thirty (30) days in which to obtain permits and six (6) months in which to complete abatement of the violations, requiring a special inspection and structural testing for the structural elements of the tuck-pointing; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Maschke.

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

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**Docket A-311-12.**

RE: Appeal of Joyce M. Thompson, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Wood Frame/Siding/Masonry Veneer Property located on the premises known as 12501 Farrington Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 17, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-311-12 has been POSTPONED; to be rescheduled for February 27, 2013.

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**Docket A-312-12.**

RE: Appeal of Dennis W. Heil C/O Harold DeRaud Kurman, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 3418 Bader Avenue, from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 16, 2012 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 the Appellant was not in attendance for the hearing, no work has been done,

and that the property is un-boarded at this time. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

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**Docket A-313-12.**

RE: Appeal of University Settlement, Inc., Owner of the One Dwelling Unit Single-Family Residence One Story Frame Property, located on the premises known as 9712 Pratt Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 18, 2012 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 determine the outcome of the property, noting that at the end of the sixty (60) days the Appellant will either raze the property or obtain the required permits and proceed with the renovation of the property per the City requirements; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

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

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**Docket A-314-12.**

RE: Appeal of William Deloney (Deceased) C/O Tamara Thomas, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property, located on the premises known as 14917 Aspinwall Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated November 5, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-314-12 has been POSTPONED; to be rescheduled for March 27, 2013.

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**Docket A-315-12.**

RE: Appeal of Geoffrey Griffin, Owner of the One Dwelling Unit Single-Family Residence One Story Frame Property, located on the premises known as 9402 Nelson Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated November 6, 2012 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 two (2) weeks in which to obtain new permits for the work remaining and ninety (90) days in which to complete abatement of the violations, noting that additional

time may be granted by the inspector if progress is being made; 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-316-12.**

RE: Appeal of Caraman Corporation C/O George Cara-man, Owner of the One Dwelling Unit Single-Family residence Two Story Frame Property, located on the premises known as 7407 Dudley Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 29, 2012 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 two (2) weeks in which to obtain all required permits and six (6) months in which to complete abatement of the violations, noting that failure to meet any of these dates will result in the property being REMANDED immediately; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

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**Docket A-318-12.**

RE: Appeal of Cheryl P. Leece, Owner of the MXD Mixed Uses — Multiple Uses In One Building Two Story Masonry Walls/Wood Floors Property, located on the premises known as 3450 West 105th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 16, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

No action this date, the docket will be rescheduled for February 27, 2013.

\* \* \*

**Docket A-39-13.**

RE: Appeal of Menlo Park Academy, Owner of the Classroom Trailer, located on the premises known as 14440 Triskett Road from a NOTICE OF VIOLATION — FIRE CODE, dated December 19, 2012 of the Chief of the Division of Fire, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, that considering the fact that this building is part of the campus of the school, it is separated by approximately 100 feet and the occupancy is limited to less than 48 or less students, a

motion is in order at this time to find that the fire alarm system is not required. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

\* \* \*

**EXTENSION OF TIME:**

**Docket A-1-12 — Joseph K. Hasrouni — 12017 Angelus Avenue:**

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

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

\* \* \*

**AMENDED RESOLUTION (FROM JANUARY 30, 2013):**

**Docket A-291-12 — George Caraman — 2188 West 101st Street:**

A motion is in order at this time to find that the Condemnation Order was issued properly and to require that the tenant be vacated from the property, to grant the Appellant two (2) weeks in which to obtain all required permits and four (4) months in which to complete abatement of all violations on the property, noting that failure to meet any of the deadlines will REMAND the property immediately; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

\* \* \*

**APPROVAL OF RESOLUTIONS:**

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

- A-230-12—Connie A. Freeman.
- A-281-12—Marion L. Sealey Jr.
- A-282-12—Clyde Jacobs.
- A-283-12—Clyde Jacobs.
- A-286-12—Cassandra Ali.
- A-287-12—Fawcett Bess.
- A-288-12—William & Reba Weaver.
- A-289-12—Cheryl A. Koehler.
- A-291-12—George Caraman (AMENDED).
- A-292-12—Richard Kurman.
- A-293(A)-12—Mark Makupson.
- A-294-12—Jacqueline L. Peary.
- A-295-12—Werner G. Smith, Inc.
- A-297-12—Mohammad Dayem.
- A-298-12—Josephine Crawford.

A-299-12—Shelonaresa Thomas.  
A-300-12—Nikole Stumpf.  
A-22-13—Reit Management & Research LLC.

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

\* \* \*

**APPROVAL OF MINUTES:**

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

January 30, 2013

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

\* \* \*

JOSEPH F. DENK  
Chairman

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

NONE

**CITY OF CLEVELAND BIDS**

**For All Departments**

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

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

**187.10 Negotiated contracts; Notice required in Advertisement for Bids.**

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

**ture 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."**

**FRIDAY, MARCH 1, 2013**

**File No. 23-13 — Capital Maintenance and Repair Facilities — HVAC (Re-Bid)**, for the Division of Property Management, Department of Public Works, as authorized by Ordinance No. 246-12, passed by the Council of the City of Cleveland, April 16, 2012.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, FEBRUARY 21, 2013 AT 9:00 A.M. LOCATED AT THE MICHAEL ZONE RECREATION CENTER, 6301 LORAIN AVENUE, CLEVELAND, OHIO 44102.

**File No. 24-13 — Capital Maintenance and Repair Facilities — Plumbing (Re-Bid)**, for the Division of Property Management, Department of Public Works, as authorized by Ordinance No. 246-12, passed by the Council of the City of Cleveland, April 16, 2012.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, FEBRUARY 21, 2013 AT 11:00 A.M. LOCATED AT THE MICHAEL ZONE RECREATION CENTER, 6301 LORAIN AVENUE, CLEVELAND, OHIO 44102.

**File No. 25-13 — Capital Maintenance and Repair Facilities — Paint and Plaster (Re-Bid)**, for the Division of Property Management, Department of Public Works, as authorized by Ordinance No. 246-12, passed by the Council of the City of Cleveland, April 16, 2012.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, FEBRUARY 21, 2013 AT 1:00 P.M. LOCATED AT THE MICHAEL ZONE RECREATION CENTER, 6301 LORAIN AVENUE, CLEVELAND, OHIO 44102.

**File No. 26-13 — Capital Maintenance and Repair Facilities — Masonry (Re-Bid)**, for the Division of Property Management, Department of Public Works, as authorized by Ordinance No. 246-12, passed by the Council of the City of Cleveland, April 16, 2012.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, FEBRUARY 21, 2013 AT 3:00 P.M. LOCATED AT THE MICHAEL ZONE RECREATION CENTER, 6301 LORAIN AVENUE, CLEVELAND, OHIO 44102.

February 13, 2013 and February 20, 2013

**WEDNESDAY, MARCH 6, 2013**

**File No. 31-13 — Third District Police Station Phase One Site Improvements**, for the Division of

Architecture and Site Development, Department of Public Works, as authorized by Ordinance No. 1241-12, passed by the Council of the City of Cleveland, September 17, 2012.

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

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, FEBRUARY 21, 2013 AT 10:00 A.M. LOCATED AT CLEVELAND CITY HALL, DIVISION OF ARCHITECTURE AND SITE DEVELOPMENT, ROOM 517A, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

February 13, 2013 and February 20, 2013

**THURSDAY, MARCH 14, 2013**

**File No. 27-13 — Groton Park Site Improvements**, for the Division of Architecture and Site Development, Department of Public Works, as authorized by Ordinance No. 607-10, passed by the Council of the City of Cleveland, June 7, 2010.

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

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, FEBRUARY 28, 2013 AT 10:30 A.M. LOCATED AT CLEVELAND CITY HALL, DIVISION OF ARCHITECTURE AND SITE DEVELOPMENT, ROOM 517A, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

**File No. 28-13 — Estabrook Recreation Center Parking Lot Improvements (Re-Bid)**, for the Division of Architecture and Site Develop-



ment, Department of Public Works, as authorized by Ordinance No. 584-12, passed by the Council of the City of Cleveland, June 4, 2012.

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

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING THURSDAY, FEBRUARY 28, 2013 AT 10:00 A.M. LOCATED AT CLEVELAND CITY HALL, DIVISION OF ARCHITECTURE AND SITE DEVELOPMENT, ROOM 517A, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

**File No. 34-13 — Labor and Materials Necessary to Repair and Maintain Supervisory Control and Data Acquisition (SCADA) System**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 629-11, passed by the Council of the City of Cleveland, June 6, 2011.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING FRIDAY, MARCH 1, 2013 AT 10:00 A.M. THE DIVISION OF WATER POLLUTION CONTROL, WPC RED CONFERENCE ROOM, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

February 20, 2013 and February 27, 2013

**FRIDAY, MARCH 15, 2013**

**File No. 31-13 — Automobile and Equipment Lubricants**, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 1330-A-10, passed by the Council of the City of Cleveland, December 6, 2010.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING THURSDAY, FEBRUARY 28, 2013 AT 10:00 A.M. LOCATED AT THE DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

**File No. 32-13 — Purchase of Crane Carrier Parts and Labor**, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 1330-A-10, passed by the Council of the City of Cleveland, December 6, 2010.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING THURSDAY, FEBRUARY 28, 2013 AT 10:30 A.M. LOCATED AT THE DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

February 20, 2013 and February 27, 2013

**WEDNESDAY, MARCH 20, 2013**

**File No. 33-13 — Commercial, Medical and Specialty Gases**, for the various Divisions of City Government, Department of Public Works, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING FRIDAY, MARCH 8, 2013 AT 10:30 A.M. LOCATED AT CLEVELAND CITY HALL, DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

February 20, 2013 and February 27, 2013

**THURSDAY, MARCH 28, 2013**

**File No. 29-13 — South Cargo Ramp Rehabilitation and Taxiway November Reconstruction WBS No. A1-F350-3**, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 746-12, passed by the Council of the City of Cleveland, June 4, 2012.

\*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING THURSDAY, FEBRUARY 28, 2013 AT 10:00 A.M. LOCATED AT THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT, FEDERAL SERVICE STATION BUILDING, DPC PLANNING AND ENGINEERING, 5301 WEST HANGER ROAD, CLEVELAND, OHIO 44135.

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

**File No. 30-13 — Runway 6L-24R Safety Area Improvements WBS No. A1-J242-3**, for the Division of Burke Lakefront Airport, Department of Port Control, as authorized by Ordinance No. 710-12, passed by the Council of the City of Cleveland, June 4, 2012.

\*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING FRIDAY, MARCH 1, 2013 AT 10:00 A.M. LOCATED AT THE BURKE LAKEFRONT AIRPORT, 1501 NORTH MARGINAL ROAD, CLEVELAND, OHIO 44144.

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

February 20, 2013 and February 27, 2013

**ADOPTED RESOLUTIONS AND ORDINANCES**

**Res. No. 201-13.**

**By Council Member Cleveland.**  
An emergency resolution declaring this Council's support of Cuyahoga Metropolitan Housing Authority's proposal to the Ohio Housing Finance Agency for the use of low-income housing tax credits for the redevelopment of the Cedar Extension Estate located at East 30th and Central Avenue in Cleveland, Ohio.

Whereas, each year the Ohio Housing Finance Agency allocates housing credits for affordable housing developments throughout Ohio using a competitive proposal process; and

Whereas, Cuyahoga Metropolitan Housing Authority, with its non-profit development subsidiary, Western Reserve Revitalization and Management Company, Inc., is proposing to redevelop its Cedar Extension housing estate into a new construction mixed-income community; and

Whereas, the first phase of the proposed redevelopment will consist of 70 townhome-style homes to be located on the existing Cedar Extension site; and

Whereas, 70% of these homes will be affordable to families with annual incomes at or below 60% of the area median income, and 30% of these homes will be available to market rate families; and

Whereas, at least 40% of the income restricted homes will be affordable to families whose annual income is at or below 30% of area median income; and

Whereas, the Cuyahoga Metropolitan Housing Authority's proposal will result in the complete redevelopment of the Cedar Extension Estate; and

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 declares its support of Cuyahoga Metropolitan Housing Authority's proposal to the Ohio Housing Finance Agency for the use of low-income housing tax credits for the redevelopment of the Cedar Extension Estate located at East 30th and Central Avenue in Cleveland, Ohio.

**Section 2.** That the Clerk of Council is directed to transmit certified copies of this resolution to Jeffery K. Patterson, Chief Executive Officer of the Cuyahoga Metropolitan Housing Authority.

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

Adopted February 11, 2013.  
Effective February 15, 2013.

**Res. No. 202-13.**

**By Council Member Dow.**

**An emergency resolution in support of the application from The Finch Group, Inc., or affiliated entity, to the Ohio Housing Finance Agency for the use of low-income housing tax credits and repealing Resolution No. 168-13, adopted February 4, 2013.**

Whereas, each year the Ohio Housing Finance Agency allocates housing tax credits for affordable housing developments throughout Ohio using a competitive proposal process; and

Whereas, The Finch Group, Inc. is proposing to construct 60 new apartments for seniors on East 97th Street in the Cleveland east sub-market as defined by the Ohio Housing Finance Agency, in the Upper Chester area of the Hough neighborhood in Cleveland, Ohio; and

Whereas, 100% of these apartments will be affordable to families with incomes at or below 60% of the area median income and no housing units will be market rate; and

Whereas, at least 10% of these housing units will be affordable to households whose annual income is at or below 30% of the area median income; and

Whereas, this project serves a special needs population; specifically 100% of the units will be for elderly persons; and

Whereas, The Finch Group's proposal will benefit the citizens of the City of Cleveland; and

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 hereby supports the application from The Finch Group, Inc., or affiliated entity, to the Ohio Housing Finance

Agency for the use of low-income housing tax credits.

**Section 2.** That Resolution No. 168-13, adopted February 4, 2013, is hereby repealed.

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

Adopted February 11, 2013.

Effective February 15, 2013.

**Res. No. 203-13.**

**By Council Member Zone.**

**An emergency resolution declaring this Council's support of Emerald Development & Economic Network, Inc.'s and Cleveland Housing Network Inc.'s application to the Ohio Housing Finance Agency for low-income housing tax credits for the Emerald Alliance VIII Permanent Supportive Housing project.**

Whereas, each year the Ohio Housing Finance Agency allocates low-income housing credits for affordable housing developments throughout Ohio using a competitive proposal process; and

Whereas, Permanent Supportive Housing is a national model that provides housing first, followed by on-site support services that give individuals the support needed to achieve greater self-sufficiency and to regain their places as productive citizens in our community; and

Whereas, the Cleveland City Council has recognized the need to encourage and support the development of Permanent Supportive Housing in the City; and

Whereas, the former Bridgeway, Inc. administrative building at 8301 Detroit Avenue has been vacant since April 2012, and the County ADAMHS Board has high interest in a new Permanent Supportive Housing development replacing this vacant structure in order to stabilize the former Bridgeway, Inc. campus on which the Board currently operates its Crisis Stabilization Unit;

Whereas, Emerald Alliance VIII will create 66 1 bedroom units for chronically homeless individuals with disabilities, and represents approximately \$11.5 million of capital investment and 15 full time jobs in the Detroit Shoreway neighborhood;

Whereas, Cleveland City Council recognize the great opportunity to redevelop this site as Permanent Supportive Housing, and ardently supports Emerald Development & Economic Network, Inc. and Cleveland Housing Network, Inc. in their pursuit of a Low Income Housing Tax Credit award; and

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 Emerald Development & Eco-

omic Network, Inc.'s and Cleveland Housing Network Inc.'s application to the Ohio Housing Finance Agency for low-income housing tax credits for the Emerald Alliance VIII Permanent Supportive Housing project.

**Section 2.** That the Clerk of Council is directed to transmit a copy of this resolution to Kathryn Kazol, Executive Director of Emerald Development & Economic Network, Inc. and to Robert S. Curry, Executive Director of Cleveland Housing Network, Inc.

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

Adopted February 11, 2013.

Effective February 15, 2013.

**Res. No. 204-13.**

**By Council Members Westbrook, Zone and Cummins.**

**An emergency resolution supporting the February 17, 2013 Forward on Climate rally in Washington DC and commending the efforts of the Northeast Ohio Sierra Club Group, the Sierra Club, 350.org, the Hip Hop Caucus, and over one hundred other organizations that have worked so hard for the success of this event.**

Whereas, the overwhelming majority of the world's climate scientists agree that human-caused global warming is real, is accelerating in intensity, and presents a clear and present danger to the climate stability of the planet and the well-being and future of our civilization; and

Whereas, the United States and other countries have witnessed an increase in droughts, record breaking heat waves and unprecedented storms such as Super Storm Sandy which not only battered the East Coast, but Cleveland as well; it is clear that global warming is not a distant possibility, but is a present day reality; and

Whereas, global warming's impacts are especially serious for poor communities and communities of color, making global warming a social justice issue, as was seen in Hurricane Katrina in 2005 and the great heat wave in Chicago in 1995; and

Whereas, many of our Cleveland neighborhoods are very similar to those neighborhoods that suffered in New Orleans and Chicago; and

Whereas, global warming is a threat to the most basic of civil rights — the right of people to live and have a future on a habitable, sustainable and healthy planet; and

Whereas, Cleveland has made great strides in becoming a Green City on a Blue Lake, we recognize that run-away global warming will jeopardize everything our city has accomplished in becoming an example of good environmental stewardship for the rest of the nation; and

Whereas, there has been a lack of national political will and moral leadership on the climate issue; and

Whereas, the Forward on Climate rally in Washington DC will ensure that the importance of taking action on the vital issue of climate change comes to the attention of our nation's leaders; and

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 the February 17, 2013 Forward on Climate rally in Washington DC and commends the efforts of the Northeast Ohio Sierra Club Group, the Sierra Club, 350.org, the Hip Hop Caucus, and over one hundred other organizations that have worked so hard for the success of this event.

**Section 2.** That the Clerk is directed to send a copy of this resolution to the Chairman of the Northeast Ohio Sierra Club Group.

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

Adopted February 11, 2013.

Effective February 15, 2013.

**Res. No. 205-13.**

**By Council Member Dow.**

**An emergency resolution withdrawing objection to the transfer of stock of a D2, D2X, D3 and D6 Liquor Permit at 6201 St. Clair Avenue, 1st floor and repealing Resolution No. 1738-12, objecting to said transfer.**

Whereas, this Council objected to the transfer of stock of a D2, D2X, D3 and D6 Liquor Permit to Dot and Beans Tavern, Inc., 6201 St. Clair Avenue, 1st floor, Cleveland, Ohio 44103, Permanent No. 2275179 by Resolution No. 1738-12 adopted by the Council on December 3, 2012; and

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

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

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

**Section 1.** That objection to a D2, D2X, D3 and D6 Liquor Permit to Dot and Beans Tavern, Inc., 6201 St. Clair Avenue, 1st floor, Cleveland, Ohio 44103, Permanent No. 2275179 be and the same is hereby withdrawn and Resolution No. 1738-12, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate transfer thereof.

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

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

Adopted February 11, 2013.

Effective February 15, 2013.

**Res. No. 206-13.**

**By Council Member Dow.**

**An emergency resolution withdrawing objection to a New C1 Liquor Permit at 1268-72 East 61st Street and repealing Resolution No. 135-13, objecting to said permit.**

Whereas, this Council objected to a New C1 Liquor Permit to 1268-72 East 61st Street by Resolution No. 135-13 adopted by the Council on January 28, 2013; and

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

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

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

**Section 1.** That objection to a New C1 Liquor Permit to 6029 Superior Avenue, 1268-72 East 61st Street, Cleveland, Ohio 44103, Permanent Number 3471690, be and the same is hereby withdrawn and Resolution No. 135-13, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

Adopted February 11, 2013.

Effective February 15, 2013.

**Res. No. 212-13.**

**By Council Members Cimperman, Westbrook and Zone.**

**An emergency resolution urging the Ohio Department of Health to continue funding the AIDS Taskforce of Greater Cleveland in order to keep services for Northeast Ohio in local and trusted hands.**

Whereas, the AIDS Taskforce of Greater Cleveland (ATGC) has 30 years of experience in designing, delivering, and administering a range of services to people living with and affected by HIV/AIDS, serving more than 1200 clients in case management services alone; and

Whereas, 38 ATGC staff members with over 200 years of combined experience and a turnover rate less than a 1%, provide direct services, nutrition, and prevention education to clients; and

Whereas, ATGC programming relies upon a three-part approach offered through 13 programs or ini-

tiatives: Support Services, Prevention Education, and Public Policy/Advocacy, with the cornerstone being intensive medical Case Management Services; and

Whereas, the Taskforce serves as a "one-stop shop" for non-medical HIV services, including case management and client advocacy, housing, nutrition, transportation, individual and group counseling, access to chemical dependency and recovery services, and social and recreational activities; and

Whereas, the ATGC's ancillary support services promote adherence and provide social service supports, which is proven to increase the chance that patients will continue to participate in HIV medical care over time; and

Whereas, due to the current economic climate, increased needs, and flat or diminishing resources, ATGC finds itself looking toward stabilizing its financial future, after having sustained itself through financial challenges for 30 years through the support of the community, staff dedication, individuals, foundations and other funders; and

Whereas, the agency has taken numerous steps to strengthen its financial position, including reaching out to new partners to stabilize and expand services; and

Whereas, the Ohio Department of Health has steadily funded the ATGC since the inception of the Ryan White Part B program, and has lauded its staff and service to clients.

Whereas, ATGC's case management funding from the Ohio Department of Health is at risk with intent to shift these dollars to an organization outside of Northeast Ohio, narrowing the field of service providers; and

Whereas, this shifting of dollars will interrupt the continuity of service and will impact the quality of life of clients by disrupting their access to services, specifically: doctor appointments, medications, food, and housing to name a few; and

Whereas, in addition, clients have developed a long-standing relationship and trust with current case management staff that are vital to their physical and emotional well-being; and

Whereas, this Council urges the Ohio Department of Health to continue funding the AIDS Taskforce of Greater Cleveland in order to keep services for Northeast Ohio in local and trusted hands for the benefit of Cleveland's citizens; and

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 the Ohio Department of Health to continue funding the AIDS Taskforce of Greater Cleveland in order to keep services for Northeast Ohio in local and trusted hands.

**Section 2.** That the Clerk of Council is directed to transmit certified copies of this resolution to Tracy Jones, MNO, Chief Executive Officer, and Garith Fulham, Direc-

tor of Housing & Homeless Services/ARCH, Director of Public Policy & Action, AIDS Taskforce of Greater Cleveland.

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

Adopted February 11, 2013.  
Effective February 15, 2013.

**Ord. No. 1694-12.**  
**By Council Members Miller and Kelley (by departmental request).**  
**An emergency ordinance authorizing the procurement by one or more requirement contracts of the rental of large capacity trucks with operators, for the Division of Streets, Department of Public Works, for a period of one year with two one year options to renew.**

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 Public Works is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the term of one year with two one-year options to renew, for the necessary items of the rental of large capacity trucks with operators in the approximate amount as procured during the preceding term, procured by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Works. The first of the one-year options to renew may be exercised by the Director of Public Works, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**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 any purchase under the contract, each of which purchases shall be made on order of the Commissioner of Purchases and Supplies by a delivery order issued against the contract or contracts and certified by the Director of Finance. (RQN 7016, RL 2012-55)

**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 Works 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 February 11, 2013.  
Effective February 15, 2013.

**Ord. No. 1716-12.**  
**By Council Members Miller and Kelley (by departmental request).**  
**An emergency ordinance to amend the title and Section 1 of Ordinance No. 1612-10, passed February 7, 2011, as amended by Ordinance No. 1097-11, passed September 19, 2011, relating to the removal and replacement of the Commercial Road Bridge to change the project name to the Canal Road Bridge.**

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 title and Section 1 of Ordinance No. 1612-10, passed February 7, 2011, as amended by Ordinance No. 1097-11, passed September 19, 2011, are amended to read as follows:

An Emergency Ordinance authorizing the Director of Capital Projects to apply to the Northeast Ohio Areawide Coordinating Agency for federal highway funding to remove and replace the Canal Road Bridge; authorizing the director to apply for and accept grants and gifts from any public or private entity for the improvement; authorizing the director to enter into one or more agreements with the Ohio Department of Transportation, including a Local Project Agreement, and one or more agreements with railroads, the Greater Cleveland Regional Transit Authority, private utility companies, and the NEORS to make the improvement, granting consent to the State of Ohio to make the improvement; authorizing the Director to employ one or more professional consultants to design the improvement; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes such real property as is necessary to make the improvement.

**Section 1.** That the Director of Capital Projects is authorized to apply to NOACA to pursue federal highway funding, on behalf of the City of Cleveland, for the removal and replacement of the Canal Road Bridge, PID 89064, over CSX Rail-

road and under the Norfolk and Southern Railroad (the "Improvement").

**Section 2.** That the existing title and Section 1 of Ordinance No. 1612-10, passed February 7, 2011, as amended by Ordinance No. 1097-11, passed September 19, 2011, are repealed.

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

Passed February 11, 2013.  
Effective February 15, 2013.

**Ord. No. 125-13.**  
**By Council Members K. Johnson and Kelley (by departmental request).**

**An emergency ordinance authorizing the Director of Public Works to apply for and accept a grant from Cuyahoga Arts & Culture for the 2013 CAC Mural My Neighborhood Program.**

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 Public Works is authorized to apply for and accept a grant in the approximate amount of \$24,571, and any other funds that may become available during the grant term from Cuyahoga Arts & Culture to conduct the 2013 CAC Mural My Neighborhood Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the 2013 Project Support Grant Agreement for the grant contained in the file described below.

**Section 2.** That the 2013 Project Support Grant Agreement for the grant, presented to the Finance Committee of this Council at a public hearing on this legislation and set forth in File No. 125-13-A, is made a part of this ordinance as if fully rewritten, is approved in all respects, and shall not be changed without additional legislative authority.

**Section 3.** That, unless expressly prohibited by the grant agreement, under Section 108(B) of the Charter, purchases made under the grant agreement may be made through cooperative arrangements with other governmental agencies. The Director of Public Works may sign all documents and do all things that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process. The contracts will be paid from the fund or funds to which are credited any grant funds accepted under this ordinance.



**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 February 11, 2013.  
Effective February 15, 2013.

**Ord. No. 200-13.**

**By Council Member J. Johnson.**  
**An emergency ordinance authorizing the Director of the City Planning Commission to enter into an agreement with the St. Clair Superior Development Corporation for the AsiaTown Master Planning Project Phase 1C through the use of Ward 8 Neighborhood Capital 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 the City Planning Commission be authorized to enter into an agreement with the St. Clair Superior Development Corporation for the AsiaTown Master Planning Project Phase 1C for the public purpose of promoting future business development of Asian-American businesses and other major ethnic businesses in the St. Clair and Chester neighborhood area that are located in the city of Cleveland through the use of Ward 8 Neighborhood Capital Funds.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$27,000 and shall be paid from Fund No. 10 SF 177.

**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 February 11, 2013.  
Effective February 15, 2013.

**Ord. No. 207-13.**

**By Council Member Sweeney.**  
**An emergency ordinance to amend Section 8 of Ordinance No. 1600-12, passed January 28, 2013, relating to**

**a grant from Cuyahoga County for the FY 2011 Urban Area Security Initiative Program.**

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 Section 8 of Ordinance No. 1600-12, passed January 28, 2013, is amended to read as follows:

Section 8. That the costs of the contract or contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance and from Fund Nos. 10 SF 166, 10 SF 177, 10 SF 188 and Fund No. 14.

**Section 2.** That existing Section 8 of Ordinance No. 1600-12, passed January 28, 2013, is repealed.

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

Passed February 11, 2013.  
Effective February 15, 2013.

**Ord. No. 208-13.**

**By Council Member K. Johnson.**  
**An emergency ordinance authorizing the Director of Public Works to enter into a Memorandum of Understanding with Case Western Reserve University for purposes of expanding the National Youth Sports Program.**

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 Public Works is authorized to enter into a Memorandum of Understanding with Case Western Reserve University for purposes of expanding the National Youth Sports Program as more specifically set forth in the MOU, which may contain such other terms and conditions as the Director of Law deems necessary.

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

Passed February 11, 2013.  
Effective February 15, 2013.

**Ord. No. 213-13.**

**By Council Members Westbrook, Brancatelli and Cummins.**

**An emergency ordinance authorizing the Clerk of Council to enter into an agreement with The Thriving Communities Institute to provide professional consulting services to evaluate the impact of abandonment and foreclosure in Cuyahoga County and strategies for market recovery through demolition for Cleveland City Council.**

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 Clerk of Council is authorized to enter into an agreement with The Thriving Communities Institute to provide professional consulting services to evaluate the impact of abandonment and foreclosure in Cuyahoga County and strategies for market recovery through demolition for Cleveland City Council. This agreement shall be entered into as of February 11, 2013 and shall be for a term concluding December 31, 2013.

**Section 2.** The agreement shall be certified for \$50,000 from Fund 01, Dept. 0101, Subfund 001, Object Code 6320.

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

Passed February 11, 2013.  
Effective February 15, 2013.

**COUNCIL COMMITTEE MEETINGS**

**Tuesday, February 19, 2013**  
**9:00 a.m.**

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

**Wednesday, February 20, 2013**  
**9:00 a.m.**

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



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