

# The City Record

Official Publication of the Council of the City of Cleveland



August the Twenty-Second, Two Thousand and Twelve

**Frank G. Jackson**  
Mayor

**Martin J. Sweeney**  
President of Council

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

**Ward Name**

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

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[www.clevelandcitycouncil.org](http://www.clevelandcitycouncil.org)

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Terrell H. Pruitt	3877 East 189th Street	44122
2	Zachary Reed	3734 East 149th Street	44120
3	Joe Cimperman	P.O. Box 91688	44101
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	7715 Decker Avenue	44103
8	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Eugene R. Miller	13615 Kelso Avenue	44110
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Brian J. Cummins	3104 Mapledale Avenue	44109
15	Matthew Zone	1228 West 69th Street	44102
16	Jay Westbrook	1278 West 103rd Street	44102
17	Dona Brady	1272 West Boulevard	44102
18	Martin J. Sweeney	3632 West 133rd Street	44111
19	Martin J. Keane	15907 Colletta Lane	44111

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

## MAYOR – Frank G. Jackson

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

## OFFICE OF CAPITAL PROJECTS – Jonmarie Wasik, Director

### DIVISIONS:

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

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

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

Frank Badalamenti, Manager, Internal Audit

### DIVISIONS:

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

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

### DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner  
Street Lighting Bureau – \_\_\_\_\_, Acting Chief  
Utilities Fiscal Control – Dennis Nichols, Commissioner  
Water – Alex Margevicius, Interim Commissioner  
Water Pollution Control – Rachid Zoghbaib, Commissioner

**DEPT. OF PORT CONTROL** – Ricky D. Smith, Director, Cleveland Hopkins International Airport, 5300 Riverside Drive

### DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner  
Cleveland Hopkins International Airport – Fred Szabo, Commissioner

**DEPT. OF PUBLIC WORKS** – Michael Cox, Director

### OFFICES:

Administration – John Laird, Manager  
Special Events and Marketing – Tangee Johnson, Manager

### DIVISIONS:

Motor Vehicle Maintenance – Daniel A. Novak, Commissioner  
Park Maintenance and Properties – Richard L. Silva, Commissioner  
Parking Facilities – Leigh Stevens, Commissioner  
Property Management – Tom Nagle, Commissioner  
Recreation – Kim Johnson, Commissioner  
Streets – \_\_\_\_\_, Commissioner  
Traffic Engineering – Robert Mavec, Commissioner  
Waste Collection and Disposal – Ron Owens, Commissioner

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

### DIVISIONS:

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

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

### DIVISIONS:

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

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

### DIVISIONS:

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

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

### DIVISIONS:

Code Enforcement – Thomas E. Vanover, Commissioner  
Construction Permitting – Timothy R. Wolosz, 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, J. F. Denk, Chairman; \_\_\_\_\_, Arthur Saunders, Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.S. Sullivan.

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

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

**BOARD OF REVIEW** – (Municipal Income Tax) – Interim 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** – Interim 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; Interim 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 12A  
Judge Marilyn B. Cassidy – Courtroom 12B  
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 Michael John Ryan – Courtroom 13A  
Judge Angela R. Stokes – Courtroom 15C  
Judge Pauline H. Tarver – Courtroom 13C  
Judge Joseph J. Zone – Courtroom 14D

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

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 99

WEDNESDAY, AUGUST 22, 2012

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## CITY COUNCIL

MONDAY, AUGUST 20, 2012

The City Record  
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[www.clevelandcitycouncil.org](http://www.clevelandcitycouncil.org)  
Address all communications to  
**PATRICIA J. BRITT**  
City Clerk, Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 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, Reed, Zone.

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:** Sweeney, Chair; Kelley, Vice Chair; Brady, Brancatelli, Cleveland, Keane, Miller, Mitchell, Polensek, Pruitt, Westbrook.

#### 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:** Pruitt, Chair; Miller, 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:** Kelley, Chair; Brady, Vice Chair; Conwell, Cummins, Dow, Miller, Polensek, Pruitt, 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, J. Johnson, Mitchell.

### 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

August 15, 2012

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, August 15, 2012 at 10:38 a.m. with Interim Director Langhenry presiding.

Present: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Absent: Mayor Jackson.  
Others: Jomarie Wasik, Director, Mayor's Office of Capital Projects.  
Natoya Minor-Walker, 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. 394-12.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Energy Mechanical Corp., Inc. under Contract No. RC2012\*49 for labor and materials to provide maintenance, repair, enhancement and/or replacement of heating, ventilation and air conditioning systems, including rental, for a period of two years, for the various divisions of the Department of Public Utilities, is approved:

<u>Subcontractors</u>	<u>Work Percentage</u>
Krys Electric	\$7,281.25 0.861%
Atlas Crane & Rigging	\$1,312.50 0.155%

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

#### Resolution No. 395-12.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by EnviroCom Construction, Inc. under City Contract No. PI2012\*002 for the public improvement of renovating and upgrading the Federal Services Station Building at Cleveland Hopkins International Airport, authorized by Ordinance No. 273-09, passed by the Council of the City of Cleveland on June 8, 2009, and Board of Control Resolution No. 465-11, as amended by Resolution No. 127-12 and Resolution No. 294-12, adopted September 21, 2011, March 28, 2012 and July 5, 2012, respectively, is approved.

<u>Subconsultant</u>	<u>CSB/MBE/FBE % Amount</u>
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Midtown Maintenance, Inc. Non CSB/MBE/FBE To be determined

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 396-12.**

By Director Smith.

Whereas, under the authority of Ordinance No. 247-11, passed by Cleveland City Council on June 6, 2011, and Board of Control Resolution No. 18-12, as amended by Resolution No. 34-12, adopted January 18, 2012 and February 1, 2012, respectively, the City of Cleveland entered into a Parking Facilities Management, Operation and Maintenance Service Agreement ("Agreement") with Standard Parking Corporation ("Standard"), City Contract No. PF2010\*023, to manage, operate and maintain various owned and operated public and employee parking facilities managed by the Department of Port Control including the lots located in the area known as the North Coast Harbor; and

Whereas, under the terms of Article XVII of the Agreement Standard desires to sublease the Dock 32 parking facilities ("Facilities") to AMPCO System Parking ("AMPCO") for special event parking; and

Whereas, subleasing of the Facilities to AMPCO shall not constitute a release or waiver of any of Standard's obligations under City Contract No. PF2010\*023; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under the terms of the Agreement, this Board approves the request of Standard to enter into a sublease with AMPCO for AMPCO's exclusive use of the Dock 32 parking facilities for special event parking on July 29, 2012 ("Event Day"), provided that the terms of such sublease shall not be in conflict with the terms of City Contract No. PF2010\*023. AMPCO shall charge customers parking at the Facilities on the Event Day at rates established by the City, and remit corresponding revenue, including all applicable sales tax payable to any taxing authorities in connection with its special event parking operations, to Standard on or before August 1, 2012.

Be it further resolved that the Director of Port Control is authorized to complete and execute all documents and to do all things necessary and appropriate to effect the consent authorized, which documents shall contain such additional terms and conditions as the Director shall deem necessary to protect the City's interests.

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 397-12.**

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 608-12, passed by the Council of the City of Cleveland on June 4, 2012, URS Corporation is selected upon the nomination of the 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 Reconstruction of Fleet Avenue from Independence Road to Broadway Avenue.

Be it further resolved that the Director of Mayor's Office of Capital Projects is authorized to enter into a written contract with URS Corporation based on its proposal dated May 25, 2012, provided that the compensation to be paid shall not exceed \$710,460.00. 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 URS Corporation for the above authorized contract is approved:

Chagrin Valley Engineering, Ltd.  
(CSB) — \$163,995.00 — (23.08%)

C.P. Braman & Co., Inc.  
(CSB) — \$3,850.00 — (0.54%)

S.E. Blueprint, Inc.  
(CSB) — \$12,000.00 — (1.69%)

Water Resources & Coastal  
Eng. Inc.  
(CSB/MBE/FBE) — \$35,730.00 —  
(5.03%)

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 398-12.**

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 607-12, passed by the Council of the City of Cleveland on June 4, 2012, TranSystems Corporation of Ohio is selected upon the nomination of the Director 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 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 Cedar Ave. Reconstruction Phase III (E. 55th St. to E. 89th St.)

Be it further resolved that the Director of Capital Projects is authorized to enter into a written contract with TranSystems Corporation of Ohio based on its proposal dated May 18, 2012, as amended by its revised cost proposal dated July 25, 2012 provided that the compensation to be paid shall not exceed \$353,003.07. 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 TranSystem Corporation of Ohio for the above authorized contract is approved:

C.P. Braman & Co., Inc.  
(CSB/FBE) — \$1,600.00 — (0.50%)

Pro Geotech, Inc.  
(CSB/MBE) — \$17,438.00 —  
(5.00%)

Chagrin Valley Engineering, Ltd.  
(CSB/MBE) — \$102,031.00 —  
(29.00%)

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 399-12.**

By Directors Cox and Wasik.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 533-12 passed by the Council of the City of Cleveland on June 4, 2012, Osborn Engineering Inc. is selected from a list of firms determined after a full and complete canvass by the Directors of Public Works and the Mayor's Office of Capital Projects as the firm to be employed by contract to supplement the regularly employed staff of several departments of the City in order to perform professional engineering services necessary to implement public improvement projects in the City of Cleveland.

Be it further resolved that the Directors of Public Works and the Mayor's Office of Capital Projects are authorized to enter into a written contract with Osborn Engineering Inc. based upon their proposal dated July 26, 2012 and modified by their proposal dated August 2, 2012 at a cost not to exceed \$100,000. The agreement shall be prepared by the Director of Law and shall contain such other provisions, as 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 Osborn Engineering Inc. for the service authorized above is approved:

<u>Sub-Consultant</u>	<u>Percentage Amount</u>
Michael Benza & Assoc.	CSB TBD
HZW Environmental	CSB TBD
Pro Geotech	CSB/MBE TBD
McGuinness Unlimited	CSB/MBE TBD

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 400-12.**

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinances No. 453-11 and No. 453-12, respectively passed by the Council of the City

of Cleveland on May 16, 2011 and June 4, 2012, respectively, Grindline Skatepark, Inc. is selected from a list of firms determined after a full and complete 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 of Cleveland to perform the design/build services necessary for the Cleveland Flats Skatepark for the Department of Public Works.

Be it further resolved that the Director of Public Works is authorized to enter into a written contract with Grindline Skatepark, Inc. based upon its proposal dated July 16, 2012 and which contract shall be prepared by the Director of Law, shall provide for the furnishing of design/build services as described in the proposal for an aggregate fee not to exceed \$758,250.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control that the employment of the following sub-consultants by Grindline Skatepark, Inc. is approved:

Sub-Consultant  
Percentage — Amount

Land Studio Inc.  
Non-Certified — 0% — \$25,000.00

Pro Geotech, Inc.  
CSB/MBE — 1.054% — \$7,990.00

McKnight Associates  
CSB — 1.978% — \$15,000.00

Tech Ready Mix  
CSB/MBE — 7.254% — \$55,000.00

F. Buddie Contracting  
CSB — 9.891% — \$75,000.00

D.E. Williams Electric  
CSB/MBE — 1.978% — \$15,000.00

Troutman Supply  
CSB/MBE — 3.165% — \$24,000.00

Down To Earth Landscaping  
CSB/FBE — 3.956% — \$30,000.00

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 401-12.**

By Director Cox.

Resolved, by the Board of Control of the City of Cleveland that the bid of RWJ Wiring, Inc. for an estimated quantity of capital maintenance and repair of City facilities, Items C1 and C3, for the Division of Property Maintenance, for a period of one year beginning with the date of execution of a contract with one option to renew for an additional one year period, received on July 20, 2012, under the authority of Section 131.67 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$128,450.00, 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.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by RWJ Wiring, Inc. for the above-mentioned service is hereby approved:

Safeguard Associates  
CSB/MBE — 21.020% — \$27,000.00

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 402-12.**

By Director Cox.

Resolved, by the Board of Control of the City of Cleveland that the bid of L.B. Construction, LLC for an estimated quantity of capital maintenance and repair of City facilities, Items G1 and G3, for the Division of Property Maintenance, for a period of one year beginning with the date of execution of a contract with one option to renew for an additional one year period, received on July 20, 2012, under the authority of Section 131.67 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$43,020.00, 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.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by L.B. Construction, LLC for the above-mentioned service is hereby approved:

MSK Cleaning, Inc.  
CSB — 9.937% — \$4,275.00

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 403-12.**

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on July 20, 2012, for the purchase of an estimated quantity of capital maintenance and repair of City facilities, Items A1, A2, B1, B3, D1, D2, E1, E3, F1, F3, H1 and H2, for the Division of Prop-

erty Management, under the authority of Section 131.67 of the Codified Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 404-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 139-04-091 located at East 144th 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, Juan V. Collins has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of 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 Juan V. Collins for the sale and development of Permanent Parcel No. 139-04-091 located at East 144th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 405-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 001-09-039 and 001-09-040 located at 1296 and 1298 West 87th 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, Frank J. Jewell, Jr. and Norma Jean Jewell have proposed to the City to purchase and develop the parcels 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 purchasers of the parcels 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 Frank J. Jewell, Jr. and Norma Jean Jewell for the sale and development of Permanent Parcel Nos. 001-09-039 and 001-09-040 located at 1296 and 1298 West 87th 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 \$2.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 406-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 005-15-031 located at 3024 West 105th 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, Khambong Vongsouvanh Riaz 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 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 Khambong Vongsouvanh Riaz for the sale and development of Permanent Parcel No. 005-15-031 located at 3024 West 105th 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: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 407-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 120-03-091 located at 1337 East 111th Street in Ward 9; 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, Richard Adams and Denise Adams 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 9 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 Richard Adams and Denise Adams for the sale and development of Permanent Parcel No. 120-03-091 located at 1337 East 111th 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 \$550.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 408-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 120-03-105 located at 1338 East 111th Street in Ward 9; 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, Lucille Johnson 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 9 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 Lucille Johnson for the sale and development of Permanent Parcel No. 120-03-105 located at 1338 East 111th 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: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 409-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 111-07-130 located at 11811 Shadeland Avenue in Ward 9; 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, Christanna Burton 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 9 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 Christanna Burton for the sale and development of Permanent Parcel No. 111-07-130 located at 11811 Shadeland 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: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 410-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 116-27-089 located at 1525 East 174th Street in Ward 11; 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, Demetrius A. Lucky 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 11 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 Demetrius A. Lucky for the sale and development of Permanent Parcel No. 116-27-089 located at 1525 East 174th 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: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 411-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 116-11-010 located at 16017 Saranac Road in Ward 11; 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, Barbara L. Lydic 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 11 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 Barbara L. Lydic for the sale and development of Permanent Parcel No. 116-11-010 located at 16017 Saranac 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 \$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: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson.

**Resolution No. 412-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 110-29-023 located at 1204 East 125th Street in Ward 9; 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, William Brandon Huff 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 9 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 William Brandon Huff for the sale and development of Permanent Parcel No. 110-29-023 located at 1204 East 125th 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: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler,

Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 413-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 110-31-007 located at 11503 Superior Avenue in Ward 9; 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, Sweet Pilgrim Missionary Baptist Church has proposed to the City to purchase and develop the parcel for parking; and

Whereas, the following conditions exist:

1. The member of Council from Ward 9 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 Sweet Pilgrim Missionary Baptist Church for the sale and development of Permanent Parcel No. 110-31-007 located at 11503 Superior 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 \$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: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 414-12.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 140-01-073 located at 15914 Stockbridge in Ward 1; 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, Denise Knight 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 1 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 Denise Knight for the sale and development of Permanent Parcel No. 140-01-073 located at 15914 Stockbridge, 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 \$400.00, which amount is determined to be not less than the Fair Market value of said parcel for uses according to the Program.

Yeas: Interim Director Langhenry, Directors Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Flask, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.  
Absent: Mayor Jackson.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

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

**TUESDAY, SEPTEMBER 4, 2012**

**9:30 A.M.**

**Calendar No. 12-136:** 903 Royal Road (Ward 11)

Maurice Daugherty, owner, appeals to erect a 20' x 24' one-story frame gable garage addition, attached to an existing garage proposed to be on consolidated parcels located in a C1 Multi-Family District; requesting a distance of 6 feet contrary to Section 349.05(a) and the provision that no parking space shall be located within 10 feet of a residential building with openings providing light and ventilation; and subject to the restrictions under Section 353.05, the height of an accessory building in a residence district cannot exceed the distance there is to a main building on an adjoining lot, and a proposed distance of 6 feet is requested contrary to 12 feet that is required; and proposing 6 feet where no building shall be erected less than 10 feet from a main building on an adjoining lot in a residence district in accordance with Section 357.09(b)(2)(A) in the Cleveland Codified Ordinances.

**Calendar No. 12-137:** 1650 Catalpa Road (Ward 10)

Mary Ann Reddick, owner, appeals to install a wheelchair lift 5' x 5' in the front yard area with a 6' x 9' access deck on a 40' x 120.04' parcel located in a B1 Two-Family District; projecting 10 feet into the setback and not a permitted encroachment under the provisions in Section 357.13 of the Cleveland Codified Ordinances.

**Calendar No. 12-138:** 4433 West 51st Street (Ward 13)

Daniel Hejny, owner, appeals to install a wheelchair lift 5' x 5' in the front yard area with a 6' x 10' access deck on a 40' x 120' parcel located in a B1 Two-Family District; projecting 10 feet into the setback and not a permitted encroachment under the provisions in Section 357.13 of the Cleveland Codified Ordinances.

**Calendar No. 12-139:** 3190 West 44th Street (Ward 14)

Robert Gilliam, owner, appeals to install a wheelchair ramp 44' to be located in the front yard area of a one family dwelling on a 35' x 132' parcel in a B1 Two-Family District and the proposed ramp is not a permitted encroachment into the setback under the restrictions in Section 357.13 in the Cleveland Codified Ordinances.



**Calendar No. 12-140:** 12206 Superior Avenue (Ward 9)

Northeast Ohio Neighborhood Health Services, Inc. (NEON), owner, appeal to erect a 3'-5" x 7'-3" single faced LED message center wall sign on the east elevation of an existing building located on a 93.98' x 100' lot in a C2 Local Retail Business District; subject to the Sign Regulations under Section 350.14(b)(3), a message center/changeable LED wall sign is not permitted in a Local Retail Business District and is first permitted in a General Retail District.

**Calendar No. 12-141:** 5902 Storer Avenue (Ward 15)

MSM Family Investment, owner, appeal to change use of a two-story building from two dwelling units to one dwelling and a pizza shop located on a 75.54' x 37.32' corner parcel in a C1 General Retail Business District; two parking spaces are proposed contrary to 10 spaces required according to Section 349.04(f) and a landscape strip 6 feet wide is required along Storer Avenue where the parking lot abuts the street in accordance with Section 352.10 in the Cleveland Codified Ordinances.

**Calendar No. 12-142:** 17149 St. Clair Avenue (Ward 11)

Brian Kuhar, owner, appeals for an expansion of junk yard use to include wrecking and dismantling of motor vehicles on an irregular shaped lot in split zoning between C2 Semi-Industry and B3 General Industry Districts; subject to the limitations under Section 345.03 the proposed wrecking and dismantling of motor vehicles is not permitted in a Semi-Industry District and an expansion of nonconforming use requires the Board of Zoning Appeals approval, according to the provisions under Section 359.01 in the Cleveland Codified Ordinances.

Secretary

## REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, AUGUST 20, 2012

At the meeting of the Board of Zoning Appeals on Monday, August 20, 2012, the following appeals were heard by the Board.

The following appeals were **APPROVED:**

**Calendar No. 12-128:** 3294 West 25th Street

N.G.N. Investments LLC appealed to establish use as an auto body shop in an existing building located in Semi-Industry, General Retail Business and Two-Family Districts.

### Violation Notice

**Calendar No. 12-129:** 4559 West 145th Street

Frederick Maher appealed from a decision rendered by the City of Cleveland Parking Violations Bureau Photo Safety Division.

**Calendar No. 12-118:** 4030 East 131st Street

Two Great Lakes, Inc. appealed to erect a motor vehicle service station

and retail store on a corner parcel in a C1 Local Retail Business District; subject to final plan approval.

The following appeal was **WITHDRAWN:**

**Calendar No. 12-127:** 3255 West 58th Street

Robert Cisar appealed to use a building as a garage for storage as the sole primary use of a parcel in a B1 Two-Family District.

The following appeals were **POSTPONED:**

**Calendar No. 12-125:** 13101 Coit Road postponed to September 4, 2012.

**Calendar No. 12-126:** 1273 West 9th Street postponed to September 10, 2012.

The following appeals heard by the Board on August 13, 2012 were adopted and approved on August 20, 2012.

The following appeal was **APPROVED:**

**Calendar No. 12-123:** 1960 Columbus Road

Kamis Properties, LLC appealed to erect a three-story single family house in a C3 Semi-Industry District.

The following appeals were **DENIED:**

### Violation Notice

**Calendar No. 12-121:** 6816 Fullerton Avenue

Olusola Ademuyiwa appealed from a Notice of Violation issued for failure to comply with the regulations in Section 551.991 of the Cleveland Codified Ordinances.

### Violation Notice

**Calendar No. 12-122:** 2413 Mira Court

Cicerchi Development Company appealed from a Notice of Violation issued for failure to comply with the regulations in Section 551.991 of the Cleveland Codified Ordinances.

### Violation Notice

**Calendar No. 12-124:** 3400 West 130th Street

Joseph Barron Appealed from a Notice of Violation issued for failure to comply with the regulations in Section 551.111(B) in the Cleveland Codified Ordinances.

Secretary

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

Re: Report of the Meeting of August 15, 2012

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-53-12.

RE: Appeal of Phyllos Investments, Ltd., Owner of the M Mercantile - Retail Shops, Carry-out

Food Shops One Story Masonry Property, located on the premises known as 4250 Fulton Road, from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated February 24, 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-53-12 has been WITHDRAWN at the request of the Appellant.

\* \* \*

### Docket A-52-12.

RE: Appeal of Edward G. & Roberta A. Kramer, Owners of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 1425 Edgewater Drive, from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated February 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 two (2) weeks in which to obtain permits and two (2) months in which to complete abatement of the violations. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

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

\* \* \*

### Docket A-55-12.

RE: Appeal of Roy C. Johnson, Owner of the One Dwelling Unit Single-Family Residence One & One-half Story Frame Property, located on the premises known as 3162 West 52nd Street, from a CONDEMNATION ORDER — MAIN STRUCTURE, dated February 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 DENY the request for additional time in which to abate the violations, based upon the testimony presented, photographic evidence, and the inspection by the Building Department personnel, the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

\* \* \*

### Docket A-65-12.

RE: Appeal of Andreas R. Tabor, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property located on the premises known as 496 East 109th Street from a CONDEMNATION ORDER — MAIN

STRUCTURE & GARAGE, dated March 7, 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 one (1) month in which to present the required plans and obtain permits, and three (3) months in which to abate the exterior violations, with additional time as requested and allowed by the Department of Building and Housing, approximately twelve (12) to eighteen (18) months, for completion of the project, the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

\* \* \*

**Docket A-66-12.**

RE: Appeal of Kadean Warner, Owner of the Residential Property, located on the premises known as 15632 School Avenue, from a LIMITATION ON THE PERMITS, dated March 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 nine (9) months in which to complete abatement of all the violations, noting that progress is slow but is satisfactory; 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-67-12.**

RE: Appeal of Ann Mitchell, Owner of the Residential Property located on the premises known as 1378 East 91st Street from a LIMITATION ON THE PERMIT, dated March 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 ninety (90) days in which to complete abatement of the violations, noting that 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. Bradley and seconded by Mr. Saab.

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

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**Docket A-68-12.**

RE: Appeal of Postulate Investments, Owner of the One Dwelling Unit Single-Family Residence One &

One/half Story Frame Property located on the premises known as 9420 Dunlap Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated February 27, 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 REMAND the property to the Department of Building and Housing for supervision and any required further action; DENYING the request for additional time as requested by the owner in their appeal statement, and noting the testimony presented states that there has been no work done on the property and the Appellant is not present for the hearing. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

\* \* \*

**Docket A-69-12.**

RE: Appeal of Professional Finance and Investments LLC, Owner of the One Dwelling Unit Single-Family Residence Two & One/half Story Frame Property located on the premises known as 1389 East 88th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated February 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).

Docket A-69-12 has been POSTPONED; to be rescheduled for September 12, 2012.

\* \* \*

**Docket A-70-12.**

RE: Appeal of Andrew Hobson, Owner of the MXD Mixed Uses - Multiple Uses In One Building Two & One/half Story Frame Property located on the premises known as 11207 Buckeye Road from a LIMITATION ON THE PERMIT, dated March 28, 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-70-12 has been POSTPONED; to be rescheduled for August 29, 2012.

\* \* \*

**Docket A-73-12.**

RE: Appeal of Brett Miller, Owner of the One Dwelling Unit Single-Family Residence One & One/half Story Frame Property, located on the premises known as 3403 West 50th Street, from a CONDEMNATION ORDER — MAIN STRUCTURE, dated January 24, 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 for renovation of the property based upon testimony, photographs, and the fact

that the Appellant is not present at the hearing and has done no work on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any

required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

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

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**Docket A-74-12.**

RE: Appeal of Ducke Groupe, LLC, Owner of the R-4 Residential - Non-transient; Shared Living Areas for 5-16 Persons Four Story Masonry Walls/ Wood Floors Property, located on the premises known as 2691 East 116th Street, from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 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 the requested time of approximately one hundred-twenty (120) days for the north side and one (1) year for completion of the project; 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.

\* \* \*

**Docket A-75-12.**

RE: Appeal of Michael Meadows and Gary Meadows, Owners of the S-2 Storage - Low Hazard (Non-combustibles) One Story Masonry Property located on the premises known as 5506 Dolloff Road from a NOTICE OF VIOLATION — UNAUTHORIZED/ILLEGAL USE, dated March 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).

Docket A-75-12 has been POSTPONED; to be rescheduled for August 29, 2012.

\* \* \*

**Docket A-77-12.**

RE: Appeal of Charles F. Maczko, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property, located on the premises known as 8918 Booth Avenue, from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated March 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 sixty (60) days in which to groom and clean up the exterior, remove the cars, trim the landscaping and make it presentable, and then coordinate a plan that the City accepts at the end of the sixty (60) day time; the property is REMAND-

ED 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-78-12.**

RE: Appeal of Kimball E. Rubin, Owner of the MXD Mixed Uses - Multiple Uses In One Building Two Story Masonry Walls/Wood Floors Property, located on the premises known as 5406 Lorain Avenue, from a NOTICE OF VIOLATION - EXTERIOR MAINTENANCE, dated March 8, 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-78-12 has been POSTPONED; to be rescheduled for September 12, 2012.

\* \* \*

**Docket A-80-12.**

RE: Appeal of Charles Boddy, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property, located on the premises known as 1360 East 88th Street, from a CONDEMNATION ORDER - MAIN STRUCTURE, dated February 28, 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 September 1, 2012 in which to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

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

\* \* \*

**Docket A-81-12.**

RE: Appeal of Frank Disiena, Owner of the One Dwelling Unit Single-Family Residence One & One-half Story Frame Property, located on the premises known as 3873 West 34th Street, from a CONDEMNATION ORDER - MAIN STRUCTURE, dated March 12, 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 fate of the property and complete it; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

**Docket A-82-12.**

RE: Appeal of Anthony Taylor, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property, located on the premises known as 3450 East 119th Street, from a CONDEMNATION ORDER - MAIN STRUCTURE & GARAGE, dated April 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 six (6) months in which to complete abatement of the violations, noting that permits have been obtained and progress is satisfactory based upon testimony from 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. Saab and seconded by Mr. Maschke.

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

\* \* \*

**Docket A-83-12.**

RE: Appeal of Herbert Acevedo, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property located on the premises known as 3130 West 44th Street from a CONDEMNATION ORDER - MAIN STRUCTURE & GARAGE, dated April 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 require the Appellant to obtain all permits and repair the foundation first within the next sixty (60) days, and to grant the Appellant twelve (12) months in which to complete abatement of all violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

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

\* \* \*

**Docket A-180-12.**

RE: Appeal of 700 Prospect Corp., Owner of the Property located on the premises known as 700 Prospect Avenue from an ADJUDICATION ORDER, dated July 27, 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 variance to the size of the banner and to find that based on the presentation, that the compliance standard is acceptable and that the banner is to be hung over a masonry wall with no site lines or fire hazard. Motion so in order. Motioned by Mr. Gal-

lagher and seconded by Mr. Maschke.

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

\* \* \*

**Docket A-181-12.**

RE: Appeal of Midtown Cleveland, Inc., Owner of the Property located on the premises known as 5000 Euclid Avenue from an ADJUDICATION ORDER, dated July 30, 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 variances required to permit the material to be installed on a conditional six (6) month basis, with a report to be submitted to the Department of Building and Housing and to the Board at the end of the six (6) months regarding the acceptability of the material. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

\* \* \*

**Docket A-191-12.**

RE: Appeal of John Wiedemann, Owner of the Property located on the premises known as 1260 West 4th Street, #601 from an ADJUDICATION ORDER, dated July 24, 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 variance to the 5th, 6th, and 7th floors, permitting residential occupancy of those floors, based on the fact that there is a sprinkler system throughout the building, and to permit the vertical rise of the spiral stairs to be 15 feet as requested. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

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

\* \* \*

**APPROVAL OF RESOLUTIONS:**

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

A-29-12 - 3900 Woodland LLC  
 A-58-12 - Quest Property Mgmt.  
 A-59-12 - Deborah Hudson  
 A-61-12 - SJV Properties LLC  
 A-62-12 - SJV Properties LLC  
 A-63-12 - SJV Properties LLC

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

\* \* \*

Separate motions were entered by Mr. Bradley and seconded by Mr. Saab 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-47-12 — Wells Fargo Bank
- A-49-12 — Shariletti S. Wilhoite
- A-50-12 — Ilyas Qureshi
- A-51-12 — 4461 Lorain Avenue
- A-54-12 — Inett Perez
- A-56-12 — Scott Trunko

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

\* \* \*

Separate motions were entered by Mr. Bradley and seconded by Mr. Saab 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-166-12 — Collegetown Blue LLP
- A-167-12 — Friends of Break-through Charter Schools

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

\* \* \*

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

- A-141-12 — Cathleen Solomon

Yeas: Messrs. Denk, Gallagher, Bradley. Nays: Mr. Saab Absent: Mr. Maschke.

\* \* \*

**APPROVAL OF MINUTES:**

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

August 1, 2012

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

\* \* \*

JOSEPH F. DENK  
Chairman

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

NONE

**CITY OF CLEVELAND BIDS**

**For All Departments**

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

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

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

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

**FRIDAY, AUGUST 31, 2012**

**File No. 103-12 — Grinding of Pavement (Re-Bid)**, for the Division of Streets, Department of Public Works, as authorized by Ordinance No. 792-12, passed by the Council of the City of Cleveland, July 11, 2012.

**THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, AUGUST 23, 2012 AT 11:00 A.M. THE DIVISION OF STREETS, 601 LAKESIDE AVENUE, CONFERENCE ROOM 25, CLEVELAND, OHIO 44114.**

August 15, 2012 and August 22, 2012

**WEDNESDAY, SEPTEMBER 12, 2012**

**File No. 104-12 — Unarmed, Uniformed Security Guards**, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 650-12, passed by the Council of the City of Cleveland, May 21, 2012.

**THERE WILL BE A MANDATORY PRE-BID MEETING WEDNESDAY, SEPTEMBER 5, 2012 AT 10:00 A.M. THE CLEVELAND PLANNING & ENGINEERING BUILDING, 19501 FIVE POINTS ROAD, ENGINEERING BUILDING, CLEVELAND, OHIO 44135-3101.**

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

August 15, 2012, August 22, 2012 and August 29, 2012

**FRIDAY, SEPTEMBER 14, 2012**

**File No. 105-12 - Residential Sound Insulation Program, Phase II-Continuation (Contract B-12-1) General Construction**, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance Nos. 930-95, 469-98, 327-2000, passed by the Council of the City of Cleveland, June 19, 1995, May 18, 1998 and June 22, 2000, respectively.

**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 WEDNESDAY, SEPTEMBER 5, 2012 AT 10:00 A.M. THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 19501 FIVE POINTS ROAD, ENGINEERING BUILDING, CLEVELAND, OHIO 44135.**

**File No. 106-12 - Residential Sound Insulation Program, Phase II-Continuation (Contract B-12-2) HVAC/Electrical Construction**, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance Nos. 930-95, 469-98, 327-2000, passed by the Council of the City of Cleveland, June 19, 1995, May 18, 1998 and June 22, 2000, respectively.

**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 WEDNESDAY, SEPTEMBER 5, 2012 AT 10:00 A.M. THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 19501 FIVE POINTS ROAD, ENGINEERING BUILDING, CLEVELAND, OHIO 44135.**

August 22, 2012 and August 29,

**ADOPTED RESOLUTIONS  
AND ORDINANCES**

NONE

**COUNCIL COMMITTEE  
MEETINGS**

NO MEETINGS

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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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