

The City Record

Official Publication of the Council of the City of Cleveland



July the Eleventh Two Thousand and Eighteen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

- 1 Joseph T. Jones
- 2 Kevin L. Bishop
- 3 Kerry McCormack
- 4 Kenneth L. Johnson, Sr.
- 5 Phyllis E. Cleveland
- 6 Blaine A. Griffin
- 7 Basheer S. Jones
- 8 Michael D. Polensek
- 9 Kevin Conwell
- 10 Anthony T. Hairston
- 11 Dona Brady
- 12 Anthony Brancatelli
- 13 Kevin J. Kelley
- 14 Jasmin Santana
- 15 Matt Zone
- 16 Brian Kazy
- 17 Martin J. Keane

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www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Kevin L. Bishop	11729 Miles Avenue, #5	44105
3	Kerry McCormack	1429 West 38th Street	44113
4	Kenneth L. Johnson, Sr.	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44115
6	Blaine A. Griffin	1810 Larchmere Boulevard	44120
7	Basheer S. Jones	1383 East 94th Street	44106
8	Michael D. Polensek	17855 Brian Avenue	44119
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Anthony T. Hairston	423 Arbor Road	44108
11	Dona Brady	1272 West Boulevard	44102
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Jasmin Santana	3535 Marvin Avenue	44109
15	Matt Zone	1228 West 69th Street	44102
16	Brian Kazy	4300 West 143rd Street	44135
17	Martin J. Keane	15907 Colletta Lane	44111

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

MAYOR – Frank G. Jackson

Sharon Dumas, Interim 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
 Monyka S. Price, Executive Assistant to the Mayor, Chief of Education
 Matt Gray, Executive Assistant to the Mayor, Chief of Sustainability
 Natoya J. Walker Minor, Executive Assistant to the Mayor, Chief of Public Affairs
 Edward W. Rybka, Executive Assistant to the Mayor, Chief of Regional Development
 Tracy Martin-Thompson, Executive Assistant to the Mayor, Chief of Prevention, Intervention and Opportunity for Youth and Young Adults

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:

Architecture and Site Development – _____ Manager
 Engineering and Construction – Richard J. Switalski, Manager
 Real Estate – James DeRosa, Commissioner

OFFICE OF EQUAL OPPORTUNITY – Melissa K. Burrows, Ph.D., Director

OFFICE OF QUALITY CONTROL AND PERFORMANCE MANAGEMENT – Sabra T. Pierce-Scott, Director

DEPT. OF LAW – Barbara A. Langhenry, Director, Gary D. Singletary, Chief Counsel, Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel, Victor R. Perez, Chief Assistant Prosecutor, Room 106: Robin Wood, Law Librarian, Room 100

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

Natasha Brandt, Manager, Internal Audit

DIVISIONS:

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

DEPT. OF PUBLIC UTILITIES – Robert L. Davis, Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner
 Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer
 Water – Alex Margevicius, Commissioner
 Water Pollution Control – Rachid Zoghbaib, Commissioner

DEPT. OF PORT CONTROL – Robert Kennedy, 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 – Jeffrey Brown, Commissioner
 Park Maintenance and Properties – Richard L. Silva, Commissioner
 Parking Facilities – Kim Johnson, Interim Commissioner
 Property Management – Tom Nagle, Commissioner
 Recreation – Samuel Gissentaner, Interim Commissioner
 Streets – Frank D. Williams, Interim Commissioner
 Traffic Engineering – Robert Mavec, Commissioner
 Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

DEPT. OF PUBLIC HEALTH – Merle Gordon, Director, 75 Erieview Plaza

DIVISIONS:

Air Quality – David Hearne, Interim Commissioner
 Environment – Brian Kimball, Commissioner, 75 Erieview Plaza
 Health – Persis Sosiak, Commissioner, 75 Erieview Plaza

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

DIVISIONS:

Animal Control Services – John Baird, Interim Chief Animal Control Officer, 2690 West 7th Street
 Correction – David Carroll, Interim Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive
 Fire – Angelo Calvillo, Chief, 1645 Superior Avenue
 Police – Calvin D. Williams, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF COMMUNITY DEVELOPMENT – Tania Menesse, Director

DIVISIONS:

Administrative Services – Joy Anderson, Commissioner
 Fair Housing and Consumer Affairs Office – John Mahoney, Manager
 Neighborhood Development – James Greene, Commissioner
 Neighborhood Services – Louise V. Jackson, Commissioner

DEPT. OF BUILDING AND HOUSING – Ayonna Blue Donald, Director, Room 500

DIVISIONS:

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

DEPT. OF HUMAN RESOURCES – Nycole West, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – David Ebersole, Director, Room 210

DEPT. OF AGING – Mary McNamara, Director, Room 122

COMMUNITY RELATIONS BOARD – Room 11, Grady Stevenson, Director, Mayor Frank

G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Kevin L. Bishop, Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Council Member Jasmin Santana, Peter Whitt.

CIVIL SERVICE COMMISSION – Room 119, Rev. Gregory E. Jordan, President; Michael Flickinger, Vice-President; Barry A. Withers, Interim Secretary; Members: Daniel J. Brennan, India Pierce Lee.

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

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members: Henry Bailey, Myrline Barnes, Kelley Britt, Tim Donovan, Elizabeth Kukla, Secretary.

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

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

BOARD OF SIDEWALK APPEALS – Capital Projects Director Matthew Spronz, Law Director Barbara A. Langhenry; Council Member Kenneth L. Johnson.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry; Public Utilities Director Robert L. Davis; Council President Kevin J. Kelley.

CITY PLANNING COMMISSION – Room 501 – Freddy L. Collier, Jr., Director; _____, Chair; David H. Bowen, Lillian Kuri, Gloria Jean Pinkney, Council Member Kerry McCormack.

FAIR HOUSING BOARD – _____, Chair; Genesis O. Brown, Daniel Conway, Robert L. Rander.

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

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

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

CLEVELAND LANDMARKS COMMISSION – Room 519 – Julie Trott, Chair; Giancarlo Calicchia, Vice Chair; Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Robert Strickland, Donald Petit, Secretary, Council Member Basheer S. Jones, Matthew L. Spronz; _____.

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

CLEVELAND MUNICIPAL COURT JUSTICE CENTER – 1200 ONTARIO STREET

Judge	Courtroom
Presiding and Administrative Judge Michelle D. Earley	14-C
Judge Pinkey S. Carr	15-C
Judge Marilyn B. Cassidy	13-A
Judge Emanuella Groves	14-B
Judge Lauren C. Moore	15-A
Judge Michael L. Nelson, Sr.	12-A
Judge Ann Clare Oakar	14-A
Judge Ronald J.H. O’Leary (Housing Court Judge)	13-B
Judge Charles L. Patton, Jr.	13-D
Judge Suzan M. Sweeney	12-C
Judge Jazmin Torres-Lugo	13-C
Judge Shiela Turner McCall	12-B
Judge Joseph J. Zone	14-D
Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Timothy Lubbe – Housing Court Administrator, Robert J. Furda – Chief Bailiff; Dean Jenkins – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate.	

The City Record

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Vol. 105

WEDNESDAY, JULY 11, 2018

No. 5457

CITY COUNCIL

MONDAY, JULY 9, 2018

The City Record
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City Clerk, Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2018-2021

MONDAY — Alternating

9:30 A.M. — **Health and Human Services Committee:** Griffin (CHAIR), McCormack (VICE-CHAIR), Conwell, B. Jones, Hairston, Santana, Zone.

9:30 A.M. — **Municipal Services and Properties Committee:** K. Johnson (CHAIR), Brady (VICE-CHAIR), Bishop, Brancatelli, Hairston, J. Jones, Kazy.

MONDAY

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

TUESDAY

9:30 A.M. — **Development, Planning and Sustainability Committee:** Brancatelli (CHAIR), Cleveland (VICE-CHAIR), Bishop, Hairston, B. Jones, Keane, McCormack.

TUESDAY — Alternating

1:30 P.M. — **Utilities Committee:** Keane (CHAIR), Kazy (VICE-CHAIR), Bishop, Hairston, McCormack, Polensek, Santana.

1:30 P.M. — **Workforce and Community Benefits Committee:** (CHAIR), Cleveland (VICE-CHAIR), Brady, Griffin, B. Jones, J. Jones, Kazy.

WEDNESDAY — Alternating

10:00 A.M. — **Safety Committee:** Zone (CHAIR), Polensek (VICE-CHAIR), Griffin, Kazy, B. Jones, J. Jones, Santana.

10:00 A.M. — **Transportation Committee:** Cleveland (CHAIR), Keane (VICE-CHAIR), Bishop, Conwell, Johnson, J. Jones, Santana.

The following Committees meet at the Call of the Chair:

Mayor's Appointments Committee: Kazy (CHAIR), Brady, Brancatelli, Cleveland, Kelley.

Operations Committee: McCormack (CHAIR), Griffin, Keane, Kelley, Zone.

Rules Committee: Kelley (CHAIR), Cleveland, Hairston, Keane, Polensek.

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

July 5, 2018

The meeting of the Board of Control convened in the Mayor's office on Thursday, July 5, 2018 at 10:07 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Kennedy, Acting Director Scott, Director Gordon, Acting Director Gehlman, Director Menesse, Acting Directors Benson, Barga, Directors McNamara, and Donald.

Absent: Mayor Jackson and Director Davis.

Others: Eboni Holman, Acting Commissioner, Purchases & Supplies, Melissa Burrows, Director, Office of Equal Opportunity.

Resolution No. 260-18.

By Director Davis.
Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Cook Paving & Construction Co., under Contract No. RC2015-109 for labor and materials necessary to install, repair, replace or maintain duct lines, street lighting bases and pull boxes, and other related incidentals (all items) for the Division of Cleveland Public Power, Department of Public Utilities, is approved:

Subcontractor	Work Percentage
---------------	-----------------

Royal Landscape (CSB/FBE/MBE)	\$19,913.00 0.761%
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Yeas: Directors Langhenry, Dumas, Kennedy, Acting Director Scott, Director Gordon, Acting Director Gehlman, Director Menesse, Acting Directors Benson, Barga, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Davis.

Resolution No. 261-18.

By Director Davis.

Whereas, under the authority of Ordinance No. 1340-13, passed by the Council of the City of Cleveland on November 11, 2013, and Resolutions Nos. 017-15, 050-15, 323-15, 380-16, 488-17, and 016-18 respectively adopted by this Board of Control on January 21, 2015, March 18, 2015, August 26, 2015, August 24, 2016, September 27, 2017, and January 24, 2018, the City, through its Director of Public Utilities, entered into City Contract No. RC2015-23 with Energy Mechanical Corp. for labor and materials to provide maintenance, repair, enhancement and/or replacement of heating, ventilation and air conditioning systems, bid items 1.01-1.06, 1.08 and 1.09, for a period of two years, with two one-year options to renew, for the various divisions of the Department of Public Utilities, and approved Energy Mechanical Corp.'s employment of various subcontractors; and

Whereas, by its June 20, 2018 letter, Energy Mechanical Corp. requested the City's consent for one additional subcontractor; now, therefore,

Be it resolved that the employment of the following additional subcontractor by Energy Mechanical Corp. under RC2015-23 is approved:

Subcontractor	Work Percentage
---------------	-----------------

Shippers Highway Express (non-certified)	\$15,000.00 0.000%
--	-----------------------

Yeas: Directors Langhenry, Dumas, Kennedy, Acting Director Scott, Director Gordon, Acting Director Gehlman, Director Menesse, Acting Directors Benson, Barga, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Davis.

Resolution No. 262-18.

By Director Davis.

Be it resolved by the Board of Control of the City of Cleveland that the bid of D & M Painting Corporation for the public improvement of Secondary Site Improvements - Cycle G, all items, under the authority of Ordinance Nos. 1276-16, 538-17, and 546-17, passed November 28, 2016, June 5, 2017, and June 5, 2017, respectively, upon a unit price for the improvement in the aggregate amount of \$5,724,620.00, for the Division of Water, Department of Public Utilities, received on May 24, 2018, is affirmed and approved as the lowest responsible bid, and the Director of Public Utilities is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved that the employment of the following subcontractors by D & M Painting Corporation for the above-mentioned public improvement is approved:

<u>SUBCONTRACTORS</u>	<u>WORK PERCENTAGE</u>
Ullman Oil Company, LLC (FBE)	\$345,000.00 6.03%
LCP Finishing Solutions (CSB)	\$580,000.00 10.13%
Corrpro Companies (Non-Certified)	\$ 28,350.00 0.00%
Samuel Mann Rodriguez (Non-Certified)	\$ 20,000.00 0.00%

Yeas: Directors Langhenry, Dumas, Kennedy, Acting Director Scott, Director Gordon, Acting Director Gehlman, Director Menesse, Acting Directors Benson, Barga, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Davis.

Resolution No. 263-18.

By Director Kennedy.

Be it resolved by the Board of Control of the City of Cleveland that the bid of The Shelly Company, for the public improvement of the Rehabilitation of Runway 6R-24L at Burke Lakefront Airport, base bid, for the Department of Port Control, received on May 18, 2018 under the authority of Ordinance No. 1107-13, passed by the Council of the City of Cleveland on September 30, 2013, for a unit price for the improvement, in the aggregate amount of \$611,947.25, plus the 10% Contingency of \$61,194.73, for a total of \$673,141.98, is affirmed and approved as the lowest responsible bid; and the Director of Port Control is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that employment of the following subcontractors by The Shelly Company is approved:

<u>Subconsultant</u>	<u>Percentage Amount</u>
Trafftech	0% (CSB) \$0.00

Cook Paving 0% (CSB)
\$0.00

Yeas: Directors Langhenry, Dumas, Kennedy, Acting Director Scott, Director Gordon, Acting Director Gehlman, Director Menesse, Acting Directors Benson, Barga, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Davis.

Resolution No. 264-18.

By Director Cox.

Whereas, the City of Cleveland owns and operates certain real property commonly known as the Willard Park Garage under the supervision and direction of the Director of Public Works; and

Whereas, Towne Park, LLC has proposed to place a valet stand at East 6th Street & Willard Park Garage and offer valet parking services to the general public for the Heart Walk Event to be held at Mall C on September 22, 2018, by using the Willard Park Garage; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under Section 183.04 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to enter into a concession agreement with Towne Park, LLC to place a valet stand at East 6th Street & Willard Park Garage and use Willard Park Garage to offer valet parking services to the public for a fee per event of \$450.00 plus \$5.00 per vehicle parked for the above-mentioned event to be held at Mall C on September 22, 2018 from 6:00am until 3:00pm.

The concession agreement shall be prepared by the Director of Law and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit public interest.

Yeas: Directors Langhenry, Dumas, Kennedy, Acting Director Scott, Director Gordon, Acting Director Gehlman, Director Menesse, Acting Directors Benson, Barga, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Davis.

Resolution No. 265-18.

By Director Menesse.

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. 130-12-099 located at 3408 East 139th Street; 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 or lease Land Reutilization Program Parcels; and

Whereas, Mt. Pleasant Now Development Corp. has proposed to the City to lease the parcel for a pocket park; and

Whereas, the following conditions exist:

1. The member of Council from Ward 4 has approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;

2. The proposed lessee 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, to execute a lease for a period of three (3) years, on behalf of the City of Cleveland with Mt. Pleasant Now Development Corp. for the purpose of maintaining a pocket park on Permanent Parcel No. 130-12-099 located at 3408 East 139th 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 lease of the parcels shall be \$3.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Kennedy, Acting Director Scott, Director Gordon, Acting Director Gehlman, Director Menesse, Acting Directors Benson, Barga, Directors McNamara, and Donald.

Nays: None.

Absent: Mayor Jackson and Director Davis.

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, JULY 23, 2018

9:30 A.M.

Calendar No. 18-147 2240 East 89th Street (Ward 6)

Ruth Tate, owner, and North Shore Adult Care, lessee, proposes to establish use as a state licensed Residential Facility for fourteen residents in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 325.571 which states that a "residential facility" means a publicly or privately operated home or facility, licensed pursuant to state law, that provides accommodations, supervision, and personal care services to any of the following: (a) one (1) or two (2) unrelated persons with mental illness; (b) one (1) or two (2) unrelated adults who are receiving residential state supplement payments as defined in the Ohio Revised Code; or (c) three (3) to sixteen (16) unrelated adults.

2. Section 337.02(h) which states that a residential facility, as defined in Chapter 325 of this Zoning Code, for more than five residents, is not permitted in a Two-Family Residential District. Per section 337.08(g), the use is first permitted in a Multi-Family Residential District only as a conditional use. The City Planning Commission shall approve a residential facility as a conditional use in a Multi-Family District only when the residential facility is located not less than one thousand (1,000) feet from another residential facility and only if the City Planning Commission determines that the conditional use meets the following zoning and architectural criteria: (1) the architectural design and site layout of the home and the location, nature and height of any walls, screens and fences are compatible with adjoining land uses and the residential character of the neighborhood, as may be specified in applicable Zoning code regulations for Multi-Family District; and (2) the use complies with all applicable yard, parking and sign regulations in this Zoning Code for Multi-Family Districts. Proposed use is within 1,000 feet of a residential facility at 2258 East 93rd Street, (Juniper Tree Adult Family Home). (Filed June 27, 2018)

Calendar No. 18-153: 4610 Clinton Avenue (Ward 3)

Cleveland Bricks, owner, proposes to build a new three story single family residential home on a newly proposed 4,450 square foot lot in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 342.01(b) which states that the maximum height permitted is 35 feet and the appellant is proposing 37 feet.

2. Section 355.04 which states that the minimum lot area required is 4,800 square feet for a single family residence and a 4,450 square foot lot is proposed. This section also states that the maximum gross floor

area allowed is 2,225 square feet and the proposed gross floor area is 2,840 square feet.

3. Section 357.09(b)(2)(A) which states that the required aggregate width of side yards is 18.75 feet and the proposed aggregate side yards are 11 feet. This section also states that no building shall be erected less than ten feet from a main building on an adjoining lot; an existing residence is approximately 7 ½ feet from the proposed new building.

4. Section 357.13(b)(4) which states that an open porch projecting not more than six (6) feet is a permitted front yard encroachment; proposed porch dimensions are 8' x 19'. (Filed June 29 2018)

Calendar No. 18-154: 4608 Clinton Avenue (Ward 3)

Cleveland Bricks, owner, proposes to renovate a single family residence on a newly proposed 2,200 square foot lot in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 349.04 which states that one parking space on premises is required for one family residence; there is no access from the right-of-way to proposed parking spaces and access easement is proposed.

2. Section 355.04 which states that the minimum lot area required is 4,800 square feet for a one family residence and a 2200 square foot lot is proposed.

3. Section 355.04 which states that the maximum gross floor area allowed is 1,200 square feet and the proposed gross floor area is 1,460 square feet. (Filed June 29, 2018)

Calendar No. 18-152: 9000 Aetna Avenue (Ward 2)

9000 Aetna, owner, proposes to establish use for outside storage/stockpiling of dirt and rock and accessory rock crushing in a B3 General Industry Zoning District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 345.04(b)(15) which states that the Board of Zoning appeals must review and approve the proposed rock/concrete crushing as accessory use.

2. Section 345.03(c)33 which states that any material stored in unenclosed premises to a height greater than four feet above grade level shall be surrounded by a substantial seven feet height wall or fence erected to observe all required building lines.

3. Section 349.07(a) which states that accessory off street parking spaces, driveways and vehicle maneuvering areas shall be properly graded for drainage so that all water is drained within the lot providing such parking spaces and surfaced with concrete, asphalt or other acceptable paving material maintained in good condition. No drainage or specific paving detail shown. Driveway and aprons must also be shown on plan. (Filed June 28, 2018)

Calendar No. 18-156: 1967 West 54th Street (Ward 15)

Jim Taddeo proposes to erect a 1,758 square foot single family

house with a detached garage on a Cleveland Land Bank lot in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 355.04(a) which states that the minimum lot area for a single family dwelling in a 'B' Area district is 4,800 square feet and the proposed lot area is approximately 3,300 square feet.

2. Section 355.04 (a) which state that the minimum lot width for a single family dwelling in a 'B' Area district is 40 feet and 25 feet are proposed.

3. Section 375.02 which states that no yard or court provided for any building or group of buildings for the purposes of complying with the provisions of the Zoning Code shall be reduced or again considered as the yard or court for any other building or additional construction on the same lot or on another lot.

4. Section 357.09(b)(2)(C) which states that no interior side yard on a lot occupied by a dwelling house shall be less than 8 feet in width for a corner lot, nor less than three feet in width for an interior lot, nor shall the aggregate width of side yards on the same premises be less than 10 feet. However, the width of any such interior side yard shall in no case be less than 6 feet 8 inches and 8 feet are proposed.

5. Section 337.23(a) which states that accessory garage building shall be a minimum of 18 inches from all property lines and at least 10 feet from any main building on an adjoining lot. The proposed garage is on a zero lot line and 3 feet 6 inches to a main building on an adjoining lot.

6. Section 357.09(b)(2)(A) which states that no building shall be erected less than 10 feet from a main building on an adjoining lot and the proposed residence is 5 feet 5 inches to the main building on an adjoining lot.

7. Section 341.02 which states that City Planning Commission approval is required prior to the issuance of a building permit. (Filed July 2, 2018)

Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

MONDAY, JULY 9, 2018

At the meeting of the Board of Zoning Appeals on Monday, July 9, 2018 the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 18-125: 2100 West 17th Street

DI Rentals, owner, proposes to erect a 3 story 4,600 square foot two family house with a 3 car garage on a 4,500 square foot lot in a B1 Multi-Family Residential District.

Calendar No. 18-137: 2683 West 32nd Street

Ramonita E. Colon Collazo, owner, proposes to construct a new 19.5' x

6' front porch in a B1 Two-Family Residential District.

Calendar No. 18-139: 2430-2436 West 7th Street

Brian McCreary and Parkhill Associates, owners, propose to consolidate two lots and construct 21 residential units with 21 parking spaces in a B1 Two-Family Residential District.

Calendar No. 18-140: 2010 West 10th Street

Cristin McCaskill & Robert Heiss, owners, propose to erect a front porch and portico in a C1 Multi-Family Residential District.

The following appeals were **DENIED:**

None.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

None.

The following cases were **POSTPONED:**

Calendar No. 18-91: Maranatha Bible College

13701 Kinsman Road. Postponed to August 20, 2018.

Calendar No. 18-136: Wannetta A. Allen

13417 Crennell Avenue. Postponed to August 20, 2018.

The following cases were heard by the Board of Zoning Appeals on Monday, July 2, 2018 and the decisions were adopted and approved on Monday, July 9, 2018:

The following appeals were **APPROVED:**

Calendar No. 18-130: 2054 West 19th Street

Tom Cook, owner, proposes to erect a 2.5 story, 2,239 square foot single family house with an attached garage on a 4,000 square foot lot in a B1 Two-Family Residential District.

Calendar No. 18-134: 1565 East 30th Street

Rockport Development, owner, proposes to establish use as restaurant in a B1 Semi-Industry District.

Calendar No. 18-135: 1977 West 58th Street

Arion Enterprises LLC., owner, proposes to erect a second story addition, new attached garage and new deck on existing one family house in a B1 Two-Family Residential District.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

NONE

VENDOR RULES AND REGULATIONS

File No. 210-11-A

Pursuant to the authority of Sections 675.06(e) of the Codified Ordinances passed by the Council of the City of Cleveland on April 25, 2011, pursuant to Ordinance 210-11, the Vendor Rules and Regulations published on July 12, 2017, in *The City Record*, Vol. 104 No. 5405, concerning street and mobile vendors operating in the Central Business District under Chapter 675 are hereby **AMENDED** and shall take effect upon their publication.

MATTHEW L. SPRONZ,
Director of the Mayor's Office
of Capital Projects

The rules and regulations concerning the permitting of Street and Mobile Vendors licensed under Chapter 675 of the Codified Ordinances promulgated by the Director of the Mayor's Office of Capital Projects and published in *The City Record* on July 12, 2017, in Vol. 104, No. 5405, are hereby amended to read as follows:

REGULATIONS

Regulation 1

The Director shall issue on a first-come-first-served basis no more than fifty (50) Street Vendor permits pursuant to Section 675.06 to Street Vendors operating in Zone 3 for any given permitting period for the purpose of avoiding undue pedestrian or vehicular congestion. Each Street Vendor shall be limited to one (1) permit under this regulation. This limitation shall not apply to Sidewalk Occupancy permits issued pursuant to Chapter 508.

Regulation 1, as published in *The City Record* on July 12, 2017, in Vol. 104, No. 5405, is hereby repealed in its entirety.

NOTICE OF PUBLIC HEARING

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

Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Monday, July 17, 2018
9:30 a.m.

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Monday, July 17, 2018, at 9:30 a.m., to consider the following ordinances and resolutions now pending in the Council:

Ord. No. 572-18.

By Council Member Brancatelli (by departmental request).

An ordinance to repeal Section 337.031 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1844-02, passed May 12, 2003, relating to Townhouse (RA) Districts; and to supplement the codified ordinances by enacting new Section 337.031, relating to Townhouse (RA) Districts.

Ord. No. 573-18.

By Council Member Brancatelli (by departmental request).

An ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Sections 356.01 and 356.02, relating to the Central Business District (CBD); and to amend various sections of Chapters 355 and 357.

Ord. No. 629-18.

By Council Member Santana.

An ordinance changing the Use, Area, and Height Districts of parcels along the eastern side of West 25th Street south of Sackett/Valentine Avenue east to SR-176 and south to I-71 (Map Change No. 2581)

Ord. No. 718-18.

By Council Member Zone.

An emergency ordinance designating Fir Street (Anshe Emeth) Cemetery as a Cleveland Landmark.

Res. No. 808-18.

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

An emergency resolution approving the continuation of the Cleveland Kamm's Area Special Improvement District as a Special Improvement District in the City; accepting petitions from owners of property in the District; approving a new plan for public services; declaring it necessary to provide safety, cleaning, and other services for the District; and providing for the assessment of the cost of such work upon benefited property in the District; and declaring an emergency.

Anthony Brancatelli, Chair
Committee on Development,
Planning and Sustainability

July 4, 2018 and July 11, 2018

CITY of CLEVELAND BIDS

For All Departments

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

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

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

WEDNESDAY, AUGUST 1, 2018

File No. 75-18 — Wellness Physical Exam, for the Division of Fire, Department of Public Safety, as authorized by Ordinance No. 1023-16, passed by the Council of the City of Cleveland, October 10, 2016.
 THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, FRIDAY, JULY 20, 2018 AT 10:00 A.M. FIRE TRAINING ACADEMY, 3101 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.
 NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

July 11, 2018 and July 18, 2018

FRIDAY, AUGUST 3, 2018

File No. 74-18 — Taxiway D Overlay, for the Division of Airports, Department of Port Control, as authorized by Ordinance No. 818-17, passed by the Council of the City of Cleveland, July 12, 2017.
 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 MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS. ALL PLANS AND SPECIFICATIONS MUST BE PURCHASED DIRECTLY FROM THE DIVISION OF PURCHASES AND SUPPLIES. BIDDERS MUST BE ON PLAN-HOLDERS LIST TO SUBMIT A BID OR RECEIVED ADDENDUMS.)
 THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, MONDAY, JULY 23, 2018 AT 10:30 A.M. BURKE LAKESIDE AVENUE, 1501 NORTH MARGINAL CLEVELAND, OHIO 44114.
 NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

July 11, 2018 and July 18, 2018

WEDNESDAY, AUGUST 8, 2018

File No. 73-18 — Upper Level Expansion Joints Rehabilitations Phase 2, for the Division of Airports, Department of Port Control, as authorized by Ordinance No. 274-05, passed by the Council of the City of Cleveland, May 2, 2005.

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 MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS. ALL PLANS AND SPECIFICATIONS MUST BE PURCHASED DIRECTLY FROM THE DIVISION OF PURCHASES AND SUPPLIES. BIDDERS MUST BE ON PLAN-HOLDERS LIST TO SUBMIT A BID OR RECEIVED ADDENDUMS)
 THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING, TUESDAY, JULY 24, 2018 AT 10:30 A.M. HOPKINS INTERNATIONAL AIRPORT, 3501 WEST HANGAR ROAD, CLEVELAND, OHIO 44135, PLANNING AND ENGINEERING BUILDING ROOM 6C-24C 2ND FLOOR.
 NOTE: BID MUST BE DELIVERED AT THE OFFICE OF THE COMMISSIONER OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114 BEFORE 12 O'CLOCK NOON (EASTERN TIME).

July 11, 2018 and July 18, 2018

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;
 Bold type in sections indicates amendments

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Board of Control — Community Development Department

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Board of Control — Concession Agreement

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Board of Control — Land Reutilization Program (Ward 4)

East 139th Street, 3408 (Ward 4) — PPN 130-12-099 — lease — Mt. Pleasant Now Development Corp. (BOC Res. 265-18) 1172

Board of Control — Law Department

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Board of Control — Public Utilities Department

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Board of Control — Public Works Department

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City Planning Commission

Approving the continuation of the Cleveland Kamm's Area Special Improvement District as a Special Improvement District in the City; accepting petitions from owners of property in the District; approving a new plan for public services; declaring it necessary to provide safety, cleaning, and other services for the District; and providing for the assessment of the cost of such work upon benefited property in the District; and declaring an emergency. (R 808-18) 1174

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To repeal Section 337.031 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1844-02, passed May 12, 2003, relating to Townhouse (RA) Districts; and to supplement the codified ordinances by enacting new Section 337.031, relating to Townhouse (RA) Districts. (O 572-18) 1174

To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Sections 356.01 and 356.02, relating to the Central Business District (CBD); and to amend various sections of Chapters 355 and 357. (O 573-18) 1174

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Zoning

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