

The City Record

Official Publication of the Council of the City of Cleveland



December the Twenty-Second, Two Thousand and Ten

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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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
Valerie 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
Andrew Watterson, Executive Assistant to the Mayor, Chief of Sustainability
Natoya J. Walker Minor, Chief of Public Affairs – Director of Equal Opportunity.
DEPT. OF LAW – Robert J. Triozzi, Director, Richard F. Horvath, Chief Corporate Counsel,
Thomas J. Kaiser, Chief Trial Counsel, Barbara A. Langhenry, Chief Counsel, Rm. 106
Pam Benjamin, Law Librarian, Room 100
DEPT. OF FINANCE – Sharon Dumas, Director, Room 104;
Frank Badalamenti, Manager, Internal Audit
DIVISIONS: Accounts – Richard W. Sensenbrenner, 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 – 1201 Lakeside Avenue
Cleveland Public Power – Ivan Henderson, Commissioner
Street Lighting Bureau – _____, Acting Chief
Utilities Fiscal Control – Dennis Nichols, Commissioner
Water – _____, Commissioner
Water Pollution Control – Ollie Shaw, Commissioner
DEPT. OF PORT CONTROL – Ricky D. Smith, Director
Cleveland Hopkins International Airport, 5300 Riverside Drive
Burke Lakefront Airport – Khalid Bahhur, Commissioner
Cleveland Hopkins International Airport – Fred Szabo, Commissioner
DEPT. OF PUBLIC SERVICE – Jomarie Wasik, Director, Room 113
DIVISIONS: Architecture – Kurt Wiebusch, Commissioner, Room 517
Engineering and Construction – _____, Commissioner, Room 518
Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards
Streets – Randall T. Scott, Commissioner, Room 25
Traffic Engineering – Robert Mavec, Commissioner, 4150 East 49th Street, Building #1
Waste Collection and Disposal – Ron Owens, Commissioner, 5600 Carnegie Avenue
DEPT. OF PUBLIC HEALTH – Matt Carroll, Director, Mural Building, 75 Erieview Plaza
DIVISIONS: Air Quality – Richard L. Nemeth, Commissioner
Environment – Willie Bess, 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 PARKS, RECREATION & PROPERTIES – Michael Cox, Director
Cleveland Convention Center, Clubroom A, 1220 East 6th Street
DIVISIONS: Convention Center & Stadium – James Glending, Commissioner
Public Auditorium, East 6th Street and Lakeside Avenue
Parking Facilities – Leigh Stevens, Commissioner
Public Auditorium, East 6th Street and Lakeside Avenue
Park Maintenance and Properties – Richard L. Silva, Commissioner
Public Auditorium – East 6th Street and Lakeside Avenue
Property Management – Tom Nagle, Commissioner, East 49th Street & Harvard
Recreation – Kim Johnson, Commissioner, Room 8
Research, Planning & Development – Mark Fallon, Commissioner, 1501 N. Marginal Road
Burke Lakefront Airport

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director, 3rd Floor, City Hall
DIVISIONS: Administrative Services – Terrence Ross, Commissioner
Neighborhood Services – Louise V. Jackson, Commissioner
Neighborhood Development – Joseph A. Sidoti, Commissioner

DEPT. OF BUILDING AND HOUSING – Edward W. Rybka, Director, Room 500
DIVISIONS: Code Enforcement – Tyrone L. Johnson, Commissioner
Construction Permitting – Timothy R. Wolosz, Commissioner

DEPT. OF PERSONNEL AND HUMAN RESOURCES – Nycole D. West, Interim Director, Room 121

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

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

DEPT. OF CONSUMER AFFAIRS – John D. Mahone, Interim Director

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, Reynaldo Galindo, President; Rev. Earl Preston, Vice President; Lucille Ambroz, Secretary; Members: Diane M. Downing, Michael L. Nelson.

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: John Myers, 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 – Law Director Robert J. Triozzi, President; Finance Director Sharon Dumas, Secretary; Council President Martin J. Sweeney.

BOARD OF SIDEWALK APPEALS – Service Director Jomarie Wasik, Law Director Robert J. Triozzi; Council Member Eugene R. Miller.

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

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

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

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

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

MORAL CLAIMS COMMISSION – Law Director Robert J. Triozzi; 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. Ittu, Chairman; Debra Janik, Bracy Lewis, Diane Downing, Donna Sciarappa, Council President Martin J. Sweeney; Law Director Robert J. Triozzi.

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

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

The City Record

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WEDNESDAY, DECEMBER 22, 2010

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CITY COUNCIL

MONDAY, DECEMBER 20, 2010

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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.

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

December 15, 2010

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, December 15, 2010, at 10:30 a.m. with Director Triozzi presiding.

Yeas: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Absent: Mayor Jackson and Director Carroll.

Others: James Hardy, Commissioner, Purchases and Supplies. Natoya Walker-Minor, Director, Office of Equal Opportunity.

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

Resolution No. 531-10.

By Director Withers.

Whereas, under the authority of Ordinance No. 1036-07, passed by the Cleveland City Council on August 8, 2007, the City of Cleveland, through the Director of Public Utilities, entered into an agreement with Oracle USA, Inc., City Contract No. 68714, to acquire licenses, maintenance and support of the Oracle/SPL Billing System, for the Division of Water, Department of Public Utilities; and

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

Whereas, Business Objects Enterprise Professional IV software, licensed from SAP America, Inc., is a 3rd party add-on to the Oracle/SPL Billing System used to perform on-line analysis, ad-hoc reporting, and charting; and

Whereas, under the authority of Ordinance No. 856-08, passed by the Council of the City of Cleveland on June 9, 2008, the City entered into a contract with SAP America, Inc., City Contract No. 69775, to obtain professional services necessary for annual software license renewal, upgrades, and support and maintenance for the Business Objects Enterprise Professional IV software and applications, for the Division of Water, Department of Public Utilities; and

Whereas, under the authority of Section 181.102 C.O., the City intends to enter into a one-year agreement with SAP America, Inc. starting November 29, 2010 through November 28, 2011, to continue to obtain the professional services necessary for annual software license renewal and support and maintenance for the Business Objects Enterprise Professional IV software and applications under Contract No. 69775; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the compensation to be paid for maintenance and support services to be performed under the contract with SAP America, Inc. for the one-year term starting November 29, 2010, under the authority of division (d) of Section 181.102 C.O., shall not exceed \$55,031.06.

Yeas: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 532-10.

By Director Withers.

Whereas, under the authority of Ordinance No. 289-07 passed by the Council of the City of Cleveland on June 4, 2007, and Board of Control Resolution No. 95-08, adopted on February 20, 2008, the City of Cleveland entered into City Contract No. 68438 with JW Great Lakes Wind, LLC to provide professional consulting services for the Wind Power Resource Assessment, including the gathering of wind resource data and conduct of feasibility studies at locations within the City of Cleveland to

determine the feasibility of installing wind turbines at several locations, and other related services, for the various Divisions of the Department of Public Utilities; and

Whereas, by its October 29, 2010 letter, juwi Wind, LLC notified the City that as a result of a merger and reorganization of JW Great Lakes Wind, LLC, the latter changed its name to juwi Wind, LLC on or about August 3, 2010, in effect constituting an assignment of Contract No. 68438 to juwi Wind, LLC, and that juwi Wind, LLC will continue to honor all obligations of JW Great Lakes Wind, LLC under Contract No. 68438; now, therefore,

Be it resolved, by the Board of Control of the City of Cleveland, that this Board acknowledges the change of name of JW Great Lakes Wind, LLC, contractor under City Contract No. 68438 for consulting services for the Wind Power Resource Assessment, to juwi Wind, LLC and authorizes the Director of Public Utilities to consent to the effective assignment of Contract No. 68438 to juwi Wind, LLC.

Be it further resolved, that the Director of Public Utilities is authorized to execute all documents and do all things necessary to implement the change of name and consent to the effective assignment of City Contract No. 68438 authorized above. A copy of this acknowledgement and the consent to assignment of City Contract No. 68438 shall be filed with the original of the contract in the custody of the Commissioner of Accounts.

Yeas: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 533-10.

By Director Cox.

Whereas, under the authority of Ordinance No. 1457-10, passed December 6, 2010, by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized, by and at the direction of the Board of Control, to sell certain City-owned property no longer needed for public use located at the intersection of W. St. James Street and Grandview Avenue in the City of Cleveland Heights, Ohio, also known as Permanent Parcel Number 685-27-070, to Emerald Development and Economic Network, Inc.; and

Whereas, Ordinance No. 1457-10 proved that the consideration to be paid for the property shall be at a price not less than fair market value as determined by the Board of Control; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1457-10, passed by the Council of the City of Cleveland on December 6, 2010, the Commissioner of Purchases and Supplies is directed to sell certain City-owned property no longer needed for public use located at the intersection of W. St. James Street and Grandview Avenue, also known as Permanent Parcel Number 685-27-070, to Emerald Development and Economic Network, Inc. The consideration to be paid for the property is fixed at Five Thousand Dollars (\$5,000.00), which amount is determined to be not less than fair market value.

Be it further resolved that the Mayor of the City of Cleveland is requested to execute and deliver the official deed of the City of Cleveland conveying the property, which document shall contain such additional terms and conditions as the Director of Law shall deem necessary to protect and benefit the public interest.

Yeas: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 534-10.

By Director Rush.

Whereas, under the authority of Ordinance No. 108-08, passed March 31, 2008, by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized, by and at the direction of the Board of Control, to convey the following real property located at 3843 East 55 Street, and further known as Permanent Parcel Number 132-10-165, no longer needed for public use, to Slavic Village Development or its designee; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 108-08, passed March 31, 2008, by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is hereby directed to convey Permanent Parcel Number 132-10-165, the real property as described in Ordinance No. 108-08, no longer needed for public use, to Slavic Village Development or its designee.

Be it further resolved that the Mayor of the City of Cleveland is hereby requested to execute and deliver the official deed of the City of Cleveland which document shall contain such additional terms and conditions as the Director of Law shall deem necessary to protect and benefit the public interest.

Yeas: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 535-10.

By Director Rush.

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

Whereas, Section 183.024, Codified Ordinances of Cleveland, Ohio, 1976, authorizes the Commissioner of Purchases and Supplies to acquire certain properties owned by the Department of Housing and Urban Development (HUD) and Fannie Mae, each for a price determined as Fair Market Value, as part of the Land Reutilization Program; and

Whereas, under the authority of Section 183.024, the City has acquired Permanent Parcel No. 112-26-074, located at 14216 Jenne Avenue from HUD; and

Whereas, Joi and Clifton Horhn (husband and wife) have proposed to the City to purchase the property for rehabilitation and/or redevelopment; and

Whereas, Section 183.024 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Develop-

ment, and with the prior written consent of the Council member(s) in whose ward the property acquired from HUD or Fannie Mae to be sold is located, to convey the property to purchasers for the public purpose of rehabilitation and/or resale for consideration established by the Board of Control at not less than fair market value; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Section 183.024, Codified Ordinances of Cleveland, Ohio, 1976, the consideration for the sale of Permanent Parcel No. 112-26-074 to Joi and Clifton Horhn is established as \$375.00, which amount is determined to be not less than fair market value taking into account such terms and conditions, restrictions and covenants as are deemed necessary or appropriate.

Yeas: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 536-10.

By Director Rush.

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

Whereas, City has acquired Permanent Parcel No. 121-32-053, located at 11016 Notre Dame under the Land Reutilization Program; and

Whereas, Ordinance No. 1458-10 passed December 6, 2010, authorized the sale of the parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Kyle Gould has proposed to the City to purchase and develop the parcel for house rehabilitation; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1458-10 passed December 6, 2010, by the Cleveland City Council, the Mayor is authorized to execute an official deed for and on behalf of the City of Cleveland with Kyle Gould for the sale and development of Permanent Parcel No. 121-32-053, as described in the Ordinance 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 parcel shall be \$350.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Land Reutilization Program.

Yeas: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 537-10.

By Director Rush.

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

Whereas, City has acquired Permanent Parcel No. 121-17-029, located

at 9805 Quincy Avenue under the Land Reutilization Program; and

Whereas, Ordinance No. 1617-10 passed December 6, 2010, authorized the sale of the parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Fairfax Renaissance Development Corporation has proposed to the City to purchase and develop the parcel for parking lot; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1617-10 passed December 6, 2010, by the Cleveland City Council, the Mayor is authorized to execute an official deed for and on behalf of the City of Cleveland with Fairfax Renaissance Development Corporation for the sale and development of Permanent Parcel No. 121-17-029, as described in the Ordinance 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 parcel shall be \$3,500.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Land Reutilization Program.

Yeas: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 538-10.

By Director Rush.

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

Whereas, City has acquired Permanent Parcel No. 106-11-073, located at 7510 Melrose Avenue under the Land Reutilization Program; and

Whereas, Ordinance No. 1521-10 passed December 6, 2010, authorized the sale of the parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Joseph A. Rudolph has proposed to the City to purchase and develop the parcel for yard expansion; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1521-10 passed December 6, 2010, by the Cleveland City Council, the Mayor is authorized to execute an official deed for and on behalf of the City of Cleveland with Joseph A. Rudolph for the sale and development of Permanent Parcel No. 106-11-073, as described in the Ordinance 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 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 Land Reutilization Program.

Yeas: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 539-10.

By Director Rush.

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

Whereas, City has acquired Permanent Parcel No. 141-07-053, located at 4253 East 146th Street under the Land Reutilization Program; and

Whereas, Ordinance No. 1459-10 passed December 6, 2010, authorized the sale of the parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Alisha L. Drake has proposed to the City to purchase and develop the parcel for yard expansion; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1459-10 passed December 6, 2010, by the Cleveland City Council, the Mayor is authorized to execute an official deed for and on behalf of the City of Cleveland with Alisha L. Drake for the sale and development of Permanent Parcel No. 141-07-053, as described in the Ordinance 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 parcel shall be \$500.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Land Reutilization Program.

Yeas: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 540-10.

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. 017-06-018 located at 3130 West 82nd 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 to adjacent or abutting landowners; and

Whereas, Angel R. Carrucini, abutting/adjacent landowner, 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 consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. 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 Angel R. Carrucini for the sale and development of Permanent Parcel No. 017-06-018 located at 3130 West 82nd 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: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 541-10.

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. 119-26-086 located at Amos Avenue in Ward 6; and

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

Whereas, Fairfax Renaissance Development Corporation, abutting/adjacent landowner, has proposed to the City to purchase and develop the parcel for parking lot; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. 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 Fairfax Renaissance Development Corporation for the sale and development of Permanent Parcel No. 119-26-086 located at Amos Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for said parcel shall be \$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: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask,

Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 542-10.

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. 023-13-010 located at 13436 Puritas Avenue in Ward 18; 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 to adjacent or abutting landowners; and

Whereas, Jagdish Phagoo and Lavika Sookrah, abutting/adjacent landowners, 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 18 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. 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 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 Jagdish Phagoo and Lavika Sookrah for the sale and development of Permanent Parcel No. 023-13-010 located at 13436 Puritas Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for said parcel shall be \$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: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 543-10.

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. 007-30-051 located at 3706 Hyde Avenue in Ward 14; 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 to adjacent or abutting landowners; and

Whereas, Christopher Wild and Barbara J. Wild, abutting/adjacent landowners, have proposed to the City to purchase and develop the parcel for remove apron and restore curb; and

Whereas, the following conditions exist:

1. The member of Council from Ward 14 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. 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 Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland, with Christopher Wild and Barbara J. Wild for the sale and development of Permanent Parcel No. 007-30-051 located at 3706 Hyde Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for said parcel shall be \$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: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 544-10.

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. 120-10-130 located at 11811 Kelton 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 to adjacent or abutting landowners; and

Whereas, Diane Willis, abutting/adjacent landowner, 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 consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. 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 Diane Willis for the sale and development of Permanent Parcel No. 120-10-130 located at 11811 Kelton Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for said parcel shall be \$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: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

Resolution No. 545-10.

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. 125-02-133 located at 2950 East 57th Street in Ward 12; 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 to adjacent or abutting landowners; and

Whereas, Sharon Petrey, abutting/adjacent landowner, 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 12 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. 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 Sharon Petrey for the sale and development of Permanent Parcel No. 125-02-133 located at 2950 East 57th 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: Directors Triozzi, Dumas, Withers, R. Smith, Wasik, Flask, Cox, Rush, Marion, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Director Carroll.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

Application blanks must be properly filled out on the official form prescribed by the Civil Service Commission and filed at the office of the commission not later than the final closing date stated in the examination announcement.

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

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

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, JANUARY 3, 2011

9:30 A.M.

Calendar No. 10-230: 4210 Franklin Boulevard (Ward 3)

Fred Presler, owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Sections 329.01(e) and 329.02(d) of the Cleveland Codified Ordinances from the decision of the Deputy Director of the Cleveland Department of Building and Housing to issue Certificate of Occupancy CO10039332 dated October 22, 2010, identifying the building description for the property in question as "Youth Hostel" with 11 rooms to be used for temporary guests (3 story), contrary to the response provided January 5, 2010 for the property in question, stating that the property is authorized for Eleven RO's (11 rooming occupancies). (Filed 11-11-10)

Calendar No. 10-232: 1594 East 96th Street (Ward 7)

City of Cleveland, owner, appeals to erect 32.98 lineal feet of 6 feet high, black vinyl clad chain link fence at the front of a 32.90' x 70' va-

cant lot proposed to be a community garden in a Two-Family District; contrary to Section 358.04(a) of the Cleveland Codified Ordinances that limits fences in front yards to a height of 4 feet. (Filed 11-12-10)

Calendar No. 10-233: 1598 East 96th Street (Ward 7)

City of Cleveland, owner, appeals to erect 33 lineal feet of 6 feet high, black vinyl clad chain link fence at the front of a 33' x 70' vacant lot proposed to be a community garden in a Two-Family District; contrary to Section 358.04(a) of the Cleveland Codified Ordinances that limits fences in front yards to a height of 4 feet.

Calendar No. 10-234: 1600 East 96th Street (Ward 7)

City of Cleveland, owner, appeals to erect 52.96 lineal feet of 6 feet high, black vinyl clad chain link fence at the front of a 52.66' x 70' vacant lot proposed to be a community garden in a Two-Family District; contrary to Section 358.04(a) of the Cleveland Codified Ordinances that limits fences in front yards to a height of 4 feet.

Calendar No. 10-235: 1608 East 96th Street (Ward 7)

City of Cleveland, owner, appeals to erect 88 lineal feet of 6 feet high, black vinyl clad chain link fence at the front of a 76.98' x 70' vacant lot proposed to be a community garden in a Two-Family District; contrary to Section 358.04(a) of the Cleveland Codified Ordinances that limits fences in front yards to a height of 4 feet.

Calendar No. 10-236: 17000 St. Clair Avenue (Ward 11)

Aljon LLC, by and through their attorney, Jonathan Sobel, appeal under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from a decision of the Cleveland Department of Building and Housing to refuse authorization for a permit that allows the processing of mulch on property located in a General Industry District. (Filed 11-12-10)

Calendar No. 10-246: 3645 West 117th Street (Ward 17)

Sahee Mohammad and Fahim Kddie, owners, appeal to change use from a day care center to a grocery store and deli an existing one-story building and consolidated parcels in a Residence Office District; contrary to Section 337.10 that does not permit the change proposed for use and frontage landscaping of a 6 foot width is required where the parking lot abuts the street and an 8 foot wide landscaped strip providing 75 percent year round opacity is required where the lot abuts a residence district, according to Sections 352.08 through 352.10 of the Cleveland Codified Ordinances. (Filed 11-22-10)

Calendar No. 10-247: 2318 West 5th Street (Ward 3)

Matt Berges, owner, and Scott Lucci, prospective purchaser, appeal to erect a three-story frame one family dwelling on a 33' x 115' lot in a Two-Family District; contrary to Section 357.09 in the Cleveland Zoning Code an interior side yard of 7.57' is provided where not less than 10 feet is required from a main building on an adjoining lot; and

9.11' is provided where the aggregate width of side yards on the same premises may not be less than 10 feet. (Filed 11-23-10)

POSTPONED FROM NOVEMBER 15, 2010

Calendar No. 10-207: 1001 Fairfield Avenue (Ward 3)

Gillota Fuel Products Inc., owner, appeals to establish use, to maintain a gas station and repair garage, located on a 95' x 66' corner parcel in a General Retail Business District; contrary to Sections 352.08 through 352.11, no landscaping is provided and a landscaping strip 10 feet wide is required along the rear property line where the lot abuts a Residence District and a landscaping strip 4 feet wide is required along the street frontages; contrary to Section 343.18(d) a driveway width exceeds the maximum of 30 feet; and a repair garage is first permitted in a Semi-Industry District, provided that the use is not less than 100 feet from a Residence District as stated in Section 345.03(c)(2) of the Cleveland Codified Ordinances.

First postponement requested by the Councilman for time to allow the local block club to meet and review the appellants' plan for the request.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 20, 2010

At the meeting of the Board of Zoning Appeals on Monday, December 20, 2010, the following appeals were heard by the Board.

The following appeals were **Approved:**

Calendar No. 10-224: 2588 Scranton Road

Tap House Real Estate LLC appealed to construct a parking lot in General Retail Business and Multi-Family Districts; subject to lot consolidation.

Calendar No. 10-248: 4353 West 145th Street

Carol Cianci appealed to erect a U-Shaped wheelchair ramp at the front of a single family dwelling in a One-Family District; subject to improved plan.

The following appeal was **Withdrawn:**

None.

The following appeal was **Dismissed:**

None.

The following appeals were **Postponed:**

Calendar No. 10-210: 6209 Edna Avenue postponed to January 18, 2011.

Calendar No. 10-245: 3237 Scranton Road postponed to February 22, 2011.

Calendar No. 10-178: 8116 Lorain Avenue postponed to January 31, 2011.

The following appeals heard by the Board on December 13, 2010 were adopted and approved on December 20, 2010.

The following appeals were **Approved:**

Calendar No. 10-240: 2351 East 22nd Street
St. Vincent Charity Medical Center appealed to erect a temporary banner on an existing wall of a building in a Residence Office District.

Calendar No. 10-243: 3403 Colburn Avenue
Tim Grinnell appealed to erect a wooden open front porch to a two family dwelling in a Two-Family District.

The following appeals were **Denied:**

Calendar No. 10-211: 16569 St. Clair Avenue
Calabrese Cement & Masonry, owner, and Utilities Construction, tenant, appealed to establish a composting use in General Industry and Semi-Industry Districts.

Calendar No. 10-136: 4610 Clark Avenue
Real Quest 2000, Inc. and Salim Hasrouni appealed to establish use as a motor vehicle service garage in a General Retail Business District.

The following appeal heard by the Board on October 25, 2010 was adopted and approved on December 20, 2010.

The following appeal was **Approved:**

Calendar No. 10-187: 11400 Euclid Avenue
Case Western Reserve University, owner, and the Museum of Contemporary Art, prospective purchaser, appealed to construct a 4-story museum in a General Retail Business District.

The following appeal heard by the Board on November 22, 2010 was adopted and approved on December 20, 2010.

The following appeal was **Approved:**

Calendar No. 10-205: 4910-16 Pearl Road
Alexandros Bratsis owner, and Gregory Glaros lessee, appealed to change use from restaurant to assembly/banquet space in an existing two-story mixed use building in a Local Retail Business District; subject to condition.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

VEHICLE MILEAGE ALLOWANCE

Pursuant to C.O. Section 171.43, as amended by Ordinance No. 499-08, passed by the Council of the City of

Cleveland, Ohio on April 28, 2008, the Director of Finance establishes the Vehicle Mileage Allowance of \$.51, beginning January 1, 2011.

Sharon Dumas, Director
Finance Department

December 15, 2010 and December 22, 2010

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."

WEDNESDAY, JANUARY 12, 2011

File No. 200-2010 Carts — Automated Waste Collection and Curbside Recycling Program, for the Division of Waste Collection and Disposal, Department of Public Service, as authorized by Ordinance No. 891-10, passed by the Council of the City of Cleveland, August 18, 2010.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** WEDNESDAY, DECEMBER 29, 2010 AT 11:00 A.M. THE DIVISION

OF WASTE COLLECTION 5600 CARNEGIE AVENUE, CLEVELAND, OHIO 44103.

File No. 203-2010 — Labor and Materials to Maintain, Repair, Refurbish Various Material Handling Equipment Including but not Limited to Industrial Trucks, Utility Vehicles, Sweepers and Scrubbers, Aerial Lifts, Tractors and Appurtenances, for the Divisions of Water, Cleveland Public Powers and Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 896-10, passed by the Council of the City of Cleveland, August 18, 2010. THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** TUESDAY, DECEMBER 28, 2010 AT 11:00 A.M. THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 4TH FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

December 15, 2010 and December 22, 2010

THURSDAY, JANUARY 13, 2011

File No. 201-2010 — Purchase Transformers and Accessories, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section No. 129.26 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **MANDATORY PRE-BID MEETING** WEDNESDAY, DECEMBER 29, 2010 AT 11:30 A.M. THE TOM L. JOHNSON BUILDING, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

File No. 202-2010 — Crane and Hoist Inspection and Maintenance, for the Divisions of Water, Cleveland Public Powers and Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 869-10, passed by the Council of the City of Cleveland, August 18, 2010.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** TUESDAY, DECEMBER 28, 2010 AT 10:00 A.M. THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 4TH FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 204-2010 — Purchase of Cabinets with Parts and Accessories (Re-bid), for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Section No. 181.101, of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, JANUARY 7, 2011 AT 10:00 A.M. THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135-3193.

File No. 206-2010 — Rental of Various Heavy Duty Equipment, for

the Divisions of Water, Cleveland Public Powers and Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 869-10, passed by the Council of the City of Cleveland, August 18, 2010.
THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, DECEMBER 30, 2010 AT 10:30 A.M. 4600 HARVARD AVENUE, PIPE REPAIR CONFERENCE ROOM, CLEVELAND, OHIO 44114.

December 15, 2010 and December 22, 2010
THURSDAY, JANUARY 20, 2011

File No. 207-2010 — Various Automotive and Truck Parts, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 686-10, passed by the Council of the City of Cleveland, August 18, 2010.

THERE WILL BE A MANDATORY PRE-BID MEETING THURSDAY, JANUARY 6, 2010 AT 10:30 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.
THE CITY OF CLEVELAND WILL NOT CONSIDER THE BID OF ANYONE WHO DOES NOT ATTEND A MANDATORY PRE-BID CONFERENCE.

December 15, 2010 and December 22, 2010

REQUEST FOR PROPOSAL
WEDNESDAY, JANUARY 12, 2011

Professional Services for the Acquisition and Project Management for the Implementation of a Contract Compliance and Certification Monitoring System for the Office of Equal Opportunity. Request for Proposal is available at city.cleveland.oh.us. Proposals

must be submitted to Nora Singleton at Cleveland City Hall, 601 Lakeside Ave. Room 335, Cleveland, Ohio 44113 by 12:00 Noon (Eastern Standard Time) on January 12, 2011.
THERE WILL BE A NON-MANDATORY PRE-PREPOSAL MEETING ON THURSDAY, DECEMBER 16, 2010 AT 10:00 A.M. LOCATED AT 1201 LAKESIDE AVE., CLEVELAND, OHIO 44114.

December 15, 2010 and December 22, 2010

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

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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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Kelton Avenue, 11811 (Ward 9) — PPN 120-10-130 — Diane Willis (BOC Res. 544-10).....	2038
Melrose Avenue, 7510 (Ward 7) — PPN 106-11-073 — Joseph A. Rudolph per Ord. 1521-10 (BOC Res. 538-10)	2037
Notre Dame Avenue, 11016 (Ward 6) — PPN 121-32-053 — Kyle Gould per Ord. 1458-10 (BOC Res. 536-10)	2036
Puritas Avenue, 13436 (Ward 18) — PPN 023-13-010 — Jagdesh Phagoo and Lavika Sookrah (BOC Res. 542-10)	2038
Quincy Avenue, 9805 (Ward 6) — PPN 121-17-029 — Fairfax Renaissance Development Corporation per Ord. 1617-10 (BOC Res. 537-10).....	2036
West 82nd Street, 3130 (Ward 16) — PPN 017-06-018 — Angel R. Carrucini (BOC Res. 540-10).....	2037

Board of Control — Land Sales

Grandview Ave. and W. St. James St. (City of Cleveland Heights) — PPN 685-27-070 — to Emerald Development and Economic Network, Inc. per Ord. 1457-10 (BOC Res. 533-10)	2036
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Board of Control — Professional Service Contracts

Business Objects Enterprise Professional IV software license renewals — per C.O. Sec. 181.102 to SAP America, Inc. — Division of Water, Dept. of Public Utilities (BOC Res. 531-10)	2035
Wind Power Resource Assessment Services consultants services — name change to juwi Wind, LLC — Contract #68438 per BOC Res. 95-08 — Dept. of Public Utilities (BOC Res. 532-10)	2035

Board of Control — Public Utilities Department

Business Objects Enterprise Professional IV software license renewals — per C.O. Sec. 181.102 to SAP America, Inc. — Division of Water (BOC Res. 531-10)	2035
Wind Power Resource Assessment Services consultants services — name change to juwi Wind, LLC — Contract #68438 per BOC Res. 95-08 (BOC Res. 532-10)	2035

Board of Control — Purchases and Supplies Division

East 55th Street (Ward 5) — PPN 132-10-165 — convey to Slavic Village Development Corp. per Ord. 108-08 (BOC Res. 534-10).....	2036
Grandview Ave. and W. St. James St. (City of Cleveland Heights) — PPN 685-27-070 — to Emerald Development and Economic Network, Inc. per Ord. 1457-10 (BOC Res. 533-10)	2036

Board of Control — Water Division

Business Objects Enterprise Professional IV software license renewals — per C.O. Sec. 181.102 to SAP America, Inc. — Dept. of Public Utilities (BOC Res. 531-10)	2035
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Board of Zoning Appeals — Report

Clark Avenue, 4610, (Ward 15) – Real Quest 2000, Inc., owner, and Salim Hasrouni — appeal denied and adopted on 12/20/10 (Cal. 10-136)	2040
Colburn Avenue, 3403, (Ward 13) – Tim Grinnell, owner — appeal granted and adopted on 12/20/10 (Cal. 10-243)	2040
East 22nd Street, 2351, (Ward 5) – St. Vincent Charity Medical Center, owner — appeal granted and adopted on 12/20/10 (Cal. 10-240).....	2040
Edna Avenue, 6209, (Ward 7) – City of Cleveland, owner — appeal postponed to 1/18/11 on 12/20/10 (Cal. 10-210)	2039
Euclid Avenue, 11400, (Ward 9) – Case Western Reserve University, owner and the Museum of Contemporary Art, prospective lessee — appeal granted and adopted on 12/20/10 (Cal. 10-187).....	2040
Fairfield Avenue, 1001, (Ward 3) – Gillota Fuel Products Inc., owner — appeal to be heard on 1/3/11 (Cal. 10-207)	2039
Lorain Avenue, 8116, (Ward 15) – Elsworth Redden, owner — appeal postponed to 1/31/11 on 12/20/10 (Cal. 10-178).....	2039
Pearl Road, 4910-16, (Ward 13) – Alexandros Bratsis, owner and Gregory Glaros, lessee — appeal granted and adopted on 12/20/10 (Cal. 10-205).....	2040
Scranton Road, 2588, (Ward 14) – Tap House Real Estate LLC, owner — appeal heard on 12/20/10 (Cal. 10-224).....	2039

Scranton Road, 3237, (Ward 14) – The 3264 Holdings LLC and Fethi Belhovane, owner – appeal postponed to 2/22/11 on 12/20/10 (Cal. 10-245).....	2039
St. Clair Avenue, 16569, (Ward 11) – Calabrese Cement & Masonry, owner and Utilities Construction, tenant – appeal denied and adopted on 12/20/10 (Cal. 10-211)	2040
West 145th Street, 4353, (Ward 18) – Carol Cianci, owner – appeal heard on 12/20/10 (Cal. 10-248).....	2039

Board of Zoning Appeals — Schedule

East 96th Street, 1594, (Ward 7) – City of Cleveland, owner – appeal to be heard on 1/3/11 (Cal. 10-232).....	2039
East 96th Street, 1598, (Ward 7) – City of Cleveland, owner – appeal to be heard on 1/3/11 (Cal. 10-233).....	2039
East 96th Street, 1600, (Ward 7) – City of Cleveland, owner – appeal to be heard on 1/3/11 (Cal. 10-234).....	2039
East 96th Street, 1608, (Ward 7) – City of Cleveland, owner – appeal to be heard on 1/3/11 (Cal. 10-235).....	2039
Franklin Boulevard, 4210, (Ward 3) – Fred Presler, owner – appeal to be heard on 1/3/11 (Cal. 10-230).....	2039
St. Clair Avenue, 17000, (Ward 11) – Aljon LLC, by and through their attorney, Jonathan Sobel – appeal to be heard on 1/3/11 (Cal. 10-236)	2039
West 117th Street, 3645, (Ward 17) – Sahee Mohammad amd Fahim Kddie, owners – appeal to be heard on 1/3/11 (Cal. 10-246).....	2039
West 5th Street, 2318, (Ward 3) – Matt Berges, owner, and Scott Lucci, prospective purchaser – appeal to be heard on 1/3/11 (Cal. 10-247)	2039

City of Cleveland Bids

Automotive and truck parts — Department of Public Service — Division of Motor Vehicle Maintenance — per Ord. 686-10 — bid due January 20, 2011 (advertised 12/15/2010 and 12/22/2010).....	2041
Cabinets and parts (Re-bid) — Department of Port Control — Division of Cleveland Hopkins International Airport — per C.O. Sec. 181.101 — bid due January 13, 2011 (advertised 12/15/2010 and 12/22/2010).....	2040
Carts, automated waste collection and curbside recycling program — Department of Public Service — Division of Waste Collection and Disposal — per Ord. 891-10 — bid due January 12, 2011 (advertised 12/15/2010 and 12/22/2010).....	2040
Contract Compliance and Certification Monitoring System (RFP) — Office of Equal Opportunity — due January 12, 2011 (advertised 12/15/2010 and 12/22/2010)	2041
Crane and Hoist inspection and maintenance — Department of Public Utilities — per Ord. 869-10 — bid due January 13, 2011 (advertised 12/15/2010 and 12/22/2010).....	2040
Equipment, heavy duty; rental — Department of Public Utilities — per Ord. 869-10 — bid due January 13, 2011 (advertised 12/15/2010 and 12/22/2010)	2040
Material handling equipment (industrial trucks, sweepers, scrubbers, aerial lifts, tractors) maintenance and repair — Department of Public Utilities — per Ord. 896-10 — bid due January 12, 2011 (advertised 12/15/2010 and 12/22/2010).....	2040
Transformers — Department of Public Utilities — Division of Cleveland Public Power — per C.O. Sec. 129.26 — bid due January 13, 2011 (advertised 12/15/2010 and 12/22/2010).....	2040