

# The City Record

Official Publication of the Council of the City of Cleveland



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July the Fifth, Two Thousand and Six

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**Frank G. Jackson**  
Mayor

**Martin J. Sweeney**  
President of Council

**Emily Lipovan**  
City Clerk, Clerk of Council

Ward	Name
1	Nina Turner
2	Robert J. White
3	Zachary Reed
4	Kenneth L. Johnson
5	Phyllis E. Cleveland
6	Patricia J. Britt
7	Fannie M. Lewis
8	Sabra Pierce Scott
9	Kevin Conwell
10	Roosevelt Coats
11	Michael D. Polensek
12	Anthony Brancatelli
13	Joe Cimperman
14	Joseph Santiago
15	Brian J. Cummins
16	Kevin J. Kelley
17	Matthew Zone
18	Jay Westbrook
19	Dona Brady
20	Martin J. Sweeney
21	Michael A. Dolan

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

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Nina Turner.....	16204 Sunny Glen Avenue	44128
2	Robert J. White .....	9703 Cardwell Avenue	44105
3	Zachary Reed .....	3734 East 149th Street	44120
4	Kenneth L. Johnson.....	2948 Hampton Road	44120
5	Phyllis E. Cleveland.....	2369 East 36th Street	44105
6	Patricia J. Britt.....	12402 Britton Drive	44120
7	Fannie M. Lewis.....	7416 Star Avenue	44103
8	Sabra Pierce Scott.....	1136 East 98th Street	44108
9	Kevin Conwell .....	10647 Ashbury Avenue	44106
10	Roosevelt Coats .....	1775 Cliffview Road	44112
11	Michael D. Polensek.....	17855 Brian Avenue	44119
12	Anthony Brancatelli.....	6924 Ottawa Road	44105
13	Joe Cimperman.....	3053 West 12th Street	44113
14	Joseph Santiago.....	3169 West 14th Street	44109
15	Brian J. Cummins .....	3104 Mapledale Avenue	44109
16	Kevin J. Kelley .....	6608 Woodhaven Avenue	44144
17	Matthew Zone .....	1228 West 69th Street	44102
18	Jay Westbrook.....	1278 West 103rd Street	44102
19	Dona Brady.....	1272 West Boulevard	44102
20	Martin J. Sweeney.....	3632 West 133rd Street	44111
21	Michael A. Dolan.....	16519 West Park Road	44111

City Clerk, Clerk of Council – Emily Lipovan, 216 City Hall, 664–2840  
 First Assistant Clerk – Sandra Franklin

### MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff  
 Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer  
 Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs  
 Tracy Y. Martin, Executive Assistant to the Mayor, Chief of Education  
 Maureen Harper, Executive Assistant to the Mayor, Chief of Communications  
 Michael A. House, Executive Assistant to the Mayor, Press Secretary  
 Debra Linn Talley, Director, Office of Equal Opportunity

DEPT. OF LAW – Robert J. Triozzi, Director, Richard F. Horvath, Chief Counsel, Rm. 106  
 Karen E. Martinez, 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 – Algeron Walker, 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 – Julius Ciaccia, Interim Director, 1201 Lakeside Avenue

DIVISIONS – 1201 Lakeside Avenue  
 Cleveland Public Power – James F. Majer, Commissioner  
 Street Lighting Bureau – \_\_\_\_\_, Acting Chief  
 Utilities Fiscal Control – Dennis Nichols, Commissioner  
 Water – John Christopher Nielson, 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 – Randall E. DeVaul, 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, Interim Director, Mural Building, 1925 St. Clair Ave.

DIVISIONS: Air Quality – Richard L. Nemeth, Commissioner  
 Correction – Robert Tasky, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.  
 Environment – Willie Bess, Commissioner, Mural Building, 1925 St. Clair Ave.  
 Health – Anjou Parekh, Commissioner, Mural Building, 1925 St. Clair Ave.

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

DIVISIONS: Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street  
 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 – \_\_\_\_\_, 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, Interim Director, Room 500  
 DIVISIONS: Code Enforcement – Tyrone L. Johnson, Commissioner  
 Construction Permitting – Timothy R. Wolosz, Commissioner

DEPT. OF PERSONNEL AND HUMAN RESOURCES – Trudy Hutchinson, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – Brian A. Reilly, Director, Room 210

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

DEPT. OF CONSUMER AFFAIRS – Angel Guzman, Director

COMMUNITY RELATIONS BOARD – Room 11, Blaine Griffin, Director; Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Charles Lucas, Jr., Vice-Chairman; Councilman Kevin Conwell, Councilman Brian J. Cummins, Councilman Joe Santiago, Councilman Matthew Zone, City Council Representatives; Charles L. Patton, Jr., Paula Castleberry, Emmett Saunders, John Banno, Kathryn M. Hall, Evangeline Hardaway, Janet Jankura, Gia Hoa Ryan, Rev. Jesse Harris, Magda Gomez, Fred J. Livingstone, Margot James Copeland.

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; \_\_\_\_\_, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members: John Myers, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, \_\_\_\_\_, 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 \_\_\_\_\_, Secretary; Council President Martin J. Sweeney.

BOARD OF SIDEWALK APPEALS – Service Director \_\_\_\_\_, Law Director Robert J. Triozzi; Councilman \_\_\_\_\_.

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

CITY PLANNING COMMISSION – Room 501 – Robert N. Brown, Director; Anthony J. Coyne, Chairman; David Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean Pinkney, Rev. Sam Edward Small, Council Member Joe Cimperman.

FAIR CAMPAIGN FINANCE COMMISSION – Chris Warren, C. Ellen Connally, Hillary S. Taylor.

FAIR EMPLOYMENT WAGE BOARD – Room 210 – Gerald Meyer, Chair; Angela Caldwell, Vice Chair; Patrick Gallagher, Kathryn Jackson, Draydean McCaleb, Council Member \_\_\_\_\_, Ed Romero.

FAIR HOUSING BOARD – Charles See, Chair; \_\_\_\_\_, Vice Chair; Daniel Conway, Doris Honsa, Lisa Camacho.

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; Councilman Nina Turner.

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

CLEVELAND LANDMARKS COMMISSION – Room 519 – India Pierce Lee, Chair; Laura M. Noble, Vice Chair; Robert Brown, Thomas Coffey, Jennifer Coleman, Lee, Michael Rastatter, Jr., John Torres, Ari Maron, N. Kurt Wiebusch, Council Member Joe Cimperman, Robert Jackimowicz; Robert Keiser, Secretary.

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

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

Earle B. Turner – Clerk of Courts, Michael E. Flanagan – Court Administrator, Paul J. Mizerak – Bailiff; Regina Daniel – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate

# The City Record



OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 93

WEDNESDAY, JULY 5, 2006

No. 4830

## CITY COUNCIL

MONDAY, JULY 3, 2006

### The City Record

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Address all communications to

**EMILY LIPOVAN**

City Clerk, Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2006-2009

#### MONDAY—Alternating

9:30 A.M. — **Public Parks, Property & Recreation Committee:** Johnson, Chair; White, Vice Chair; Brancatelli, Cummins, Kelley, Polensek, Turner.

9:30 A.M. — **Health & Human Services Committee:** Britt, Chair; Cleveland, Vice Chair; Conwell, Kelley, Reed, Santiago, Westbrook.

11:00 A.M. — **Public Service Committee:** Brady, Chair; Turner, Vice Chair; Cleveland, Cummins, Johnson, Polensek, Reed, Santiago, White.

11:00 A.M. — **Legislation Committee:** Cleveland, Chair; Dolan, Vice Chair; Cimperman, Lewis, Pierce Scott, Reed, White.

#### MONDAY

2:00 P.M. — **Finance Committee:** Sweeney, Chair; Cimperman, Vice Chair; Brady, Brancatelli, Britt, Coats, Conwell, Pierce Scott, Westbrook, White, Zone.

#### TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Pierce Scott, Chair; Brancatelli, Vice Chair; Brady, Cimperman, Cummins, Coats, Lewis, Westbrook, Zone.

1:30 P.M. — **Employment, Affirmative Action & Training Committee:** Lewis, Chair; Santiago, Vice Chair; Brancatelli, Coats, Conwell, Johnson, Turner.

#### WEDNESDAY—Alternating

10:00 A.M. — **Aviation & Transportation Committee:** Kelley, Chair; Westbrook, Vice Chair; Brancatelli, Britt, Cleveland, Dolan, Turner.

10:00 A.M. — **Public Safety Committee:** Conwell, Chair; Brady, Vice Chair; Britt, Coats, Cummins, Kelley, Polensek, Santiago, Turner.

#### WEDNESDAY—Alternating

1:30 P.M. — **Public Utilities Committee:** Zone, Chair; Reed, Vice Chair; Cleveland, Cummins, Dolan, Kelley, Polensek, Santiago, Westbrook.

1:30 P.M. — **City Planning Committee:** Cimperman, Chair, Westbrook, Vice Chair, Conwell, Dolan, Lewis, Reed, Zone.

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

**Rules Committee:** Sweeney, Chair; Cleveland, Kelley, Pierce Scott, Polensek.

**Personnel and Operations Committee:** Sweeney, Chair; Britt, Kelley, Pierce Scott, Santiago, Westbrook, White.

**Mayor's Appointment Committee:** Coats, Chair; Pierce Scott, Kelley, Sweeney, Westbrook.

### 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

June 28, 2006

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, June 28, 2006, at 10:30 a.m. with Director Triozzi presiding.

Present: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Car-

roll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Absent: Mayor Jackson.

Others: Jim Hardy, Commissioner, Purchases and Supplies.

Debra Linn Talley, Commissioner, Office of Equal Opportunity.

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

#### Resolution No. 254-06.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that all bids received on April 13, 2006, for the purchase of an estimated quantity of fasteners, all items, for the various divisions of City government, under the authority of Ordinance No. 234-06, passed by the Council of the City of Cleveland on February 27, 2006 are rejected.

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Carroll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Nays: None.

Absent: Mayor Jackson.

#### Resolution No. 255-06.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of Emerald Supply, Inc. for an estimated quantity of industrial paper products and cloth wipers, Group A, Part I all items, for the various divisions of City government, for the period of one year beginning with the date of execution of a contract, received on March 30, 2006, under the authority of Ordinance No. 2129-05, passed November 28, 2005, which on the basis of the estimated quantity would amount to \$359,626.39 (1%, 5 Days), is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 171109

which shall be certified against the contract in the sum of \$60,000.00.

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors to Emerald Supply, Inc., for the above-mentioned service is hereby approved:

<u>SUBCONTRACTOR</u>	<u>PERCENTAGE</u>	<u>WORK</u>
Ran Associates	23.29%	MBE \$83,757.02

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Carroll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 256-06.**

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that all bids received on March 30, 2006, for the purchase of an estimated quantity of industrial paper products and cloth wipers, Group A, Part II & III, Options A & B, for the various divisions of City government, under the authority of Ordinance No. 2129-05, passed by the Council of the City of Cleveland on November 28, 2005 are rejected.

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Carroll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 257-06.**

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of The Sherwin-Williams Company for an estimated quantity of paint and paint supplies, all items, for the various divisions of City government, for the period of two years beginning with the date of execution of a contract, received on April 13, 2006, under the authority of Ordinance No. 239-06, passed February 27, 2006, which on the basis of the estimated quantity would amount to \$218,556.95 (1%, 10 Days), is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition Nos. 176529 and 176528 which shall be certified against the contract in the sum of \$11,000.00.

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

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Carroll, Directors Flask, Cox, Rush,

Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 258-06.**

By Interim Director Ciaccia.

Whereas, by the Board of Control of the City of Cleveland, under the authority of Ordinance No. 68-98, passed by the Council of the City of Cleveland on October 19, 1998 as amended by Ordinance No. 94-99, passed on March 1, 1999, and Board of Control Resolution No. 63-06, adopted March 1, 2006, Arcadis FPS, Inc. is selected as the firm to be employed by contract to provide Design Engineering Services for the Kirtland Pump Station Rehabilitation; and

Whereas, on December 12, 2005, Arcadis FPS, Inc. requested the City's consent, to its change of name to Arcadis G&M of Ohio, Inc. and assignment of all Arcadis FPS, Inc. obligations and interests under Board of Control Resolution No. 63-06 to Arcadis G&M Ohio, Inc.; and

Whereas, Arcadis G&M of Ohio, Inc. proposes to undertake all obligations of Arcadis FPS, Inc. under Board of Control Resolution No. 63-06 and represents that assignment shall not waive any of Arcadis FPS, Inc.'s obligations or the City's rights; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that this Board acknowledges, and authorizes the Director of Public Utilities to consent to, the legal name change of Arcadis FPS, Inc. to Arcadis G&M of Ohio, Inc.

Be it further resolved that the Director of Public Utilities is authorized to execute all documents and do all things necessary to implement the consent to the assignment of Board of Control Resolution No. 63-06 authorized above. A copy of the consent to assignment shall be filed with the Commissioner of Accounts.

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Carroll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 259-06.**

By Interim Director Ciaccia.

Whereas, under the authority of Ordinance No. 1077-02, passed by the Council of the City of Cleveland on June 17, 2002, and Board of Control Resolution No. 677-03, adopted November 5, 2003, the City through its Director of Public Utilities, entered into City Contract No. 62201 with Cleveland State University, Division of Continuing Education ("CSU"), to administer a comprehensive program over a two-year period that provides technology training to support the staff's skill development, for the Division of Water, Department of Public Utilities; and

Whereas, under Board of Control Resolution No. 566-05, adopted October 13, 2005, the Director of Public Utilities was authorized to enter into a first amendment to Contract No. 62201 to extend the term to

August 10, 2006 at no additional cost; and

Whereas, the City has determined it is necessary to extend the term of City Contract No. 62201 until the later of December 10, 2006 or the date CSU has furnished professional services to be rendered under the contract, as previously extended, having a value of \$1,814,312.50; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Public Utilities is authorized to enter into a second amendment to City Contract No. 62201 with Cleveland State University, Division of Continuing Education, to extend the term until the later of December 10, 2006 or the date CSU has furnished professional services under the contract having a value of \$1,814,312.50.

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Carroll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 260-06.**

By Interim Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Environmental Associates Ltd. for an estimated quantity of laboratory services for protozoa and biological analysis (all items) for Division of Water, Department of Public Utilities, for a period of four (4) years, received on April 12, 2006, under the authority of Ordinance No. 485-96, passed May 6, 1996, which on the basis of the estimated quantity would amount to \$69,890.00 (0.1%, 15 Days) is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 163817 which shall be certified against the contract in the sum of \$15,000.00.

The requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for the commodities, whether more or less than the estimated quantity, as may be ordered under subsequent requisitions separately certified against the contract.

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Carroll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 261-06.**

By Interim Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Orion Painting and Contracting for an estimated quantity of painting streetside elements, all items, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two years beginning with the date of execu-

tion of a contract, received on May 3, 2006, under the authority of Ordinance No. 1634-05, passed October 24, 2005, which on the basis of the estimated quantity would amount to \$216,403.00 (Net, 30 Days), is approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 158047 which shall be certified against the contract in the sum of \$25,000.00.

The requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for the commodities, whether more or less than the estimated quantity, as may be ordered under subsequent requisitions separately certified against the contract.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Orion Painting and Contracting for painting of streetside elements for the above mentioned requirement contract is approved:

<u>SUBCONTRACTOR</u>	<u>AWARD</u>
Dentz Painting	\$9,800.00 (FBE) 3.27%
Cook Paving	\$ 25,000.00 8.33%

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Carroll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 262-06.**

By Director Wasik.

Resolved by the Board of Control of the City of Cleveland that all bids received on June 15, 2006, for the public improvement of Cleveland City Hall first floor ceiling repairs, for the Department of Public Service, under the authority of Ordinance No. 2143-03, passed on February 9, 2004, by the Council of the City of Cleveland, are rejected.

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Carroll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 263-06.**

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland that under Ordinance No. 837-05, passed June 6, 2005, and amended by Ordinance No. 567-06, passed June 12, 2006, by the Council of the City of Cleveland, the firm of Osborn Architects & Engineers ("Architect") is selected upon the nomination of the Director of Public Service from a list of qualified firms available for such employment and determined

after a full and complete canvass by the Director of Parks, Recreation, and Properties as the firm of architects to be employed by contract for the purpose of supplementing the regularly employed staff of the Division of Architecture in order to provide the professional services necessary for the renovations and improvements for the Willard Park Garage.

Be it further resolved, that the Director of Parks, Recreation, and Properties is authorized to enter into a written contract with Osborn Architects & Engineers, based upon its proposal dated January 11, 2006, which contract shall be prepared by the Director of Law and shall include such additional provisions as she deems necessary to benefit and protect the public interest. The total compensation to the Architect for all services under the contract authorized shall not exceed \$107,700.

Be it further resolved, that the employment of the following subconsultants by Osborn Architects & Engineers is approved:

G & T Associates (MBE)	\$7,500 (6.97%)
Dynatech Consulting Engineers (MBE)	\$5,000 (4.64%)
City Blue Printing (FBE)	\$2,000 (1.86%)

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Carroll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.

Nays: None.  
Absent: Mayor Jackson.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

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

REYNALDO GALINDO,  
President

**SCHEDULE OF THE BOARD OF ZONING APPEALS**

**MONDAY, JULY 17, 2006**

**9:30 A.M.**

**Calendar No. 06-118:** 3018 East 55th Street (Ward 5)

Ian Abrams, owner, appeals to use for a scrap storage area a portion of an acreage parcel, the Footbridge Area, located in a B2 Residence Industry District on the west side of East 55th Street at 3018 East 55th Street; contrary to Section 345.02(b), outside storage is proposed and in any Residence Industry District all materials must be stored on the inside of buildings; and subject to the provisions of Section 345.02(f), the entrance and exit to any such building or premises in a Residence Industry District are from a street designated as a major thoroughfare on the general plan adopted by the City Planning Commission or if the premises in question does not abut such street, then from any street approved by the Board of Zoning Appeals, if it finds the probable volume and type of traffic to such premises will not change materially the existing character of such streets nor be detrimental to the adjoining or adjacent residential area; and all vehicle maneuvering areas of the property in question must be paved and drained within the lot, as stated in Section 349.07(a) of the Codified Ordinances.

**Calendar No. 06-119:** 3018 East 55th Street (Ward 5)

Ian Abrams, owner, appeals to use for scrap storage, a scrap processing yard and auto wrecking a portion of an acreage parcel, the Hilltop Area, located in a General Industry District on the west side of East 55th Street at 3018 East 55th Street; contrary to Section 347.06(d), junk and scrap piles exceed the limit of 3' above the height of fence, and in any use district that allows junk or wrecking yards the height of the storage of such junk or used material shall not be piled higher than 3' above the height of the wall or fence enclosing the yard; and all vehicle maneuvering areas of the property in question must be paved and drained within the lot, as stated in Section 349.07(a) of the Codified Ordinances.

**Calendar No. 06-120:** 3030 East 55th Street (Ward 5)

Ian Abrams, owner, appeals to use for scrap storage, a scrap processing yard and auto wrecking a portion of an acreage parcel located in a General Industry District on the west side of East 55th Street at 3030 East 55th Street and also known as 3018 East 55th Street; subject to the

provisions of Section 347.06(a), a 7' high wall or opaque fence is required to be completely surrounding the scrap/junk yard and auto wrecking area; and contrary to Section 347.06(d), junk and scrap piles exceed the limit of 3' above the fence height, and in any use district allowing junk or wrecking yards the storage of such junk or used material shall not be piled higher than 3' above the height of the wall or fence enclosing the yard; and all vehicle maneuvering areas of the property in question must be paved and drained within the lot, as stated in Section 349.07(a) of the Codified Ordinances.

**Calendar No. 06-122:** 3201 Chatham Avenue (Ward 14)

Barry Smith, owner, appeals to erect a 26' x 22'-10" three-story frame, single family dwelling on an approximate 30' x 65' "L" shaped corner parcel, located in a Two-Family District on the southwest corner of Chatham Avenue and West 32nd Street at 3201 Chatham Avenue; contrary to Section 357.05, a side street yard of 4'-5" is provided where not less than 5' are required for a corner lot; and the total interior side yards equal 7.5' and 10' is required under Section 357.09(2)B; and contrary to the Area Requirements and Section 355.05, the minimum lot size provided is 2,242 square feet instead of 4,800 square feet with a maximum gross floor area of 1,680 square feet that exceeds 50% of the lot size; and the accessory garage is proposed at a 4' distance where the requirement is a minimum of 18' from all property lines and at least 10' from any main building on an adjoining lot in a Residence District, as stated in Section 337.23 of the Codified Ordinances.

Secretary

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**REPORT OF THE BOARD  
OF ZONING APPEALS**

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**MONDAY, JULY 3, 2006**

At the meeting of the Board of Zoning Appeals on Monday, July 3, 2006, the following appeals were heard by the Board:

The following appeals were **Approved:**

**Calendar No. 06-102:** 2094 West 7th Street

Michael McBride appealed to erect a three-story single family residence with an attached garage in a Multi-Family District; subject to condition.

**Calendar No. 06-103:** 2098 West 7th Street

Michael McBride appealed to erect a three-story single family residence with an attached garage in a Multi-Family District; subject to condition.

**Calendar No. 06-104:** 2100 West 7th Street

Brian McCreary appealed to erect a three-story single family residence with an attached garage in a Multi-Family District; subject to condition.

**Calendar No. 06-105:** 2106 West 7th Street

Brian McCreary appealed to erect a three-story single family residence with an attached garage in a Multi-Family District; subject to condition.

**Calendar No. 06-107:** 1104 Prospect Avenue

Park O Lock LLC appealed to make alterations and change the use of an existing five-story building from office and store to RA-3 townhouse units in a General Retail Business District.

**Calendar No. 06-110:** 2900 Martin Luther King, Jr. Drive

The Benedictine Order of Cleveland appealed to erect a bulletin board sign in a Two-Family District.

The following appeals were **Denied:**

None.

The following appeals were **Withdrawn:**

None.

The following appeal was **Dismissed:**

**Calendar No. 06-76:** 485 East 140th Street

John Masseria and Wade Park Properties, Ltd., owner, and Michael Steele, prospective purchaser, appealed to change to a used car sales lot an existing masonry building on a 160' x 170' irregular shaped parcel located in split zoning between a General Retail Business District and a Multi-Family District.

The following appeal was **Postponed** from July 10, 2006:

**Calendar No. 06-84:** 4726 Superior Avenue postponed to July 24, 2006.

In Executive Session on July 3, 2006, the following appeals heard by the Board on June 26, 2006 were adopted and approved.

The following appeals were **Approved:**

**Calendar No. 06-99:** 1148-52 Prospect Avenue

Joshua Hall Properties and Mark Mazzone appealed to change use of an existing three-story brick building from office and store to apartments in a General Retail Business District.

**Calendar No. 06-100:** 2222-26 Kinkel Avenue

West Side Ministries appealed to construct a parking lot on a 76' x 135' parcel in a Multi-Family District.

**Calendar No. 06-106:** 3571 West 47th Street

Christopher Gonda appealed to install 80 lineal feet of 6' high wood privacy fence in the actual front and side street yards in a Two-Family District.

**Calendar No. 06-109:** 3201 Denison Avenue

Art House, Inc. appealed to change to a use for offices a two-family structure in a Multi-Family District.

The following appeals were **Denied:**

None.

Secretary

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

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NO MEETING

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**PUBLIC NOTICE**

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NONE

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**NOTICE OF PUBLIC HEARING**

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**Notice of Public Hearing  
By the Council Committee  
On City Planning**

**Mercedes Cotner  
Committee Room 217  
City Hall, Cleveland, Ohio  
On Wednesday, July 12, 2006  
9:00 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, July 12, 2006, at 9:00 a.m., to consider the following ordinances now pending in the Council:

**Ord. No. 1002-06.**

By Council Member Cummins.  
An ordinance changing the Use and Area Districts of properties located on the north side of Spring Road, south of Gino Lane, and on the east side of Jennings Freeway from a One Family Residential District and an 'A' Area District to a General Industry District and a 'B' Area District (Map Change No. 2157, Sheet No. 6).

**Ord. No. 1064-06.**

By Council Member Cimperman.  
An ordinance to change the Use District of a parcel of land located on the southwest corner of Rowley Avenue and West 11th Street from a Two-Family Residential District to a Local Retail Business District as shown on the attached map (Map Change No. 2182, Sheet Numbers 5 & 6).

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

Joseph C. Cimperman  
Chairman  
Committee on City Planning

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June 28, 2006 and July 5, 2006

**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, JULY 12, 2006**

**Tony Brush Park Site Improvements**, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 2151-03, passed by the Council of the City of Cleveland, December 15, 2003.

THERE WILL BE A **REFUNDABLE FEE FOR PLANS/SPECIFICATIONS** IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, JULY 6, 2006 AT 10:00 A.M., BURKE LAKEFRONT AIRPORT, 1501 NORTH MARGINAL ROAD, FIRST FLOOR CONFERENCE ROOM, CLEVELAND, OHIO 44114.

**CAD to Field Data Interface**, for the Division of EMS, Department of Public Safety, as authorized by Ordinance No. 961-05, passed by the Council of the City of Cleveland, June 6, 2005.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, THURSDAY, JULY 6, 2006 AT 10:00 A.M., 205 W. ST. CLAIR AVENUE, 5TH FLOOR CONFERENCE ROOM, CLEVELAND, OHIO 44113.

June 28, 2006 and July 5, 2006

**THURSDAY, JULY 13, 2006**

**Superior Public Art Project**, for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance No. 867-2000, passed by the Council of the City of Cleveland, June 19, 2000.

THERE WILL BE A **REFUNDABLE FEE FOR PLANS/SPECIFICATIONS** IN THE AMOUNT OF (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND OR MONEY ORDER.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, THURSDAY, JULY 6, 2006 AT 11:00 A.M., CITY HALL, 601 LAKESIDE AVENUE, ROOM 518, CLEVELAND, OHIO 44114.

**Lamps**, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 236-06, passed by the Council of the City of Cleveland, February 27, 2006.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, THURSDAY, JULY 6, 2006 AT 10:00 A.M., CITY HALL, DIVISION OF PURCHASES & SUPPLIES, ROOM, 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

June 28, 2006 and July 5, 2006

**FRIDAY, JULY 14, 2006**

**Cab/Chassis with 25-Cubic Yards Refuse Packer Bodies**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 725-05, passed by the Council of the City of Cleveland, May 9, 2005.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** FRIDAY, JULY 6, 2006 AT 3:00 P.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, BUILDING #1, CLEVELAND, OHIO 44105.

**Meteorological Monitoring System**, for the Division of Air Quality, Department of Public Health, as authorized by Ordinance 1033-05, passed by the Council of the City of Cleveland, June 6, 2005.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, JULY 6, 2006 AT 10:00 A.M., DIVISION OF AIR QUALITY, 9127 MILES AVENUE, CLEVELAND, OHIO 44105.

June 28, 2006 and July 5, 2006

**WEDNESDAY, JULY 19, 2006**

**Labor and Material to Maintain, Repair and Maintain Plate Trucks (Re-Bid)**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 836-04, passed by the Council of the City of Cleveland, June 7, 2004.

THERE WILL BE A **MANDATORY PRE-BID MEETING**, FRIDAY, JULY 7, 2006 AT 10:00 A.M., DIVISION OF WATER POLLUTION, 12302 KIRBY AVENUE, RED CONFERENCE ROOM, CLEVELAND, OHIO 44108.

June 28, 2006 and July 5, 2006

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

June 28, 2006 and July 5, 2006

**WEDNESDAY, JULY 26, 2006**

**Document Scanning Services**, for the Division of Taxation, Department of Finance, as authorized by Ordinance No. 647-06, passed by the Council of the City of Cleveland, June 6, 2005.

THERE WILL BE A **MANDATORY PRE-BID MEETING**, MONDAY, JULY 17, 2006 AT 10:00 A.M., DIVISION OF TAXATION, 205 W. ST. CLAIR AVENUE, 3RD FLOOR, CLEVELAND, OHIO 44114.

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

June 28, 2006 and July 5, 2006

**THURSDAY, JULY 20, 2006**

**The Avenue District; Block Three Superior Avenue, E. 13th Street & Rockwell Avenue**, for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance Nos. 1146-05 and 2037-05, passed by the Council of the City of Cleveland, July 13, 2005 and November 28, 2005, respectively.

THERE WILL BE A **REFUNDABLE FEE FOR PLANS/SPECIFICATIONS** IN THE AMOUNT OF (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND OR MONEY ORDER.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, THURSDAY, JULY 13, 2006 AT 11:00 A.M., CITY HALL, 601 LAKESIDE AVENUE, ROOM 518, CLEVELAND, OHIO 44114.

**Fasteners**, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 234-06, passed by the Council of the City of Cleveland, February 27, 2006.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, THURSDAY, JULY 13, 2006 AT 10:00 A.M., CITY HALL, DIVISION OF PURCHASES & SUPPLIES, ROOM, 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

July 5, 2006 and July 12, 2006

**FRIDAY, JULY 21, 2006**

**Unarmed Security Guard Services**, for the Various Divisions, Department of Port Control, as authorized by Ordinance No. 299-06, passed by the Council of the City of Cleveland, March 27, 2006.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, FRIDAY, JULY 14, 2006 AT 10:00 A.M., CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135.

**Automotive Parts, Supplies and Services Necessary for Vehicle Maintenance, including Labor and**

**Materials for Repair and Installation, if Necessary**, for the Various Divisions, Department of Port Control, as authorized by Ordinance No. 1873-05, passed by the Council of the City of Cleveland, October 24, 2005.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING, FRIDAY, JULY 14, 2006 AT 10:00 A.M., CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135.

July 5, 2006 and July 12, 2006

**WEDNESDAY, JULY 26, 2006**

**Estimated Quantity of One (1) Flat Bed Body (Log Truck) and Estimated Quantity of One (1) Flat Bed Body - Crane**, for the Various Divisions, Department of Public Service, as authorized by Ordinance No. 762-05, passed by the Council of the City of Cleveland, May 9, 2005.

nance No. 762-05, passed by the Council of the City of Cleveland, May 9, 2005.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING TUESDAY, JULY 18, 2006 AT 2:00 P.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, BUILDING #1, CLEVELAND, OHIO 44105.

July 5, 2006 and July 12, 2006

**THURSDAY, JULY 27, 2006**

**Tree Trimming Around Wires and Street Lights**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 295-06, passed by the Council of the City of Cleveland, April 19, 2006.

THERE WILL BE A **MANDATORY PRE-BID** MEETING, THURSDAY, JULY 20, 2006 AT 10:00 A.M.,

CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

July 5, 2006 and July 12, 2006

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Spring Rd. (north), — Gino Ln. (south) — Jennings Freeway (east) —  
 Changing the Use and Area Districts — General Industry District  
 and a 'B' Area District (O 1002-06) ..... 1268