

# The City Record

Official Publication of the Council of the City of Cleveland



January the Fourth, Two Thousand and Seventeen

**Frank G. Jackson**  
Mayor

**Kevin J. Kelley**  
President of Council

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

**Ward Name**

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

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

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

Ward	Name	Residence	
1	Terrell H. Pruitt	16920 Throckley Avenue	44128
2	Zack Reed	3734 East 149th Street	44120
3	Kerry McCormack	1429 West 38th Street	44113
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	Michael D. Polensek	17855 Brian Avenue	44119
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
11	Dona Brady	1272 West Boulevard	44102
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	Brian Kazy	4300 West 143rd Street	44135
17	Martin J. Keane	15907 Colletta Lane	44111

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

### MAYOR – Frank G. Jackson

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  
 Martin J. Flask, Executive Assistant to the Mayor of Special Projects  
 Monyka S. Price, Executive Assistant to the Mayor, Chief of Education  
 Matt Gray, Executive Assistant to the Mayor, Chief of Sustainability  
 Natoya J. Walker Minor, Executive Assistant to the Mayor, Chief of Public Affairs  
 Edward W. Rybka, Executive Assistant to the Mayor, Chief of Regional Development  
 Dan Williams, Media Relations Director

### OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

**DIVISIONS:**  
 Architecture and Site Development – \_\_\_\_\_ Manager  
 Engineering and Construction – Richard J. Switalski, Manager  
 Real Estate – James DeRosa, Commissioner

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

### DEPT. OF LAW – Barbara A. Langhenry, Director, Gary D. Singletary, Chief Counsel,

Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,  
 Victor R. Perez, Chief Assistant Prosecutor, Room 106; Robin Wood, Law Librarian,  
 Room 100

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

Natasha Brandt, Manager, Internal Audit  
**DIVISIONS:**  
 Accounts – Lonya Moss Walker, Commissioner, Room 19  
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
 City Treasury – James Hartley, Interim Treasurer, Room 115  
 Financial Reporting and Control – James Gentile, Controller, Room 18  
 Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue  
 Purchases and Supplies – Tiffany White, Commissioner, Room 128  
 Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue  
 Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

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

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

### DEPT. OF PORT CONTROL – Fred Szabo, Interim Director, Cleveland Hopkins International Airport, 5300 Riverside Drive

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

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

**OFFICES:**  
 Administration – John Laird, Manager  
 Special Events and Marketing – Tangee Johnson, Manager  
**DIVISIONS:**  
 Motor Vehicle Maintenance – Jeffrey Brown, Commissioner  
 Park Maintenance and Properties – Richard L. Silva, Commissioner  
 Parking Facilities – Kim Johnson, Interim Commissioner  
 Property Management – Tom Nagle, Commissioner  
 Recreation – Samuel Gissentaner, Interim Commissioner  
 Streets – Frank D. Williams, Interim Commissioner  
 Traffic Engineering – Robert Mavec, Commissioner  
 Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

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

**DIVISIONS:**  
 Air Quality – George Baker, Commissioner  
 Environment – Brian Kimball, Commissioner, 75 Erieview Plaza  
 Health – Persis Sosiak, Commissioner, 75 Erieview Plaza

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

**DIVISIONS:**  
 Animal Control Services – Edward Jamison, Chief Animal Control Officer, 2690 West 7th Street  
 Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.  
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive  
 Fire – Patrick Kelly, Chief, 1645 Superior Avenue  
 Police – Calvin D. Williams, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

### DEPT. OF COMMUNITY DEVELOPMENT – Michael Cosgrove, Acting Director

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

### DEPT. OF BUILDING AND HOUSING – Ronald J.H. O’Leary, Director, Room 500

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

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

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

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

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

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

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

### BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members: Mary Haas McGraw, Joan Shaver Washington, Tim Donovan, Elizabeth Kukla, Secretary.

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

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

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

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

### CITY PLANNING COMMISSION – Room 501 – Freddy L. Collier, Jr., Director; 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 Lochr, Mark McDermott, Marcia Nolan, David Perkowski, Joan Shaver Washington, Keith Sutton.

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

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

### CLEVELAND LANDMARKS COMMISSION – Room 519 – Julie Trott, Chair; Giancarlo Calicchia, Vice Chair; Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Council Member Terrell H. Pruitt, Robert Strickland, Donald Petit, Secretary.

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

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

Judge Courtroom  
 Presiding and Administrative Judge Ronald B. Adrine – Courtroom 15A  
 Judge Pinkey S. Carr – Courtroom 15C  
 Judge Marilyn B. Cassidy – Courtroom 13A  
 Judge Michelle Denise Earley – Courtroom 14C  
 Judge Emanuella Groves – Courtroom 14B  
 Judge Lauren C. Moore – Courtroom 14A  
 Judge Charles L. Patton, Jr. – Courtroom 13D  
 Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B  
 Judge Michael R. Sliwinski – Courtroom 13C  
 Judge Janet Rath Colaluca – Courtroom 12B  
 Judge Suzan Marie Sweeney – Courtroom 12C  
 Judge Joseph J. Zone – Courtroom 14D  
 Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Robert J. Furda – Chief Bailiff; Dean Jenkins – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate.

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

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WEDNESDAY, JANUARY 4, 2017

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## CITY COUNCIL

MONDAY, JANUARY 2, 2017

The City Record  
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**PATRICIA J. BRITT**  
City Clerk, Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2015-2017

#### MONDAY — Alternating

9:30 A.M. — **Health and Human Services Committee:** Cummins (CHAIR), Mitchell (VICE-CHAIR), Brady, Cleveland, Conwell, J. Johnson, McCormack.

9:30 A.M. — **Municipal Services and Properties Committee:** K. Johnson (CHAIR), Dow (VICE-CHAIR), Brancatelli, Cummins, J. Johnson, Kazy, Reed.

#### MONDAY

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

#### TUESDAY

9:30 A.M. — **Development, Planning and Sustainability Committee:** Brancatelli (CHAIR), Cleveland (VICE-CHAIR), Cummins, Dow, McCormack, Pruitt, Zone.

#### TUESDAY — Alternating

1:30 P.M. — **Utilities Committee:** Pruitt (CHAIR), Brady (VICE-CHAIR), Brancatelli, Cummins, Keane, Mitchell, Polensek.

1:30 P.M. — **Workforce and Community Benefits Committee:** Cleveland (CHAIR), Zone (VICE-CHAIR), J. Johnson, Kazy, Polensek, Pruitt, Reed.

#### WEDNESDAY — Alternating

10:00 A.M. — **Safety Committee:** Zone (CHAIR), Conwell (VICE-CHAIR), Kazy, Keane, McCormack, Mitchell, Polensek.

10:00 A.M. — **Transportation Committee:** Keane (CHAIR), Dow (VICE-CHAIR), Conwell, J. Johnson, K. Johnson, Kazy, Reed.

### The following Committees meet at the Call of the Chair:

**Mayor's Appointments Committee:** Mitchell (CHAIR), Brady, Cleveland, Dow, Kelley.

**Operations Committee:** Pruitt (CHAIR), Mitchell, Kelley, Keane, Zone.

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

renew for one additional year for the goods and/or services, received on October 13, 2016, under the authority of Section 181.101(a) 1 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$242,904.70 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 specified goods and/or services.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

### 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 28, 2016

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, December 28, 2016 at 10:39 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

Others: Tiffany White-Johnson, Commissioner, Purchases & Supplies.

Melissa Burrows, Director, Office of Equal Opportunity.

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

#### Resolution No. 514-16.

By Director Dumas.

Be it 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, Department of Finance, for a period of two years beginning with the date of execution of a contract, with an option to

#### Resolution No. 515-16.

By Director Davis.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1224-13, passed by the Council of the City of Cleveland on October 7, 2013, Lo's Lunchbox LLC ("Concessionaire") is selected on nomination of the Director of Public Utilities from a list of firms submitting competitive proposals, as the firm to be employed by contract to operate a first-class food and beverage service concession at the Carl B. Stokes Public Utilities Building, 1201 Lakeside Avenue, including but not necessarily limited to staffing, food service operations staff management, marketing, and provision of all kitchen equipment needed for the operation of the kitchen and concession product sales, for a period not to exceed nine months starting upon execution of a contract, with two one-year options to renew, exercisable by the Director.

Be it further resolved that the Director of Public Utilities is authorized to enter into an agreement with Concessionaire to provide the above-mentioned concession. The Director of Law shall prepare the agreement authorized which shall provide for a concession fee of 2% of gross receipts for the first term of nine months, 2% of gross receipts for first optional renewal year, and an amount to be determined for the second optional renewal year if exercised, and shall include such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 516-16.**

By Interim Director Szabo.

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 503-16, passed by the Council of the City of Cleveland on May 23, 2016, the firm of Peregrine Advisors, LLC ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to provide financial consulting services, for a period of one year, with three one-year options to renew, for the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with Peregrine Advisors, LLC for the above-mentioned services, based upon its proposal dated November 1, 2016, which contract shall be prepared by the Director of Law, shall provide that the compensation to Peregrine Advisors, LLC for the services authorized shall not exceed \$300,000.00 per year, and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subconsultants by Peregrine Advisors, LLC is approved:

<u>Subconsultant</u>	<u>Percentage Amount</u>
Penn and Associates, Inc.	10.00% CSB \$30,000.00
LeighFisher, Inc.	Non-certified TBD

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 517-16.**

By Interim Director Szabo.

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 1030-16, passed by the Council of the City of Cleveland on October 24, 2016, the firm of Seabury Airline Planning Group, LLC ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed

by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to perform air and cargo service consulting and related services, for a period of one year, with three one-year options to renew, for the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with Seabury Airline Planning Group, LLC for the above-mentioned services, based upon its proposal dated October 10, 2016, which contract shall be prepared by the Director of Law, shall provide that the compensation to Seabury Airline Planning Group, LLC for the services authorized shall not exceed \$125,000.00 per year, and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control that the employment of the following subconsultant by Seabury Airline Planning Group, LLC is approved:

<u>Subconsultant</u>	<u>Percentage Amount</u>
Penn and Associates, Inc.	0.0%-CSB/FBE To be determined

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 518-16.**

By Interim Director Szabo.

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 1033-16, passed by the Council of the City of Cleveland on November 14, 2016, Downtown Cleveland Alliance ("Consultant") is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to implement the Common Area Maintenance Agreement by performing property maintenance, management, and event planning services at the North Coast Harbor, for the Department of Port Control, for a period of one year, with three one-year options to renew.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with Downtown Cleveland Alliance for the above-mentioned services, based upon its proposal dated September 14, 2016, which contract shall be prepared by the Director of Law, shall provide that the compensation to Downtown Cleveland Alliance for the services authorized shall not exceed \$351,900.00 per year, plus reimbursable expenses, and shall contain such other provisions as the

Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control that the employment of the following subconsultants by Downtown Cleveland Alliance is approved:

<u>Subconsultant</u>	<u>Percentage Amount</u>
Studio Graphique, Inc.	10.00%-CSB/FBE \$35,190.00
Kerr Events, LLC	Non-certified \$50,000.00

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 519-16.**

By Interim Director Szabo.

Resolved by the Board of Control of the City of Cleveland that the bid of RWJ Wiring, Inc., for an estimated quantity of labor and materials for on-site electrical work at Cleveland Hopkins International and Burke Lakefront airports, all items, for the various divisions of the Department of Port Control, for a period of two years starting upon the later of the execution of a contract or the day following the expiration of the currently effective contract for the goods and/or services, with two one-year options to renew, received on November 2, 2016 under the authority of Section 181.101(a)(2) of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$117,625.00, is affirmed and approved as the lowest and best bid, and the Director of Port Control is requested to enter into a requirement contract for the goods and/or services specified.

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

Be it further resolved by the Board of Control that the employment of the following subcontractors by RWJ Wiring, Inc. is approved:

<u>Subcontractor</u>	<u>CSB% Amount</u>
P & C Suppliers	21.3% CSB \$25,000.00
Eaten Corporation	Non-CSB \$20,000.00
Premise Solutions	Non-CSB \$ 6,000.00

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 520-16.**

By Interim Director Szabo.

Resolved by the Board of Control of the City of Cleveland that all bids received for the necessary items fencing, including labor and materials for repair and installation, if necessary, all items, for the various division of the Department of Port Control, received on November 11, 2016, under the authority of Ordinance No. 333-16, passed April 25, 2016, are rejected.

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 521-16.**

By Interim Director Szabo.

Resolved, by the Board of Control of the City of Cleveland that all bids received for the necessary items gates, including labor and materials for repair and installation, if necessary, all items, for the various division of the Department of Port Control, received on November 18, 2016, under the authority of Ordinance No. 333-16, passed April 25, 2016, are rejected.

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 522-16.**

By Interim Director Szabo.

Resolved, by the Board of Control of the City of Cleveland that the bid of Hi-Lite Airfield Services, LLC, for the necessary items of labor and materials necessary to remove rubber and any other contaminants from paved surfaces, all items, for the various divisions of the Department of Port Control, for a period of two years starting upon the later of the execution of a contract or the day following the expiration of the currently effective contract for the goods and/or services, with two one-year options to renew, received on November 2, 2016 under the authority of Ordinance No. 550-16, passed May 23, 2016, which on the basis of the estimated quantity would amount to \$360,000.00, is affirmed and approved as the lowest and best bid, and the Director of Port Control is requested to enter into a requirement contract for the goods and/or services specified.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 523-16.**

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that

the bid of Consumers Petroleum and Transport Services, LLC, for an estimated quantity of gasoline, items 1a, and 1b, for the Division of Motor Vehicle Maintenance, Department of Public Works, for the period of 2 years beginning with the date of execution of a contract, received on October 20, 2016, under the authority of Section 131.65 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$2,966,562.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 524-16.**

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Mansfield Oil Company of Gainesville, Inc., for an estimated quantity of gasoline, items 2a, 2b, 3a, and 3b, for the Division of Motor Vehicle Maintenance, Department of Public Works, for the period of 2 years beginning with the date of execution of a contract, received on October 20, 2016, under the authority of Section 131.65 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$1,567,571.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 525-16.**

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. 129-25-141 at 12910 Griffing Avenue; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies,

when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Louise Jackson 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 4 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Louise Jackson for the sale and development of Permanent Parcel No. 129-25-141 at 12910 Griffing Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 526-16.**

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. 115-01-022 located on East 143rd Street; and

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

Whereas, David Seawright 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 10 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with David Seawright for the sale and development of Permanent Parcel No. 115-01-022 located on East 143rd Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 527-16.**

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. 105-24-062 located at 1042 East 67th Street; and

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

Whereas, Osama Awad has proposed to the City to purchase and develop the parcel for open space; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Osama Awad for the sale and development of Permanent Parcel No. 105-24-062 located at 1042 East 67th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1,400.00, which amount is determined to be not less than the

fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 528-16.**

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. 138-15-116 located at 4292 East 126th Street; and

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

Whereas, Christian Bailey has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Christian Bailey for the sale and development of Permanent Parcel No. 138-15-116 located at 4292 East 126th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 529-16.**

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. 115-21-018 located at 15311 School Avenue; and

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

Whereas, Wanda McDearmon has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Wanda McDearmon for the sale and development of Permanent Parcel No. 115-21-018 located at 15311 School Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 530-16.**

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. 133-06-004 located at 8018 Mansfield Avenue; and

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

Whereas, Julius F. Farkas 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 6 has either approved the proposed sale or has not disapproved or

requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Julius F. Farkas for the sale and development of Permanent Parcel No. 133-06-004 located at 8018 Mansfield Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 531-16.**

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. 015-11-059 located at 4206 Bush Avenue; and

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

Whereas, Denise J. McCormack and Laurence J. McCormack 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 14 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Denise J. McCormack and Laurence J. McCormack

for the sale and development of Permanent Parcel No. 015-11-059 located at 4206 Bush Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 532-16.**

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. 016-09-065 located at 3301 West 56th Street; and

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

Whereas, Maria A. Figueroa Rivera 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 14 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Maria A. Figueroa Rivera for the sale and development of Permanent Parcel No. 016-09-065 located at 3301 West 56th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 533-16.**

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. 125-30-052 located at 3299 Regent Road; and

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

Whereas, David E. Podsedly and Nancy K. Podsedly 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 6 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with David E. Podsedly and Nancy K. Podsedly for the sale and development of Permanent Parcel No. 125-30-052 located at 3299 Regent Road, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 534-16.**

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. 021-06-006 located on Lakewood Heights Blvd.; and

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

been met, to sell Land Reutilization Program parcels; and

Whereas, Kelleys Pub LLC has proposed to the City to purchase and develop the parcel for business parking lot; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Kelleys Pub LLC for the sale and development of Permanent Parcel No. 021-06-006 located on Lakewood Heights Blvd., according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$14,000.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 535-16.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 105-33-055, 105-33-056, 105-33-057 and 105-33-058 located on East 79th Street; and

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

Whereas, Cleveland UMADAOP has proposed to the City to purchase and develop the parcels for a community garden; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified

Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Cleveland UMADAOP for the sale and development of Permanent Parcel Nos. 105-33-055, 105-33-056, 105-33-057 and 105-33-058 located on East 79th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcels shall be \$800.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 536-16.**

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 116-27-092 located at 1511 East 174th Street; and

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

Whereas, Demetrius A. Lucky has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 10 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Demetrius A. Lucky for the sale and development of Permanent Parcel No. 116-27-092 located at 1511 East 174th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

**Resolution No. 537-16.**

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. 113-22-033 located at 1118 East 169th Street; and

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

Whereas, Michael G. Harting has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Michael G. Harting for the sale and development of Permanent Parcel No. 113-22-033 located at 1118 East 169th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Davis, Interim Director Szabo, Directors Cox, Gordon, McGrath, Acting Director Cosgrove, Directors West, McNamara, and Acting Director Donald.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, and Nichols.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

Application blanks and information, regarding minimum entrance qualifications, scope of examination, and suggested reference materials



may be obtained at the office of the Civil Service Commission, Room 119, City Hall, East 6th Street, and Lakeside Avenue.

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

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

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

ROBERT BENNETT,  
President

## SCHEDULE OF THE BOARD OF ZONING APPEALS

TUESDAY, JANUARY 17, 2017

9:30 A.M.

**Calendar No. 16-307:** 3805 John Avenue (Ward 3)

Ron Williams, owner, proposes to erect a 9' x 15' wolmanized wooden open carport in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 349.05(a) which states that no parking space shall be located within 10 feet of the wall of a residential structure.

2. Section 357.09(b)(2)(A) which states that no building shall be erected within 10 feet of a main building on an adjoining lot. (Filed December 5, 2016)

**Calendar No. 16-310:** 3870 West 25th Street (Ward 12)

Bassell Lahoud, owner, proposes to establish use as a Motor Vehicle Service Garage in a C2 Local Retail Business District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.01 which states that Motor Vehicle Service Garage for providing minor service to motor vehicles is not permitted in a Local Retail Business District but first permitted in a General Retail Business District per Section 343.11(b)(2)(1).

2. Section 359.02 which states that a nonconforming use of a building or premises which has been discontinued shall not thereafter be returned to such nonconforming use. A nonconforming use shall be considered discontinued; when the use is voluntarily discontinued for six (6) months or more. The intent to voluntarily discontinue a use may be implied from acts or the failure

to act, including, but not limited to, the removal of and failure to replace the characteristic equipment and furnishings; or the cessation of business operations for two (2) years or more unless the cessation of business operations was caused by factors out of the control of the business such as the disability or illness of the proprietor or governmental action unrelated to the behavior of the business. If the business operations have ceased for more than two (2) years, the presence of characteristic equipment and furnishings is not relevant. (Filed December 9, 2016)

**Calendar No. 16-311:** 4899 Pearl Road (Ward 13)

Old Brooklyn Investment, owner, proposes to expand use of service garage to include used auto sales in a C1 Local Retail Business district. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.01 which states that used car lot is not permitted in Local Retail District but first permitted in General Retail.

2. Section 352.10 which states that a 4' wide landscape strip is required where the auto sales lot abuts a public street (Pearl Road, Burger Avenue and Bader Avenue).

3. Section 349.04(f) which states that an Auto sales lot must provide a customer parking area equal to 25 percent of their gross lot area.

4. Section 347.11 which states that an Auto Sales lot must be at least 60' in width and the proposed lot width is 53' and 40'.

5. Section 352.10 which states that a 4' frontage strip is required where the auto sales lot abuts a public street and none proposed.

6. Sections 352.08 through 352.11 which state that an 8' wide transition strip is required at the rear where the lot abuts a One Family District. (Filed December 9, 2016)

**Calendar No. 16-312:** 1827 West 38th Street (Ward 3)

Andrew P. Pierson, owner, proposes to install a condenser within the side yard in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of Section 357.13 of the Cleveland Codified Ordinances which states that a condensing unit along the side yard is not a permitted encroachment. (Filed December 12, 2016)

**Calendar No. 16-313:** 4383 West 155th Street (Ward 16)

John Lobin, owner, proposes to erect 14' x 20' addition to existing 20' x 20' accessory garage in an A1 One Family Residential District. The owner appeals for relief from the strict application of Section 337.23(a) of the Cleveland Codified Ordinances which states that accessory buildings shall not occupy more than 40% of required rear yard area. (Filed December 13, 2016)

## REINSTATED FROM DECEMBER 5, 2016

**Calendar No. 16-279:** 10818 Bernard Avenue (Ward 11)

Ramdatt Sarran, owner, proposes to erect approximately 60 linear feet of 6 foot high fence and 43 linear feet of 4 foot height fence in a B1

Two-Family Residential District. The owner appeals for relief from the strict application of section 358.04(b) of the Cleveland Codified Ordinances which states that a fence running generally parallel and adjacent a building on the same property shall be located no closer than three feet to the closest wall of such building. A portion of proposed fence will be 32 to 34 inches, rather than 36 inches, from applicant's own house. (Filed October 25, 2016)

Dismissed for want of prosecution on December 5, 2016. Appellant claimed to have not received his notice.

## POSTPONED FROM DECEMBER 19, 2016

### Violation Notice

**Calendar No. 16-271:** Appeal from 4856 Broadview Road (Ward 13)

The Kronenberger Company, owner, and Elie Abou Touma, lessee 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 Notice of Violation Number V16033985 issued on October 6, 2016 by the Cleveland Department of Building and Housing for failure to comply with Section 327.02(C) of the Cleveland Codified Ordinances which states that there shall be no change or substitution of the use of any building or premises, no extension of any existing premises, nor shall any premises be occupied for any new use until a Certificate of Occupancy has been issued. (Filed October 17, 2016 - No Testimony)

Second postponement made at the request of the appellant. First postponement made at the request of the Councilman.

## REPORT OF THE BOARD OF ZONING APPEALS

TUESDAY, JANUARY 3, 2017

At the meeting of the Board of Zoning Appeals on Tuesday, January 3, 2017 the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

**Calendar Nos. 16-209 through 16-215:**

4195 Lorain Court & Lorain Court Corner Lot

B.R. Knez, Construction, owner, proposes to erect six 21.67' x 27' - 10" four story frame single family residence with attached garage and place a dumpster on a vacant lot in a B1 Two Family Residential District.

**Calendar No. 16-302:** 15701 Chatfield Avenue

Hugh O'Donnell, owner, proposes to install six foot high, solid fence in side yard in a B1 Two-Family Residential District.

**Calendar No. 16-303:** 11604-11636 Clifton Boulevard

Carnegie Co. Inc., owner, proposes to erect a multi-tenant retail development consisting of two, one story buildings (7,129 square feet and 23,597 square feet) containing retail

sales, restaurant, and food market and a 139 space parking lot.

**Calendar No. 16-309:** 17900 Harvard Avenue

Cleveland Metropolitan School District, owner, proposes to erect a new PK-8 school in an A1 One-Family Residential District.

The following appeal was **DENIED:**

**Calendar No. 16-298:** 12404 Marne Avenue

Aurica Turbatu, owner, proposes to establish use as Residential Facility for two persons in an A1 One Family Residential District.

The following appeals were **WITHDRAWN:**

None.

The following appeals were **DISMISSED:**

None.

The following cases were **POSTPONED:**

**Calendar No. 16-299:** Thomas Stewart 3182-3184 West 14th Street. Postponed to January 30, 2017.

**Calendar No. 16-300:** 2325 Elm St. LLC.

2325 Elm Street. Postponed to February 6, 2017.

The following cases were heard by the Board of Zoning Appeals on Monday, December 19, 2016 and the decisions are adopted and approved on Tuesday, January 3, 2017:

The following appeal was **APPROVED:**

**Calendar No. 16-240:** 2002 Torbenson Drive

Jason Johnson, owner, and Mekita Anderson, Lessee, propose to establish a Type A daycare within an existing single family residence A1 One-Family Residential.

The following appeal was **DISMISSED:**

**Calendar No. 16-295:** 8006 Townsend Avenue

Dionne Sanford, owner, proposes to establish use as a Type A daycare in a C1 Multi-Family Residential District.

Secretary

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

NO MEETING

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

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

**Mercedes Cotner  
Committee Room 217  
City Hall, Cleveland, Ohio  
On Tuesday, January 10, 2017  
9:30 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Tuesday, January 10, 2017, at 9:30 a.m., to consider the following ordinances now pending in the Council:

**Ord. No. 1359-16.**  
By Council Member Zone.

An ordinance changing the Use, Area and Height Districts of parcels bounded by West 65th Street, Breakwater Avenue, West 58th Street and Herman Avenue to Semi-Industry, Townhouse and Open Space Recreation as described and as shown on the attached map (Map Change No. 2551).

Anthony Brancatelli, Chair  
Committee on Development,  
Planning and Sustainability

December 28, 2016 and January 4, 2017

**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."

NO BIDS

**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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Changing the Use, Area and Height Districts of parcels bounded by West 65th Street, Breakwater Avenue, West 58th Street and Herman Avenue to Semi-Industry, Townhouse and Open Space Recreation as described and as shown on the attached map (Map Change No. 2551). (O 1359-16)..... 10

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