

The City Record

Official Publication of the Council of the City of Cleveland



July the Sixteenth, Two Thousand and Fourteen

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 Joe Cimperman
- 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 Martin J. Sweeney
- 17 Martin J. Keane

The City Record is available online at
www.clevelandcitycouncil.org

Containing	PAGE
City Council	3
The Calendar	3
Board of Control	3
Civil Service	9
Board of Zoning Appeals	10
Board of Building Standards and Building Appeals	11
Public Notice	11
Public Hearings	11
City of Cleveland Bids	11
Adopted Resolutions and Ordinances	12
Committee Meetings	12
Index	13



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	Joe Cimperman	P.O. Box 91688	44101
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	7715 Decker Avenue	44103
8	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	Martin J. Sweeney	3632 West 133rd Street	44111
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

Maureen Harper, Executive Assistant to the Mayor, Chief of Communications

Janita McGowan, Executive Assistant to the Mayor, Chief of Sustainability

Natoya J. Walker Minor, Chief of Public Affairs – Interim Director of Equal Opportunity.

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:

Architecture and Site Development – Robert Vilkas, Chief Architect, Manager

Engineering and Construction – Richard J. Switalski, Manager

Real Estate – James DeRosa, Commissioner

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

Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,

Room 106: John Skrtic, 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 – Paul Bender, Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner

Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer

Water – Alex Margevicius, Interim Commissioner

Water Pollution Control – Rachid Zoghaib, Commissioner

DEPT. OF PORT CONTROL – Ricky D. Smith, Director, Cleveland Hopkins

International Airport, 5300 Riverside Drive

DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner

Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

Administration – John Laird, Manager

Special Events and Marketing – Tangee Johnson, Manager

DIVISIONS:

Motor Vehicle Maintenance – Daniel A. Novak, Commissioner

Park Maintenance and Properties – Richard L. Silva, Commissioner

Parking Facilities – Antonette Thompson, Interim Commissioner

Property Management – Tom Nagle, Commissioner

Recreation – Samuel Gissentaner, Interim Commissioner

Streets – Randell T. Scott, Interim Commissioner

Traffic Engineering – Robert Mavec, Commissioner

Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

DEPT. OF PUBLIC HEALTH – Toinette Parrilla, Director, 75 Erieview Plaza

DIVISIONS:

Air Quality – George Baker, Commissioner

Environment – Chantez Williams, Commissioner, 75 Erieview Plaza

Health – Myron Bennett, Commissioner, 75 Erieview Plaza

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

DIVISIONS:

Animal Control Services – John Baird, Chief Dog Warden, 2690 West 7th Street

Corrections – Robert Taskay, 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 – Daryl Rush, 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 – Edward W. Rybka, Director, Room 500

DIVISIONS:

Code Enforcement – Thomas E. Vanover, Commissioner

Construction Permitting – Narid Hussain, Commissioner

DEPT. OF HUMAN RESOURCES – Deborah Southerington, Director, Room 121

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

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

COMMUNITY RELATIONS BOARD – Room 11, Blaine Griffin, Director, Mayor Frank

G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council

Member Brian Cummins, 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, Ozell Dobbins, 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 _____.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry;

Utilities Director Paul Bender; 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 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 Barbara A. Langhenry; Chairman;

Finance Director Sharon Dumas; Council President Kevin J. Kelley; Councilman

Kevin Kelley.

POLICE REVIEW BOARD – Thomas Jones, Board Chair Person; Vernon Collier, Vermel

Whalen, Nancy Cronin, Elvin Vauss.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Jennifer Coleman, Chair;

Laura M. Bala, Robert N. Brown, Allan Dreyer, Giancarlo Calicchia, Council Member

Terrell H. Pruitt, Robert Vilkas, Donald Petit, Interim Secretary.

AUDIT COMMITTEE – Yvette M. Ittu, Chairman; Debra Janik, Bracy Lewis, Diane

Downing, Donna Sciarappa, Council President Kevin J. Kelley; Law Director Barbara A.

Langhenry.

CLEVELAND MUNICIPAL COURT

JUSTICE CENTER – 1200 ONTARIO STREET

JUDGE COURTROOM ASSIGNMENTS

Judge Courtroom

Presiding and Administrative Judge Ronald B. Adrine – Courtroom 15A

Judge Pinkey S. Carr – Courtroom 12B

Judge Marilyn B. Cassidy – Courtroom 13A

Judge Michelle Denise Earley – Courtroom 12C

Judge Emanuella Groves – Courtroom 14B

Judge Anita Laster Mays – Courtroom 14C

Judge Lauren C. Moore – Courtroom 14A

Judge Charles L. Patton, Jr. – Courtroom 13D

Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B

Judge Angela R. Stokes – Courtroom 15C

Judge Pauline H. Tarver – Courtroom 13C

Judge Ed Wade – Courtroom 12A

Judge Joseph J. Zone – Courtroom 14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Gregory A. Sims

– Chief Bailiff; Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief

Magistrate, Victor Perez – City Prosecutor

The City Record



71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 101

WEDNESDAY, JULY 16, 2014

No. 5249

CITY COUNCIL

MONDAY, JULY 14, 2014

The City Record
Published weekly by the City Clerk,
Clerk of Council under authority
of the Charter of the
City of Cleveland
The City Record is available
online at
www.clevelandcitycouncil.org
Address all communications to
PATRICIA J. BRITT
City Clerk, Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2014-2017

MONDAY — Alternating

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

9:30 A.M. — **Municipal Services and Property Committee:** K. Johnson (CHAIR), Sweeney (VICE-CHAIR), Brancatelli, Cummins, Dow, J. Johnson, 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), Cimperman, Cummins, Dow, 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, Polensek, Pruitt, Reed, Sweeney.

WEDNESDAY — Alternating

10:00 A.M. — **Safety Committee:** Zone (CHAIR), Conwell (VICE-CHAIR), Cimperman, Dow, K. Johnson, Keane, Polensek.

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

The following Committees meet at the Call of the Chair:

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

The following measures will be on their final passage at the next meeting:

NONE

BOARD OF CONTROL

July 9, 2014

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, July 9, 2014 at 10:33 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Absent: Mayor Jackson.
Others: Matthew Spronz, Director, Mayor's Office of Capital Projects.

L. Peculis, Acting Director, Office of Equal Opportunity.

Tiffany White, Commissioner, Division of Purchases & Supplies.

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

Resolution No. 313-14.

By Director Bender.
Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Charter Section 112, Resolution No. 140-95, adopted February 27, 1995, as amended by Resolution No. 152-95, adopted March 1, 1995, Resolution No. 79-00, adopted February 16, 2000,

Resolution No. 669-05, adopted November 30, 2005, Resolution No. 308-08, adopted July 2, 2008, Resolution No. 546-10, adopted December 22, 2010, Resolution No. 580-11, adopted December 7, 2011, Resolution No. 254-12, adopted June 13, 2012, and Resolution No. 346-12, passed July 18, 2012, fixing rates for electric services or products of the Division of Cleveland Public Power ("Division"), Department of Public Utilities, which rates were previously approved by the Council of the City of Cleveland and enacted in various sections of Chapter 523 of the Codified Ordinances of Cleveland, Ohio, 1976 ("C.O."), is amended further by revising that part fixing the rate of an "energy adjustment charge," subject to the approval of the Council of the City of Cleveland, to read as follows:

"Energy Adjustment Charge"

(a) An additional incremental charge for excess fuel and power production and purchase power costs may be applied to the rates prescribed in Sections 523.02 to 523.065 C.O. and any other rate schedule as may be adopted by the City.

(b) The incremental charge shall be based on the fuel and purchase power cost per kilowatt hour delivered calculated under divisions (c)(1) and (c)(2) of this section.

(c)(1) The fuel and purchase power cost per kilowatt hour sold to residential ratepayers shall be determined by dividing the sum of the cost of the kilowatt hours purchased from the Power Authority of the State of New York and the average cost of kilowatt hours purchased from other sources needed to supply the residential customers by the total kilowatt hours distributed to residential customers. The incremental charge calculated herein shall be adjusted by subtracting 15 mills per kilowatt hour for residential customers who provide the Division of Cleveland Public Power with a certificate of reduction of taxes obtained pursuant to the Homestead Exemption provisions of Sections 323.151 through 323.157 of the Revised Code, and 9.75 mills per kilowatt hour for all other residential customers.

(2) Except as provided in Section 523.048 C.O., the fuel and purchase power cost per kilowatt hour sold to all ratepayers, other than residential ratepayers, during the twelve months of the year, shall be determined by dividing the sum of the total cost of coal, oil, gas and purchase power by the total kilowatt

hours distributed, except that the computation shall exclude the cost of PASNY power and the amount of PASNY power allocable to kilowatt hours distributed, and shall exclude the costs of all purchase power and kilowatt hours from a specific source or sources purchased by the Division for distribution to ratepayers under Sections 523.048 and 523.049 C.O. The incremental charge calculated herein shall be adjusted by subtracting 3.0 mils per kilowatt hour.

(d) At the end of each month, the Division of Cleveland Public Power shall determine the actual fuel and power costs during such month as herein provided and may adjust the additional incremental charge for future months to defer or over-recover the total cost of power in order to stabilize customer bills.

Be it further resolved that, under the authority of Charter Section 112, rates of the Division of Cleveland Public Power, Department of Public Utilities, for electric service agreements with commercial customers, subject to the approval of the Council of the City of Cleveland, are fixed as follows:

"Electric Service Agreements with Commercial Customers"

Notwithstanding any other provision of this chapter, the Commissioner of Cleveland Public Power is authorized to enter into electric service agreements with commercial customers whose peak demand is or will be equal to or in excess of one hundred fifty (150) kilowatts that provide for the adjustment of the commercial customer's rates and other charges under the following terms and conditions:

(a) The Division of Cleveland Public Power must recover not less than the incremental cost to provide service to the commercial customer as computed by the Division of Cleveland Public Power;

(b) The adjusted rates and other charges may not exceed the rates and charges in the otherwise applicable rate schedule in this chapter;

(c) The adjustment must be made at a level to retain net margins and so that the resulting rates and charges in combination with service levels and length of contract provide competitive terms; and

(d) The necessity for the adjustment of rates and other charges must be based on uniform criteria determined by the Commissioner and approved by the Director of Public Utilities, including, if applicable, that a commercial customer's existing contract is approaching expiration; a bona fide offer has been made to a commercial customer from an electric competitor of the Division of Cleveland Public Power; the agreement generates a positive contribution margin in excess of that which would be obtained by not entering into the agreement; the agreement is necessary to protect Cleveland Public Power's service area, customer base, and revenue stream; the commercial customer's load profile provides a beneficial contribution to Cleveland Public Power's load profile; and that similarly situated commercial customers receive similar adjustments.

All electric service agreements entered under this section shall have a term of at least five years and shall be valid and enforceable at law.

Be it further resolved that all other provisions of Resolution No. 140-95, adopted February 27, 1995, as amended by Resolution No. 152-95, adopted March 1, 1995, Resolution No. 79-00, adopted February 16, 2000, Resolution No. 669-05, adopted November 30, 2005, Resolution No. 308-08, adopted July 2, 2008, Resolution No. 546-10, adopted December 22, 2010, Resolution No. 580-11, adopted December 7, 2011, Resolution No. 254-12, adopted June 13, 2012, and Resolution No. 346-12, adopted July 18, 2012 not expressly amended by this resolution shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson and Director Dumas.

Resolution No. 314-14.

By Director Bender.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of F. Buddie Contracting, Ltd. for the public improvement of maintaining and repairing detention basins, facilities and structures, base bid items including 10% contingency allowance, for the Division of Water Pollution Control, Department of Public Utilities, received on May 2, 2014, under the authority of Section 129.293 of the Codified Ordinances of Cleveland, Ohio, 1976, upon a unit basis for the improvements to be performed as ordered during a period of two (2) years starting upon execution of a contract, at the unit prices set forth in the bid, which on the basis of the estimated work to be done would amount to \$290,400.00, is affirmed and approved as the lowest responsible bid, and the Director of Public Utilities is requested to enter into a public improvement by requirement contract for the improvement.

The public improvement by requirement contract shall further provide that the contractor will perform all the City's requirements for the work as may be ordered under delivery orders separately certified against the public improvement by requirement contract, whether the same shall be more or less than the total estimate of work to be performed under the contract.

Be it further resolved by the Board of Control that the employment of the following subcontractors by F. Buddie Contracting, Ltd. for the above-mentioned public improvement by requirement contract is approved:

<u>SUBCONTRACTOR CSB/MBE/FBE AMOUNT/PERCENTAGE</u>	
Friedel Trucking	CSB/FBE \$23,000.00 (7.920%)

Yeas: Directors Langhenry, Bender, Smith, Cox, Parrilla, Acting

Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson and Director Dumas.

Resolution No. 315-14.

By Director Smith.
Whereas, under Article 8 of the Agreement and Lease between the City of Cleveland and the Original Scheduled Airlines and the Additional Scheduled Airlines ("Scheduled Airlines"), and Board of Control Resolution No. 36-14, adopted January 22, 2014, the City through its Board of Control, adopted the 2014 Annual Budget and calculation of the Rentals and Landing Fee Rates effective January 1, 2014; and Whereas, the City has determined it necessary to increase the Landing Fee Rates due to a decrease in the landing weight; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Landing Fee Rates adopted in Board of Control Resolution No. 36-14, adopted by this Board on January 22, 2014, are amended as follows effective July 1, 2014:

Landing Fee Rates:	Not to exceed
Signatory Landing Fee (per 1,000 lbs.)	\$6.46
Non-Signatory Scheduled Category A (per 1,000 lbs.)	\$8.08
Non-Signatory Scheduled Category B (per 1,000 lbs.)	\$9.69

Be it further resolved that all other terms of Resolution No. 36-14 not expressly amended by this resolution shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 316-14.

By Director Smith.
Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subconsultant by Jacobsen/Daniels Associates, LLC under City Contract No. PS2013*200 to provide professional on-call planning services, authorized by Ordinance No. 815-12, passed by the Council of the City of Cleveland on June 4, 2012, and Board of Control Resolution No. 536-13, adopted September 18, 2013, is approved.

<u>Subconsultant</u>	<u>Percentage Amount</u>
Stephen J. Nagy	Non-DBE \$9,250.00

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 317-14.

By Director Smith.

Whereas, under the authority of Ordinance No. 2136-05, passed by the Council of the City of Cleveland on April 10, 2006, and Board of Control Resolution No. 80-07, as amended by Resolution No. 175-07, adopted February 21, 2007 and April 11, 2007, respectively, the City through its Director of Port Control, entered into a Concession Agreement with In-ter-space Services, LLC d/b/a Interspace Airport Advertising, City Contract No. 66839, to operate a terminal advertising concession at Cleveland Hopkins International Airport, for the various divisions of the Department of Port Control; and

Whereas, under the authority of Ordinance No. 449-09, passed by the Council of the City of Cleveland on May 11, 2009, the City, through its Director of Port Control, entered into a First Amendment to City Contract No. 66839, to develop, construct, install, operate, maintain and sell exterior advertising services at Cleveland Hopkins International Airport; and

Whereas, under the authority of Ordinance No. 2136-05, passed by the Council of the City of Cleveland on April 10, 2006, and Board of Control Resolution No. 550-12, adopted October 24, 2012, the City, through its Director of Port Control, entered into a Second Amendment to City Contract No. 66839, for a new advertising/programing service at a concession fee of 10% of gross revenues; and

Whereas, due to declining passenger levels the City has determined that the concession fees set forth in Board of Control Resolution No. 80-07, as amended by Resolution No. 175-07, adopted February 21, 2007 and April 11, 2007, respectively, should be amended; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 80-07, as amended by Resolution No. 175-07, and Resolution 550-12, adopted February 21, 2007 and April 11, 2007, respectively, are amended by changing the concession fees therein, effective January 1, 2014, as follows:

CURRENT CONCESSION FEES		AMENDED CONCESSION FEES Effective January 1, 2014	
Period	MAG	Period	MAG
May 1, 2007 through October 31, 2008	The greater of \$700,000 or 50% of standard static advertising gross revenue; 40% of Art/Theming/Technology/Displays and 10% of entertainment system advertising	May 1, 2007 through October 31, 2008	The greater of \$700,000 or 50% of standard static advertising gross revenue; 40% of Art/Theming/Technology/Displays and 10% of entertainment system advertising
November 1, 2008 through April 30, 2017	The greater of \$900,000 or 50% of standard static advertising gross revenue; 40% of Art/Theming/Technology/Displays and 10% of entertainment system advertising	January 1, 2014 through December 31, 2014	Minimum Annual Guarantee abated; 50% of standard static advertising gross revenue; 40% of Art/Theming/Technology/Displays gross revenue; 20% of outdoor displays; and 10% of entertainment system advertising
		January 1, 2015 through April 30, 2017	The greater of \$900,000 or 50% of standard static advertising gross revenue; 40% of Art/Theming/Technology/Displays gross revenue; 20% of outdoor displays; and 10% of entertainment system advertising

Be it further resolved that all other terms of Resolution No. 80-07, as amended by Resolution No. 175-07, not expressly amended by this resolution shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 318-14.

By Director Smith.

Whereas, under the authority of Ordinance No. 1850-06, passed by the Council of the City of Cleveland on April 2, 2007, and Board of Control Resolution No. 72-08, adopted February 6, 2008, the City through its Director of Port Control, entered into City Contract No. 67743 with BAA USA, Inc. to manage all retail merchandise and food and beverage concessions at Cleveland Hopkins International Airport, including the remote rental car facility, and installation of one automated teller machine at Burke Lakefront Airport and set a concession fee for each year of the initial and option terms; and

Whereas, under the authority of Board of Control Resolution No. 386-08, adopted August 6, 2008, this Board consented to the assignment of City Contract No. 67743 from BAA USA, Inc. to BAA Cleveland, Inc. ("BAAC"); and

Whereas, under the authority of Board of Control Resolution No. 116-09, adopted April 8, 2009, this Board amended the concession fees payable by BAAC; and

Whereas, under the authority of Board of Control Resolution No. 47-10, adopted February 10, 2010, this Board amended the concession fees payable by BAAC; and

Whereas, by Board of Control Resolution No. 256-10, adopted May 23, 2010, this Board consented to the acquisition of all of the shares of BAA USA (Holdings), Inc. the sole shareholder of all BAA Cleveland, Inc. shares, by Prospect Capital Corporation or an entity directly or indirectly owned or controlled by Prospect Capital Corporation or its affiliate; and

Whereas, by Board of Control Resolution No. 432-10, adopted October 20, 2010 this Board acknowledged BAAC's change of name from BAA Cleveland, Inc. to AIRMALL Cleveland, Inc.; and

Whereas, under the authority of Board of Control Resolution No. 235-12, adopted May 30, 2012, this Board amended the concession fees payable by BAAC; and

Whereas, due to declining passenger levels the City has determined that the concession fees set forth in Board of Control Resolution No. 235-12, adopted May 30, 2012, should be amended; now, therefore,

CURRENT CONCESSION FEES			AMENDED CONCESSION FEES		
Period	MAG	Percentage Fee	Period	MAG	Percentage Fee
January 1, 2013 through December 31, 2015	The greater of \$4,750,000 or 80% of the prior year's concession payment amount	70%	January 1, 2014 through December 31, 2015	\$3,500,000	70%

Be it resolved by the Board of Control of the City of Cleveland that the concession fees set forth in Board of Control Resolution No. 235-12, adopted May 30, 2012, are amended effective January 1, 2014 as follows:

Be it further resolved that all other terms of Resolution No. 235-12 not expressly amended by this resolution shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 319-14.

By Director Spronz.

Whereas, under the authority of Ordinance No. 719-14, passed June 9, 2014 by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized to convey an easement interest found and determined to be not needed for public use and more fully described in the ordinance, in certain City-owned property located along East Boulevard, to East Ohio Gas Company dba Dominion East Ohio, for its Mainline Replacement Project, at a price determined to be fair market value by the Board of Control,

Be it resolved by the Board of Control of the City of Cleveland that the price of \$12,570.00 for an easement interest not needed for public use in City-owned property located along East Boulevard, more fully described in the ordinance, and to be conveyed to the East Ohio Gas Company dba Dominion East Ohio, is determined to be fair market value.

Be it further resolved that the Director of Capital Projects is requested to execute and deliver the official deed of the City of Cleveland conveying the easement, which document shall contain such additional terms and provisions as the Director of Law shall determine is necessary to protect the City's interests.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 320-14.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the conditional bid of Ganley Automotive, Inc. dba Ganley Chrysler Jeep of Bedford, except for such

terms and conditions as are unacceptable to the Director of Law, for an estimated quantity of Chrysler parts and labor, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, with two one-year renewal options, received on February 20, 2014 under the authority of Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$102,000.00 (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 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 Ganley Automotive, Inc. dba Ganley Chrysler Jeep of Bedford is approved:

<u>Subcontractor</u>	<u>Percentage Amount</u>
C-auto Glass	0.276 % \$400.00
Kirk Battery/Chrysler Batteries	0.000 % \$400.00
Advance Auto Glass	0.000 % \$ 85.00
Kufner Towing	0.000 % \$500.00

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla,

Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 321-14.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Rush Truck Centers of Ohio, Inc., for an estimated quantity of International Truck parts and labor, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, with two one-year renewal options, received on May 23, 2014 under the authority of Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$505,500.00 (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 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 Rush Truck Centers of Ohio, Inc. is approved:

<u>Subcontractor</u>	<u>Percentage Amount</u>
United Towing Services, Inc.	0.00 % \$0.00
Thomas Radiator & Repair	0.000 % \$4,000.00

R&R Engine 0.000%
\$29,000.00

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 322-14.

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. 006-05-107 located at 2052 West 73rd 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, Lennie D. Meade 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 15 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 Lennie D. Meade for the sale and development of Permanent Parcel No. 006-05-107 located at 2052 West 73rd 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, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 323-14.

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. 105-27-030 located at 1042 East 74th 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, Verdella M. Bohannon 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 Verdella M. Bohannon for the sale and development of Permanent Parcel No. 105-27-030 located at 1042 East 74th 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, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 324-14.

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. 105-33-095 located at 7801 Aberdeen 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, Cleveland UMADAOP has proposed to the City to purchase and develop the parcel for a reflecting 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 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 Cleveland UMADAOP for the sale and development of Permanent Parcel No. 105-33-095 located at 7801 Aberdeen 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, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 325-14.

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. 130-08-025 located at 13005 Kinsman 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, Mount Pleasant Baptist Church has proposed to the City to purchase and develop the parcel for parking; and

Whereas, the following conditions exist:

1. The member of Council from Ward 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 Mount Pleasant Baptist Church for the sale and development of Permanent Parcel No. 130-08-025 located at 13005 Kinsman Avenue, according to the Land

Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$100.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 326-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 007-19-060 located at 3323 Wade 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, Truly H. Mangus and Charles E. Mangus 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 3 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 Truly H. Mangus and Charles E. Mangus for the sale and development of Permanent Parcel No. 007-19-060 located at 3323 Wade 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, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 327-14.

By Director Rush.

Whereas, under Ordinance No. 2076-76 passed October 25, 1976, the

City is conducting a Land Reutilization Program ("Program") according to the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under the Program, the City has acquired Permanent Parcel No. 007-19-040 located at 3416 Seymour 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, Thomas A. Ferrell 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 3 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 Thomas A. Ferrell for the sale and development of Permanent Parcel No. 007-19-040 located at 3416 Seymour 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, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 328-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 007-17-015 located on West 38th 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 Feliciano 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 3 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 Feliciano for the sale and development of Permanent Parcel No. 007-17-015 located on West 38th 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, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 329-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 007-26-012 located on Seymour 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, Marcelina G. Velazquez and Gloria Velazquez 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 Marcelina G. Velazquez and Gloria Velazquez for the sale and development of Permanent Parcel No. 007-26-012 located on Seymour 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, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 330-14.

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 No. 130-16-093 located at 3468 East 147th 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 lease Land Reutilization Program parcels; and

Whereas, Mt. Pleasant NOW Development Corporation has proposed to the City to lease and develop the parcel for a pocket park; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, to execute a lease for a term of five years, for and on behalf of the City of Cleveland, with Mt. Pleasant NOW Development Corporation for the lease and development of Permanent Parcel No. 130-16-093 located at 3468 East 147th 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 lease of the parcel shall be a one-time fee of \$5.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 331-14.

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 Nos. 133-14-018, 133-14-019, 133-14-022 and 133-14-023 located on Broadway 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 lease Land Reutilization Program parcels; and

Whereas, Slavic Village Development has proposed to the City to lease and develop the parcels for greenspace; and

Whereas, the following conditions exist:

1. The member of Council from Ward 12 has either approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;

2. The proposed lessee of the 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, to execute a lease for a term of five years, for and on behalf of the City of Cleveland, with Slavic Village Development for the lease and development of Permanent Parcel Nos. 133-14-018, 133-14-019, 133-14-022 and 133-14-023 located on Broadway 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 lease of the parcel shall be a one-time fee of \$5.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 332-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel Nos. 120-10-052, 120-10-072, 120-10-119, 120-10-125, 120-11-007, 120-11-018 and 120-11-020 located on East 116th Street, East 118th Street, Kelton Avenue and East 120th 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 lease Land Reutilization Program parcels; and

Whereas, Famicos Foundation has proposed to the City to lease the parcels and make street edge improvements; and

Whereas, the following conditions exist:

1. The member of Council from Ward 9 has either approved the proposed lease or has not disapproved or requested a hold of the proposed lease within 45 days of notification of it;

2. The proposed lessee of the 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, to execute a lease for a term of five years, for and on behalf of the City of Cleveland, with Famicos Foundation for the lease and development of Permanent Parcel Nos. 120-10-052, 120-10-072, 120-10-119, 120-10-125, 120-11-007, 120-11-018 and 120-11-020 located on East 116th Street, East 118th Street, Kelton Avenue and East 120th 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 lease of the parcel shall be a one-time fee of \$5.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Acting Director Withers, Directors Rush, Southerington, Nichols, Fumich and 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.

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, AUGUST 4, 2014

9:30 A.M.

Violation Notice

Calendar No. 14-099: 4656 Broadview Road (Ward 13)

Karen Blackshire, owner, appeals 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 issued on May 19, 2014 by the Cleveland Department of Building and Housing for failure to comply with Section 337.18(a) requiring all accessory off-street parking spaces, driveways and maneuvering areas to be surfaced with concrete, asphaltic concrete, asphalt or similar material maintained in good condition. (Filed June 2, 2014)

Calendar No. 14-115: 6005 Bridge Avenue (Ward 15)

Ronald Clatterbuck, owner, proposes to erect a 2'-6" wide x 21' long x 3'-4" high natural stone fence in the front yard of a dwelling located in a B1 Two Family Residential District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 358.04(a) which states that fences in actual front yards shall be at least 50% open.

2. 358.04(c) which states that only ornamental fences are allowed in the Front Yard area. (Filed June 24, 2014)

Calendar No. 14-116: 1844 Columbus Road (Ward 3)

Eighteen Fifty Properties, owner, proposes to establish use as brewery and bar with 690 square feet devoted to patron space, seating for 32 persons, and an outdoor patio in a B3 General Industry District. The owner appeals for relief from the strict application of Section 349.04(f) of the Cleveland Codified Ordinances which states that bar/tavern use is required to provide accessory Off-Street parking spaces in the amount of one parking space for each employee plus one space for each four seats. 32 seats and two employees require 10 off-street parking space and none are provided. (Filed July 1, 2014)

Calendar No. 14-127: 2220 Superior Viaduct (Ward 3)

Left Side Developments, LLC, owner, proposes to change use of a 35,492 square foot building on an 8,960 square foot lot to 13 apartments and approximately 6,000 square feet of business occupancy in

a C4 Semi-Industry District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 345.03(b) which states that in a Semi-Industry District no multiple dwelling shall be located within 200 hundred feet of the boundary line of an adjoining General or Unrestricted Industry District, and no existing building within two hundred (200) feet of such boundary line shall be converted or altered to any such use, except that the Board of Zoning Appeals may, in specific instances, permit such erection, conversion or alteration when the development of the immediately surrounding area is essentially residential in character and the erection or establishment of an additional residence building would not be incompatible with or hamper or obstruct the use of the Semi-Industry District and the adjoining General or Unrestricted Industry Districts for the uses for which they are intended.

2. Section 355.04(b) which states that in a 'B' Area District the gross floor area of a residential building cannot exceed one-half the total lot area or in this case 4,480 square feet maximum gross floor area is permitted and 35,492 square feet are proposed.

3. Section 357.09(b)(2)(C) states that in any use district no required interior side yard in connection with multiple dwellings shall be less in width than one-fourth the height of the main building and no interior side yard is proposed.

4. Section 357.08(b)(2) which states that in any use district other than a residence district the depth of a required rear yard in connection with a building of Residential Occupancy shall be not less than fifteen percent of the depth of the lot but in no case less than twenty feet or less than one-half the height of the main building and no rear yard is proposed.

5. Section 349.04(f)(g) requires 1 space per residential unit plus one space per 500 square feet of retail sales, service or office use or in this case a total of 25 spaces and 13 spaces are proposed. (Filed July 7, 2014)

Violation Notice

Calendar No. 14-128: 5801 Ensign Avenue (Ward 5)

Carey Holding, Inc., owner, appeals 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 issued on July 1, 2014 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 use of any building or premise and no extension of any existing use, nor shall any premises be occupied for any new use until a certificate of occupancy has been issued. (Filed July 8, 2014)

POSTPONED FROM JUNE 9, 2014

Calendar No. 14-69: 3781 West 152nd Street (Ward 17)

Elias Fernandez, owner, appeals to expand a nonconforming glass

block contractor shop and truck rental business by changing the use of the existing school building to a single family home contrary to Section 357.08(b)(2) of the Cleveland Codified Ordinances that requires a 35 foot rear yard depth where 5 feet is shown; said change of use also requires City Planning Commission Review as the property is located in a Design Review District. (Filed May 8, 2014 - no testimony taken)

First postponement made at the request of the City to allow for time for Design Review to take place.

SECOND POSTPONEMENT REQUESTED BY THE COUNCILMAN UNTIL AUGUST 25, 2014 TO ALLOW FOR A BLOCK CLUB MEETING FOR THE FOLLOWING CASE:

Calendar No. 14-66: 4157 Lorain Avenue (Ward 3)

Thomas Papouras, owner, proposes to establish a used car lot on a parcel of land that is 80' x 125', located in a D3 Local Retail Business District and a Pedestrian Retail Overlay District (PRO). The owner appeals for relief from the strict application of the following Cleveland Zoning Code Sections:

1. Section 343.11(b)(2)(I)(4) which states that used auto sales is first permitted in General Retail Business.

2. Section 352.10 requiring a 4 foot wide frontage landscape strip along Lorain Avenue and West 42nd Street.

3. Section 352.10 requiring a 10 foot wide transition strip at the rear where the property abuts a residential district.

4. Section 347.11 requiring that the area for display of cars and customers parking must be hard surfaced and drained within lot.

5. Section 349.04(f) which states that an Auto sales lot must provide 25% of their gross lot area for customer parking.

6. Section 343.23(e)(1)(A) ~ PRO District prohibits opens sales/car lots. (Filed May 5, 2014)

First postponement made at the request of the Development Corporation in order to allow for a block club meeting to take place.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JULY 14, 2014

At the meeting of the Board of Zoning Appeals on Monday, July 14, 2014, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 14-100: 1645 Brainard Avenue

Sotre Properties, owner, appealed to erect a 4 car garage with attic/storage above on an irregular shaped parcel located in a C1 Multi-Family District.

Calendar No. 14-101: 3627 West Park Avenue
Terrence Dobro, owner, appealed to erect a 6 foot high fence in the actual side yard of a corner parcel located in a B1 Two Family Residential District.

Calendar No. 14-007: Jay Street
2515 Company, LLC, owner, appealed to construct a new parking lot in a Local Retail Business District.

The following appeals were **DENIED:**

None.

The following appeal was **WITHDRAWN:**

Calendar No. 14-68: 3891 East 131st Street
Southern Whips, owner, appealed to establish use for used car sales on a corner parcel in a B1 Local Retail Business District.

The following appeals were **DISMISSED:**

None.

The following appeals were **POSTPONED:**

Calendar No. 14-104: Debra Dabato
14143 Triskett Road. Postponed to August 25, 2014.

Calendar No. 14-102: Violation Notice
2165 E. 55th Street. Postponed to August 11, 2014.

Calendar No. 14-021: Alexandru Baradan
4108 Clinton Avenue. Postponed to August 4, 2014.

Calendar No. 14-091: Nick Arraj and Scott Rusa
3321-27 West 63rd Street. Postponed to August 18, 2014.

The following upcoming appeal was postponed/rescheduled to August 4th:

Calendar No. 14-066: Thomas Papouras
4157 Lorain Avenue. Postponed to August 25, 2014.

The following appeals were heard by the Board on July 7, 2014 and the decisions were adopted and approved on July 14, 2014;

The following appeals were **APPROVED:**

Calendar No. 14-80: 5320 Herman Avenue
Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-81: 5322 Herman Avenue
Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-82: 5324 Herman Avenue
Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-83: 5326 Herman Avenue
Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-84: 1311 West 54th Street
Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-85: 1313 West 54th Street
Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-86: 1315 West 54th Street
Case Development, appealed to erect one of 7 fee simple townhouses in a B1 Two Family.

Calendar No. 14-97: 7305-7315 Gateway Court
Battery Park Development LLC, owner, proposes to erect a three story, six unit, 9,851 square foot townhouse building on a 6,703 square foot lot located in a B1 Semi-Industry District.

Calendar No. 14-98: 8301 Detroit Avenue
Emerald Development and Economic Network (Eden), owner, proposes to erect a 3 story apartment building that will provide 66 dwelling units on the same 72,000 square foot parcel as a ten unit apartment building; said parcel being split between Two Family Residential and General Retail Business Zoning Districts.

The following appeal was **DENIED:**

Calendar No. 14-62: 2109 and 2113 W. 11th Street
Catherine Czubaj, owner, appeals to install 3 off-street parking spaces in the front setback area of a 66' x 181' parcel encompassing a duplex and a 4 unit dwelling located in a B1 Multi-Family Residential District.

The following appeal was **WITHDRAWN:**

Calendar No. 14-63: 5905 Ackley Road
Lenell Johnson, owner, appeals to establish use as a barber shop/beauty salon in a mixed use building located on a corner parcel in a B1 Two Family Residential District.

The following appeal was **DISMISSED:**

Calendar No. 14-74: Appeal of Alexis Williams
Alexis Williams appeals the decision of the Commissioner of Assessments and Licenses to deny a Taxi Driver's License.

Secretary

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

NO MEETING

1003

PUBLIC NOTICE

The City of Cleveland's Department of Economic Development is soliciting proposals from qualified firms for the redevelopment of three vacant parcels on East 152nd Street in Cleveland, Ohio. Deadline for submission of proposals is August 8, 2014; there is a non-mandatory pre-proposal conference on July 24, 2014. For more information: <http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/EconomicDevelopment>.

July 9, 2014, July 16, 2014, July 23, 2014, July 30, 2014 and August 6, 2014

NOTICE OF PUBLIC HEARING

NONE

CITY of CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, JULY 30, 2014

File No. 88-14 — Purchase of Recycling Bins (Re-bid), for the Division of Cleveland Hopkins Inter-

national Airport, Department of Port Control, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, JULY 17, 2014 AT 1:00 P.M. THE DEPARTMENT OF PORT CONTROL, CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S FEDERAL SERVICE STATION BUILDING, 5301 WEST HANGAR ROAD, CLEVELAND, OHIO 44135-3193.

File No. 90-14 — Building Materials and Used Bricks, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 530-14, passed by the Council of the City of Cleveland, May 12, 2014.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING MONDAY, JULY 21, 2014 AT 1:30 P.M. CLEVELAND CITY HALL, DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, 601 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

July 9, 2014 and July 16, 2014

THURSDAY, JULY 31, 2014

File No. 89-14 — Purchase of Various Electrical Items, Materials, Parts and Equipment, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 676-14, passed by the Council of the City of Cleveland, June 2, 2014.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING TUESDAY, JULY 22, 2014 AT 1:30 P.M. CLEVELAND CITY HALL, DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, 601 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

July 9, 2014 and July 16, 2014

FRIDAY, AUGUST 1, 2014

File No. 91-14 — Near West Theatre Parking Lot Improvements, for the Division of Architecture and Site Development, Department of Public Works and the Mayor's Office of Capital Projects, as authorized by Ordinance No. 872-08, passed by the Council of the City of Cleveland, June 9, 2008.

***THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF TWENTY-FIVE DOLLARS (\$25.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).**

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, JULY 24, 2014 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM 517A, 601 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

***Bidders must purchase plans and specifications directly from the office of the Commissioner of Purchases and Supplies. Only registered Plan Holders will receive Addenda. Bids cannot be accepted from Bidders who only purchase plans from other entities such as Plan Rooms and/or who fail to register to be on the City of Cleveland Plan Holders List.**

July 16, 2014 and July 23, 2014

FRIDAY, AUGUST 8, 2014

File No. 92-14 — Demolishing Existing and Constructing New Incinerator Pump Station on West 3rd Street (Re-Bid), for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 888-12, passed by the Council of the City of Cleveland, June 9, 2008.

***THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).**

THERE WILL BE A NON-MANDATORY PRE-BID MEETING MONDAY, JULY 28, 2014 AT 10:00 A.M. THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

***Bidders must purchase plans and specifications directly from the office of the Commissioner of Purchases and Supplies. Only registered Plan Holders will receive Addenda. Bids cannot be accepted from Bidders who only purchase plans from other entities such as Plan Rooms and/or who fail to register to be on the City of Cleveland Plan Holders List.**

File No. 93-14 — The Milligan Avenue Area Sewer Rehabilitation and Replacement Project, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 615-13, passed by the Council of the City of Cleveland, May 23, 2013.

***THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).**

THERE WILL BE A NON-MANDATORY PRE-BID MEETING MONDAY, JULY 28, 2014 AT 11:00 A.M. THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

***Bidders must purchase plans and specifications directly from the office of the Commissioner of Purchases and Supplies. Only registered Plan Holders will receive**

Addenda. Bids cannot be accepted from Bidders who only purchase plans from other entities such as Plan Rooms and/or who fail to register to be on the City of Cleveland Plan Holders List.

File No. 94-14 — Purchase of Various Fire Apparatus Equipment Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, JULY 25, 2014 AT 10:00 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

File No. 95-14 — Purchase of Various Dump Bodies, Spreaders and Plow Equipment Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, JULY 25, 2014 AT 10:30 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

July 16, 2014 and July 23, 2014

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

**Tuesday, July 15, 2014
10:00 a.m.**

Health and Human Services Committee: CANCELLED.

1:00 p.m.

Municipal Services and Properties Committee: Present: K. Johnson, Chair; Cummins, Reed. *Authorized Absence:* Sweeney, Vice Chair; Brancatelli, Dow, J. Johnson. *Pro tempore:* Keane.

**Wednesday, July 16, 2014
9:00 a.m.**

Development, Planning and Sustainability (Zoning) Committee: Present: Cleveland, Vice Chair; Cimperman, Cummins, Pruitt, Zone. *Authorized Absence:* Brancatelli, Chair, Dow. *Pro tempore:* Keane.

Committee of the Whole: Present: Kelley, Chair; Brady, Cimperman, Cleveland, Conwell, Cummins, Dow, J. Johnson, K. Johnson, Keane, Mitchell, Polensek, Pruitt, Reed, Sweeney, Zone. *Authorized Absence:* Brancatelli.

Index

O—Ordinance; R—Resolution; F—File
 Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
 Bold type in sections indicates amendments

Board of Control — Burke Lakefront Airport Division

Parking and landing fees for aircraft — amend BOC Res. 36-14 — Dept. of Port Control
 (BOC Res. 315-14) 996
 Retail merchandise and food and beverage concessions — amend BOC Res. 235-12 — Division
 of Cleveland Hopkins International Airport, Dept. of Port Control (BOC Res. 318-14)..... 997

Board of Control — Capital Projects Office

East Boulevard (Mainline Replacement Project) — sell to East Ohio Gas Company dba
 Dominion East Ohio per Ord. 719-14 — Division of Purchases and Supplies, Dept. of
 Finance (BOC Res. 319-14) 998

Board of Control — Cleveland Hopkins International Airport Division

Parking and landing fees for aircraft — amend BOC Res. 36-14 — Dept. of Port Control
 (BOC Res. 315-14) 996
 Retail merchandise and food and beverage concessions — amend BOC Res. 235-12 — Division
 of Burke Lakefront Airport, Dept. of Port Control (BOC Res. 318-14) 997
 Terminal advertising concession — amend BOC Res. 550-12 — Dept. of Port Control
 (BOC Res. 317-14) 997

Board of Control — Cleveland Public Power Division

Energy Adjustment Charge — amend rates, rules and regulations — Dept. of Public Utilities
 (BOC Res. 313-14) 995

Board of Control — Community Development Department

Aberdeen Avenue, 7801 (Ward 7) — PPN 105-33-095 — Cleveland UMADAOP (BOC Res. 324-14) 999
 Broadway Avenue (Ward 12) — PPN 133-14-018/019/022/023 — lease — Slavic Village
 Department (BOC Res. 331-14) 1001
 East 147th Street, 3468 (Ward 1) — PPN 130-16-093 — lease — Mt. Pleasant NOW Development
 Corporation (BOC Res. 330-14) 1001
 East 74th Street, 1042 (Ward 15) — PPN 105-27-030 — Verdella M. Bohannon (BOC Res. 323-14) 999
 Famicos Foundation — lease various parcels on scattered sites (Ward 9) (BOC Res. 332-14) 1001
 Kinsman Avenue, 13005 (Ward 4) — PPN 130-08-025 — Mount Pleasant Baptist Church
 (BOC Res. 325-14) 999
 Seymour Avenue (Ward 14) — PPN 007-26-012 — Marcelina G. Velazquez and Gloria Velazquez
 (BOC Res. 329-14) 1000
 Seymour Avenue, 3416 (Ward 3) — PPN 007-19-040 — Thomas A. Ferrell (BOC Res. 327-14) 1000
 Wade Avenue, 3323 (Ward 3) — PPN 007-19-060 -Truly H. Mangus and Charles E. Mangus
 (BOC Res. 326-14) 1000
 West 38th Street (Ward 3) — PPN 007-17-015 — Maria Feliciano (BOC Res. 328-14) 1000
 West 73rd Street, 2052 (Ward 15) — PPN 006-05-107 — Lennie D. Meade (BOC Res. 322-14) 999

Board of Control — Concession Agreement

Retail merchandise and food and beverage concessions — amend BOC Res. 235-12 — Divisions
 of Cleveland Hopkins International Airport and Burke Lakefront Airport, Dept.
 of Port Control (BOC Res. 318-14) 997
 Terminal advertising concession — amend BOC Res. 550-12 — Division of Cleveland Hopkins
 International Airport, Dept. of Port Control (BOC Res. 317-14)..... 997

Board of Control — Finance Department

East Boulevard (Mainline Replacement Project) — sell to East Ohio Gas Company dba
 Dominion East Ohio per Ord. 719-14 — Division of Purchases and Supplies, Office of
 Capitol Projects (BOC Res. 319-14) 998

Board of Control — Land Reutilization Program

Aberdeen Avenue, 7801 (Ward 7) — PPN 105-33-095 — Cleveland UMADAOP (BOC Res. 324-14) 999
 Broadway Avenue (Ward 12) — PPN 133-14-018/019/022/023 — lease — Slavic Village
 Department (BOC Res. 331-14) 1001
 East 147th Street, 3468 (Ward 1) — PPN 130-16-093 — lease — Mt. Pleasant NOW Development
 Corporation (BOC Res. 330-14) 1001
 East 74th Street, 1042 (Ward 15) — PPN 105-27-030 — Verdella M. Bohannon (BOC Res. 323-14) 999

Famicos Foundation — lease various parcels on scattered sites (Ward 9) (BOC Res. 332-14) 1001
 Kinsman Avenue, 13005 (Ward 4) — PPN 130-08-025 — Mount Pleasant Baptist Church
 (BOC Res. 325-14) 999
 Seymour Avenue (Ward 14) — PPN 007-26-012 — Marcelina G. Velazquez and Gloria Velazquez
 (BOC Res. 329-14) 1000
 Seymour Avenue, 3416 (Ward 3) — PPN 007-19-040 — Thomas A. Ferrell (BOC Res. 327-14) 1000
 Wade Avenue, 3323 (Ward 3) — PPN 007-19-060 -Truly H. Mangus and Charles E. Mangus
 (BOC Res. 326-14) 1000
 West 38th Street (Ward 3) — PPN 007-17-015 — Maria Feliciano (BOC Res. 328-14) 1000
 West 73rd Street, 2052 (Ward 15) — PPN 006-05-107 — Lennie D. Meade (BOC Res. 322-14) 999

Board of Control — Land Sales

East Boulevard (Mainline Replacement Project) — sell to East Ohio Gas Company dba
 Dominion East Ohio per Ord. 719-14 — Division of Purchases and Supplies, Office of
 Capitol Projects, Dept. of Finance (BOC Res. 319-14) 998

Board of Control — Motor Vehicle Maintenance Division

Chrysler parts and labor — per C.O. Sec. 131.64 to Ganley Automotive, Inc. dba
 Ganley Chrysler Jeep of Bedford — Dept. of Public Works (BOC Res. 320-14) 998
 International Truck parts and labor — per C.O. Sec. 131.64 to Rush Truck Centers of Ohio,
 Inc. — Dept. of Public Works (BOC Res. 321-14) 998

Board of Control — Port Control Department

Parking and landing fees for aircraft — amend BOC Res. 36-14 (BOC Res. 315-14) 996
 Professional on-call planning services — approve subcontractor — amend BOC Res. 536-13
 (BOC Res. 316-14) 996
 Retail merchandise and food and beverage concessions — amend BOC Res. 235-12 — Divisions
 of Cleveland Hopkins International Airport and Burke Lakefront Airport (BOC Res. 318-14) 997
 Terminal advertising concession — amend BOC Res. 550-12 — Division of Cleveland Hopkins
 International Airport (BOC Res. 317-14) 997

Board of Control — Professional Service Contracts

Professional on-call planning services — approve subcontractor — amend BOC Res. 536-13 —
 Dept. of Port Control (BOC Res. 316-14) 996

Board of Control — Public Improvement Contracts

Detention basins, facilities and structures — per C.O. Sec. 129.293 to F. Buddie
 Contracting, Ltd. — Division of Water Pollution Control, Dept. of Public
 Utilities (BOC Res. 314-14) 996

Board of Control — Public Utilities Department

Detention basins, facilities and structures — per C.O. Sec. 129.293 to F. Buddie
 Contracting, Ltd. — Division of Water Pollution Control (BOC Res. 314-14) 996
 Energy Adjustment Charge — amend rates, rules and regulations (BOC Res. 313-14) 995

Board of Control — Public Works Department

Chrysler parts and labor — per C.O. Sec. 131.64 to Ganley Automotive, Inc. dba
 Ganley Chrysler Jeep of Bedford — Division of Motor Vehicle Maintenance
 (BOC Res. 320-14) 998
 International Truck parts and labor — per C.O. Sec. 131.64 to Rush Truck Centers of Ohio,
 Inc. — Division of Motor Vehicle Maintenance (BOC Res. 321-14) 998

Board of Control — Purchases and Supplies Division

East Boulevard (Mainline Replacement Project) — sell to East Ohio Gas Company dba
 Dominion East Ohio per Ord. 719-14 — Office of Capitol Projects, Dept. of Finance
 (BOC Res. 319-14) 998

Board of Control — Requirement Contracts

Chrysler parts and labor — per C.O. Sec. 131.64 to Ganley Automotive, Inc. dba
 Ganley Chrysler Jeep of Bedford — Division of Motor Vehicle Maintenance, Dept. of
 Public Works (BOC Res. 320-14) 998
 Detention basins, facilities and structures — per C.O. Sec. 129.293 to F. Buddie
 Contracting, Ltd. — Division of Water Pollution Control, Dept. of Public
 Utilities (BOC Res. 314-14) 996
 International Truck parts and labor — per C.O. Sec. 131.64 to Rush Truck Centers of Ohio,
 Inc. — Division of Motor Vehicle Maintenance, Dept. of Public Works (BOC Res. 321-14) 998

Board of Control — Water Pollution Control Division

Detention basins, facilities and structures — per C.O. Sec. 129.293 to F.
 Buddie Contracting, Ltd. — Dept. of Public Utilities (BOC Res. 314-14) 996

Board of Zoning Appeals — Report

Ackley Road, 5905, (Ward 12) – Lenell Johnson, owner — appeal withdrawn on 7/14/14
 (Cal. 14-63) 1003
 Brainard Avenue, 1645, (Ward 14) – Sotre Properties, owner — appeal heard on 7/14/14
 (Cal. 14-100) 1002
 Clinton Avenue, 4108, (Ward 3) – Alexandru Bardan, owner — appeal postponed to 8/4/14 on
 7/14/14 (Cal. 14-21) 1003
 Detroit Avenue, 8301, (Ward 15) – Emerald Development and Economic Network (Eden),
 owner — appeal granted and adopted on 7/14/14 (Cal. 14-98) 1003
 East 131st Street, 3891, (Ward 2) – Southern Whips, owner — appeal withdrawn on 7/14/14
 (Cal. 14-68) 1003
 East 55th Street, 2165, (Ward 5) – Abeco-Ayad Inc. — appeal postponed to 8/11/14 on
 7/14/14 (Cal. 14-102) 1003
 Gateway Court, 7305-7315, (Ward 15) – Battery Park Development LLC, owner — appeal
 granted and adopted on 7/14/14 (Cal. 14-97) 1003
 Herman Avenue, 5320, (Ward 15) – Case Development, owner — appeal granted and adopted on
 7/14/14 (Cal. 14-80) 1003
 Herman Avenue, 5322, (Ward 15) – Case Development, owner — appeal granted and adopted on
 7/14/14 (Cal. 14-81) 1003
 Herman Avenue, 5324, (Ward 15) – Case Development, owner — appeal granted and adopted on
 7/14/14 (Cal. 14-82) 1003
 Herman Avenue, 5326, (Ward 15) – Case Development, owner — appeal granted and adopted on
 7/14/14 (Cal. 14-83) 1003
 Jay Street, 2525, (Ward 3) – 2515 Company, LLC, owner — appeal heard on 7/14/14
 (Cal. 14-7) 1003
 Lorain Avenue, 4157, (Ward 3) – Thomas Papouras, owner — appeal postponed to 8/25/14 on
 7/14/14 (Cal. 14-66) 1003
 Triskett Road, 14143, (Ward 16) – Debra Dabato, owner — appeal postponed to 8/25/14 on
 7/14/14 (Cal. 14-104) 1003
 West 11th Street, 2109 and 2113, (Ward 3) – Catherline Czubaj, owner — appeal denied and
 adopted on 7/14/14 (Cal. 14-62) 1003
 West 152nd Street, 3781, (Ward 17) – Elias Fernandez, owner — appeal to be heard on
 8/4/14 (Cal. 14-69) 1002
 West 54th Street, 1311, (Ward 15) – Case Development, owner — appeal granted and adopted
 on 7/14/14 (Cal. 14-84) 1003
 West 54th Street, 1313, (Ward 15) – Case Development, owner — appeal granted and adopted
 on 7/14/14 (Cal. 14-85) 1003
 West 54th Street, 1315, (Ward 15) – Case Development, owner — appeal granted and adopted
 on 7/14/14 (Cal. 14-86) 1003
 West 63rd Street, 3321-3327, (Ward 3) – Nick Arraj and Scott Rusa, owners — appeal
 postponed to 8/18/14 on 7/14/14 (Cal. 14-91) 1003
 West Park Avenue, 3627, (Ward 17) – Terrance Dobro, owner — appeal heard on 7/14/14
 (Cal. 14-101) 1003
 Williams, Alexis — appeal dismissed on 7/14/14 (Cal. 14-74) 1003

Board of Zoning Appeals — Schedule

Bridge Avenue, 6005, (Ward 15) – Ronald Clatterbuck, owner — appeal to be heard on 8/4/14
 (Cal. 14-115) 1002
 Broadview Road, 4656, (Ward 13) – Karen Blackshire, owner — appeal to be heard on 8/4/14
 (Cal. 14-99) 1002
 Columbus Road, 1844, (Ward 3) – Eighteen Fifty Properties, owner — appeal to be heard on
 8/4/14 (Cal. 14-116) 1002
 Ensign Avenue, 5801, (Ward 5) – Carey Holding, Inc., owner — appeal to be heard on 8/4/14
 (Cal. 14-128) 1002
 Superior Viaduct, 2220, (Ward 3) – Left Side Developments, LLC, owner — appeal to
 be heard on 8/4/14 (Cal. 14-127) 1002

City of Cleveland Bids

Building Materials and Used Bricks — Department of Finance — per Ord. 530-14 — bid due
 July 30, 2014 (advertised 7/9/2014 and 7/16/2014) 1004
 Demolishing Existing and Constructing New Incinerator Pump Station on West 3rd
 Street (Re-Bid) — Department of Public Utilities — Division of Water Pollution
 Control — per Ord. 888-12 — bid due August 8, 2014 (advertised 7/16/2014 and 7/23/2014) 1004
 Near West Theatre Parking Lot Improvements — Department of Public Works — Division
 of Architecture and Site Improvement — per Ord. 872-08 — bid due August 1, 2014
 (advertised 7/16/2014 and 7/23/2014) 1004
 Purchase of Recycling Bins Re-Bid — Department of Port Control — Division of Cleveland
 Hopkins International Airport — per C.O. Sec. 181.101 — bid due July 30, 2014
 (advertised 7/9/2014 and 7/16/2014) 1003

Purchase of Various Dump Bodies, Spreaders and Plow Equipment Parts and Labor — Department of Public Works — Division of Motor Vehicle Maintenance — per C.O. Sec. 131.64 — bid due August 8, 2014 (advertised 7/16/2014 and 7/23/2014)	1004
Purchase of Various Electrical Items, Materials, Parts and Equipment — Department of Finance — per Ord. 676-14 — bid due July 31, 2014 (advertised 7/9/2014 and 7/16/2014)	1004
Purchase of Various Fire Apparatus Equipment Parts and Labor — Department of Public Works — Division of Motor Vehicle Maintenance — per C.O. Sec. 131.64 — bid due August 8, 2014 (advertised 7/16/2014 and 7/23/2014)	1004
The Milligan Avenue Area Sewer Rehabilitation and Replacement Project — Department of Public Utilities — Division of Water Pollution Control — per Ord. 615-13 — bid due August 8, 2014 (advertised 7/16/2014 and 7/23/2014).....	1004