

# The City Record

Official Publication of the Council of the City of Cleveland



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August the First, Two Thousand and Seven

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**Frank G. Jackson**  
Mayor

**Martin J. Sweeney**  
President of Council

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

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

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Nina Turner.....	16204 Sunny Glen Avenue	44128
2	Robert J. White .....	9703 Cardwell Avenue	44105
3	Zachary Reed .....	3734 East 149th Street	44120
4	Kenneth L. Johnson.....	2948 Hampton Road	44120
5	Phyllis E. Cleveland .....	2369 East 36th Street	44105
6	Patricia J. Britt.....	12402 Britton Drive	44120
7	Fannie M. Lewis.....	7416 Star Avenue	44103
8	Sabra Pierce Scott .....	1136 East 98th Street	44108
9	Kevin Conwell.....	10647 Ashbury Avenue	44106
10	Roosevelt Coats.....	1775 Cliffview Road	44112
11	Michael D. Polensek.....	17855 Brian Avenue	44119
12	Anthony Brancatelli.....	6924 Ottawa Road	44105
13	Joe Cimperman.....	3053 West 12th Street	44113
14	Joseph Santiago.....	3169 West 14th Street	44109
15	Brian J. Cummins .....	3104 Mapledale Avenue	44109
16	Kevin J. Kelley.....	6608 Woodhaven Avenue	44144
17	Matthew Zone.....	1228 West 69th Street	44102
18	Jay Westbrook.....	1278 West 103rd Street	44102
19	Dona Brady.....	1272 West Boulevard	44102
20	Martin J. Sweeney.....	3632 West 133rd Street	44111
21	Martin J. Keane.....	15907 Colletta Lane	44111

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

**MAYOR – Frank G. Jackson**  
 Ken Silliman, Secretary to the Mayor, Chief of Staff  
 Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer  
 Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs  
 Tracy Y. Martin, Executive Assistant to the Mayor, Chief of Education  
 Maureen Harper, Executive Assistant to the Mayor, Chief of Communications  
 Andrea V. Taylor, Executive Assistant to the Mayor, Press Secretary  
 Debra Linn Talley, Director, Office of Equal Opportunity

**DEPT. OF LAW – Robert J. Triozzi, Director, Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel, Barbara A. Langhenry, Chief Counsel, Rm. 106 Karen E. Martines, Law Librarian, Room 100**

**DEPT. OF FINANCE – Sharon Dumas, Director, Room 104; Frank Badalamenti, Manager, Internal Audit**  
 DIVISIONS: Accounts – Richard W. Sensenbrenner, Commissioner, Room 19  
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
 City Treasury – Algeron Walker, Treasurer, Room 115  
 Financial Reporting and Control – James Gentile, Controller, Room 18  
 Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue  
 Purchases and Supplies – James E. Hardy, Commissioner, Room 128  
 Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue  
 Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

**DEPT. OF PUBLIC UTILITIES – Julius Ciaccia, Director, 1201 Lakeside Avenue**  
 DIVISIONS – 1201 Lakeside Avenue  
 Cleveland Public Power – Ivan Henderson, Commissioner  
 Street Lighting Bureau – \_\_\_\_\_, Acting Chief  
 Utilities Fiscal Control – Dennis Nichols, Commissioner  
 Water – John Christopher Nielson, Commissioner  
 Water Pollution Control – Ollie Shaw, Commissioner

**DEPT. OF PORT CONTROL – Ricky D. Smith, Director**  
 Cleveland Hopkins International Airport, 5300 Riverside Drive  
 Burke Lakefront Airport – Khalid Bahhur, Commissioner  
 Cleveland Hopkins International Airport – Fred Szabo, Commissioner

**DEPT. OF PUBLIC SERVICE – Jomarie Wasik, Director, Room 113**  
 DIVISIONS: Architecture – Kurt Wiebusch, Commissioner, Room 517  
 Engineering and Construction – Randall E. DeVaul, Commissioner, Room 518  
 Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards Streets – Randall T. Scott, Commissioner, Room 25  
 Traffic Engineering – Robert Mavec, Commissioner, 4150 East 49th Street, Building #1  
 Waste Collection and Disposal – Ron Owens, Commissioner, 5600 Carnegie Avenue

**DEPT. OF PUBLIC HEALTH – Matt Carroll, Director, Mural Building, 1925 St. Clair Ave.**  
 DIVISIONS: Air Quality – Richard L. Nemeth, Commissioner  
 Environment – Willie Bess, Commissioner, Mural Building, 1925 St. Clair Ave.  
 Health – Anjou Parekh, Commissioner, Mural Building, 1925 St. Clair Ave.

**DEPT. OF PUBLIC SAFETY – Martin Flask, Director, Room 230**  
 DIVISIONS: Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street  
 Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.  
 Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive  
 Fire – Paul A. Stubbs, Chief, 1645 Superior Avenue  
 Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

**DEPT. OF PARKS, RECREATION & PROPERTIES – Michael Cox, Director**  
 Cleveland Convention Center, Clubroom A, 1220 East 6th Street  
 DIVISIONS: Convention Center & Stadium – James Glending, Commissioner  
 Public Auditorium, East 6th Street and Lakeside Avenue  
 Parking Facilities – Leigh Stevens, Commissioner  
 Public Auditorium, East 6th Street and Lakeside Avenue  
 Park Maintenance and Properties – Richard L. Silva, Commissioner  
 Public Auditorium – East 6th Street and Lakeside Avenue  
 Property Management – Tom Nagle, Commissioner, East 49th Street & Harvard  
 Recreation – Kim Johnson, Commissioner, Room 8  
 Research, Planning & Development – Mark Fallon, Commissioner, 1501 N. Marginal Road  
 Burke Lakefront Airport

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

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

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

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

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

**DEPT. OF CONSUMER AFFAIRS – Angel Guzman, Director**

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

**CIVIL SERVICE COMMISSION – Room 119, Reynaldo Galindo, President; Rev. Earl Preston, Vice President; Lucille Ambroz, Secretary; Members: Diane M. Downing, Michael L. Nelson.**

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

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

**BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516, J. F. Denk, Chairman; \_\_\_\_\_, Arthur Saunders, Alternate Members – D. Cox, P. Frank, E. P. O’Brien, Richard Pace, J.S. Sullivan.**

**BOARD OF REVISION OF ASSESSMENTS – Law Director Robert J. Triozzi, President; Finance Director Sharon Dumas, Secretary; Council President Martin J. Sweeney.**

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

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

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

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

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

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

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

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

**MORAL CLAIMS COMMISSION – Law Director Robert J. Triozzi; Chairman; Finance Director Sharon Dumas; Council President Martin J. Sweeney; Councilman Kevin Kelley; Councilman Nina Turner.**

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

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

**AUDIT COMMITTEE – Robert Rawson, Chairman; Yvette Ittu, Debra Janik, Bracy Lewis, Don Neebes, Council President Martin J. Sweeney; Law Director Robert J. Triozzi.**

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

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

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Paul J. Mizerak – Bailiff; Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 94

WEDNESDAY, AUGUST 1, 2007

No. 4886

## CITY COUNCIL

MONDAY, JULY 30, 2007

The City Record  
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Address all communications to

**EMILY LIPOVAN**

City Clerk, Clerk of Council  
216 City Hall

Chair; Cleveland, Cummins, Johnson,  
Polensek, Reed, Santiago, White.

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

**mittee:** Conwell, Chair; Brady, Vice Chair; Britt, Coats, Cummins, Kelley, Polensek, Santiago, Turner.

### WEDNESDAY—Alternating

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

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

### MONDAY

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

### TUESDAY

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

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

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

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

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

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

### WEDNESDAY—Alternating

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

10:00 A.M. — **Public Safety Com-**

### OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

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

#### MONDAY—Alternating

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

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

11:00 A.M. — **Public Service Committee:** Brady, Chair; Turner, Vice

### THE CALENDAR

The following measure will be on its final passage at the next meeting:

#### ORDINANCE

##### Ord. No. 1117-06.

By Council Members Pierce Scott, Lewis, Cleveland and Sweeney (by departmental request).

An emergency ordinance to amend Sections 137.09 and 137.10 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 57-94, passed June 13, 1994, relating to the creation of the Division and Commissioner of Real Estate and the discontinuation of the Division and Commissioner of Neighborhood Development; and to amend Sections 37 and 40 of Ordinance No. 289-06, passed March 27, 2006, as amended by Ordinance No. 1647-06, passed October 2, 2006, relating to compensation for various classifications.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

**Section 1.** That upon the concurrence of the Board of Control, as required by Sections 77 and 79 of the Charter of the City of Cleveland, the Division of Real Estate is established and the Division of Neighborhood Development is discontinued and for such purposes, Sections 137.09 and 137.10 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 57-94, passed June 13, 1994, are amended to read as follows:

##### Section 137.09 Division of Real Estate

There is established a Division of Real Estate in the Department of Community Development, which shall be administered by a Commissioner of Real Estate, subject to the provisions of the Charter and ordinances of the City, and to the direction of the Director of Community Development.

**Section 137.10 Duties of the Commissioner of Real Estate**

The Commissioner of Real Estate shall administer City programs intended to encourage the development or improvement of residential, commercial and City-owned property in Cleveland; shall manage public acquisition, maintenance and disposition of real estate to be used in furtherance of the City's neighborhood and industrial development objectives; shall manage the acquisition or lease of real estate for the general operations of the City; and shall perform other duties as may from time to time be required by ordinance or by the Director of Community Development.

**Section 2.** That upon the concurrence of the Board of Control, as required by Sections 77 and 79 of the Charter of the City of Cleveland, the Division of Real Estate is established and the Division of Neighborhood Development is discontinued and for such purposes, Sections 137.09 and 137.10 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 57-94, passed June 13, 1994, are repealed.

**Section 3.** That concurrence of the Board of Control shall be evidenced by a certified copy of the resolution of the Board of Control duly filed with the Clerk of Council by the Secretary of the Board of Control immediately on the adoption of the concurring resolution, which resolution shall be attached by the Clerk of Council to this ordinance.

**Section 4.** That any references contained in the Codified Ordinances of Cleveland, Ohio, 1976, and any authority granted by this Council to the "Division of Neighborhood Development" or the "Commissioner of Neighborhood Development", shall be amended to read "Division of Real Estate" and the "Commissioner of Real Estate" consistent with this ordinance.

**Section 5.** That the Clerk of Council is authorized and directed when publishing the Codified Ordinances of Cleveland, Ohio, 1976, and any amendment to the codified ordinances, to change all references to the "Division of Neighborhood Development" to the "Division of Real Estate", and to change all references to the "Commissioner of Neighborhood Development" to the "Commissioner of Real Estate" consistent with this ordinance.

**Section 5a.** That unless this Council authorizes the continuation of the Division of Real Estate before June 30th, 2008, through legislation, Sections 1, 2, 3, 4, and 5 of this ordinance are repealed, and the following new Sections 137.09 and 137.10 of the Codified Ordinances of Cleveland, Ohio, 1976, are enacted to read as follows:

**Section 137.09 Division of Neighborhood Development**

**There is established a Division of Neighborhood Development in the Department of Community Development, which shall be administered by a Commissioner of Neighborhood Development, subject to the provisions of the Charter and ordinances of the City, and to the direction of the Director of Community Development.**

**Section 137.10 Duties of Commissioner of Neighborhood Development**

**The Commissioner of Neighborhood Development shall administer City programs intended to encourage the development or improvement of residential and commercial property in Cleveland's neighborhoods; shall manage public acquisition of real estate to be used in furtherance of the City's neighborhood development objectives; shall manage and propose allocation of the City's capital resources to provide incentives for private investment in residential and commercial development within the City; shall plan and implement City programs intended to foster the construction of safe, high-quality, and affordable housing for low income residents; and shall perform such other duties as may from time to time be required by ordinance or by the Director of Community Development.**

**Section 6.** That Sections 37 and 40 of Ordinance No. 289-06, passed March 27, 2006, as amended by Ordinance No. 1647-06, passed October 2, 2006, are amended to read as follows:

**Section 37.** That the salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. Airport Maintenance Manager .....	\$26,273.96	\$ 83,395.52
2. Airport Operations Manager .....	\$26,273.96	\$ 83,395.52
3. Airport Safety Chief .....	\$26,273.96	\$ 83,395.52
4. Assistant Commissioner of Administrative Services .....	\$26,273.96	\$ 83,395.52
5. Assistant Commissioner of Cleveland Public Power .....	<b>\$27,325.56</b>	<b>\$114,083.84</b>
6. Assistant Commissioner of Code Enforcement.....	\$26,273.96	\$ 83,395.52
7. Assistant Commissioner of Construction Permitting.....	\$26,273.96	\$ 83,395.52
8. Assistant Commissioner of Information Technology and Services .....	\$23,647.11	\$ 80,188.16
9. Assistant Commissioner of Motor Vehicles Maintenance .....	\$26,273.96	\$ 83,395.52
10. Assistant Commissioner of Real Estate .....	\$26,273.96	\$ 83,395.52
11. Assistant Commissioner of Neighborhood Services .....	\$26,273.96	\$ 83,395.52
12. Assistant Commissioner of Streets.....	\$26,273.96	\$ 83,395.52

13.	Assistant Commissioner of Waste Collection and Disposal .....	\$26,273.96	\$ 83,395.52
14.	Assistant Commissioner of Water Pollution Control .....	\$26,273.96	\$ 83,395.52
15.	Assistant Director of Community Relations Board.....	\$26,273.96	\$ 83,395.52
16.	Assistant Income Tax Administrator.....	\$26,273.96	\$ 83,395.52
17.	Assistant Superintendent of Electric Transmission and Distribution.....	\$26,273.96	\$ 68,388.32
18.	Building and Housing Executive Assistant.....	\$26,273.96	\$ 83,395.52
19.	Chief of Air Pollution Enforcement.....	\$22,333.40	\$ 74,917.44
20.	Chief of Air Pollution Engineering .....	\$22,333.40	\$ 74,917.44
21.	Chief of Air Pollution Information Systems.....	\$22,333.40	\$ 74,917.44
22.	Chief of Air Pollution Monitoring .....	\$22,333.40	\$ 74,917.44
23.	Chief Civil Service Examiner .....	\$26,273.96	\$ 66,075.36
24.	Chief of Pharmacy Service .....	\$26,273.96	\$ 83,395.52
25.	Chief of Pumping .....	\$26,273.96	\$ 82,482.40
26.	Chief of Water Distribution .....	\$26,273.96	\$ 85,696.00
27.	Chief Training Officer.....	\$26,273.96	\$ 66,075.36
28.	City Hall Custodian.....	\$26,273.96	\$ 66,075.36
29.	Community Development Executive Assistant.....	\$26,273.96	\$ 83,395.52
30.	Contract Compliance Officer.....	\$26,273.96	\$ 66,075.36
31.	Deputy Commissioner of Accounts .....	\$26,273.96	\$ 82,482.40
32.	Deputy Commissioner of Air Pollution Control.....	\$26,273.96	\$ 76,980.80
33.	Deputy Commissioner of Airports.....	\$26,273.96	\$ 76,980.80
34.	Deputy Commissioner of Air Quality .....	\$26,273.96	\$ 76,980.80
35.	Deputy Commissioner of Convention Center and Stadium.....	\$26,273.96	\$ 76,980.80
36.	Deputy Commissioner of Convention Center.....	\$26,273.96	\$ 76,980.80
37.	Deputy Commissioner of Environment.....	\$26,273.96	\$ 76,980.80
38.	Deputy Commissioner of Health.....	\$26,273.96	\$ 76,980.80
39.	Deputy Commissioner of Information Technology and Systems Services .....	\$30,214.95	\$ 93,215.20
40.	Deputy Commissioner of Maintenance .....	\$26,273.96	\$ 76,980.80
41.	Deputy Commissioner of Park and Urban Forestry .....	\$26,273.96	\$ 76,980.80
42.	Deputy Commissioner of Parks and Urban Forestry/Golf Courses and Cemeteries.....	\$26,273.96	\$ 76,980.80
43.	Deputy Commissioner of Recreation.....	\$26,273.96	\$ 76,980.80
44.	Director of Public Health Nurses.....	\$26,273.96	\$ 76,980.80
45.	Fair Housing Administrator.....	\$31,500.00	\$ 82,182.88
46.	General Manager of Administrative Services.....	\$26,273.96	\$ 83,395.52
47.	Office of Professional Standards Administrator.....	\$26,273.96	\$ 66,075.36
48.	Manager of Human Resources Program Planning and Management.....	\$26,273.96	\$ 76,980.80
49.	Personnel Administrator .....	\$26,273.96	\$ 76,980.80
50.	Senior Budget and Management Analyst.....	\$26,273.96	\$ 73,035.04
51.	Superintendent of Industrial Claims .....	\$26,273.96	\$ 66,075.36
52.	Superintendent of Motorized Equipment .....	\$26,273.96	\$ 66,075.36
53.	Utilities Comptroller .....	\$26,273.96	\$ 83,395.52

**Section 40.** That the appointing authority shall fix the salaries in the following classifications in accordance with the schedule appearing after each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. City Comptroller.....	\$42,758.15	\$128,648.00
2. City Treasurer.....	\$42,758.15	\$118,751.36
3. Chief Technology Officer.....	\$45,000.00	\$144,612.00
4. Commissioner of Accounts .....	\$40,314.82	\$123,235.84
5. Commissioner of Administrative Services - Community Development.....	\$40,314.82	\$123,235.84
6. Commissioner of Air Quality .....	\$42,758.15	\$128,648.00
7. Commissioner of Architecture.....	\$42,758.15	\$137,793.76
8. Commissioner of Assessments and Licenses.....	\$40,314.82	\$113,755.20
9. Commissioner of Burke Airport.....	\$40,314.92	\$113,755.20
10. Commissioner of Cleveland Hopkins International Airport.....	\$42,758.15	\$137,793.76

11.	Commissioner of Cleveland Public Power .....	\$45,201.46	<b>\$160,680.00</b>
12.	Commissioner of Code Enforcement.....	\$42,758.15	\$128,648.00
13.	Commissioner of Construction Permitting .....	\$42,758.15	\$128,648.00
14.	Commissioner of Convention Center.....	\$45,201.46	\$121,975.36
15.	Commissioner of Emergency Medical Services .....	\$42,758.15	\$128,648.00
16.	Commissioner of Engineering and Construction.....	\$45,201.46	\$136,764.16
17.	Commissioner of Environment.....	\$42,758.15	\$128,648.00
18.	Commissioner of Health.....	\$45,021.46	\$136,764.16
19.	Commissioner of House of Corrections.....	\$40,314.82	\$113,640.80
20.	Commissioner of Information Technology and Services.....	\$52,734.82	\$136,764.16
21.	Commissioner of Motor Vehicle Maintenance.....	\$40,314.82	\$123,235.84
22.	Commissioner of Real Estate .....	\$40,314.82	\$113,755.20
23.	Commissioner of Neighborhood Services .....	\$42,758.15	\$118,751.36
24.	Commissioner of Park Maintenance and Properties.....	\$42,758.15	\$137,793.76
25.	Commissioner of Parking Facilities.....	\$40,314.82	\$123,235.84
26.	Commissioner of Printing and Reproduction.....	\$40,314.82	\$123,235.84
27.	Commissioner of Property Management .....	\$45,201.46	\$136,764.16
28.	Commissioner of Purchases and Supplies.....	\$42,758.15	\$118,751.36
29.	Commissioner of Recreation.....	\$42,758.15	\$137,793.76
30.	Commissioner of Research/Planning and Development.....	\$40,314.82	\$123,235.84
31.	Commissioner of Streets.....	\$40,314.82	\$123,235.84
32.	Commissioner of Traffic Engineering.....	\$42,758.15	\$118,751.36
33.	Commissioner of Utilities Engineering .....	\$42,758.15	\$113,755.20
34.	Commissioner of Utilities Fiscal Control.....	\$40,314.82	\$113,755.20
35.	Commissioner of Waste Collection and Disposal.....	\$40,314.82	\$123,235.84
36.	Commissioner of Water.....	\$45,201.46	\$160,680.00
37.	Commissioner of Water Pollution Control.....	\$40,314.82	\$123,235.84
38.	Deputy Director Department of Building and Housing.....	\$36,590.39	\$128,648.00
39.	Income Tax Administrator.....	\$42,758.15	\$128,648.00
40.	Manager of Internal Audit .....	\$40,314.82	\$113,755.20

**Section 7.** That existing Sections 37 and 40 of Ordinance No. 289-06, passed March 27, 2006, as amended by Ordinance No. 1647-06, passed October 2, 2006, are repealed.

**Section 8.** That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

**BOARD OF CONTROL**

July 25, 2007

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, July 25, 2007, at 10:30 a.m. with Director Triozzi presiding.

Present: Directors Triozzi, Ciaccia, Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Rybka.

Absent: Mayor Jackson and Director Dumas.

Others: Jim Hardy, Commissioner, Purchases and Supplies.

Carol Whitaker, Acting Director, Office of Equal Opportunity.

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

**Resolution No. 407-07.**

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that all bids received on July 12, 2007 for the pur-

chase of an estimated quantity of microfiche & CD Rom, for the various divisions of City government, for all items, under the authority of Ordinance No. 198-07, passed by the Council of the City of Cleveland on March 5, 2007 are rejected.

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 408-07.**

By Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by URS Corporation under Contract No. 66600 for professional services to provide engineering services, including but not limited to environmental and safety services, forensic investigations, structural and geotechnical services, industrial hygiene services, materials testing and analysis, water treatment process analysis, laboratory

testing services, hazardous substance identification and analysis, and other related services, for a period not exceeding two years, for the various Divisions of the Department of Public Utilities, is approved:

<u>Subcontractor</u>	<u>Work Percentage</u>
McLemore Consulting Associates, Inc. (FBE)	\$4,287.50 0.95%

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 409-07.**

By Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Hach Company for an estimated quantity of labor and materials necessary to refurbish the SCADA and PCCS systems, Option 2,

items 5.001-5.044, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the labor and materials, received on March 2, 2007, under the authority of Ordinance No. 2234-05, passed January 23, 2006, as amended by Ordinance No. 1717-06, passed November 20, 2006, which on the basis of the estimated quantity would amount to \$48,000.00 (Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the labor and materials, which shall provide for the immediate purchase as the initial amount of the contract of the following:

**Requisition No. 162484**

which shall be certified against such contract in the sum of \$10,000.00.

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

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 410-07.**

By Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Branch Group Inc., d.b.a. Rexel for an estimated quantity of labor and materials necessary to refurbish the SCADA and PCCS systems, Option 2, items 1.001-1.086, 1.088 and 1.089, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the labor and materials, received on March 2, 2007, under the authority of Ordinance No. 2234-05, passed January 23, 2006, as amended by Ordinance No. 1717-06, passed November 20, 2006, which on the basis of the estimated quantity would amount to \$100,000.00 (0%), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the labor and materials, which shall provide for the immediate purchase as the initial amount of the contract of the following:

**Requisition No. 162482**

which shall be certified against such contract in the sum of \$10,000.00.

The requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for the labor and materials, whether more or less than the estimated quantity, as may be

ordered under subsequent requisitions separately certified against the contract.

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 411-07.**

By Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Hughes-Primeau Controls, Inc. for an estimated quantity of labor and materials necessary to refurbish the SCADA and PCCS systems, Option 2, items 10.001-10.014, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the labor and materials, received on March 2, 2007, under the authority of Ordinance No. 2234-05, passed January 23, 2006, as amended by Ordinance No. 1717-06 passed November 20, 2006, which on the basis of the estimated quantity would amount to \$48,000.00 (0%, 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the labor and materials, which shall provide for the immediate purchase as the initial amount of the contract of the following:

**Requisition No. 162486**

which shall be certified against such contract in the sum of \$7,500.00.

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

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 412-07.**

By Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the bid of RFL Electronics Inc. for an estimated quantity of labor and materials necessary to refurbish the SCADA and PCCS systems, Option 2, items 12.011, 12.013-12.043 and 12.045-12.048, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the labor and materials, received on March 2, 2007, under the authority of Ordinance No. 2234-05, passed January 23, 2006, as amended by Ordinance No. 1717-06 passed November 20, 2006, which on the basis of the estimated quantity would amount to \$48,000.00 (0%, 0

Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the labor and materials, which shall provide for the immediate purchase as the initial amount of the contract of the following:

**Requisition No. 168733**

which shall be certified against such contract in the sum of \$48,000.00.

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

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 413-07.**

By Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Dmytryka Jacobs Engineers, Inc. for an estimated quantity of labor and materials necessary to refurbish the SCADA and PCCS systems, Option 2, items 11.001-11.010, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the labor and materials, received on March 2, 2007, under the authority of Ordinance No. 2234-05, passed January 23, 2006, as amended by Ordinance No. 1717-06, passed November 20, 2006, which on the basis of the estimated quantity would amount to \$20,000.00 (Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the labor and materials, which shall provide for the immediate purchase as the initial amount of the contract of the following:

**Requisition No. 162487**

which shall be certified against such contract in the sum of \$10,000.00.

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

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 414-07.**

By Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of Invensys Systems, Inc., except for such terms

and conditions as are not acceptable to the Director of Law, for an estimated quantity of labor and materials necessary to refurbish the SCADA and PCCS systems, Option 2, items 14.001A-14.079A and 14.055B-14.130B, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the labor and materials, received on March 2, 2007, under the authority of Ordinance No. 2234-05, passed January 23, 2006, as amended by Ordinance No. 1717-06, passed November 20, 2006, which on the basis of the estimated quantity would amount to \$48,000.00 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the labor and materials, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 168734 which shall be certified against such contract in the sum of \$48,000.00.

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

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

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

**Resolution No. 415-07.**

By Director Ciaccia.  
Be it resolved by the Board of Control of the City of Cleveland that the bid of Professional Electric Products Company for an estimated quantity of labor and materials necessary to refurbish the SCADA and PCCS systems, Option 2, items 2.001-2.008, 2.011 and 2.013-2.015, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the labor and materials, received on March 2, 2007, under the authority of Ordinance No. 2234-05, passed January 23, 2006, as amended by Ordinance No. 1717-06 passed November 20, 2006, which on the basis of the estimated quantity would amount to \$48,000.00 (0%, 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the labor and materials, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 162483 which shall be certified against such contract in the sum of \$15,000.00.

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

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

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

**Resolution No. 416-07.**

By Director Ciaccia.  
Be it resolved by the Board of Control of the City of Cleveland that all bids received on March 2, 2007 for an estimated quantity of labor and materials necessary to refurbish the SCADA and PCCS systems, Option 1, all items and Option 2, items 1.087, 2.009, 2.010, 2.012, 3-all items, 4-all items, 8-all items, 11.011, 11.012, 12.001-12.010, 12.012, 12.044, 12.049 and 13-all items, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, under the authority of Ordinance No. 2234-05, passed January 23, 2006, as amended by Ordinance No. 1717-06, passed November 20, 2006, are rejected.

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

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

**Resolution No. 417-07.**

By Director Smith.  
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Jance & Company, Inc., for the public improvement of constructing Phase II of the Consolidated Maintenance Facility at Cleveland Hopkins International Airport, base bid items plus Items A1, A-6 and A-15, for the Department of Port Control, received on March 9, 2007, under the authority of Ordinance No. 1635-06, passed October 9, 2006, upon a unit basis for the improvement, in the aggregate amount of \$706,725.00, is affirmed and approved as the lowest responsible bid, and the Director of Port Control is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved by the Board of Control that the employment of the following subcontractors by Jance & Company, Inc., is approved:

<u>Subcontractor(s)</u>	<u>MBE/FBE %</u>	<u>Amount</u>
Forest City Erectors, Inc.	33.96%	Non-MBE/FBE \$240,000.00
Fortuna Construction Co., Inc.	19.66%	Non-MBE/FBE \$138,964.00
Mac Mechanical Corporation	5.53%	Non-MBE/FBE \$ 39,100.00

DDC+ Incorporated 11.88%  
Non-MBE/FBE \$ 84,000.00

McTech Corporation 2.12%  
Non-MBE/FBE \$ 15,000.00

Action Door Company 5.55%  
Non-MBE/FBE \$ 39,230.00

The Midland Hardware Company 0.25%  
Non-MBE/FBE \$ 1,750.00

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

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

**Resolution No. 418-07.**

By Director Smith.  
Resolved, by the Board of Control of the City of Cleveland that the bid of Action Automatics, Inc., for parts necessary to maintain and repair automatic doors, including labor and installation, if necessary, all items, for the various divisions, Department of Port Control, for a period of one year with two one year options to renew beginning with the date of execution of a contract, received on May 11, 2007, under the authority of Ordinance No. 193-07, passed on March 12, 2007, which on the basis of the estimated quantity would amount to \$50,550.00, 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 labor and materials necessary, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 168460 which shall be certified against the contract in the sum of \$11,000.00.

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

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

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

**Resolution No. 419-07.**

By Director Wasik.  
Be it resolved by the Board of Control of the City of Cleveland, that under Ordinance No. 685-07, passed June 11, 2007, by the Council of the City of Cleveland, the firm of The Osborn Engineering Company ("Engineer") is selected upon the nomination of the Director of Public Service from a list of qualified firms available for such employment and determined after a full and complete canvass by the Director of Public



Service as, the firm of architects to be employed by contract for the purpose of supplementing the regularly employed staff of the Division of Architecture in order to provide the professional services necessary for the citywide facilities conditions assessment.

Be it further resolved, that the Director of Public Service is authorized to enter into a written contract with The Osborn Engineering Company, based upon its proposal dated March 29, 2007, which contract shall be prepared by the Director of Law and shall include such additional provisions as he deems necessary to benefit and protect the public interest. The total compensation to the Architect for all services under the contract authorized shall not exceed \$389,435.

Be it further resolved, that the employment of the following sub-consultants by The Osborn Engineering Company is approved:

Ralph Tyler Companies  
(MBE) — \$175,500 (45.07%)

McGuinness Unlimited  
(FBE) — \$19,435 (4.99%)

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 420-07.**

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that the bid of General Traffic Equipment Corp. for purchase of various signal equipment used for the installation of traffic signals, Items 1, 2, 3, 7, 8, 19, and 33 for the Division of Traffic Engineering, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on February 28, 2007, under the authority of Ordinance No. 449-06, passed April 10, 2006, which on the basis of the estimated quantity would amount to \$162,235.00, is affirmed and approved as the lowest and best bid, and the Director of Public Service is authorized to enter into a requirement contract for such goods which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 171931  
which shall be certified against the contract in the sum of \$18,300.00.

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

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 421-07.**

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Consolidated Electrical Distributors, Inc. for purchase of various signal equipment used for the installation of traffic signals, Items 25, 26, 27, 30, 31, and 32, for the Division of Traffic Engineering, Department of Public Service, for the period of two (2) years beginning with the date of execution of a contract, received on February 28, 2007, under the authority of Ordinance No. 449-06 passed April 10, 2006, which on the basis of the estimated quantity would amount to \$230,080.00, is affirmed and approved as the best bid, and the Director of Public Service is authorized to enter into a requirement contract for such goods which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 171933  
which shall be certified against the contract in the sum of \$36,250.00.

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

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 422-07.**

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Traffic Control Products Inc. for purchase of various signal equipment used for the installation of traffic signals, Items 13, 14, 15, 16, 17, and 21, for the Division of Traffic Engineering, Department of Public Service, for the period of one (1) years beginning with the date of execution of a contract, received on February 28, 2007, under the authority of Ordinance No. 449-06, passed April 10, 2006, which on the basis of the estimated quantity would amount to \$279,200.00, is affirmed and approved as the lowest and best bid, and the Director of Public Service is authorized to enter into a requirement contract for such goods which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 171932  
which shall be certified against the contract in the sum of \$49,940.00.

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

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 423-07.**

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Granger Trucking Inc. for an estimated quantity of the rental of large capacity trucks with operators, for the Division of Streets, Department of Public Service, for the period of 2 years beginning with the execution of this contract, received on May 25, 2007, under the authority of Ordinance No. 198-07, passed March 5, 2007, which on the basis of the estimated quantity would amount to \$1,587,300.00, is approved as the lowest and best bid, and the Director of Public Service is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 174634  
which shall be certified against the contract in the sum of \$200,000.00.

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Granger Trucking Inc. is approved.

Interstate Safety  
FBE — \$39,000 — 2.46%

Booker & Sons  
MBE — \$39,000 — 2.46%

Genley Transfer  
MBE — \$39,000 — 2.46%

Lito Trucking  
MBE — \$39,000 — 2.46%

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

**Resolution No. 424-07.**

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of D.R.S. Enterprises, Inc. for the public improvement of Zone Recreation Center Soccer Field Improvements, for Base Bid Items 1 - 31 including the 5% contingency for the Division of Research, Planning & Development, Department of Parks, Recreation & Properties, received on July 11, 2007, under the authority of Ordinance No. 690-07, passed on June 11, 2007, upon a unit basis for the improvement in the aggregate amount of \$248,330.25, is affirmed and approved as the lowest responsible bid; and the Director of Department of Parks, Recreation

& Properties is authorized to enter into contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by D.R.S. Enterprises, Inc. for the aforementioned public improvement is approved:

<u>SUBCONTRACTORS</u>	<u>AMOUNT PERCENTAGE</u>
NorthEast Masonry (MBE)	\$43,580.00 17.55%
David Williams & Assoc.	\$ 6,740.00 2.71%
R. L. Cole Enterprises (FBE)	\$ 4,500.00 1.81%
R. L. Cole Enterprises	\$ 4,500.00 1.81%
Rockport Concrete (FBE)	\$ 3,600.00 1.45%
Playground World	\$ 2,700.00 1.09%
Pompili Precast	\$ 650.00 0.26%

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

Nays: None.

Absent: Mayor Jackson and Director Dumas.

JEFFREY B. MARKS, Secretary

**CIVIL SERVICE NOTICES**

**General Information**

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

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

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

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

REYNALDO GALINDO, President

**SCHEDULE OF THE BOARD OF ZONING APPEALS**

**MONDAY, AUGUST 13, 2007**

**9:30 A.M.**

**Calendar No. 07-126:** 2041 East 125th Street -Unit 1 (Ward 6)  
Valley Ridge Contracting LLC, owner, appeals to erect a 20' x 50' three-story frame, single family townhouse, proposed to be situated on a 27' x 73' parcel located in a Multi-Family District on the east side of East 125th Street at 2041 East 125th Street; subject to the provisions of Section 327.02(e), the location of front yard lines and side street yard lines shall be checked and approved by the Division of Engineering and Construction, and pursuant to Section 349.07(c) access to accessory parking shall be located and arranged to minimize traffic congestion. Contrary to Section 353.01, a building height of 42 feet is provided where 35 feet is the height limit allowed; and a maximum gross floor area of 1,734 square feet is contrary to fifty percent of the lot size or 867 square feet, with a lot width of 18.50 feet provided where 40 feet is required, and a minimum lot area of 1,723 square feet where 4,800 square feet is required by the provisions of Section 355.04; and contrary to Sections 357.09(b)(2) and (a)(2), no interior side yard is provided, where a 3 foot minimum and a 10 foot aggregate for both side yards are required, and there's zero distance provided where 10 feet is required from a main building on an adjoining lot within a residence district; and a 7.8' fence (a 6 foot wall plus 1 foot 8 inch fence) is provided where fences in a front yard shall not exceed a 4 foot height and be at least fifty percent open, as stated in Section 358.04(a) of the Codified Ordinances.

**Calendar No. 07-127:** 2041 East 125th Street -Unit 2 (Ward 6)  
Valley Ridge Contracting LLC, owner, appeals to erect a 20' x 50' three-story frame, single family townhouse, proposed to be situated on a 24' x 73' parcel located in a Multi-Family District on the east side of East 125th Street at 2041 East 125th Street; subject to the provisions of Section 327.02(e), the location of front yard lines and side street yard lines shall be checked and approved by the Division of Engineering and Construction, and pursuant to Section 349.07(c) access to accessory parking shall be located and arranged to minimize traffic congestion. Contrary to Section 353.01, a building height of 42 feet is provided where 35 feet is the height limit allowed; and a maximum gross floor area of 1,652 square feet is contrary to fifty percent of the lot size or 826 square feet, with a lot width of 18.50 feet provided where 40 feet is required, and a minimum lot area of 1,634 square feet where 4,800 square feet is required under the provisions of Section 355.04; and contrary to Sections 357.09(b)(2) and (a)(2), no interior side yard is provided where a 3 foot minimum and a 10 foot aggregate for both side yards are required, and there's zero distance provided where 10 feet is required from a main building on an adjoining lot within a residence district; and a 7.8' fence (a 6 foot wall plus 1 foot 8 inch fence) is provided where fences in

a front yard shall not exceed a 4 foot height and be at least fifty percent open, as stated in Section 358.04(a) of the Codified Ordinances.

**Calendar No. 07-128:** 2041 East 125th Street -Unit 3 (Ward 6)  
Valley Ridge Contracting LLC, owner, appeals to erect a 20' x 52' three-story frame, single family townhouse, proposed to be situated on a 50' x 77' parcel located in a Multi-Family District on the east side of East 125th Street at 2041 East 125th Street; subject to the provisions of Section 327.02(e), the location of front yard lines and side street yard lines shall be checked and approved by the Division of Engineering and Construction, and under Section 329.04(c)(1) the Board of Zoning Appeals is limited in authority to grant front setback variances; and subject to the provisions of Section 337.23(a), all accessory parking spaces shall be located on the rear half of the lot with access to accessory parking located and arranged to minimize traffic congestion according to Section 349.07(c). Contrary to Section 353.01, a building height of 43.4 feet is provided where 35 feet is the height limit allowed; and a maximum gross floor area of 2,580 square feet is contrary to fifty percent of the lot size or 2,071 square feet and a minimum lot area of 4,142 square feet is provided where 4,800 square feet is required under the provisions of Section 355.04; and contrary to Section 357.04 a front yard setback of 9.4 feet is provided where the requirement of fifteen percent of the lot depth equals 11.5 feet; and contrary to 357.09(b)(2) no interior side yard is provided where a 3 foot minimum is required; and subject to the limitations of Section 357.13, parking in the required front yard is not a permitted encroachment; and contrary to Section 357.15(a), a distance of 36.4 feet is provided where a 40 foot distance is required between a main building and a rear building; and a fence along the rear and interior side yard exceeds the height limitations according to Section 358.04(a) of the Codified Ordinances.

**Calendar No. 07-131:** 1956-1962 West 58th Street -Unit 1 (Ward 17)  
Evergreen Housing Corporation, owner, appeals to erect a two-story frame, single family dwelling with a detached garage, proposed to be situated on a 40' x 80' corner parcel in a Two-Family District on the northwest corner of West 58th Street and Pear Avenue at 5810 Pear Avenue; a minimum lot area of 3,200 square feet is provided where 4,800 square feet is required, as stated under Section 355.04(b) of the Area Regulations of the Codified Ordinances.

**Calendar No. 07-132:** 1956-1962 West 58th Street -Unit 2 (Ward 17)  
Evergreen Housing Corporation, owner, appeals to erect a two-story frame, single family dwelling and a detached garage, proposed to be situated on a 45' x 80' corner parcel in a Two-Family District on the northwest corner of West 58th Street and Pear Avenue at 5806 Pear Avenue; contrary to Section 355.04(b) a minimum lot area of 3,600 square feet is provided and 4,800 square feet is required; and a 9 foot distance is provided where the minimum distance from the adjacent property may not be less than 15 feet according to the provi-

sions of Section 353.05 of the Codified Ordinances.

**Calendar No. 07-133:** 1956-1962 West 58th Street -Unit 3 (Ward 17)  
Evergreen Housing Corporation, owner, appeals to erect a two-story frame, single family dwelling and a detached garage, proposed to be situated on a 45' x 80' corner parcel in a Two-Family District on the northwest corner of West 58th Street and Pear Avenue at 5802 Pear Avenue; contrary to Section 355.04(b) a minimum lot area of 3,200 square feet is provided and 4,800 square feet is required; and on the rear third of a corner lot in a Residence District, the building line on the rear third of the corner lot shall not be less than 15 feet back from the side street line, as stated in Section 357.05(b)(1) of the Codified Ordinances.

**Calendar No. 07-136:** 11001 Edgewater Drive (Ward 18)  
George Katsikas, owner, appeals to erect a 6 foot high masonry wall and fence along a portion of the side street yard and front yard of an 84.5' x 200' corner parcel located in a AA1 Limited One-Family District on the northwest corner of Edgewater Drive and West 110th Street at 11001 Edgewater Drive; contrary to the Fence Regulations, the proposed 6 foot solid fence exceeds the height limit of 4 feet and is not at least fifty percent open, as required according to Section 358.04(a) of the Codified Ordinances.

**Calendar No. 07-137:** 3402 Horace Court (Ward 14)  
Hector Cruze, owner, appeals to renovate an existing one family dwelling, situated on a 32' x 38.37' parcel located in a Two-Family District on the north side of Horace Court at 3402 Horace Court; contrary to Section 357.08(b)(1) a rear yard of 3 feet is provided where the required rear yard is 20 feet; and an air conditioning unit is not a permitted side yard encroachment under the provisions of Section 357.13; and a minimum of 3 feet is the required width for an interior side yard, as stated in Section 357.09(2)B of the Codified Ordinances.

Secretary

## REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JULY 30, 2007

At the meeting of the Board of Zoning Appeals on Monday, July 30, 2007, the following appeals were heard by the Board.

The following appeals were **Approved:**

**Calendar No. 07-118:** 833 Brayton Avenue  
Clarence Court Townhomes LLC appealed to erect a two-story dwelling unit with attached garage in a Two-Family District.

**Calendar No. 07-119:** 944 East 152nd Street  
Rajamkant Patel appealed to establish use as a day care center

in a one-story retail building in split zoning between Local Retail Business and a Multi-Family Districts.

**Calendar No. 07-121:** 1109 Stark-weather Avenue  
Delta Management Properties LLC and Bonnie Flinner appealed to add an outdoor patio and expand the use from a restaurant and tavern to a restaurant and tavern with live entertainment in a Two-Family District; subject to conditions.

**Calendar No. 07-107:** 10921 Carnegie Avenue  
The Cleveland Clinic Foundation appealed to construct a parking lot in split zoning between General Retail Business and Multi-Family Districts.

The following appeal was **Withdrawn:**

**Calendar No. 07-60:** 5918 Hawthorne Avenue  
Monique Williams appealed to change use of a dwelling unit to a child boarding home in a Multi-Family District.

The following appeal was **Dismissed:**  
None.

The following appeals were **Postponed:**

**Calendar No. 07-134:** 2472 West 7th Street postponed to August 20, 2007.

**Calendar No. 07-116:** 4190 Bradley Road postponed to September 4, 2007.

**Calendar No. 07-117:** 17149 St. Clair Avenue postponed to September 4, 2007.

The following appeal was held as **Pending:**

**Calendar No. 07-58:** 3902 Lee Road for results of legal proceedings.

In Executive Session on July 30, 2007, the following appeals heard by the Board on July 23, 2007 were ratified.

**Calendar No. 07-112:** 722-730 Stark-weather Avenue  
Valleyview Tremont, Inc. appealed to erect 7 buildings with 14 units of single family attached townhouses on a consolidated parcel in split zoning between Local Retail Business and Two-Family Districts.

**Calendar No. 07-113:** 736-754 Stark-weather Avenue  
Valleyview Tremont, Inc. appealed to erect 7 buildings with 14 units of single family attached townhouses on a consolidated parcel in split zoning between Local Retail Business and Two-Family Districts.

**Calendar No. 07-114:** 16800 Waterloo Road  
Musmor Properties LLC and Commercial Alloys appealed for an expansion of use at an existing metals recycling center in split zoning between Semi-Industry and General Industry Districts; subject to conditions.

The following appeal heard by the Board on May 7, 2007 was ratified on July 30, 2007:

The following appeal was **Approved:**

**Calendar No. 07-47:** 7600 Wade Park Avenue  
Cleveland Municipal School District appealed to construct a new two-story school for Kindergarten through Grade 8 in split zoning between General Retail Business and Multi-Family Districts.

The following appeal heard by the Board on May 14, 2007 was ratified on July 30, 2007:

The following appeal was **Approved:**

**Calendar No. 07-55:** 9300 Quincy Avenue  
The Cuyahoga County Board of county Commissioners appealed to construct a public juvenile court and detention center facility in a C3 General Retail Business District.

The following appeal heard by the Board on July 2, 2007 was ratified on July 30, 2007:

The following appeal was **Approved:**

**Calendar No. 07-103:** 10924 Lake Avenue  
David Bowen appealed to install 6 linear feet of 6.6 foot high decorative fence and 6 linear feet of 8.6 foot high decorative fence along a portion of an actual interior side yard in a AA1 Limited One-Family District.

Secretary

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

Re: Report of the Meeting of  
July 25, 2007

As required by the provisions of Section 3103.20(2) of the Codified Ordinances of the City of Cleveland, Ohio 1976, the following brief of action of the subject meeting is given for publication in The City Record:

\* \* \*

### Docket A-74-07.

RE: Appeal of Erieview Homes II Limited Partnership, Owner of the Residential Property located on the premises known as 3130 Sackett Avenue from a NOTICE OF NON-CONFORMANCE of the Director of the Department of Building and Housing, dated May 22, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance and permit the windows to be installed as indicated, but to require that the drywall be one-hour rated, noting that the adjacent property is twenty-five (25) feet away, that it is at the rear of the property, and that it is apparently not a buildable lot; should the adjacent property have a building approaching closer to five (5) feet to the back property line, the Appellant is going to agree to close up the windows in

that area. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

\* \* \*

**Docket A-82-07.**

RE: Appeal of MCM Warehouse Inc. c/o Theodore F. Lichko, Owner of the Property located on the premises known as 1032 Hartley Road from a CEASE USE OF OPERATIONS VACATE PREMISES OF UNPROTECTED PORTIONS OF COMPLEX of the Chief of the Division of Fire, dated June 04, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-82-07 has been POSTPONED; to be rescheduled for August 08, 2007.

\* \* \*

**Docket A-83-07.**

RE: Appeal of Telucksingh Mangalsingh, Owner of the Two Dwelling Units Two & One/half Story Frame Residential Property located on the premises known as 7321 Elton Avenue from a 30 DAY CONDEMNATION ORDER—MS of the Director of the Department of Building and Housing, dated June 08, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant ninety (90) days in which to obtain permits and abate the violations, noting that the photographs and testimony support the fact that the violation notice was correctly issued; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

\* \* \*

**Docket A-84-07.**

RE: Appeal of Kamp LLC—Michael Piaser, Owner of the Property located on the premises known as 371 East 152nd Street from a NOTICE OF VIOLATION-HVAC of the Director of the Department of Building and Housing, dated May 22, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance and permit the furnaces to remain in the basement without return air ducts from the second floor, and to utilize the open draft from the first floor with the addition of a louver in one of the approximately 24' X 14" windows which will remain open during the heating season. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

\* \* \*

**Docket A-85-07.**

RE: Appeal of Leonard Stys, Owner of the Three Dwelling Units Two and One/half Story Frame Res-

idential Property located on the premises known as 3393 East 49th Street from a STOP WORK ORDER of the Director of the Department of Building and Housing, dated May 23, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to REMAND the property at 3393 east 49th Street to the Department of Building and Housing for consultation and supervision and a suitable time to complete renovations of the property. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

\* \* \*

**Docket A-86-07.**

RE: Appeal of Coleman Coleman C/O Specialized Loan Servicing LLC, Mortgagee of the One Dwelling Unit Single Family Residential Property located on the premises known as 2624 East 110th Street from a 30 DAY CONDEMNATION ORDER—MS of the Director of the Department of Building and Housing, dated May 22, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to require the Appellant to immediately clean the grounds and to grant the Appellant thirty (30) days in which to obtain cost estimates for the work; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

\* \* \*

**Docket A-89-07.**

RE: Appeal of Centex Home Equity Company, LLC, Mortgagee of the One Dwelling Unit Single Family Residential Property located on the premises known as 3709 West 137th Street from a 14 DAY CONDEMNATION ORDER of the Director of the Department of Building and Housing, dated May 11, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-89-07 has been POSTPONED; to be rescheduled for August 08, 2007.

\* \* \*

**Docket A-90-07.**

RE: Appeal of Deutsche Bank National Trust Company as Trustee, Trustee of the Two Dwelling Units Two-family Residential Property located on the premises known as 11505 Temblett Avenue from a 14 DAY CONDEMNATION ORDER—MS of the Director of the Department of Building and Housing, dated May 14, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-90-07 has been WITHDRAWN at the request of the Appellant.

**Docket A-100-07.**

RE: Appeal of Grey Stone Properties, Owner of the Property located on the premises known as 1385 East 36th Street from an ADJUDICATION ORDER of the Director of the Department of Building and Housing, dated July 05, 2007, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance and permit the canopy to be installed as proposed, noting that the City's review does not object to the variance required; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

\* \* \*

**APPROVAL OF RESOLUTIONS:**

Separate motions were entered by Mr. Gallagher and seconded by Mr. Saab for Approval and Adoption of the Resolutions as presented by the Secretary for the following Dockets respectively, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

A-63-07—St. Luke Evangelical Lutheran Church.

A-71-07—Ray Gohel.

A-91-07—White Elephant Development Corp.

Yeas: Messrs. Saunders, Gallagher, Saab, Bradley. Nays: None. Not Voting: Mr. Denk.

Separate motions were entered by Mr. Saunders and seconded by Mr. Saab for Approval and Adoption of the Resolution as presented by the Secretary for the following Docket, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

A-77-07—Annette George.

Yeas: Messrs. Saunders, Gallagher, Saab, Bradley. Nays: None. Not Voting: Mr. Denk.

Separate motions were entered by Mr. Bradley and seconded by Mr. Saab for Approval and Adoption of the Resolution as presented by the Secretary for the following Docket, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

A-88-07—GMAC Mortgage Corporation.

Yeas: Messrs. Saunders, Gallagher, Saab, Bradley. Nays: None. Not Voting: Mr. Denk.

Separate motions were entered by Mr. Saunders and seconded by Mr. Bradley for Approval and Adoption of the Resolution as presented by the Secretary for the following Docket, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

A-92-07—Playhouse Square Foundation.

Yeas: Messrs. Saunders, Gallagher, Saab, Bradley. Nays: None. Not Voting: Mr. Denk.

Separate motions were entered by Mr. Gallagher and seconded by Mr. Bradley for Approval and Adoption of the Resolution as presented by the Secretary for the following Docket, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

A-95-07—City of Cleveland.

Yeas: Messrs. Saunders, Gallagher, Saab, Bradley. Nays: None. Not Voting: Mr. Denk.

**APPROVAL OF MINUTES:**

Separate motions were entered by Mr. Gallagher and seconded by Mr. Bradley for Approval and Adoption of the Minutes as presented by the Secretary, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

July 11, 2007

Yeas: Messrs. Saunders, Gallagher, Saab, Bradley. Nays: None. Not Voting: Mr. Denk.

\* \* \*

Secretary

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

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

**Mercedes Cotner  
Committee Room 217  
City Hall, Cleveland, Ohio  
On Wednesday, August 8, 2007  
11:00 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, August 8, 2007, at 11:00 a.m., to consider the following ordinance now pending in the Council:

**Ord. No. 1068-07.**

By Council Member Cimperman. An ordinance establishing an Entertainment Overlay District on property bounded by Merwin Street, Center Street, Fall Street and Simms Street (Map Change Number 2234, Sheet Number 1).

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

Joseph C. Cimperman  
Chairman  
Committee on City Planning

July 25, 2007 and August 1, 2007

**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."**

**FRIDAY, AUGUST 10, 2007**

**File No. 215-07 — Digital Cameras, Equipment, Supplies and Maintenance,** for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 1809-06, passed by the Council of the City of Cleveland, March 12, 2007. **THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, AUGUST 3, 2007 AT 10:00 A.M., THE JUSTICE CENTER BUILDING, PHOTO LAB, 7TH FLOOR, 1300 ONTARIO STREET, CLEVELAND, OHIO 44113.**

July 25, 2007 and August 1, 2007

**WEDNESDAY, AUGUST 15, 2007**

**File No. 213-07 — Purchase of Various Case and Gradall Construction Equipment Parts and Labor (Re-Bid),** for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 501-06, passed by the Council of the City of Cleveland, May 1, 2006.

**THERE WILL BE A NON-MANDATORY PRE-BID MEETING**

July 25, 2007 and August 1, 2007

**TUESDAY, AUGUST 7, 2007 AT 10:00 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, BUILDING #1, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.**

**File No. 214-07 — Various Galion — Dresser, Komatsu and Blaw Knox Paver Parts and Labor (ReBid),** for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 501-06, passed by the Council of the City of Cleveland, May 1, 2006.

**THERE WILL BE A NON-MANDATORY PRE-BID MEETING MONDAY, AUGUST 6, 2007 AT 10:00 A.M., DIVISION OF MOTOR VEHICLE MAINTENANCE, BUILDING #1, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.**

**File No. 216-07 — Wood Poles and Crossarms,** for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 129.26 of the Codified Ordinances of Cleveland, Ohio, 1976.

**THERE WILL BE A NON-MANDATORY PRE-BID MEETING MONDAY, AUGUST 6, 2007 AT 10:00 A.M., CLEVELAND PUBLIC POWER, CONFERENCE ROOM B, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.**

July 25, 2007 and August 1, 2007

**THURSDAY, AUGUST 16, 2007**

**File No. 217-07 — Rehabilitation of Cornell Road Bridge,** for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance No. 820-05, passed by the Council of the City of Cleveland, June 16, 2005.

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

**THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, AUGUST 3, 2007 AT 9:00 A.M., CITY HALL, ROOM 518, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.**

July 25, 2007 and August 1, 2007

**FRIDAY, AUGUST 17, 2007**

**File No. 212-07 — Maintain and Repair Elevators at Various City Health Centers,** for the Division of Health, Department of Public Health, as authorized by Ordinance No. 2011-06, passed by the Council of the City of Cleveland, December 11, 2006.

**THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, AUGUST 3, 2007 AT 10:00 A.M., CITY OF CLEVELAND McCafferty Health Center, 4242 LORAIN AVENUE, CLEVELAND, OHIO 44113.**

July 25, 2007 and August 1, 2007

**FRIDAY, AUGUST 17, 2007**

**File No. 224-07 — Group IV Photocopier Maintenance**, for the Division of Printing & Reproduction, Department of Finance as authorized by Ordinance No. 883-07 passed by the Council of the City of Cleveland, July 11, 2007. **THERE WILL BE A NON-MANDATORY PRE-BID MEETING** FRIDAY, AUGUST 10, 2007 AT 10:00 A.M., LOCATED AT DIVISION OF PRINTING AND REPRODUCTION, 1735 LAKESIDE AVENUE., CLEVELAND, OHIO 44117.

August 1, 2007 and August 8, 2007

**WEDNESDAY, AUGUST 22, 2007**

**File No. 218-07 — Deicing Chemicals, Sodium Formate and Potassium Acetate**, for the various Divisions of Port Control, Department of Port Control as authorized by Ordinance No. 985-07 passed by the Council of the City of Cleveland, July 11, 2007. **THERE WILL BE A NON-MANDATORY PRE-BID MEETING** FRIDAY, AUGUST 10, 2007 AT 10:00 A.M., LOCATED AT CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S, CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44125-3193.

**File No. 219-07 — Rental of Heavy - Duty Equipment, Snow Removal Equipment and Equipment**, for the various Divisions of Port Control, Department of Port Control, as authorized by Ordinance No. 987-07 passed by the Council of the City of Cleveland, July 11, 2007. **THERE WILL BE A NON-MANDATORY PRE-BID MEETING** FRIDAY, AUGUST 10, 2007 AT 11:00 A.M., LOCATED AT CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S, CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44125-3193.

August 1, 2007 and August 8, 2007

**WEDNESDAY, AUGUST 29, 2007**

**File No. 221-07 — Fire Hydrants and Fire Hydrant Parts**, for the Division of Water, Department of Public Utilities as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio, 1976. **THERE WILL BE A NON-MANDATORY PRE-BID MEETING** MONDAY, AUGUST 13, 2007 AT 10:30 A.M., LOCATED AT CARL B. STOKES, PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

**File No. 223-07 — Microfiche & CD Rom Services (Re-bid)** for the Various Divisions of City Government, Department of Finance as authorized by Ordinance No. 884-07 passed by the Council of the City of Cleveland, June 11, 2007. **THERE WILL BE A NON-MANDATORY PRE-BID MEETING** FRIDAY, AUGUST 10, 2007 AT 1:30 P.M., LOCATED AT DIVISION OF PURCHASES AND SUPPLIES., ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

August 1, 2007 and August 8, 2007

**FRIDAY, SEPTEMBER 14, 2007**

**File No. 222-07 — Maintenance, Repair and/or Replacement of Heating, Ventilation and Air Conditioning Systems at Various Locations**, for the Division of Water, Department of Public Utilities as authorized by Ordinance No. 681-07 passed by the Council of the City of Cleveland, July 11, 2007. **THERE WILL BE A NON-MANDATORY PRE-BID MEETING** FRIDAY, AUGUST 17, 2007 AT 2:30 P.M., LOCATED AT CARL B. STOKES., PUBLIC UTILITIES BUILDING., 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

DAY, AUGUST 17, 2007 AT 2:30 P.M., LOCATED AT CARL B. STOKES., PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

August 1, 2007 and August 8, 2007

**FRIDAY, SEPTEMBER 28, 2007**

**File No. 220-07 — Purchase of Labor and Materials to Refurbish the SCADA (Supervisory Control and Data Acquisition) system and the PCCS (Plant Computer Control Systems) (Re-bid)** for the Division of Water, Department of Public Utilities as authorized by Ordinances No. 1717-06 passed by the Council of the City of Cleveland, November 20, 2006. **THERE WILL BE A NON-MANDATORY PRE-BID MEETING** FRIDAY, AUGUST 17, 2007 AT 1:30 P.M., LOCATED AT CARL B. STOKES, PUBLIC UTILITIES BUILDING., 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

August 1, 2007 and August 8, 2007

**ADOPTED RESOLUTIONS AND ORDINANCES**

NONE

**COUNCIL COMMITTEE MEETINGS**

NO MEETINGS

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O—Ordinance; R—Resolution; F—File

Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;

Bold type in sections indicates amendments

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Establish an Entertainment Overlay District (O 1068-07) ..... 1401

**Board of Building Standards and Building Appeals**

East 110th Street, 2624, (Ward 6) D Coleman Coleman c/o Specialized Loan Servicing LLC, mortgagee - appeal resolved on 7/25/07 (Doc. A-86-07) ..... 1400  
East 152nd Street, 371, (Ward 11) D Kamp LLC ¼ Michael Piaser, owner - appeal resolved on 7/25/07 (Doc. A-84-07) ..... 1400  
East 36th Street, 1385, (Ward 13) D Grey Stone Properties, owner - appeal resolved on 7/25/07 (Doc. A-100-07) ..... 1400  
East 49th Street, 3393, (Ward 5) D Leonard Stys, owner - appeal resolved on 7/25/07 (Doc. A-85-07) ..... 1400  
Elton Avenue, 7321, (Ward 17) D Telucksingh Mangalsingh, owner - appeal resolved on 7/25/07 (Doc. A-83-07) ..... 1400

Euclid Avenue, 1512-1516, (Ward 13) D Playhouse Square Foundation, owner - appeal adopted on 7/25/07 (Doc. A-92-07) ..... 1400

Franklin Boulevard, 5716, (Ward 17) D Ray Gohel, owner - appeal adopted on 7/25/07 (Doc. A-71-07) ..... 1400

Hartley Road, 1032, (Ward 10) D MCM Warehouse Inc. c/o Theodore F. Lichko, owner - appeal postponed to 08/8/07 on 7/25/07 (Doc. A-82-07) ..... 1400

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