

The City Record

Official Publication of the Council of the City of Cleveland



January the Thirtieth, Two Thousand and Thirteen

Frank G. Jackson
Mayor

Martin J. Sweeney
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

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

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

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Terrell H. Pruitt	16920 Throckley Avenue	44128
2	Zachary Reed	3734 East 149th Street	44120
3	Joe Cimperman	P.O. Box 91688	44101
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	7715 Decker Avenue	44103
8	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Eugene R. Miller	13615 Kelso Avenue	44110
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Brian J. Cummins	3104 Mapledale Avenue	44109
15	Matthew Zone	1228 West 69th Street	44102
16	Jay Westbrook	1278 West 103rd Street	44102
17	Dona Brady	1272 West Boulevard	44102
18	Martin J. Sweeney	3632 West 133rd Street	44111
19	Martin J. Keane	15907 Colletta Lane	44111

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

MAJOR – 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

Chris Warren, Executive Assistant to the Mayor, Chief of Regional Development

Monyka S. Price, Executive Assistant to the Mayor, Chief of Education

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

Andrea V. Taylor, Executive Assistant to the Mayor, Press Secretary

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 – Jomarie Wasik, 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, _____, 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;

Frank Badalamenti, 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 – James E. Hardy, Commissioner, Room 128

Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue

Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

DEPT. OF PUBLIC UTILITIES – Barry A. Withers, Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner

Street Lighting Bureau – _____, Acting Chief

Utilities Fiscal Control – Dennis Nichols, Commissioner

Water – Alex Margevicius, Interim Commissioner

Water Pollution Control – Rachid Zoghbaib, 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 – _____, Commissioner

Traffic Engineering – Robert Mavec, Commissioner

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

DEPT. OF PUBLIC HEALTH – Karen Butler, Director, Mural Building, 75 Erieview

DIVISIONS:

Air Quality – George Baker, Commissioner

Environment – Pamela Cross, Commissioner, Mural Building, 75 Erieview Plaza

Health – Karen K. Butler, Commissioner, Mural Building, 75 Erieview Plaza

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

DIVISIONS:

Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street

Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.

Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive

Fire – Paul A. Stubbs, Chief, 1645 Superior Avenue

Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF 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, Council Member Eugene R. Miller, Jeff Marks, (Board Lawyer),

Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline

Hardaway, John O. Horton, Annie Key, Stephanie Morrison-Hrbek, Roland Muhammad,

Gia Hoa Ryan, Ted C. Wammes, Peter Whitt.

CIVIL SERVICE COMMISSION – Room 119, 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 Martin

J. Sweeney; 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, Jan Huber,

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 Martin J.

Sweeney.

BOARD OF SIDEWALK APPEALS – Service Director Jomarie Wasik, Law Director

Barbara A. Langhenry; Council Member Eugene R. Miller.

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

Utilities Director Barry A. Withers; Council President Martin J. Sweeney.

CITY PLANNING COMMISSION – Room 501 – Robert N. Brown, Director; Anthony J.

Coyne, Chairman; David H. Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean

Pinkney, Norman Krumholz, Council Member Phyllis E. Cleveland.

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

Render, Genesis O. Brown.

HOUSING ADVISORY BOARD – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie

Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Loehr, Mark McDermott, Marcia Nolan,

David Perkowski, Joan Shaver Washington, Keith Sutton.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman;

Clint Martin, Mark Rivera.

MORAL CLAIMS COMMISSION – Law Director Barbara A. Langhenry; Chairman;

Finance Director Sharon Dumas; Council President Martin J. Sweeney; Councilman

Kevin Kelley.

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

Whalen, Nancy Cronin, Elvin Vauss.

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

Laura M. Bala, Council Member Anthony Brancatelli, Robert N. Brown, Thomas Coffey,

Allan Dreyer, William Mason, Michael Rastatter, Jr., John Torres, N. Kurt Wiebusch, Robert

Keiser, Secretary.

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

Downing, Donna Sciarappa, Council President Martin J. Sweeney; 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 Joseph J. Zone – Courtroom 14D

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

– Acting 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. 100

WEDNESDAY, JANUARY 30, 2013

No. 5173

CITY COUNCIL

MONDAY, JANUARY 28, 2013

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

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2010-2013

MONDAY — Alternating

9:30 A.M. — **Public Parks, Properties, and Recreation Committee:** K. Johnson, Chair; Conwell, Vice Chair; Brancatelli, Cimperman, Dow, Polensek, Reed.

9:30 A.M. — **Health and Human Services Committee:** Cimperman, Chair; J. Johnson, Vice Chair; Conwell, Keane, Kelley, Polensek, Reed.

11:00 A.M. — **Public Service Committee:** Miller, Chair; Cummins, Vice Chair; Cleveland, Dow, K. Johnson, Keane, Polensek, Pruitt, Sweeney.

11:00 A.M. — **Legislation Committee:** Mitchell, Chair; K. Johnson, Vice Chair; Brancatelli, Cimperman, Cleveland, Reed, Sweeney.

MONDAY

2:00 P.M. — **Finance Committee:** Kelley, Chair; Sweeney, Vice Chair; Brady, Brancatelli, Cleveland, Keane, Miller, Mitchell, Pruitt, Westbrook, Zone.

TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Brancatelli, Chair; Dow, Vice Chair; Cimperman, Cummins, J. Johnson, Miller, Pruitt, Westbrook, Zone.

1:30 P.M. — **Employment, Affirmative Action and Training Committee:** Zone, Chair; Pruitt, Vice Chair; Cummins, J. Johnson, K. Johnson, Mitchell, Westbrook.

WEDNESDAY — Alternating

10:00 A.M. — **Aviation and Transportation Committee:** Keane, Chair; Pruitt, Vice Chair; Cummins, J. Johnson, K. Johnson, Kelley, Mitchell.

10:00 A.M. — **Public Safety Committee:** Conwell, Chair; Polensek, Vice Chair; Brady, Cleveland, Cummins, Dow, Miller, Mitchell, Zone.

WEDNESDAY — Alternating

1:30 P.M. — **Public Utilities Committee:** Pruitt, Chair; Brady, Vice Chair; Conwell, Cummins, Dow, Kelley, Miller, Polensek, Westbrook.

1:30 P.M. — **City Planning Committee:** Cleveland, Chair; Westbrook, Vice Chair; Brady, Conwell, Dow, Keane, Zone.

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

Rules Committee: Sweeney, Chair; Cleveland, Keane, Polensek, Pruitt.

Personnel and Operations Committee: Westbrook, Chair; Conwell, K. Johnson, Kelley, Mitchell, Sweeney, Zone.

Mayor's Appointment Committee: Dow, Chair; Cleveland, Kelley, Miller, Sweeney.

Sustainability Sub-Committee: Zone, Chair; Westbrook, Vice Chair; Cummins.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, January 28, 2013

The meeting of the Council was called to order with the President of Council, Martin J. Sweeney, in the Chair.

Council Members present: Dona Brady, Anthony Brancatelli, Joe Cimperman, Phyllis E. Cleveland, Kevin Conwell, Brian J. Cummins, TJ Dow, Jeffrey D. Johnson, Kenneth L. Johnson, Martin J. Keane, Kevin J. Kelley, Eugene R. Miller, Mamie J. Mitchell, Michael D. Polensek, Terrell H. Pruitt, Zack Reed, Martin J. Sweeney, Jay Westbrook and Matthew Zone.

Also present were: Mayor Frank G. Jackson, Chief of Staff Ken Siliman, Chief Operating Officer Darnell Brown, Chief of Government Affairs Valerie J. McCall, Chief of Regional Development Chris Warren, Chief of Education Monyka S. Price, Chief of Communications Maureen Harper, Chief of Sustainability Jenita McGowan, Chief of Public Affairs Natoya Walker-Minor, and Directors Langhenry, Dumas, Withers, Smith, Wasik, Butler, Flask, Cox, Rush, Rybka, Southerington, Nichols, Brown, Fumich, and Ambroz.

Pursuant to Ordinance No. 2926-76, Council Members, Administration, Staff, and those in the audience rose for a moment of silent reflection

and the Pledge of Allegiance.

MOTION

On the motion of Council Member Miller, the reading of the minutes of the last meeting was dispensed with and the journal approved. Seconded by Council Member Brady.

COUNCIL APPOINTMENTS

File No. 109-13.

January 25, 2013

Cleveland City Council
Room 220, City Hall

RE: Appointments to Community Reinvestment Area Housing Council

Dear Council Members:

The City of Cleveland created the Community Reinvestment Area (CRA) Housing Council to inspect properties within the CRA for which exemptions have been granted, and to hear appeals of decisions by the City's Housing Officer. The Housing Council is comprised of people appointed by the City Council, Mayor, and City Planning Commission. I am writing to recommend re-appointment of City Council's representatives:

Councilman Anthony Brancatelli, Chair of Council's Committee on Community and Economic Development

Robert Jackimowicz, Council's Planning & Development Advisor

We will consider these appointments at the City Council meeting on January 28, 2013, and without objection they will be approved for a three-year term. Should you need more information, do not hesitate to contact me.

Sincerely,
Martin J. Sweeney
Council President

Received.
Without objection, appointments approved. Yeas 19. Nays 0.

MAYOR'S APPOINTMENTS

File No. 110-13.

January 22, 2013

The Honorable Martin J. Sweeney
City Council President
Cleveland City Council
601 Lakeside Avenue
Cleveland, Ohio 44114

The Honorable T.J. Dow
Chairman, Mayor's Appointments
Cleveland City Council
601 Lakeside Avenue
Cleveland, Ohio 44114

Dear Council President Sweeney and
Chairman Dow:

Included below are the names and
term ending dates of the Mayor's
nominations to be considered at the
upcoming meeting of Cleveland City
Council's Mayor's Appointment Com-
mittee.

City Planning Commission

David H. Bowen, Term Ending 11-2-
2018

**Cleveland-Cuyahoga County Port
Authority**

Mark C. Krantz, Term Ending 1-28-
2017
Diane M. Downing, Term Ending 1-
28-2017

**Greater Cleveland Regional Transit
Authority**

Leo Serrano, Term Ending 3-2-2016

Community Relations Board

Kathryn Hall, Term Ending 3-31-
2015
Roosevelt Coats, Term Ending 3-31-
2017
Peter Whitt, Term Ending 3-31-2017
Jenice Contreras, Term Ending 3-31-
2017

Cleveland Landmarks Commission
Giancarlo Calicchia, Term Ending 6-
1-2015 (New Appointment)

Additionally, resumes and/or
biographies are attached for the
candidates with the exception of
Ms. Contreras who is currently out
of the country. An updated
resume/bio for Ms. Contreras will
be submitted as soon as possible.
I can be reached at (216) 664-3544
or vmccall@city.cleveland.oh.us if
you have any questions.

Thank you in advance for your
cooperation.

Sincerely,
Valerie J. McCall
Chief of Government Affairs

Received.
Referred to Committee on Mayor's
Appointments.

OATH OF OFFICE

File No. 111-13.
Daryl W. McGinnis — Chief of
Fire. Received.

COMMUNICATIONS

File No. 112-13.
From ACLU of Ohio Foundation —
Appreciation of Outstanding Service
presented to Cleveland City Council.
Received.

File No. 113-13.
From Linda McHugh, Administra-
tor and Assistant Secretary, The
Cleveland Clinic Foundation —
Notice of Operations for calendar
year 2012 on behalf of all CCF

Health System and emergency facil-
ities operating in the City of Cleve-
land. Received.

File No. 118-13.
From Scott Rowland, Real Estate
Manager, Clear Channel Outdoor,
Inc. — Semi-Annual Notification of
certain information about billboards
owned and operated by Clear Chan-
nel in the City of Cleveland.
Received.

**FROM OHIO DIVISION OF
LIQUOR CONTROL**

File No. 114-13.
RE: #8113145 — C2 C2X, D5J, D6
Transfer of Ownership Application,
Shri Hanuman Inc., d.b.a. Hometown
Grocery, 5611 Woodland Avenue.
(Ward 5). Received.

File No. 115-13.
RE: #19449310035 — Liquor
Agency Contract, Dave's Supermar-
ket Inc., 3301-51 Payne Avenue.
(Ward 8). Received.

File No. 116-13.
RE: #1414163 — D5A, D6 New
License Application, Checo Holding
UCI CV Inc., 2021 Cornell Road.
(Ward 9). Received.

File No. 117-13.
RE: #90415710005 — C1 New
License Application, Trel Production
LLC, d.b.a. The Goodie Shop,
12312-14 Rexford Avenue. (Ward 4).
Received.

File No. 144-13.
RE: #7569721 — D1, D2 Transfer
of Location Application, RT Dversif-
ied Inc., d.b.a. Families Corner
Store, 10202 Sophia Avenue. (Ward
4). Received.

CONDOLENCE RESOLUTIONS

The rules were suspended and the
following Resolutions were adopted
by a rising vote:

Res. No. 145-13—Nora G. McCowan.
Res. No. 146-13 — Edward James
Howard.

Res. No. 147-13—Osa Belle Dowery.
Res. No. 148-13 — Clyde Lennon
Taylor.

Res. No. 149-13—Judith A. Wolfe.
Res. No. 150-13 — Danielle Ann
Fink.

Res. No. 151-13 — Lawrence
Turnock.

Res. No. 152-13 — Inez Killings-
worth.

Res. No. 153-13 — Dr. Robert W.
Jericho.

CONGRATULATIONS RESOLUTIONS

The rules were suspended and the
following Resolutions were adopted
without objection:

Res. No. 154-13—Mattie Wright.
Res. No. 155-13 — Kathleen H.
Crowther.

Res. No. 156-13 — Cleveland
Restoration Society — 40th Anniver-
sary.

Res. No. 157-13—Leon Rallings.
Res. No. 158-13—Rhonda Furlow.
Res. No. 159-13—Laura's Home —
10th Anniversary.

**FIRST READING EMERGENCY
ORDINANCES REFERRED**

Ord. No. 123-13.

**By Council Members Brancatelli
and Kelley (by departmental re-
quest).**

**An emergency ordinance amend
Sections 2, 3, and 6 of Ordinance No.
1780-05, passed January 9, 2006, as
amended by Ordinance No. 766-11,
passed June 6, 2011, relating to a
Tax Increment Financing Agree-
ment with Steelyard Commons LLC.**

Whereas, this ordinance consti-
tutes an emergency measure provid-
ing for the usual daily operation of
a municipal department; now, there-
fore,

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

Section 1. That Sections 2, 3, and
6 of Ordinance No. 1780-05, passed
January 9, 2006, as amended by Ordi-
nance No. 766-11, passed June 6, 2011,
are amended to read as follows:

Section 2. That one hundred per-
cent (100%) of the Improvements to
**the Real Property described in this
Section** are declared exempt from
real property taxation for a period
of **30** years beginning January 9,
2006; and that in no event shall the
exemption period extend beyond
December 31, **2036**.

Legal Description

Situated in the City of Cleveland,
County of Cuyahoga, and State of
Ohio, and known as being part of
Original Brooklyn Township Lot
Number's 72, 73, 84 and 85, and fur-
ther known as being a part of Steel-
yard Commons LLC, an Ohio limited
liability company, as recorded by
AFN 200501210745, and clarified by
AFN 200502170897;

Beginning at a drill hole in stone
monument found and used on the
center line of West 14th Street, 100
feet wide, and the extension of the
northerly line of Clark Avenue, 63
feet wide;

Thence South 00° 37' 07" East
along the center line of West 14th
Street, a distance of 1397.02 feet to
a stone monument found and used;

Thence continuing South 00° 37'
07" East along the center line of
West 14th Street produced, a dis-
tance of 109.00 feet to a point there-
in;

Thence North 88° 32' 24" East,
and passing over the easterly line
of West 14th Street produced, 50.00
feet therefrom, a total distance of
110.00 feet to a 5/8 inch iron pin
found with cap, "Hantel S-5129", 0.03
feet (South), and 0.13 feet (East), on
the southerly line of land now or
formerly owned by Industrial Fas-
teners Enterprises, as recorded in
Volume 95-0710, page 36 of Cuya-
hoga County Records, and the north-
westerly corner of said Steelyard
Commons LLC;

Thence South 66° 22' 30" West
along said westerly line of Steelyard
Commons LLC, a distance of 106.47
feet, which is referenced by a 5/8
inch iron pin found with cap,
"Hantel S-5159", 0.14 feet (South),
and 0.08 feet (East);

Thence South 63° 27' 28" East,
a distance of 268.29 feet to a 3/4 inch
iron pin to be set with aluminum
cap, at an angle point;

Thence North 81° 55' 26" East,
a distance of 260.91 feet to the Prin-
cipal Place of Beginning, which is
referenced by a 3/4 inch iron pin to
be set with aluminum cap;

Thence continuing North 81° 55' 26" East, a distance of 74.23 feet to a 3/4 inch iron pin to be set with aluminum cap;

Thence North 70° 07' 09" East, a distance of 697.71 feet to a 3/4 inch iron pin to be set with aluminum cap on the westerly line of land now or formerly owned by The Cleveland Electric Illuminating Company, by deed recorded in Volume 8855, Page 260 of Cuyahoga County Records;

Thence South 31° 01' 17" West continuing along said westerly line of Cleveland Electric Illuminating Company, a distance of 135.15 feet to a 5/8 inch iron pin found and used with cap, "Hantel S-5129", 0.03 feet (North);

Thence South 17° 42' 57" West continuing along said westerly line of Cleveland Electric Illuminating Company, a distance of 93.67 feet to the southwest corner thereof, which is referenced by a 5/8 inch iron pin found cap, "Hantel S-5129", 0.05 feet (South);

Thence South 31° 52' 43" East along the southerly line of Cleveland Electric Illuminating Company, a distance of 104.00 feet to a railroad spike found and used;

Thence South 58° 58' 43" East continuing along the southerly line of Cleveland Electric Illuminating Company, a distance of 33.81 feet to an angle point, which is referenced by a railroad spike found, 0.04 feet (South);

Thence South 52° 07' 43" East continuing along said southerly line of Cleveland Electric Illuminating Company, a distance of 139.63 feet to a point on the westerly line of land now or formerly owned by C.S.X. Transportation, Inc., and known as P.P. No. 008-30-005 which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.06 feet (North);

Thence South 31° 00' 20" West along said westerly line of C.S.X. Transportation, Inc., a distance of 429.70 feet to a 5/8 inch iron pin found and used with cap, "Hantel S-5129", at a point of curvature;

Thence continuing along said westerly line of C.S.X. Transportation, Inc., and along the arc of a curve deflecting to the left, and having a radius of 1910.05 feet, a central angle of 03° 00' 13", a tangent of 50.08 feet, a chord of 100.12 feet which bears South 29° 30' 37" West, a distance of 100.13 feet to a point, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.09 feet (East);

Thence South 17° 12' 09" West continuing along said westerly line of C.S.X. Transportation, Inc., a distance of 336.66 feet to a point of curvature, which is referenced by a chiseled "x" found on a railroad track siding, 0.03 feet (South) and 0.19 feet (West);

Thence continuing along said westerly line of C.S.X. Transportation, Inc., and along the arc of a curve deflecting to the left, and having a radius of 2200.00 feet, a central angle of 07° 50' 00", a tangent of 150.62 feet, chord of 300.54 feet which bears South 13° 17' 09" West, a distance of 300.78 feet to a 5/8" iron pin found and used with cap "Hantel S-5129";

Thence South 09° 22' 09" West continuing along said westerly line of C.S.X. Transportation, Inc., a distance of 1353.64 feet to a point of

curvature, which is referenced by a 5/8" iron pin found with cap "Hantel S-5129", 0.09 feet (East);

Thence continuing along said westerly line of C.S.X. Transportation, Inc., and along the arc of a curve deflecting to the left, and having a radius of 2828.00 feet, a central angle of 18° 26' 06", a tangent of 458.93 feet, chord of 906.01 feet which bears South 00° 09' 05" West, a distance of 909.91 feet to a point on the northerly line of Vacated Jennings Road SW, as shown by the recorded Plat in Volume 275, Pages 64 and 65 of Cuyahoga County Map Records, which is referenced by a one inch iron bar in clay pipe found, 0.07 feet (North), and 0.35 feet (East), and a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.09 feet (South), and 0.26 feet (East);

Thence South 03° 51' 05" West, a distance of 44.61 feet to an angle point in the center line of said Vacated Jennings Road SW, which is referenced by a one and one-quarter inch iron pin monument found, 0.44 feet (North);

Thence South 15° 50' 30" East along said center line of Vacated Jennings Road SW, a distance of 644.56 feet to an angle point, which is referenced by a one inch iron pin monument found, 1.87 feet (East), and 1.80 feet (South);

Thence South 89° 22' 53" West, and passing over the westerly line of aforementioned Vacated Jennings Road SW, which is referenced by a one inch hex bolt found in a 12 inch diameter concrete monument, 0.07 feet (South), and 0.31 feet (East), 62.18 feet therefrom, a total distance of 504.83 feet to a point on a curve on the easterly limited access line of State Route 176, which is referenced by a one inch hex bolt found in a 12 inch diameter concrete monument, 0.41 feet (South), and 0.05 feet (East);

Thence along said easterly limited access line of State Route 176, and along the arc of a curve deflecting to the right, and having a radius of 502.46 feet, a central angle of 27° 27' 45", a tangent of 122.78 feet, a chord of 238.54 feet which bears North 34° 46' 54" West, a distance of 240.83 feet to a point, which is referenced by a one inch hex bolt found in a 12 inch diameter concrete monument, 0.29 feet (East);

Thence North 21° 03' 01" West, continuing along said easterly limited access line of State Route 176, a distance of 555.09 feet to a point of curvature, which is referenced by a 5/8 inch iron pin found, 0.09 feet (South), and 0.13 feet (East);

Thence continuing along said easterly limited access line of State Route 176, and along the arc of a curve deflecting to the left, and having a radius of 2366.21 feet, a central angle of 07° 03' 27", a tangent of 145.92 feet, a chord of 291.28 feet which bears North 24° 36' 26" West, a distance of 291.46 feet to a point of curvature, which is referenced by a drill hole found, 0.10 feet (East);

Thence continuing along said easterly limited access line of State Route 176, and along the arc of a curve deflecting to the left, and having a radius of 2353.18 feet, a central angle of 02° 20' 16", a tangent of 48.01 feet, a chord of 96.01 feet which bears North 29° 15' 11" West, a distance of 96.01 feet to a point on the southerly line of Vacated Jennings Road SW, which is referenced

by a 3/4 inch iron pin found, 0.87 feet (North), and 0.34 feet (East);

Thence South 59° 51' 53" East along said southerly line of Vacated Jennings Road SW, a distance of 2.90 feet to a point therein;

Thence North 30° 08' 07" East continuing along said easterly limited access line of State Route 176, a distance of 40.00 feet to an angle point in the center line of said Vacated Jennings Road SW, which is referenced by a drill hole in stone monument found, 0.17 feet (North);

Thence North 35° 54' 51" West continuing along said easterly limited access line of State Route 176, and along the center line of Vacated Jennings Road SW, a distance of 1173.49 feet to a 5/8 inch iron pin to be set with cap, #7394 (Ciuni & Lynn);

Thence North 16° 05' 45" West continuing along said easterly limited access line of State Route 176, and passing over the northerly line of said Vacated Jennings Road SW, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.14 feet (North), and 0.03 feet (East), 117.98 feet therefrom, a total distance of 165.48 feet to a point of curvature, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.10 feet (North), and 0.04 feet (East);

Thence continuing along said easterly limited access line of State Route 176, and along the arc of a curve deflecting to the right, and having a radius of 674.07 feet, a central angle of 34° 18' 53", a tangent of 208.11 feet, a chord of 397.70 feet which bears North 07° 44' 59" West, a distance of 403.70 feet to a point on the easterly limited access line of Interstate Route 71, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.07 feet (North), and 0.03 feet (West);

Thence North 09° 24' 27" East along said easterly limited access line of Interstate Route 71, a distance of 100.00 feet to an angle point, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.21 feet (North), and 0.04 feet (West);

Thence North 79° 06' 29" West continuing along said easterly limited access line of Interstate Route 71, a distance of 12.25 feet to an angle point, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.13 feet (North), and 0.04 feet (East);

Thence North 10° 53' 31" East continuing along said easterly line of Interstate Route 71, a distance of 341.96 feet to a point of curvature, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.08 feet (North), and 0.13 feet (East);

Thence continuing along said easterly limited access line of Interstate Route 71, and along the arc of a curve deflecting to the right, and having a radius of 2265.67 feet, a central angle of 04° 50' 43", a tangent of 95.86 feet, a chord of 191.54 feet which bears North 13° 18' 52" East, a distance of 191.60 feet to a point along a curve;

Thence South 80° 37' 51" East along a northerly line of land known as being Parcel 2 of a Lot Split, as recorded in Volume 342, page 32 of Cuyahoga County Map Records, a distance of 123.58 feet to an angle point;

Thence South 09° 22' 09" West continuing along said northerly line of Parcel 2 of a Lot Split, a distance of 94.50 feet to an angle point;

Thence South 80° 37' 51" East continuing along said northerly line of said Parcel 2 of a Lot Split, a distance of 365.46 feet to an angle point;

Thence North 09° 22' 09" East continuing along said northerly line of Parcel 2 of a Lot Split, a distance of 14.02 feet to an angle point;

Thence South 80° 37' 51" East along the northerly line of said Parcel 2 of a Lot Split, a distance of 361.50 feet to an angle point;

Thence North 09° 22' 09" East, a distance of 51.59 feet to a point of curvature;

Thence along the arc of a curve deflecting to the right, and having a radius of 406.50 feet, a central angle of 57° 05' 04", a tangent of 221.10 feet, a chord of 388.46 feet which bears North 37° 40' 06" East, a distance of 405.00 feet to an angle point;

Thence North 23° 47' 22" West, a distance of 49.95 feet to an angle point;

Thence North 31° 00' 20" East, a distance of 758.69 feet to an angle point;

Thence North 58° 59' 40" West, a distance of 138.11 feet to the Principal Place of Beginning, and containing 103.0722 acres (4,489,824 square feet) of land, be the same more or less, but subject to all legal highways and easements of record.

Section 3. That, under Section 5709.42 of the Revised Code, the owners of the Improvements shall make service payments for a period of 30 years in lieu of the exempt taxes to the Cuyahoga County Treasurer; the payments shall be charged and collected in the same manner, and shall be in an amount not less than the taxes that would have been paid had the Improvement not been exempt from taxation.

Section 6. That under Section 5709.43 of the Revised Code there is hereby established a Steelyard Commons Urban Redevelopment Tax Increment Equivalent Fund ("Steelyard Commons TIF Fund"). **The service payments received by the City pursuant to Section 3 of this Ordinance shall be deposited into the Steelyard Commons TIF Fund. The first \$300,000 of any moneys deposited into the Steelyard Commons TIF Fund on or after January 1, 2013 shall be transferred and pledged to First Interstate Properties, Inc. or its designee, to assist in financing Steelyard Commons Phase 2 Project debt. Thereafter, seventy percent (70%) of the moneys deposited into the Steelyard Commons TIF Fund shall be used for acquisition of land and to make improvements to the Tow Path Trail and Canal Basin Park and any remaining funds shall be used for additional connector trails. The remaining thirty percent (30%) shall be used to provide grants for retail assistance and other commercial and industrial initiatives described in this ordinance for neighborhoods listed in the "Big Box Centers and Neighborhood Business Districts: Impact Analysis and Competitive Strategy" Study completed on November 21, 2006.**

Section 2. That existing Sections 2, 3, and 6 of Ordinance No. 1780-05, passed January 9, 2006, as amended by Ordinance No. 766-11, passed June 6, 2011, are repealed.

Section 3. 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.

Referred to Directors of Economic Development, Finance, Law; Committees on Community and Economic Development, Finance.

**Ord. No. 124-13.
By Council Members Cimperman and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Aging to apply for and accept a grant from the McGregor Foundation for the Economic Security Project for Cleveland Seniors 2013-2014 Program.

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 the Director of Aging is authorized to apply for and accept a grant in the approximate amount of \$31,000, and any other funds that may become available during the grant term from the McGregor Foundation to conduct the Economic Security Project for Cleveland Seniors 2013-2014 Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the summary for the grant contained in the file described below.

Section 2. That the summary for the grant, presented to the Finance Committee of this Council at a public hearing on this legislation and set forth in File No. 124-13, is made a part of this ordinance as if fully rewritten, is approved in all respects, and shall not be changed without additional legislative authority.

Section 3. That the Director of Aging is authorized to enter into one or more contracts with or make payments to agencies, entities, or individuals to implement the grant as described in the file.

Section 4. That the costs of the contract or contracts authorized by this ordinance be paid from the fund or funds to which are credited any grant funds accepted under this ordinance.

Section 5. 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.

Referred to Directors of Aging, Finance, Law; Committees on Health and Human Services, Finance.

**Ord. No. 125-13.
By Council Members K. Johnson and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Public Works to apply for and accept a grant from

Cuyahoga Arts & Culture for the 2013 CAC Mural My Neighborhood Program.

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 the Director of Public Works is authorized to apply for and accept a grant in the approximate amount of \$24,571, and any other funds that may become available during the grant term from Cuyahoga Arts & Culture to conduct the 2013 CAC Mural My Neighborhood Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the 2013 Project Support Grant Agreement for the grant contained in the file described below.

Section 2. That the 2013 Project Support Grant Agreement for the grant, presented to the Finance Committee of this Council at a public hearing on this legislation and set forth in File No. 125-13-A, is made a part of this ordinance as if fully rewritten, is approved in all respects, and shall not be changed without additional legislative authority.

Section 3. That, unless expressly prohibited by the grant agreement, under Section 108(B) of the Charter, purchases made under the grant agreement may be made through cooperative arrangements with other governmental agencies. The Director of Public Works may sign all documents and do all things that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process. The contracts will be paid from the fund or funds to which are credited any grant funds accepted under this ordinance.

Section 4. 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.

Referred to Directors of Public Works, Finance, Law; Committees on Public Parks, Properties and Recreation, Finance.

**Ord. No. 126-13.
By Council Members Cimperman and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health and the Academy of Educational Development for the 2013 Federal AIDS Prevention Program; and to enter into contract with various agencies to implement the program.

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 the Director of Public Health is authorized to apply for and accept a grant in the approximate amount of \$970,000, and any other funds as they become available during the grant term, from the Ohio Department of Health and the Academy of Educational Development, to conduct the 2013 Federal AIDS Prevention Program, for the purposes in the summary and according thereto; that the Director of Public Health is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and the funds are appropriated for the purposes in the summary for the grant.

Section 2. That the summary for the grant, File No. 126-13-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Health is authorized to enter into one or more contracts to implement the program as described in the summary contained in the file with the following agencies, in the following approximate amounts:

<u>Agency</u>	<u>Amount</u>
AIDS Taskforce of Greater Cleveland	\$ 75,000.00
Cleveland Treatment Center	171,880.00
Free Clinic of Greater Cleveland	75,000.00
Northeast Ohio Neighborhood Health Services, Inc. ("NEON")	63,120.00
Planned Parenthood of Greater Ohio	80,000.00
Recovery Resources	60,000.00
Regional Advisory Group	1,500.00
TOTAL	\$526,500.00

In addition, the approximate sum of \$131,280 is appropriated to the Department of Public Health for administrative costs of implementing this program and the approximate sum of \$312,220 is appropriated to the Department of Public Health for the operation of the Disease Intervention Specialist Services Program and services conducted by the Department.

Section 4. That the Director of Public Health shall have the authority to extend the term of the grant during the grant term and shall have the authority to enter into one or more contracts with additional agencies or entities as approved by the grantors.

Section 5. That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

Section 6. That the cost of the contracts authorized in this ordinance shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance.

Section 7. 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.

Referred to Directors of Public Health, Finance, Law; Committees on Health and Human Services, Finance.

**Ord. No. 127-13.
By Council Members Brancatelli and Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Community Development to apply for and accept grants from the United States Department of Housing and Urban Development for the CDBG Year 39 under the Title I of the Housing and Community Development Act of 1974, for the 2013 Federal HOME Investment Partnerships Act Program, Emergency Solutions Grant Program, and the Housing Opportunities for Persons with AIDS Program.

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 the Director of Community Development is authorized to apply for and accept grants from the U. S. Department of Housing and Urban Development (HUD) in the following approximate amounts: \$18,400,000 to conduct the 2013 Year 39 Community Development Block Grant (CDBG) Program; \$3,703,000 to conduct the Federal HOME Investment Partnerships Act (HOME) Program; \$1,721,500 to conduct the Emergency Solutions Grant (ESG) Program; and \$888,000 for the Housing Opportunities for Persons with AIDS (HOPWA) Program, for the purposes and uses set forth in the budgets and in compliance with the requirements of Title I of the Housing and Community Development Act of 1974 and applicable rules and regulations. That the Director of Community Development is authorized to file all papers and execute all documents necessary to receive the funds under the grants, and that the funds are appropriated for the purposes set forth in the budgets for the grants.

Section 2. That the budget allocations for the grants, placed in File No. 127-13-A, made a part hereof as if fully rewritten herein, are approved in all respects.

Section 3. 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.

Referred to Directors of Community Development, Finance, Law; Committees on Community and Economic Development, Finance.

**Ord. No. 128-13.
By Council Member Kelley (by departmental request).**

An emergency ordinance authorizing the Director of Finance to apply for and accept funds from the United States of America, Federal Emergency Management Agency (FEMA) to reimburse Cleveland for costs

incurred by the various departments in City government as a result of the Federal notice of a major disaster for Hurricane Sandy.

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 the Director of Finance is authorized to apply for and accept funds from the United States of America, acting through the Federal Emergency Management Agency (FEMA), to reimburse Cleveland for costs incurred by the various departments in City government as a result of the Federal notice of a major disaster for Hurricane Sandy. The Director of Finance is authorized to file all papers and execute all documents necessary to receive the funds under this ordinance, and the funds are appropriated for the purpose of reimbursing the various divisions of the Department of Finance.

Section 2. That the Director of Finance is authorized to enter into any agreements and execute any documents necessary to implement this ordinance.

Section 3. 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.

Referred to Directors of Finance, Law; Committee on Finance.

**Ord. No. 130-13.
By Council Member Cimperman.
An emergency ordinance designating the Starr Piano-Gennett Records Building as a Cleveland Landmark.**

Whereas, under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, the Cleveland Landmarks Commission (the "Commission"), has proposed to designate the Starr Piano-Gennett Records Building as a landmark; and

Whereas, the owner of the Starr Piano-Gennett Records Building has been properly notified and has consented in writing to the proposed designation; and

Whereas, the Commission has recommended designation of the Starr Piano-Gennett Records Building as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, and safety in that the immediate protection of the historic landmark is necessary to safeguard the special historical, community, or aesthetic interest or value in the landmark; now, therefore

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

Section 1. That the Starr Piano-Gennett Records Building, whose street address in the City of Cleveland is 1222-24 Huron Road, S. E., Cuyahoga County Auditor's Permanent Parcel Number is 101-37-021, and is also known as the following described property:

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and known as being part of Original Two Acre Lot Number 151, and bounded and described as follows:

Beginning at a point in the Southeasterly line of Huron Road, S. E., 32 feet Northeasterly from the intersection of said line of Huron Road, S. E., with the Southwesterly line of said Original Lot Number 151;

Thence Northeasterly along the Southeasterly line of Huron Road, S. E., 33 feet;

Thence Southeasterly at right angles to Huron Road, S. E., to the Northwesterly line of land which in former Deeds of this land is described as "A. S. Gardner's Land;"

Thence Southwesterly along the Northwesterly line of said A. S. Gardner's Land, about 33 feet to the Southeasterly corner of a parcel of land conveyed by Samuel Dettelbach to Herman A. Kelley, by Deed dated April 17, 1899, and recorded in Volume 715, Page 276 of Cuyahoga County Records;

Thence Northwesterly along the Northeasterly line of the land so conveyed to said Herman A. Kelley, to the place of beginning, and being a strip of land 33 feet front on the Southeasterly side of Huron Road, S. E., and extends back about 132 feet to Brownell Court, S. E., be the same more or less, but subject to all legal highways;

Description approved by Greg Esber, Section Chief, Plats, Surveys and House Number Section, Division of Engineering & Construction which in its entirety is a property having special character or special historical or aesthetic value as part of the development, heritage, or cultural characteristics of the City, State, or the United States, is designated a landmark under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976.

Section 2. 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.

Referred to Directors of City Planning Commission, Law; Committees on City Planning, Finance.

Ord. No. 131-13.
By Council Members Brancatelli and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into a Tax Increment Financing Agreement with First Interstate Properties, Inc. or its designee, to provide for payments to the Cleveland Metropolitan School District and to provide for the creation of the Steelyard Commons TIF Fund II to be used for development and recreational improvements and to finance project debt for Steelyard Commons Phase 2; and to declare certain improvements to real property to be a public purpose.

Whereas, under Section 5709.41 of the Revised Code, improvements to real property may be declared to be a public purpose where fee title to the real property was, at one time,

held by the City of Cleveland and the real property is then leased or conveyed by the City; and

Whereas, under the authority of Ordinance No. 1541-05, passed October 17, 2005, and prior to the adoption of this ordinance, the City approved both the acquisition and conveyance of fee title to certain real property, which is more particularly described in this ordinance (the "Real Property") and pursuant to such ordinance, the City did acquire and subsequently convey a fee title to the Real Property; and

Whereas, under Section 5709.41 of the Revised Code, the improvements declared to be a public purpose may be exempt from real property taxation; and

Whereas, under Section 5709.41 of the Revised Code, the owners of the improvements may be required to make annual service payments in lieu of taxes that would have been paid had the improvement not been exempt; and

Whereas, under Section 5709.41 of the Revised Code, the exemption may exceed 75% of the improvements for up to 30 years when a portion of the service payments so collected are distributed to the Cleveland Metropolitan School District ("District") in an amount equal to the amount the District would have received had the improvement not been exempt; and

Whereas, the District has been notified of the intent to enter into the agreement authorized by this ordinance in compliance with Sections 5709.41(C)(4) and 5709.83 of the Revised Code; and

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 the improvements to be constructed by First Interstate Properties, Inc. or its designee ("Developer"), on the following Real Property, ("Improvements") are declared to be a public purpose for purposes of Section 5709.41 of the Revised Code.

LEGAL DESCRIPTION OF A 19.25 ACRE PARCEL OF LAND

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio, and known as being part of Original Brooklyn Township Lot Numbers 72 and 73, and known as being a part of Steelyard West LLC, an Ohio limited liability company, Permanent Parcel No. 008-37-005, and further known as being a part of Parcel 6 of a Lot Split, as recorded in Volume 347, Page 95 of Cuyahoga County Map Records;

Beginning at a drill hole in stone monument found and used on the center line of West 14th Street, 100 feet wide, and the extension of the northerly line of Clark Avenue, 63 feet wide;

Thence South 00° 37' 07" East along the center line of West 14th Street, a distance of 1397.02 feet to a stone monument found and used;

Thence continuing South 00° 37' 07" East along the center line of West 14th Street produced, a distance of 109.00 feet to a point therein;

Thence North 88° 32' 24" East, and passing over the easterly line of

West 14th Street produced, 50.00 feet therefrom, a total distance of 110.00 feet to a point on the southerly line of land now or formerly owned by State of Ohio, Department of Transportation, as recorded by AFN 200411100762, and the most westerly corner of Parcel 4A of a Lot Split, as recorded in Volume 344, page 96 of Cuyahoga County Map Records, as aforementioned, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.03 feet (South), and 0.13 feet (East);

Thence South 66° 22' 30" East along the southerly line of said Parcel 4A of a Lot Split, a distance of 106.47 feet (106.52 feet deed) to an angle point, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5219", 0.14 feet (South), and 0.08 feet (East);

Thence South 24° 33' 12" East continuing along the southerly line of said Parcel 4A of a Lot Split, a distance of 66.90 feet (State and Used) to an angle point, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.12 feet (South);

Thence South 17° 26' 05" West continuing along the southerly line of said Parcel 4A of a Lot Split, a distance of 114.08 feet to an angle point, at the southwesterly corner thereof, and the Principal Place of Beginning;

Thence North 86° 52' 47" East along the southerly line of said Parcel 4A of a Lot Split, a distance of 206.19 feet to an angle point;

Thence North 46° 24' 21" East continuing along the southerly line of said Parcel 4A of a Lot Split, a distance of 55.95 feet to an angle point;

Thence North 81° 55' 26" East continuing along the southerly line of said Parcel 4A of a Lot Split, a distance of 260.91 feet to an angle point;

Thence South 58° 59' 40" East, a distance of 138.11 feet to an angle point;

Thence South 31° 00' 20" West, a distance of 758.69 feet to a 5/8 inch iron pin found at an angle point;

Thence South 23° 47' 22" East, a distance of 49.95 feet to a point of curve;

Thence along the arc of a curve deflecting to the left, and having a radius of 406.50 feet, a central angle of 57° 05' 04", a tangent of 221.10 feet, a chord of 388.46 feet which bears South 37° 40' 06" West, a distance of 405.00 feet to a point of tangency;

Thence South 09° 22' 09" West, a distance of 51.59 feet an angle point, on the northerly line of Land now or formerly owned by Wal-Mart Stores East, LP, an Ohio limited liability company, as recorded by AFN 200610130518, and further known as being Parcel 2 of a Lot Split, as recorded in Volume 342, page 32 of Cuyahoga County Map Records;

Thence North 80° 37' 51" West along the northerly line of said Parcel 2 of a Lot Split, a distance of 361.50 feet to a 5/8 inch iron pin with cap, #7394 (Ciuni & Lynn), at an angle point;

Thence South 09° 22' 09" West continuing along said northerly line of Parcel 2 of a Lot Split, a distance of 14.02 feet to a 5/8 inch iron pin with cap, #7394 (Ciuni & Lynn), at an angle point;

Thence North 80° 37' 51" West continuing along said northerly line of said Parcel 2 of a Lot Split, a dis-

tance of 365.46 feet to a 5/8 inch iron pin with cap, #7394 (Ciuni & Lynn), at an angle point;

Thence North 09° 22' 09" East continuing along said northerly line of Parcel 2 of a Lot Split, a distance of 94.50 feet to a 5/8 inch iron pin with cap, #7394 (Ciuni & Lynn), at an angle point;

Thence North 80° 37' 51" West continuing along said northerly line of said Parcel 2 of a Lot Split, a distance of 123.58 feet to a 5/8 inch iron pin with cap, #7394 (Ciuni & Lynn) at a point of curve on the easterly limited access line of Interstate Route 71, and the northwest corner of said Parcel 2 of a Lot Split;

Thence along the easterly limited access line of Interstate Route 71, and along the arc of a curve deflecting to the right, and having a radius of 2265.67 feet, a central angle of 01° 36' 19", a tangent of 31.74 feet, a chord of 63.48 feet which bears North 16° 32' 23" East, a distance of 63.48 feet to a point of curve, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.04 feet (North), and 0.08 feet (East);

Thence continuing along said easterly line of Interstate Route 71, and along the arc of a curve deflecting to the right, and having a radius of 930.76 feet, a central angle of 23° 23' 43", a tangent of 192.71 feet, a chord of 377.42 feet which bears North 31° 56' 04" East, a distance of 380.05 feet to a point, which is referenced by a 5/8 inch iron pin found with cap, "Hantel S-5129", 0.07 feet (East);

Thence North 43° 37' 55" East continuing along said easterly limited access line of Interstate Route 71, a distance of 75.00 feet (State & Used) to a 5/8 inch iron pin found with cap, "Hantel S-5129", at an angle point;

Thence North 64° 07' 55" East continuing along said easterly limited access line of Interstate Route 71, a distance of 562.21 feet (State & Used) to an angle point, which is referenced by a railroad spike found, 0.16 feet (East);

Thence North 17° 26' 05" East continuing along said easterly limited access line of Interstate Route 71, a distance of 147.24 feet to the Principal Place of Beginning, and containing 19.25 acres (838,470 square feet) of land, be the same more or less, but subject to all legal highways and easements of record.

Section 2. That one hundred percent (100%) of the Improvements are declared exempt from real property taxation for a period of 30 years; and that in no event shall the exemption period extend beyond 2046.

Section 3. That, under Section 5709.41 of the Revised Code, the owners of the Improvements shall make service payments for a period of 30 years in lieu of the exempt taxes to the Cuyahoga County Treasurer; the payments shall be charged and collected in the same manner, and shall be in an amount not less than the taxes that would have been paid had the Improvements not been exempt from taxation.

Section 4. That a portion of the service payments collected under Section 3 of this ordinance shall be distributed by the Cuyahoga County Treasurer to the Treasurer of the District in the amount of the taxes

that would have been payable to the District had the Improvement not been exempt from taxation.

Section 5. That the Mayor or Director of Economic Development, with the approval of the Director of Law is authorized to enter into one or more agreements with such parties as may be necessary or appropriate to effectuate the purposes of this ordinance.

Section 6. That under Section 5709.43 of the Revised Code, there is established a Steelyard Commons Urban Redevelopment Tax Increment Equivalent Fund II (Steelyard Commons TIF Fund II). The service payments received by the City pursuant to Section 3 of this Ordinance shall be deposited into the Steelyard Commons TIF Fund II. The first \$100,000 per year of the moneys deposited into the Steelyard Commons TIF Fund II shall be used as follows: 70% shall be used for acquisition of land and to make improvements to the Tow Path Trail and 30% shall be used for retail assistance programs and commercial and industrial initiatives, both in accordance with guidelines and procedures set forth in Ordinance No. 1780-05, as amended by Ordinance No. 766-11, and Ordinance No. —13. Any amounts deposited annually into the Steelyard Commons TIF Fund II in excess of \$100,000 shall be transferred and pledged to First Interstate Properties, Inc. or its designee, to assist in financing Steelyard Commons Phase 2 Project debt.

Section 7. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in open meetings of this Council, and any of its committees that resulted in formal action were in meetings open to the public in compliance with the law.

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.

Referred to Directors of Economic Development, Finance, Law; Committees on Community and Economic Development, Finance.

Ord. No. 132-13.
By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to accept rebanding funds from Nextel; and authorizing a contract with Nextel to upgrade the existing 800 MHz Radio System.

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 the Director of Public Safety is authorized to accept rebanding funds in the approximate amount of \$3,112,206.71, from Nextel to upgrade the existing 800 MHz Radio System; that the Director is authorized to file all papers and execute all documents necessary to receive the funds; and that the

funds are appropriated for the purposes described in the Nextel Rebanding Funds Budget contained in the file described below.

Section 2. That the Nextel Rebanding Funds Budget, presented to the Finance Committee of this Council at a public hearing on this legislation and set forth in File No. 132-13-A, is made a part of this ordinance as if fully rewritten is approved in all respects, and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Safety is authorized to apply for and accept grants from any public or private entity that may become available to be used for the upgrade of the existing 800 MHz Radio System; that the Director is authorized to file all papers and execute all documents necessary to receive the grant funds; and that the funds are appropriated for this purpose.

Section 4. That the Director of Public Safety is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements during the grant term of the necessary items of materials, equipment, supplies and services, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Public Safety. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 5. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a delivery order against the contract or contracts certified by the Director of Finance.

Section 6. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process. The contracts will be paid from the fund or funds to which are credited the Nextel Rebanding funds accepted under this ordinance.

Section 7. 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.

Referred to Directors of Public Safety, Finance, Law; Committees on Public Safety, Finance.

FIRST READING ORDINANCE REFERRED

Ord. No. 133-13.

By Council Member Zone.

An ordinance changing the Use and Height Districts of lands located on the southwest corner of Fulton Road and Bailey Avenue to Two Family Residential, and a '1' Height District or a Local Retail Business District as indicated on the attached map (Map Change No. 2402).

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

Section 1. That the Use Districts of lands bounded and described as follows:

Beginning in the centerline of Fulton Road at its intersection with the easterly prolongation of the centerline of Bailey Avenue;

Thence westerly along said prolongation of said centerline of Bailey Avenue to its intersection with the northerly prolongation of the centerline of Bailey Court;

Thence southerly along said prolongation of said centerline of Bailey Court and along its southerly prolongation to its intersection with a northerly line of a parcel of land conveyed to Desoto Properties, LLC by deed dated May 3, 2001 and recorded in Auditor's File Number 200105031191; said parcel also being known as Cuyahoga County's Permanent Parcel Number 007-07-044;

Thence westerly along said northerly line to its intersection with the westerly line thereof;

Thence southerly along said westerly line to its intersection with the northerly line of a parcel of land conveyed to Desoto Properties, LLC by deed dated May 3, 2001 and recorded in Auditor's File Number 200105031191; said parcel also being known as Cuyahoga County's Permanent Parcel Number 007-07-037;

Thence westerly along said northerly line and along its westerly prolongation to its intersection with the centerline of West 37 Street;

Thence southerly along said centerline of West 37 Street and along its southerly prolongation to its intersection with the northerly line of a parcel of land conveyed to Cleveland RTA by deed dated September 5, 1975 and recorded in Auditor's File Number V75138690608; said parcel also being known as Cuyahoga County's Permanent Parcel Number 007-15-004;

Thence easterly and northeasterly along said northerly line and continuing along its easterly prolongation to its intersection with the centerline of Fulton Road;

Thence northerly along said centerline of Fulton Road to its intersection with the easterly prolongation of the centerline of Bailey Avenue and the principal place of beginning, and as identified on the attached map is changed to a Local Retail Business District.

Section 2. That the Use and Height Districts of lands bounded and described as follows:

Beginning in the centerline of Bailey Avenue at its intersection with the northerly prolongation of the centerline of Bailey Court;

Thence southerly along said prolongation of said centerline of Bailey Court and along its southerly prolongation to its intersection with a northerly line of a parcel of land conveyed to Desoto Properties, LLC by deed dated May 3, 2001 and recorded in Auditor's File Number 200105031191; said parcel also being known as Cuyahoga County's Permanent Parcel Number 007-07-044;

Thence westerly along said northerly line to its intersection with the southerly prolongation of the westerly line of a parcel of land conveyed to the City of Cleveland by deed dated September 11, 2000 and recorded in Auditor's File Number 200009190072, said parcel also being known as Cuyahoga County's Permanent Parcel Number 007-07-042;

Thence northerly along said southerly prolongation and said westerly line and continuing along its northerly prolongation to its intersection with the centerline of Bailey Avenue;

and as identified on the attached map is changed to a Two Family Residential District, and a '1' Height District.

Section 3. That the changed designation of lands described in Sections 1 and 2 shall be identified as Map Change No. 2402 and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for this purpose by the City Planning Commission.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



Referred to Directors of City Planning Commission, Law; Committee on City Planning.

FIRST READING EMERGENCY RESOLUTION REFERRED

Res. No. 129-13.
By Council Members Miller, Cleveland and Kelley (by departmental request).

An emergency resolution declaring the intent to vacate a portion of Rose Court S.E. (10.00 feet wide).

Whereas, this Council is satisfied that there is good cause to vacate a portion of Rose Court S.E. (10.00 feet wide), as described; and

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

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

Section 1. That this Council declares its intent to vacate a portion of the following described real property:

Rose Court S.E. (10.00 feet wide)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of original Ten Acre Lot numbers 65 and 66 in the Horace P. Wedell's Subdivision as shown in Volume 2, Page 30 of the Cuyahoga County Map records.

And being all that portion of Rose Court S.E. (10.00 feet wide) extending from the East right of way of East 36th Street (60.00 feet wide) to the West right of way of East 37th Street (40.00 feet wide).

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section.

Section 2. That this resolution 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 adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Capital Projects, City Planning Commission, Finance, Law; Committees on Public Service, City Planning, Finance.

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 120-13.
By Council Member Westbrook.
An emergency ordinance authorizing the Clerk of Council to amend the agreement between the City of

Cleveland and Triad Research Group to extend the term of the agreement for Cleveland City Council.

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 the Clerk of Council is authorized to amend the agreement between the City of Cleveland and Triad Research Group, City Contract No. PS201100000022 to extend the term of the agreement to conclude on June 30, 2013.

Section 2. That this ordinance is hereby 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.

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 121-13.
By Council Members Zone and Kelley (by departmental request).

An emergency ordinance to amend Sections 40 and 47 of Ordinance No. 1689-11, passed November 28, 2011, as amended by various ordinances, 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 the following sections:

Section 40 of Ordinance No. 1689-11, passed November 28, 2011; and

Section 47 of Ordinance No. 1689-11, passed November 28, 2011, as amended by Ordinance No. 878-12, passed July 11, 2012, and Ordinance No. 1045-12, passed August 8, 2012, are amended to read as follows:

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

	Minimum	Maximum
1. Assistant Building Official	\$42,758.15	\$137,860.74
2. City Comptroller.....	42,758.15	137,860.74
3. City Treasurer.....	42,758.15	127,255.39
4. Chief Technology Officer.....	80,000.00	200,000.00
5. Commissioner of Accounts	40,314.82	132,061.01
6. Commissioner of Administrative Services — Community Development.....	40,314.82	132,061.01
7. Commissioner of Air Quality	42,758.15	137,860.74
8. Commissioner of Assessments and Licenses.....	40,314.82	121,901.44
9. Commissioner of Burke Airport	40,314.92	121,901.44
10. Commissioner of Cleveland Hopkins International Airport.....	42,758.15	147,661.45
11. Commissioner of Cleveland Public Power.....	45,201.46	172,186.61
12. Commissioner of Code Enforcement.....	42,758.15	137,860.74
13. Commissioner of Construction Permitting	42,758.15	137,860.74
14. Commissioner of Emergency Medical Services	42,758.15	137,860.74
15. Commissioner of Environment.....	42,758.15	137,860.74
16. Commissioner of Health.....	45,021.46	146,558.11
17. Commissioner of House of Corrections	40,314.82	121,778.85
18. Commissioner of Information Technology & Services	52,734.82	146,558.11

19.	Commissioner of Motor Vehicle Maintenance.....	40,314.82	132,061.01
20.	Commissioner of Neighborhood Development.....	40,314.82	121,901.44
21.	Commissioner of Real Estate.....	40,314.82	121,901.44
22.	Commissioner of Neighborhood Services.....	42,758.15	127,255.39
23.	Commissioner of Park Maintenance and Properties.....	42,758.15	147,661.45
24.	Commissioner of Parking Facilities.....	40,314.82	132,061.01
25.	Commissioner of Printing and Reproduction.....	40,314.82	132,061.01
26.	Commissioner of Property Management.....	45,201.46	146,558.11
27.	Commissioner of Purchases and Supplies.....	42,758.15	127,255.39
28.	Commissioner of Recreation.....	42,758.15	147,661.45
29.	Commissioner of Streets.....	40,314.82	132,061.01
30.	Commissioner of Traffic Engineering.....	42,758.15	127,255.39
31.	Commissioner of Utilities Fiscal Control.....	40,314.82	121,901.44
32.	Commissioner of Waste Collection and Disposal.....	40,314.82	132,061.01
33.	Commissioner of Water.....	45,201.46	206,000.00
34.	Commissioner of Water Pollution Control.....	40,314.82	132,061.01
35.	Deputy Director Department of Building and Housing.....	36,590.39	137,860.74
36.	Director of Workforce Development.....	70,000.00	164,800.00
37.	Income Tax Administrator.....	42,758.15	137,860.74
38.	Manager of Administration — Public Works.....	40,314.82	121,901.44
39.	Manager of Internal Audit.....	40,314.82	121,901.44

Section 47. Hourly Rate - Building & Construction Trades Council.

Compensation for all persons employed by the hour in any of the following classifications shall be fixed by the appointing authority within the limits established in the following schedule for each classification:

	Effective Date	Minimum	Maximum	
1.	Asbestos Worker (Insulator).....	8/1/13	\$43.08	\$53.85
2.	Boiler Maker.....	1/1/13	47.48	59.36
3.	Bricklayer.....	5/1/13	35.63	44.54
4.	Bricklayer Foreman.....	5/1/13	36.88	45.54
5.	Carpenter.....	6/1/13	35.24	44.05
6.	Carpenter Foreman.....	6/1/13	35.93	36.49
7.	Carpenter Apprentice.....	6/1/13	18.06	18.06
8.	Cement Finisher.....	5/1/13	35.89	44.86
9.	Cement Finisher Foreman.....	5/1/13	36.46	37.14
10.	Electrical Worker.....	4/30/13	44.23	55.29
11.	Electrical Worker Foreman.....	4/30/13	44.66	45.48
12.	Glazier.....	5/1/13	34.66	43.32
13.	Ironworker.....	5/1/13	40.37	50.46
14.	Ironworker Foreman.....	5/1/13	40.58	41.62
15.	Painter.....	5/1/13	31.22	39.03
16.	Painter — Apprentice.....	5/1/13	18.06	18.06
17.	Painter Foreman.....	5/1/13	31.87	32.47
18.	Pipefitter (Welder).....	5/1/13	42.62	53.27
19.	Pipefitter Foreman.....	5/1/13	42.75	43.87
20.	Plasterer.....	5/1/13	34.86	43.58
21.	Plasterer Foreman.....	5/1/13	35.48	36.11
22.	Plumber (Welder).....	5/1/13	43.38	54.23
23.	Plumber Foreman.....	5/1/13	43.51	44.63
24.	Roofer.....	5/1/13	35.92	44.90
25.	Sheet Metal Worker.....	5/1/13	44.11	55.14
26.	Sheet Metal Worker Foreman.....	5/1/13	43.67	45.36

Section 2. That the following existing sections:

Section 40 of Ordinance No. 1689-11, passed November 28, 2011; and

Section 47 of Ordinance No. 1689-11, passed November 28, 2011, as amended by Ordinance No. 878-12, passed July 11, 2012, and Ordinance No. 1045-12, passed August 8, 2012,
are repealed.

Section 3. 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.

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 122-13.

By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the City to purchase electricity from FirstEnergy Solutions for all City buildings serviced by the Cleveland Electric Illuminating Company under a joint procurement with Cleveland Municipal School District for a 22-month period and authorizing payment to Palmer Energy for the City's share of consultant services.

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 the Director of Finance is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, with FirstEnergy Solutions for the purchase of electricity for all City buildings serviced by the Cleveland Electric Illuminating Company at prices obtained through the joint procurement with the Cleveland Municipal School District for a 22-month period to commence July 1, 2013; and authorizing the Director to pay Palmer Energy for the City's share of consultant services and to sign all documents necessary to make the payment.

Section 2. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Finance may sign all documents that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 3. That the cost of the contract or contracts authorized shall be paid from Fund No. 01 SF 001, and from the fund or funds appropriated for this purpose. Request No. RQN 1505, RL 2013-003.

Section 4. 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.

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Passed. Yeas 19. Nays 0.

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 119-13.

By Council Member J. Johnson.

An emergency resolution declaring this Council's support of the application from the Famicos Foundation to the Ohio Housing Finance Agency for the use of low-income housing tax credits.

Whereas, each year the Ohio Housing Finance Agency allocates housing tax credits for affordable housing developments throughout Ohio using a competitive proposal process; and

Whereas, the Famicos Foundation is proposing to improve 73 housing units at Notre Dame Apartments in the Cleveland East submarket as defined by the Ohio Housing Finance Agency, in Cleveland, Ohio; and

Whereas, 100% of these homes will be affordable to families with incomes at or below 60% of the area median income and no housing units will be market rate; and

Whereas, at least 10% of these housing units will be affordable to households whose annual income is at or below 30% of the area median income; and

Whereas, this project serves a special needs population; specifically 100% of the units will be for elderly persons; and

Whereas, the Famicos Foundation's proposal will benefit the citizens of the City of Cleveland; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

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

Section 1. That this Council hereby supports the application from the Famicos Foundation to the Ohio Housing Finance Agency for the use of low-income housing tax credits.

Section 2. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

Res. No. 134-13.

By Council Member Polensek.

An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 1201 East 185th Street.

Whereas, Council has been notified by the Department of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from East 185th Marathon Truck Stop, Inc., DBA East 185th Street Marathon, 1201 East 185th Street, Cleveland, Ohio 44119, Permanent Number 2405702 to East 185th Marathon, Inc., DBA East 185th Marathon, 1201 East 185th Street, Cleveland, Ohio 44119, Permanent Number 2403667; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Department of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from East 185th Marathon Truck Stop, Inc., DBA East 185th Street Marathon, 1201 East 185th Street, Cleveland, Ohio 44119, Permanent Number 2405702 to East 185th Marathon, Inc., DBA East 185th Street Marathon, 1201 East 185th Street, Cleveland, Ohio 44119, Permanent Number 2403667; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

Res. No. 135-13.**By Council Member Dow.****An emergency resolution objecting to a New C1 Liquor Permit at 6029 Superior Avenue.**

Whereas, Council has been notified by the Department of Liquor Control of an application for a New C1 Liquor Permit at H M A K, LLC, 6029 Superior Avenue, 1268-72 East 61st Street, Cleveland, Ohio 44103; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Department of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to a New C1 Liquor Permit at H M A K, LLC, 6029 Superior Avenue, 1268-72 East 61st Street, Cleveland, Ohio 44103, Permanent Number 3471690; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

Res. No. 136-13.**By Council Member J. Johnson.****An emergency resolution objecting to the transfer of Liquor License of a D5 Liquor Permit to 1938 Euclid Avenue, Suite 100.**

Whereas, Council has been notified by the Department of Liquor Control of an application for a transfer of Liquor License of a D5 Liquor Permit from District, LLC, 3463 Fulton Road, Cleveland, Ohio 44109, Permanent Number 2201526 to Bar One II, LLC, 1938 Euclid Avenue, Suite 100, Cleveland, Ohio 44115, Permanent Number 0435551; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Department of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to a transfer of Liquor License of a D5 Liquor Permit from District, LLC, 3463 Fulton Road, Cleveland, Ohio 44109, Permanent Number 2201526 to Bar One II, LLC, 1938 Euclid Avenue, Suite 100, Cleveland, Ohio 44115, Permanent Number 0435551; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this

resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

Res. No. 137-13.**By Council Member Cleveland.****An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 5611 Woodland Avenue.**

Whereas, Council has been notified by the Department of Liquor Control of an application for the transfer of ownership of a C2 and C2X Liquor Permit from Jai Ambaji, Inc., DBA Hometown Grocery, 5611 Woodland Avenue, Cleveland, Ohio 44104, Permanent Number 4225578 to Shri Hanuman, Inc., DBA Hometown Grocery, 5611 Woodland Avenue, Cleveland, Ohio 44104, Permanent Number 8113145; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Department of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C2 and C2X Liquor Permit from Jai Ambaji, Inc., DBA Hometown Grocery, 5611 Woodland Avenue, Cleveland, Ohio 44104, Permanent Number 4225578 to Shri Hanuman, Inc., DBA Hometown Grocery, 5611 Woodland Avenue, Cleveland, Ohio 44104, Permanent Number 8113145; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

Res. No. 138-13.

By Council Member Polensek.

An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 15504 Waterloo Road & Gas Pumps.

Whereas, Council has been notified by the Department of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Marathon Freeway, Inc., DBA Freeway Marathon, Inc., 15504 Waterloo Road & Gas Pumps, Cleveland, Ohio 44110, Permanent Number 29115990005 to Lucky Times, LLC, DBA Freeway Sunoco, 15504 Waterloo Road & Gas Pumps, Cleveland, Ohio 44110, Permanent Number 5339250; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Department of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it

substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from Marathon Freeway, Inc., DBA Freeway Marathon, Inc., 15504 Waterloo Road & Gas Pumps, Cleveland, Ohio 44110, Permanent Number 29115990005 to Lucky Times, LLC, DBA Freeway Sunoco, 15504 Waterloo Road & Gas Pumps, Cleveland, Ohio 44110, Permanent Number 5339250; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

Res. No. 139-13.

By Council Member Polensek.

An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit at 788 East 200th Street and repealing Resolution No. 1627-12, objecting to said transfer.

Whereas, this Council objected to the transfer of ownership of a C1 and C2 Liquor Permit to 788 East 200th Street by Resolution No. 1627-12 adopted by the Council on November 19, 2012, 2012; and

Whereas, this Council wishes to withdraw its objection to the above transfer and consents to said transfer based upon a cooperation agreement between Gurpal Singh and Councilmember Michael D. Polensek; and

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

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

Section 1. That objection to the transfer of ownership of a C1 and C2 Liquor Permit to Ghuman, Inc., 788 East 200th Street, Cleveland, Ohio 44119, Permanent No. 3172780, be and the same is hereby withdrawn and Resolution No. 1627-12, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate transfer thereof.

Section 2. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

Res. No. 140-13.

By Council Member Polensek.

An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit at 1035 East 185th Street and repealing Resolution No. 1626-12, objecting to said transfer.

Whereas, this Council objected to the transfer of ownership of a C1 and C2 Liquor Permit to 1035 East 185th Street by Resolution No. 1626-12 adopted by the Council on November 19, 2012, 2012; and

Whereas, this Council wishes to withdraw its objection to the above transfer and consents to said transfer based upon a cooperation agreement between the Applicant, 7 Eleven, Inc., and Councilmember Michael D. Polensek; and

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

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

Section 1. That objection to the transfer of ownership of a C1 and C2 Liquor Permit to 7 Eleven, Inc., DBA 7 Eleven, #36237, 1035 East 185th Street, Cleveland, Ohio 44119, Permanent No. 80036070155, be and the same is hereby withdrawn and Resolution No. 1626-12, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate transfer thereof.

Section 2. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

Res. No. 141-13.**By Council Member Kelley.**

An emergency resolution withdrawing objection to a New C1 Liquor Permit at 4744 Broadview Road and repealing Resolution No. 1628-12, objecting to said permit.

Whereas, this Council objected to a New C1 Liquor Permit to 4744 Broadview Road by Resolution No. 1628-12 adopted by the Council on November 19, 2012; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit; and

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

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

Section 1. That objection to a New C1 Liquor Permit to Astral Enterprises, Ltd., DBA Broadview Food Market, 4744 Broadview Road, Cleveland, Ohio 44109, Permanent Number 0304410, be and the same is hereby withdrawn and Resolution No. 1628-12, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

Section 2. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

Res. No. 142-13.**By Council Member Reed.**

An emergency resolution withdrawing objection to the renewal of a C1 and C2 Liquor Permit at 4464 Warner Road and repealing Resolution No. 1037-12 objecting to said renewal.

Whereas, this Council objected to a C1 and C2 Liquor Permit to 4464 Warner Road by Resolution No. 1037-12 adopted by the Council on August 8, 2012; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

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

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

Section 1. That objection to a C1 and C2 Liquor Permit to Izdihar Taha, DBA D & T Market, 4464 Warner Road, Cleveland, Ohio 44105, Permanent Number 8778963 be and the same is hereby withdrawn and Resolution No. 1037-12, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

Section 2. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

Res. No. 143-13.**By Council Member Reed.**

An emergency resolution withdrawing objection to the renewal of a D1, D2, D3 and D3A Liquor Permit at 12301 Miles Avenue, 1st floor and basement, and repealing Resolution No. 1144-12 objecting to said renewal.

Whereas, this Council objected to a D1, D2, D3 and D3A Liquor Permit to 12301 Miles Avenue, 1st floor and basement by Resolution No. 1144-12 adopted by the Council on August 8, 2012; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

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

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

Section 1. That objection to a D1, D2, D3 and D3A Liquor Permit to Jake Jr. & Lucille Morrison, DBA Jake's Lounge, 12301 Miles Avenue, 1st floor and basement, Cleveland, Ohio 44105, Permanent Number 6180959 be and the same is hereby withdrawn and Resolution No. 1144-12, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

Section 2. That this resolution is hereby 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 adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Adopted. Yeas 19. Nays 0.

SECOND READING EMERGENCY ORDINANCES PASSED

Ord. No. 809-12.

By Council Members Keane and Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into a Second Amendment to Contract No. 66839 with In-Ter-Space Services, Inc., dba Clear Channel Airports to redefine the leasehold premises, remove the cap on the

number of outdoor advertising signage, and to authorize the vendor to market, sell and contract for opportunities for non-traditional advertising.

Approved by Directors of Port Control, Finance, Law; Passage recommended by Committees on Aviation and Transportation, Finance, when amended, as follows:

1. In the title, lines 5, 6, and 7, strike "to redefine the leasehold premises, remove the cap on the number of outdoor advertising signage, and"; and in line 9, after "advertising" insert "**and to clarify the limit on the number of outdoor advertising signs authorized at Cleveland Hopkins International Airport**".

2. In Section 1, lines 3 and 4 strike "to redefine the leasehold premises, remove the cap on the number of outdoor advertising signage, and"; and in line 5 at the end, insert "**The total number of advertising signs at Cleveland Hopkins International Airport shall not exceed twenty, excluding banners, column mounted signs and signs at parking garage locations. All advertising signs shall be located within the footprint of Cleveland Hopkins International Airport.**".

Amendments agreed to.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

In compliance with Section 33 of the Charter a copy of the legislation was furnished to each member of Council before final passage.

Ord. No. 1400-12.

By Council Members Keane and Kelley (by departmental request).

An emergency ordinance to amend the title, and Sections 1, 2, and 3 of Ordinance No. 499-10, passed June 7, 2010, as amended by Ordinance 1624-10, passed December 6, 2010, and Ordinance No. 1435-11, passed October 31, 2011, relating to contracts with professional developers, or vendors to acquire licenses for mandatory environmental compliance at Cleveland Hopkins International Airport, Burke Lakefront Airport, and the Division of Harbors, and other services necessary for the compliance, and authorizing various written standard purchase and requirement contracts.

Approved by Directors of Port Control, Finance, Law; Passage recommended by Committees on Aviation and Transportation, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 1600-12.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from Cuyahoga County for the FY 2011 Urban Area Security Initiative Program; authorizing the Director of Public Safety to enter into one or more contracts with SAS Institute for professional services; and authorizing one or more requirement and/or standard contracts for mate-

rials, equipment, supplies, and services, needed to implement the grant.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 1634-12.

By Council Members Keane and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. CT 3001-PS 2011-67 with Southwest General Health Center to provide ARFF medical training and development content, activities, and programs in support of employee performance and professional development programs at Cleveland Hopkins International Airport and Burke Lakefront Airport.

Approved by Directors of Port Control, Finance, Law; Passage recommended by Committees on Aviation and Transportation, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 1643-12.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to enter into one or more contracts without competitive bidding with Physio-Control, Inc. for maintenance of various types of LifePak defibrillators, including but not limited to, repair, battery and part replacement, on-site service, and other services and repairs needed to restore covered equipment to original specifications, including labor, testing, calibrations, and safety checks, for the Divisions of Emergency Medical Service, Fire, and Police, Department of Public Safety, for a period up to one year, with one option to renew for an additional one-year period, exercisable by the Director of Public Safety.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 1644-12.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the U.S. Department of Homeland Security for the FY12 Port Security Grant; authorizing the purchase by one or more requirement contracts of materials, equipment supplies and services; and authorizing the purchase by one or more contracts of a response vehicle with detection capabilities needed to implement the grant.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 1695-12.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 2013 Cleveland High Visibility Enforcement Overtime Program.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 1696-12.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from University Hospitals for the FY 2013 Cuyahoga County OVI Task Force Program.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 1717-12.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 12 State Byrne Memorial Justice Assistance Grant (JAG) for the Northern Ohio Violent Crime Consortium (NOVCC) Program; and authorizing the Director to enter into one or more contracts with Kent State University and various municipalities to implement the grant.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 1718-12.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 12 State Byrne Memorial Justice Assistance Grant for the operation of the Northern Ohio Law Enforcement Task Force (NOLETF); authorizing the purchase by one or more requirement contracts of materials, equipment, supplies and services; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 1719-12.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Department of Justice Violence Against Women Act through the County Criminal Justice Services Agency for the 2012 Cleveland Domestic Violence Program; and authorizing the Director to enter into one or more contracts with Cuyahoga County to implement the grant.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 1720-12.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the U.S. Department of Justice, Bureau of Justice Assistance for the FY 2012 Bulletproof Vest Program; and authorizing the purchase by one or more requirement contracts of bulletproof vests, for the Division of Police, Department of Public Safety.

Approved by Directors of Public Safety, Finance, Law; Passage recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 23-13.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to enter into one or more contracts with Priority Dispatch for the acquisition of one or more ProQA software licenses and training for a Fire module dispatch system, including maintenance and technical support for a period of one year after the warranty on the software expires, for the Division of Fire, Department of Public Safety.

Approved by Directors of Public Safety; Finance; Law; Passage recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 26-13.

By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of various types of safety equipment, consumables, and supplies for compliance

with OSHA regulations and general safety standards, for the Divisions of Water, Cleveland Public Power and Water Pollution Control, Department of Public Utilities, for a period of two years.

Approved by Directors of Public Utilities, Finance, Law; Passage recommended by Committees on Public Utilities, Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 28-13.

By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants for sustainable operation and optimization relating to acquiring energy management, engineering, technical and troubleshooting services to help execute an energy management plan for a period of one year with two one-year options to renew.

Approved by Directors of Public Utilities, Finance, Law; Passage recommended by Committees on Public Utilities, Finance, when amended, as follows:

1. In new Section 2, insert the following:

"That the Director of Public Utilities will give the Finance Committee an update of the consultant's findings and recommendations upon completion of the first year of the contract."

2. Rename Sections 2 and 3 to new Sections "3" and "4".

Amendments agreed to.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

In compliance with Section 33 of the Charter a copy of the legislation was furnished to each member of Council before final passage.

Ord. No. 64-13.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing refunding and remarketing of Airport System Revenue Bonds; authorizing Supplemental Indentures and other agreements related to the bonds; and authorizing and approving related matters.

Approved by Directors of Finance, Law; Passage recommended by Committee on Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

Ord. No. 69-13.

By Council Member Kelley (by departmental request).

An emergency ordinance authorizing actions to manage Existing Hedge Agreements and authorizing and approving related matters.

Approved by Directors of Finance, Law; Passage recommended by Committee on Finance.

The rules were suspended. Yeas 19. Nays 0. Read second time. Read third time in full. Passed. Yeas 19. Nays 0.

MOTION

The Council Meeting adjourned at 8:01 p.m. to meet on Monday, February 4, 2013, at 7:00 p.m. in the Council Chambers.



Patricia J. Britt
City Clerk, Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

January 23, 2013

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, January 23, 2013 at 10:35 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Withers, Smith, Butler, Acting Director Palinkas, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Absent: Mayor Jackson and Director Cox.

Others: Natoya Walker-Minor, Interim Director, Office of Equal Opportunity.

Jim Hardy, Commissioner, Purchases & Supplies.

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

Resolution No. 32-13.

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. 132-08-122 located at 3672 East 63rd Street in Ward 12; and

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

Whereas, Doreen Elder has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 12 has 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 Doreen Elder for the sale and development of Permanent Parcel No. 132-08-122 located at 3672 East 63rd 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 \$400.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Dumas, Withers, Smith, Butler, Acting Director Palinkas, Directors Rush, Southerington, Nichols, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Cox.

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, FEBRUARY 11, 2013

9:30 A.M.

Violation Notice

Calendar No. 13-6: 17604 Sedalia Avenue (Ward 19)

Khalil Rasheed 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 and disputes the decision rendered by the City of Cleveland Parking Violations Bureau Waste Collection and Photo Safety Division on January 16, 2013 and the violation information described on Civil Infraction Ticket Number WC00155036, issued October 8, 2012 for the property located at 17604 Sedalia Avenue and failure to comply with Section 551.111(B) in the Cleveland Codified Ordinances.

Calendar No. 13-7: 8300 Hough Avenue (Ward 7)

Northeast Ohio Neighborhood Health Services, owner, appeals to erect a 7'-6" x 8'-10" x 17'-6" high illuminated, double faced message center pole sign on the north elevation of a parcel located in a C1 Multi-Family District; and a variance shall be required and may be granted for Identification or Bulletin Board signs using electronic changeable copy or display information pertinent to a Community Facility use on the premises of such Community Facility use, only if Board of Zoning Appeals determines that the sign provides community information without adversely affecting the character of nearby residential properties and according to the provisions under Section 350.13(g) of the Cleveland Codified Ordinances.

Calendar No. 13-8: 13933 Lakewood Hts. Boulevard (Ward 19)

Mac's Convenience Stores LLC, owner, appeal for an addition, interior and exterior alterations to an existing convenience store with a gas station proposed on consolidated parcels on a corner location in a B1 Local Retail Business District; subject to the limitations under Section 343.01 a gas station is not permitted and first permitted in a General Retail District by the provisions under Section 343.14(b)(2)(M); proposing a driveway on the property line along Lakewood Heights Boulevard contrary to Section 349.07(c)(2) and the requirement for 15 feet from the property line, and the expansion/addition to a nonconforming use requires the Board of Zoning Appeals approval in accordance with the provisions of Section 359.01(a) in the Cleveland Codified Ordinances.

Calendar No. 13-9: 18132 Marcella Road (Ward 11)

James Cvelbar, owner, appeals to erect a 16' x 36' three-story, frame accessory garage addition attached to an existing 12' x 17' three-story, frame accessory garage located on an approximate 50' x 528' irregular shaped parcel in an A1 One-Family District; proposing 204 feet contrary to 237 feet) and a requirement that

accessory buildings be located on the rear half of the lot, according to and Section 337.23(a); and contrary to Section 337.23(7)A, proposing 2,700 square feet where 2,166 is the maximum allowed for an accessory garage; and a height of 29 feet is proposed, exceeding the maximum height of 15 feet that is allowed for a main building according to Section 353.05 in the Cleveland Codified Ordinances.

Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

MONDAY, JANUARY 28, 2013

At the meeting of the Board of Zoning Appeals on Tuesday, January 22, 2013, the following appeals were scheduled for hearing before the Board.

Calendar No. 12-232: 11401 Euclid Avenue

AJAPPJR Uptown 2 appealed to erect a 6-story apartment and commercial space in an E3 General Retail Business District.

Calendar No. 12-233: 8220 Carnegie Avenue

PNC Bank appealed to erect seven (7) double faced wall projecting banner signs in a General Retail Business District.

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

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

The following appeals were **POSTPONED:**

Calendar No. 12-234: 2277 East 49th Street (PPN 104-24-063) postponed to May 6, 2013.

Calendar No. 12-235: 2256 East 55th Street (PPN 103-24-080) postponed to May 6, 2013.

Calendar No. 12-236: 2256 East 55th Street (PPN 103-24-081) postponed to May 6, 2013.

Calendar No. 12-237: 2276 East 55th Street (PPN 103-24-084) postponed to May 6, 2013.

The following appeals heard by the Board on January 22, 2013 were adopted and approved on January 28, 2013:

The following appeals were **APPROVED:**

Calendar No. 12-223: 1885 West 58th Street

Case Development LLC appealed to construct a fee simple townhouse in split zoning between C1 Multi-Family and B1 Two-Family Districts.

Calendar No. 12-224: 5727 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse in split zoning between C1 Multi-

Family and B1 Two-Family Districts.

Calendar No. 12-225: 5739 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse in split zoning between C1 Multi-Family and B1 Two-Family Districts.

Calendar No. 12-226: 5729 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse in split zoning between C1 Multi-Family and B1 Two-Family Districts.

Calendar No. 12-227: 5731 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse in split zoning between C1 Multi-Family and B1 Two-Family Districts.

Calendar No. 12-228: 5733 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse in split zoning between C1 Multi-Family and B1 Two-Family Districts.

Calendar No. 12-229: 5735 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse in split zoning between C1 Multi-Family and B1 Two-Family Districts.

Calendar No. 12-230: 5737 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse in split zoning between C1 Multi-Family and B1 Two-Family Districts.

Calendar No. 12-203: 718 University Court

Mark Ebner appealed to erect a two-story, frame attached garage and second floor room addition to a single family dwelling in a B1 Two-Family District.

Secretary

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

Re: Report of the Meeting of
January 16, 2013

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-215-12.

RE: Appeal of Cuyahoga County (Juvenile Detention Center), Owner of the Property located on the premises known as 9300 Quincy Avenue from an ADJUCIATION ORDER (proposed alterations to sprinkler system), dated August 23,

2012 of the Director of the Department of Building and Housing, 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 permit the Appellant, the Juvenile Detention Center, to temporarily de-activate fire suppression sprinkler heads in two (2) rooms in each of the detention pods, a total of thirty (30) rooms for the period of time required to install a solution to the problem of malicious discharge of the sprinkler heads; and that the use of the rooms with the de-activated fire suppression sprinkler heads is not permitted while the fire system is inactive. The solution can be, but is not limited to, the installation of a pre-action alarm system to allow a verification of the alarm condition and necessity of water suppression. The de-activation period shall begin upon approval of the proposed solution by the Department of Building and Housing, and the Fire Prevention Bureau and shall not exceed twelve (12) months from that date. The heads shall be de-activated in stages as the modifications are completed. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

Docket A-240-12.

RE: Appeal of Amanda Siegfried, Owner of the Residential Property, located on the premises known as 3711 East 105th Street, from a LIMITATION ON THE PERMITS, issued September 28, 2011 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued and to require that the outside of the property be cleaned up and maintained within two (2) weeks, and to obtain all required permits, and to grant the Appellant three (3) months in which to abate all violations on the property; the property is to be secured and maintained secured during that period of time. 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. Maschke and seconded by Mr. Bradley.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

Docket A-262-12.

RE: Appeal of Ruben E. Quinones, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property located on the premises known as 8616 Denison Avenue from a CONDEMNATION ORDER — MAIN

STRUCTURE, dated August 28, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued and to grant the Appellant two (2) weeks in which to submit plans to the Building Department to obtain all required permits, and to grant the Appellant sixty (60) days total in which to abate all the violations on the property. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Sullivan.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

Docket A-265-12.

RE: Appeal of Raymond Wright, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property located on the premises known as 10614 Olivet Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated July 6, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued, and to grant the Appellant two (2) weeks in which to submit plans and apply for the rehabilitation plan in the Building Department, noting that with the rehabilitation plan, the Appellant has up to six (6) months in which to abate all the violations. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

Docket A-266-12.

RE: Appeal of Errick Powell, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property located on the premises known as 3508 West 117th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated September 28, 2012 of the Director of the Department of Building and Housing, 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 a two (2) week Extension of Time in which to complete abatement of all violations on the property; 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. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

Docket A-267-12.

RE: Appeal of Jenice Brown, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property located on the premises known as 18401 Schenley Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated July 6, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued and to grant the Appellant sixty (60) days in which to abate all violations on the property, and to REMAND the property to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

Docket A-268-12.

RE: Appeal of Dione Christian, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property, located on the premises known as 12827 Woodside Avenue, from a CONDEMNATION ORDER — MAIN STRUCTURE, dated September 17, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued, noting that the Appellant has submitted the required paper work to the Building Department for the rehabilitation plan which grants the Appellant six (6) months in which to abate the violations on the property; 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. Maschke and seconded by Mr. Maschke.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

Docket A-269-12.

RE: Appeal of Northeastern Neighborhood Homes LP II (NNH2), Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property and One Dwelling Single-family Residence One Story Garage — Detached; Wood Frame Property, located on the premises known as 711 East 123rd Street from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated September 21, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued, and to grant the Appellant a six (6) month Extension of Time in which to abate the violations; 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. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

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Docket A-270-12.

RE: Appeal of Vance Noah, Owner of the MXD Mixed Uses — Multiple Uses In One Building Two & One/half Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 2174 Lakeside Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated September 6, 2012 of the Director of the Department of Building and Housing, 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 thirty (30) days in which to obtain permits for demolition of the property; and to require that the property be cleaned up and maintained boarded and secured within two (2) weeks, and to require that the building be placard as per the request by the Fire Department; 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. Maschke and seconded by Mr. Bradley.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

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Docket A-271-12.

RE: Appeal of J.A.M.D.W. Inc., Owner of the One Dwelling Unit Single-Family Residence One & One/half Story Frame Property, located on the premises known as 10329 Way Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 11, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued and to grant the Appellant two (2) weeks in which to submit a plan and apply for permits for the rehabilitation plan in the Building Department, which will grant the Appellant six (6) months in which to abate the violations; 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. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

Docket A-275-12.

RE: Appeal of Zira M. Hicks Tolbert, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 3024 East 78th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated September 28, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued and to require Appellant to apply for a rehabilitation plan in the Building Department; 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. Bradley and seconded by Mr. Sullivan.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

Docket A-276-12.

RE: Appeal of Chris T. Jackson, Owner of the Three Dwelling Units Three-Family Residence One Story Garage — Detached; Wood Frame Property, located on the premises known as 3820 West 157th Street from a CONDEMNATION ORDER — GARAGE, dated September 19, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued and to grant the Appellant thirty (30) days in which to abate all violations on the property; 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. Maschke and seconded by Mr. Bradley.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

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Docket A-278-12.

RE: Appeal of Stephanie D. Rutledge, Owner of the Two Dwelling Units Two-Family Residence Two Story Frame Property, located on the premises known as 10109 Prince Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 19, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued and to grant the Appellant two (2) weeks in which to submit a plan and apply for permits for the rehabilitation plan in the Building Department, which will grant the Appellant six (6) months in which to abate the violations; 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. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

Docket A-279-12.

RE: Appeal of Mack Danzey Jr., Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 3122 East 97th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated September 28, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued and to grant the Appellant two (2) weeks in which to submit a plan and apply for permits for the rehabilitation plan in the Building Department, which will grant the Appellant six (6) months in which to abate the violations, and to require that the property be maintained boarded and secured, and to clean up the outside of the property; 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. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

Docket A-280-12.

RE: Appeal of Migel Ruvinov, Owner of the One Dwelling Unit Single-Family Residence One & One/half Story Frame Property and One & One/half Story Garage — Detached; Wood Frame Garage Property, located on the premises known as 11320 Forest Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 2, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued and to grant the Appellant two (2) weeks in which to clean up, board and secure the property, and to maintain the property debris-free; and to grant the Appellant ninety (90) days in which to complete abatement of the violations; 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. Sullivan and seconded by Mr. Bradley.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

Docket A-281-12.

RE: Appeal of Marion L. Sealey Jr., Owner of the Two Dwelling Units Two-Family Residence One & One/half Story Frame Property, located on the premises known as 344 Overlook Park Drive from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 24, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-281-12 has been POSTPONED; to be rescheduled for January 30, 2013.

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Docket A-282-12.

RE: Appeal of Clyde Jacobs, Owner of the One Dwelling Unit Single-Family Residence Two Story Frame Property and One Dwelling Single-Family Residence Shed, located on the premises known as 5200 Broadway Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE & SHED, dated October 2, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-282-12 has been POSTPONED; to be rescheduled for January 30, 2013.

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Docket A-283-12.

RE: Appeal of Clyde Jacobs, Owner of the One Dwelling Unit Single-Family Residence One & One/half Story Frame Property, located on the premises known as 5202 Dolloff Road from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 2, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-283-12 has been POSTPONED; to be rescheduled for January 30, 2013.

* * *

Docket A-284-12.

RE: Appeal of Reginald Hudson, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Wood Frame/Siding/Masonry Veneer Property and One Story Wood Frame/Siding/Masonry Veneer Garage Property, located on the premises known as 13005 Griffing Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated October 2, 2012 of the Director of the Department of Building and Housing, 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 find that the Condemnation Order was properly issued, and to grant the Appellant thirty (30) days in which to provide documentation that shows that he is no longer the owner of the prop-

erty or if that is not the case, in the same timeframe, thirty (30) days in which to apply for a rehabilitation plan to the Building Department which will grant the Appellant six (6) months in which to abate the violations; 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. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

Docket A-285-12.

RE: Appeal of Interstate Development Limited Partnership, Owner of the M Mercantile — Retail Shops, Carry Out Food Shops One Story Masonry Property, located on the premises known as 18201 Euclid Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated October 11, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-285-12 has been POSTPONED; to be rescheduled for February 13, 2013.

* * *

Docket A-7-13.

RE: Appeal of 413 Prospect LLC, Owner of the Property, located on the premises known as 413 Prospect Avenue from an ADJUDICATION ORDER, dated December 19, 2012 of the Director of the Department of Building and Housing, 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 construction for the egress doors as per the plan, with provisions being made to prevent pedestrians from running into the door while it's in the swinging position. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Sullivan.

Yeas: Messrs. Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Messrs. Denk, Gallagher.

* * *

EXTENSION OF TIME:

Docket A-161-11 — Mr. Donald G. Ruff — 1387 East 120th Street:

A motion is in order at this time to grant the Appellant an additional six (6) months, final six (6) months, in which to abate the violations. 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. Bradley and seconded by Mr. Sullivan.

Yeas: Messrs. Denk, Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Mr. Gallagher.

AMENDED RESOLUTION (FROM NOVEMBER 7, 2012):

Docket A-86-12 — Down River Specialties, Inc. — 620 Frankfort Avenue:

A motion is in order at this time to grant the variance required for the main front door swing, noting that the front door swing in the wrong direction is locked open during all periods of occupancy, and to grant the variance for accessibility of the second means of egress provided that there is an easement or legal agreement to maintain the opening at the second door to the main parking lot, clear during all seasons, and to waive the recording requirement per the agreement; should the conditions change, the occupancy level must be adjusted or sprinklers added to comply with the current code. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

Yeas: Messrs. Denk, Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

AMENDED RESOLUTION (FROM JANUARY 2, 2013):

Docket A-206-12 — Annette Scott — 480 Cleveland Road:

FROM:...to grant the Appellant thirty (30) days in which to obtain permits and an additional sixty (60) days in which to complete abatement of the violations, noting that failure to meet either date will result in the property being REMANDED immediately; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action...

TO:...to grant the Appellant thirty (30) days in which to submit a rehabilitation plan and obtain permits to the Building Department, and work with the time line as agreed upon with the rehabilitation plan to complete abatement of the violations; 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. Bradley and seconded by Mr. Maschke.....

Yeas: Messrs. Denk, Saab, Bradley, Maschke, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

APPROVAL OF RESOLUTIONS:

Approval of Resolutions from January 2, 2013 Board Meeting will be ADOPTED January 30, 2013.

* * *

APPROVAL OF MINUTES:

Approval of Minutes from January 2, 2013 Board Meeting will be ADOPTED January 30, 2013.

* * *

JOSEPH F. DENK
Chairman

PUBLIC NOTICE

NONE

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 12S, City Hall, in accordance with the appended schedule, and will be opened and read in Room 12S, 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."

THURSDAY, FEBRUARY 14, 2013

File No. 2-13 — East 72nd Street (SR 2S3) Resurfacing, PID 89197 (St. Clair Avenue to North Marginal Road), for the Division of Engineering and Construction, Mayor's Office of Capital Project, as authorized by Ordinance No. 532-12, passed by the Council of the City of Cleveland, June 4, 2012.

*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF SEVENTY-FIVE DOLLARS (\$75.00) 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, JANUARY 31, 2013 AT 10:00 A.M. LOCATED AT CLEVELAND CITY HALL, ROOM 518, 601 LAKESIDE 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.

January 23, 2013 and January 30, 2013

WEDNESDAY, FEBRUARY 20, 2013

File No. 3-13 — East 9th Street Cleaning and Structural Lining, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1691-12, passed by the Council of the City of Cleveland, December 3, 2012.

*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) 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, JANUARY 31, 2013 AT 10:00 A.M. LOCATED AT ATRIUM CONFERENCE ROOM, 4TH FLOOR, 1201 LAKESIDE 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.

January 23, 2013 and January 30, 2013

WEDNESDAY, FEBRUARY 20, 2013

File No. 7-13 — Mobile Surveillance Tower, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 250-12, passed by the Council of the City of Cleveland, May 21, 2012.

THERE WILL BE A **NON-MANDATORY PRE-BID** MEETING FRIDAY, FEBRUARY 8, 2013 AT 10:00 A.M. LOCATED AT 205 WEST SAINT CLAIR AVENUE, 3RD FLOOR, ROOM 306, CLEVELAND, OHIO 44114.

January 30, 2013 and February 6, 2013

THURSDAY, FEBRUARY 21, 2013

File No. 4-13 — Cleveland Water Main Replacement, Phase 2, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1691-12, passed by the Council of the City of Cleveland, December 3, 2012.

THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER ONLY (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, FEBRUARY 7, 2013 AT 10:00 A.M. LOCATED AT ATRIUM CONFERENCE ROOM, 4TH FLOOR, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

January 30, 2013 and February 6, 2013

WEDNESDAY, FEBRUARY 27, 2013

File No. 5-13 — Year 2013-A Cleaning and Cement Mortar Lining of Distribution Mains, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1691-12, passed by the Council of the City of Cleveland, December 3, 2012.

THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER ONLY (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, FEBRUARY 7, 2013 AT 10:00 A.M. LOCATED AT THE CARL B. STOKES PUBLIC UTILITIES BUILDING, ATRIUM CONFERENCE ROOM, 4TH FLOOR, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 6-13 — Year 2013-B Cleaning and Cement Mortar Lining of Distribution Mains, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1691-12, passed by the Council of the City of Cleveland, December 3, 2012.

THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER ONLY (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, FEBRUARY 7, 2013 AT 10:00 A.M. LOCATED AT THE CARL B. STOKES PUBLIC

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File No. 8-13 — Purchase of LED Light Bulbs, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 708-12, passed by the Council of the City of Cleveland, June 4, 2012.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, FEBRUARY 8, 2013 AT 10:00 A.M. LOCATED AT THE TOM L. JOHNSON BUILDING, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

January 30, 2013 and February 6, 2013

WEDNESDAY, FEBRUARY 27, 2013

File No. 9-13 — West Sixth Street Streetscape (West Lakeside Avenue to West St. Clair Avenue, Part 1 and Professor Street Intersections, Part 2), for the Division of Engineering and Construction, Mayor's Office of Capital Projects, as authorized by

Ordinance Nos. 1570-11 and 1571-11, passed by the Council of the City of Cleveland, December 5, 2011, respectively.

THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS/SPECIFICATIONS IN THE AMOUNT OF SEVENTY-FIVE DOLLARS (\$75.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A MANDATORY PRE-BID MEETING THURSDAY, FEBRUARY 14, 2013 AT 10:00 A.M. LOCATED AT THE CITY HALL, ROOM 509, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

January 30, 2013, February 6, 2013 and February 13, 2013

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

Monday, January 28, 2013 2:00 p.m.

Finance Committee: Present: Kelley, Chair; Sweeney, Vice Chair; Brady, Brancatelli, Cleveland, Keane, Miller, Mitchell, Pruitt, Westbrook, Zone.

Tuesday, January 29, 2013 9:30 a.m.

Community and Economic Development Committee: Present: Brancatelli, Chair; Dow, Vice Chair; Cimperman, Cummins, J. Johnson, Miller, Pruitt, Westbrook, Zone.

Wednesday, January 30, 2013 1:00 p.m.

City Planning (Zoning) Committee: Present: Cleveland, Chair; Westbrook, Vice Chair; Brady, Dow, Keane, Zone. Authorized Absence: Conwell.

1:30 p.m.

City Planning Committee: Present: Cleveland, Chair; Westbrook, Vice Chair; Brady, Dow, Keane, Zone. Authorized Absence: Conwell.

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O—Ordinance; R—Resolution; F—File
Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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