

The City Record

Official Publication of the Council of the City of Cleveland



August the Sixth, Two Thousand and Fourteen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

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

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www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

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

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

MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff

Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer

Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs

Martin J. Flask, Executive Assistant to the Mayor of Special Projects

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

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

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

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

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:

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

Engineering and Construction – Richard J. Switalski, Manager

Real Estate – James DeRosa, Commissioner

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

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

Room 106: John Skrtic, Law Librarian, Room 100

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

Natasha Brandt, Manager, Internal Audit

DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19

Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122

City Treasury – James Hartley, Interim Treasurer, Room 115

Financial Reporting and Control – James Gentile, Controller, Room 18

Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair

Avenue

Purchases and Supplies – Tiffany White, Commissioner, Room 128

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

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

DEPT. OF PUBLIC UTILITIES – Paul Bender, Director, 1201 Lakeside Avenue

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner

Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer

Water – Alex Margevicius, Interim Commissioner

Water Pollution Control – Rachid Zoghaib, Commissioner

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

International Airport, 5300 Riverside Drive

DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner

Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

Administration – John Laird, Manager

Special Events and Marketing – Tangee Johnson, Manager

DIVISIONS:

Motor Vehicle Maintenance – Daniel A. Novak, Commissioner

Park Maintenance and Properties – Richard L. Silva, Commissioner

Parking Facilities – Antonette Thompson, Interim Commissioner

Property Management – Tom Nagle, Commissioner

Recreation – Samuel Gissentaner, Interim Commissioner

Streets – Randell T. Scott, Interim Commissioner

Traffic Engineering – Robert Mavec, Commissioner

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

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

DIVISIONS:

Air Quality – George Baker, Commissioner

Environment – Chantez Williams, Commissioner, 75 Erieview Plaza

Health – Myron Benett, Commissioner, 75 Erieview Plaza

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

DIVISIONS:

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

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

Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive

Fire – Patrick Kelly, Chief, 1645 Superior Avenue

Police – Calvin D. Williams, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director

DIVISIONS:

Administrative Services – Jesus Rodriguez, Commissioner

Fair Housing and Consumer Affairs Office – John Mahoney, Manager

Neighborhood Development – Chris Garland, Commissioner

Neighborhood Services – Louise V. Jackson, Commissioner

DEPT. OF BUILDING AND HOUSING – Edward W. Rybka, Director, Room 500

DIVISIONS:

Code Enforcement – Thomas E. Vanover, Commissioner

Construction Permitting – Narid Hussain, Commissioner

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

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

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

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

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

Member Brian Cummins, Eugene R. Miller, (Board Lawyer), Roosevelt E. Coats, Jenice

Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary

Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa

Ryan, Peter Whitt.

CIVIL SERVICE COMMISSION – Room 119, Robert Bennett, President; Michael L.

Nelson, Sr., Vice-President; Lucille Ambroz, Secretary; Members: Pastor Gregory Jordan,

Michael Flickinger.

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President Kevin

J. Kelley; Betsy Hruby, Asst. Sec'y; Sharon Dumas, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members:

Mary Haas McGraw, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, Elizabeth

Kukla, Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516,

Joseph F. Denk, Chairman; Howard Bradley, Patrick M. Gallagher, Robert Maschke, Halim

M. Saab, P.E., Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.F.

Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Barbara A. Langhenry,

President; Finance Director Sharon Dumas, Secretary; Council President Kevin J. Kelley.

BOARD OF SIDEWALK APPEALS – Capital Projects Director Matthew Spronz, Law

Director Barbara A. Langhenry; Council Member _____.

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

Utilities Director Paul Bender; Council President Kevin J. Kelley.

CITY PLANNING COMMISSION – Room 501 – Freddy L. Collier, Jr., Director; Anthony

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

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

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

Render, Genesis O. Brown.

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

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

David Perkowski, Joan Shaver Washington, Keith Sutton.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman;

Clint Martin, Mark Rivera.

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

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

Kevin Kelley.

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

Whalen, Nancy Cronin, Elvin Vauss.

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

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

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

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

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

Langhenry.

CLEVELAND MUNICIPAL COURT

JUSTICE CENTER – 1200 ONTARIO STREET

JUDGE COURTROOM ASSIGNMENTS

Judge Courtroom	Assignment
Presiding and Administrative Judge Ronald B. Adrine	Courtroom 15A
Judge Pinkey S. Carr	Courtroom 12B
Judge Marilyn B. Cassidy	Courtroom 13A
Judge Michelle Denise Earley	Courtroom 12C
Judge Emanuella Groves	Courtroom 14B
Judge Anita Laster Mays	Courtroom 14C
Judge Lauren C. Moore	Courtroom 14A
Judge Charles L. Patton, Jr.	Courtroom 13D
Judge Raymond L. Pianka (Housing Court Judge)	Courtroom 13B
Judge Angela R. Stokes	Courtroom 15C
Judge Pauline H. Tarver	Courtroom 13C
Judge Ed Wade	Courtroom 12A
Judge Joseph J. Zone	Courtroom 14D
Earle B. Turner	Clerk of Courts, Russell R. Brown III – Court Administrator, Gregory A. Sims – Chief Bailiff; Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate, Victor Perez – City Prosecutor

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CITY COUNCIL

MONDAY, AUGUST 4, 2014

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2014-2017

MONDAY — Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

The following Committees meet at the Call of the Chair:

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

July 30, 2014

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, July 30, 2014 at 10:36 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.

Absent: Mayor Jackson, Directors McGrath and Southerington.

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

Matthew Spronz, Director, Mayor's Office of Capital Projects.

Tiffany White, Commissioner, Division of Purchases & Supplies.

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

Resolution No. 345-14.

By Director Dumas.
Be it resolved by the Board of Control of the City of Cleveland that under the authority of Section 127.11, Codified Ordinances of Cleveland, Ohio, 1976, Modis, Inc. is selected from a list of firms determined after a full and complete canvass by the Director of Finance as the firm to be employed by contract to supplement the regularly employed staff

of several departments of the City of Cleveland to perform the professional services necessary to maintain and support CCA's MITTS computer system, for the Division of Taxation, Department of Finance.

Be it further resolved that the Director of Finance is authorized to enter into contract with Modis, Inc., based on its proposal dated June 11, 2014, which contract shall be prepared by the Director of Law, shall provide for the furnishing of professional services as described in the proposal for an aggregate fee not exceeding \$700,000.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 346-14.

By Director Bender.

Whereas, by Board of Control Resolution No. 211-14, adopted May 21, 2014, under authority of Ordinance No. 863-13, passed August 14, 2013, the City, through this Board of Control, affirmed and approved Civil Construction Services, Inc. as the lowest and best bidder to provide landscape maintenance at various Public Utilities facilities, bid items 3-all items, 7-all items, 8-all items and 9-all items, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities; and

Whereas, Civil Construction Services, Inc. has failed to secure the performance bond required per Section B-8b) of the General Conditions; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 211-14, adopted by this Board May 21, 2014, affirming and approving Civil Construction Services, Inc. as the lowest and best bidder to provide landscape maintenance at various Public Utilities facilities, bid items 3-all items, 7-all items, 8-all items and 9-all items, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, is rescinded.

Be it further resolved that all bids received on January 22, 2014 for landscape maintenance at various Public Utilities facilities, bid items 3-all items, 7-all items, 8-all items and 9-all items, for the Divisions of Water, Water Pollution Control, and Cleveland Public Power, Department of Public Utilities, are rejected.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.
 Nays: None.
 Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 347-14.

By Director Smith.
 Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by The Great Lakes Construction Co., under City Contract No. PI2013*071 for the public improvement of rehabilitating the South Cargo Ramp and reconstructing Taxiway November at Cleveland Hopkins International Airport, authorized by Ordinance No. 746-12, as amended by Ordinance No. 878-13, passed by the Council of the City of Cleveland on June 4, 2012 and July 10, 2013, respectively, and the Board of Control Resolution No. 282-13, adopted June 12, 2013, and Board of Control Resolution No. 599-13, adopted October 9, 2013 is approved.

<u>Subcontractor</u>	<u>Percentage Amount</u>
Great Northern Fence	0.59% Non-DBE \$56,420.00

Be it further resolved that the amounts attributed to the following subconsultants approved in Board of Control Resolution No. 282-13 and No. 599-13, adopted respectively June 12, 2013 and October 9, 2013, are amended as follows:

<u>Subcontractor</u>	<u>Percentage Amount</u>
Brown Transfer Company	3.42% DBE \$ 329,267.75
RAR	0.13% DBE \$ 12,963.00
Cem-Base	1.04% Non-DBE \$ 100,446.04
Dot Diamond	0.20% Non-DBE \$ 18,883.00
Kokosing Construction	5.72% Non-DBE \$ 550,670.45
The C.J. Zak Company, Inc.	0.87% Non-DBE \$ 83,485.65
Anthony Allega Cement Contractor, Inc.	29.01% Non-DBE \$2,792,515.82
Zenith Systems, LLC	6.83% Non-DBE \$ 658,769.70
Tenable Protective Services	0.41% Non-DBE \$ 39,323.40

Be it further resolved that all other terms of Resolution No. 282-13, as amended by Resolution No. 599-13, not expressly amended by this resolution shall remain unchanged and in full force and effect.
 Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla,

Rush, Nichols, Fumich and Acting Director O'Leary.
 Nays: None.
 Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 348-14.

By Director Smith.
 Whereas, under the authority of Ordinance No. 73-12, passed by the Council of the City of Cleveland on April 9, 2012, and Board of Control Resolution No. 348-12, as amended by Resolution No. 549-12, adopted July 18, 2012 and October 24, 2012, respectively, the City through its Director of Port Control, entered into Contract No. PS2012*221 with MCPc, Inc. ("Consultant"), to provide professional services necessary to design, develop and implement a converged communications system, including but not limited to, installation, integration, migration, testing, training and providing maintenance, technical support and other related services, acquisition of equipment, hardware, software and licenses, and/or development necessary to update, upgrade, enhance, interface and integrate various information technology systems for the Department of Port Control; and

Whereas, the City has determined the need for additional hardware, equipment, software and licenses to update, upgrade, enhance, interface and integrate various information technology systems for the Department of Port Control; and

Whereas, the Consultant has proposed by its proposal dated March 10, 2014 to perform the additional work necessary for an amount of \$1,147,415.58; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Port Control is authorized to enter into a First Modification to City Contract No. PS2012*221 between the City of Cleveland and MCPc, Inc. for additional hardware, equipment, software and licenses. The amount to be paid for all services shall be increased by \$1,147,415.58 from \$8,412,000.00 to a total amount not to exceed \$9,559,415.58.

Be it further resolved that the amounts attributed to the following subconsultants approved in Board of Control Resolution No. 348-12, adopted July 18, 2012, are amended as follows:

<u>Subconsultant</u>	<u>Percentage Amount</u>
North Electric, Inc.	23.30% DBE \$2,227,118.24
Awenire Solutions, Inc.	0.33% Non-DBE \$ 31,600.00

Be it further resolved that the following additional subconsultant to MCPc, Inc. under City Contract No. PS2012*221 is approved:

<u>Subconsultant</u>	<u>Percentage Amount</u>
Van Auken Akins Architects, LLC	0.23% DBE \$22,000.00

Be it further resolved that all other terms of Resolution No. 348-12, as amended by Resolution No. 549-12, not expressly amended by this

resolution shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.
 Nays: None.
 Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 349-14.

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

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

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

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

Whereas, City Contract No. 67743 prohibits any transfer or assignment of the Agreement in any manner whatsoever without prior authorization of the City through resolution of this Board of Control; and

Whereas, by letter dated July 24, 2014, AIRMALL Cleveland, Inc. requested the City's consent to the purchase of all of the common shares of AMU Holdings, Inc., sole shareholder of all AIRMALL Cleveland, Inc. shares, by Fraport AG Frankfurt Airport Services Worldwide ("Fraport"); and

Whereas, by its July 24, 2014 letter AIRMALL Cleveland, Inc. confirmed that after Fraport's acquisition of all of the common shares of AMU Holdings, Inc., Fraport will cause AIRMALL Cleveland, Inc. to comply with all its obligations under City Contract No. 67743; now therefore,

Be it resolved by the Board of Control of the City of Cleveland that as requested by AIRMALL Cleveland, Inc. by its July 24, 2014 letter under City Contract No. 67743, this Board consents to the purchase of all of the common shares of AMU Holdings, Inc., sole shareholder of all AIRMALL Cleveland, Inc. shares, by Fraport AG Frankfurt Airport Services Worldwide.

Be it further resolved that the Director of Port Control is authorized to execute all documents and do all things necessary and appropriate to implement the consent authorized, provided that the terms of such acquisition do not conflict with the terms and conditions of City Contract No. 67743.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 350-14.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 433-13, passed by the Council of the City of Cleveland on April 29, 2013, the firm of KS Associates, Inc. ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to provide drawings of the existing and proposed Airfield signage, lighting, and marking plans, for a period of one year, with three one-year options to renew, for the various divisions of the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with KS Associates, Inc. for the above-mentioned services, based upon its proposal dated March 14, 2014, which contract shall be prepared by the Director of Law, shall provide that the compensation to KS Associates, Inc. for the services authorized shall not exceed \$22,000.00 and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control that the employment of the following sub-consultant by KS Associates, Inc. is approved:

<u>Sub-consultant</u>	<u>Percentage</u> <u>Amount</u>
Stephen Hovancsek & Associates, Inc.	10.00%-CSB \$2,200.00

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 351-14.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 363-13, passed by the Council of the City of Cleveland on April 29, 2013, the firm of Gensler Architecture, Design & Planning, P.C. ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a

full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to design the Cleveland Airport System Signage Program, Phase I, including related improvements for a period of one year, with three one-year options to renew, for the various divisions of the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with Gensler Architecture, Design & Planning, P.C. for the above-mentioned services, based upon its proposal dated May 20, 2014, which contract shall be prepared by the Director of Law, shall provide that the compensation to Gensler Architecture, Design & Planning, P.C. for the services authorized shall not exceed \$328,620.00 and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control that the employment of the following sub-consultants by Gensler Architecture, Design & Planning, P.C. is approved:

<u>Sub-consultant</u>	<u>Percentage</u> <u>Amount</u>
HLMS Sustainability Solutions	2.434%-CSB/MBE/FBE \$ 8,000.00
Signature Sign Co., Inc.	5.477%-CSB \$18,000.00
Van Auken Akins	2.282%-CSB/FBE \$ 7,500.00
URS Corporation	Non-certified \$14,600.00
LAND Studio	Non-certified \$ 7,500.00

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 352-14.

By Director Spronz.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 1383-13, passed by the Council of the City of Cleveland on November 25, 2013, Hatch Mott MacDonald is selected upon the nomination of the Director of Capital Projects from a list of qualified engineering consultants or firms of such consultants determined to be available after a full and complete canvass by the Director of Capital Projects as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City to obtain the engineering services necessary for the Rehabilitation of Pearl Rd. between Brookpark Rd. and Interstate 71 and the Rehabilitation of Warner Rd. between Grand Division to Broadway Ave.

Be it further resolved that the Director of Capital Projects is authorized to enter into a written contract

with Hatch Mott MacDonald based on its proposal dated June 13, 2014, provided that the compensation to be paid shall not exceed \$856,062.00. The agreement authorized hereby shall be prepared by the Director of Law and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-consultants by Hatch Mott MacDonald for the above authorized contract is approved:

Michael Benza & Associates, Inc. (CSB) — \$144,875.00 — (16.293%)
Behnke Associates (CSB) — \$80,729.00 — (9.430%)
Solar Testing Laboratories (CSB) — \$27,111.50 — (3.167%)
SE Blueprint, Inc (CSB) — \$4,175.00 — (0.488%)
Ridgeway Drilling N/A — \$2,929.00

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 353-14.

By Directors Cox and Spronz.

Whereas, Resolution No. 297-14, adopted by this Board on July 2, 2014, approved a contract with John G. Johnson Construction Company as the lowest responsible bidder for certain bid items for the public improvement of the East Side Maintenance Building Phase II, Packages 1 and 2 in the aggregate amount of \$5,151,310.00 and authorized the Directors of Public Works and Capital Projects to enter into contract for the improvement; and

Whereas, Resolution No. 297-14 incorrectly approved Package 1, Optional Items 1-6 and 1-8, and Package 2, Optional Items 2-5, for a contract; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 297-14, adopted July 2, 2014, is amended by deleting Package 1 - Optional Items 1-6 and 1-8 and Package 2 - Optional Item 2-5 and by changing the aggregate amount of the contract from \$5,151,310.00 to \$5,266,310.00.

Be it further resolved by the Board of Control of the City of Cleveland that Resolution No. 297-14, adopted July 2, 2014, is further amended by changing the approval of the employment of subcontractors to John G. Johnson Construction Company for the aforementioned public improvement to read as follows:

<u>Sub-Consultant</u> <u>Amount</u>	<u>CSB/MBE/FBE</u> <u>Percentage</u>
Eclipse Co. LLC \$358,446.00	FBE 6.806%
Down to Earth \$60,520.00	FBE 1.149%
American Fire & Sprinkler \$69,762.00	CSB 1.325%

W.L. Tucker \$0	FBE 0%
Miles Mechanical \$148,000.00	MBE 2.810%
Cook Paving \$150,215.00	MBE 2.852%
Pete and Pete \$5,000.00	CSB 0.095%
Frank Novak \$39,500.00	CSB 0.750%
North Coast Concrete \$0	CSB 0%
Tech Ready Mix \$200,000.00	MBE 3.798%
DE-Ko \$27,505.00	Non-certified 0%
NormKing \$253,000.00	Non-certified 0%
Clear Span \$71,000.00	Non-certified 0%
Miller Plumbing \$143,000.00	Non-certified 0%
EinHeight \$452,000.00	Non-certified 0%
Brook Park DeSN \$759.00	Non-certified 0%
ALL Tank \$219,419.00	Non-certified 0%

Be it further resolved, that all other provisions of Resolution No. 297-14 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 354-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 139-04-140 located at 3888 East 142nd Street; and

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

Whereas, Mechell Smith and Stephanie Y. Smith have proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

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

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Mechell Smith and Stephanie Y. Smith for the sale and development of Permanent Parcel No. 139-04-140 located at 3888 East 142nd Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 355-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 019-17-021 located on Bellaire Road; and

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

Whereas, Robert A. Hill has proposed to the City to purchase and develop the Westerly Portion of the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 17 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Robert A. Hill for the sale and development of the Westerly Portion of Permanent Parcel No. 019-17-021 located on Bellaire Road, according to the Land Reutilization Program in such manner as

best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors McGrath and Southerington.

Resolution No. 356-14.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 004-19-038 located at 604 Marquardt Avenue; and

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

Whereas, Tremont West Development Corporation has proposed to the City to purchase and develop the parcel for new housing construction; and

Whereas, the following conditions exist:

1. The member of Council from Ward 3 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

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

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Tremont West Development Corporation for the sale and development of Permanent Parcel No. 004-19-038 located at 604 Marquardt Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

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

Yeas: Directors Langhenry, Dumas, Bender, Smith, Cox, Parrilla, Rush, Nichols, Fumich and Acting Director O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors McGrath and Southerington.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES**General Information**

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

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

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

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

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, AUGUST 25, 2014

9:30 A.M.

Calendar No. 14-131: 732 E. 127th Street (Ward 10)

Al Kriss, owner, proposes to change the use from two-family to three-family on a 37' x 116' parcel located in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.03 which states that a three-family dwelling is not permitted in a Two-Family Residential District.

2. Section 337.03(c) which states that The Board of Zoning Appeals, after public notice and public hearing, and upon prescribing proper safeguards to preserve the character of the neighborhood, may grant special permits for the remodeling of existing dwelling houses or the erection of row houses to provide for more than two (2) dwelling units but not more than six dwelling units in each building, provided that:

o The square feet of lot area to be allotted to each dwelling unit is in accordance with the area regulations included in Chapter 355;

o The dwelling units to be created will be not smaller than two (2) rooms and a bathroom;

o There will be no exterior evidence that a remodeled dwelling house is occupied by more than two (2) families, except such as may be permitted by the Board;

o The building when altered or erected and when occupied will conform to all the applicable provisions of the Building and Housing Codes and as the Commissioner of Building and the Commissioner of Housing so certify;

o Garage space or hard surfaced and drained parking space will be provided upon the premises for the cars of the families to be accommodated on the premises at the rate of not less than one (1) car per family.

3. Section 355.04 which states that the minimum lot area for a three-family dwelling is 7,200 square feet and the lot area proposed is 4,292 square feet. (Filed July 10, 2014)

Calendar No. 14-138: 2238 East 81st Street (Ward 6)

Carl & Carol Wilson, owners, propose to erect an 18'-6" x 16'-6" 1 story frame bedroom addition to an existing single family residence on a 40' x 101 foot parcel located in a B1 Two-Family Residential District. The owners appeal for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 355.04(b) which states that the maximum gross floor area permitted is 2,031 square feet and 2,381 square feet are proposed.

2. Section 357.08(b)(1) which states that the required rear yard is 33 feet and 20'-6" are proposed. (Filed July 21, 2014)

Calendar No. 14-139: 16820 Lakeshore Blvd. (Ward 8)

ABE Tayeh, owner, proposes to expand the existing bar to include 44 outside seats in the required front yard in a C1 Local Retail Business District. The owner appeals for relief from the following sections of the Cleveland Codified Ordinances:

1. Section 357.01(d) states that the required front yard is 15 feet as shown on the building zoning map.

2. Section 357.13(b) which states that a service or seating area is not a permitted front yard encroachment.

3. Section 349.04(f) requires 11 new parking spaces for the outdoor seating and no new parking is provided. (Filed July 22, 2014)

Postponed from June 16, 2014

Calendar No. 14-75: 5709 Lorain Avenue (Ward 1)

Ibrahim Kalini, owner, proposes to change use from motor vehicle service station to a motor vehicle service garage on an irregular shaped parcel located in a C2 Local Retail Business District and a Pedestrian Retail Overlay District (PRO); the owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.01(b) which states that motor vehicle service garage is not permitted in a Local Retail Business District.

2. Section 343.2(e)(1)(A) prohibits the use of the property as "Open Sales Lot" in a Pedestrian Retail Overlay District.

3. Section 343.23(i) requires that a minimum of 3 parking spaces be provided and none are proposed.

4. Section 358.05(a)(2) states that fences in the actual front yard shall not exceed 4 feet in height and 6 feet are proposed.

5. Section 358.05(b) prohibits barbed wire fencing in a Local Retail Business District. (Filed May 12, 2014 - no testimony)

First postponement made at the request of the Development Corporation for more time to review the project with the applicant.

Postponed from July 14, 2014

Calendar No. 14-104: 14143 Triskett Road (Ward 16)

Debra Dabato, owner, appeals to erect a 4'-8" x 12' enclosed porch on the front of a house located in a B1 Two-Family Residential District contrary to section 357.13(b)(4) of the Cleveland Codified Ordinances which states that enclosed porches shall not project more than 4 feet and 4 feet 10 inches are proposed. (Filed June 12, 2014 - testimony taken)

First postponement made at the request of the applicant to allow for more time for front setback measurements to be made.

POSTPONED FROM JULY 28, 2014

Calendar No. 14-095: 4207 Clark Avenue (Ward 3)

Antonio Ortiz, owner, proposes expand an existing nonconforming motor vehicle repair garage located in a C2 Semi-Industry District by constructing a new 1,324 square foot detailing shop addition. Owner appeals for relief from the following Sections of the Cleveland Codified Ordinances:

1. Section 345.03(c)(2) which states that a repair garage for repair or painting of motor vehicles, is permitted in Semi-Industry provided that such use is located not less than one hundred (100) feet from a Residence District and the property abuts a Two Family Residential District.

2. Section 359.01(a) which states that the expansion of an existing nonconforming use requires Board of Zoning Appeals Approval.

3. Section 343.11(b)(2)(I)(2) states that an automobile laundry cannot be located less than 100 feet from a Residence District and the property abuts a Two Family Residential District.

4. Section 349.04(g) requires 7 off street parking spaces and none are shown. (Filed May 30, 2014)

Second postponement made at the request of the Councilman in order to allow for more time to review the project.

POSTPONED FROM AUGUST 18, 2014

Calendar No. 14-132: 1107 University Rd. (Ward 3)

Nick Sommers, owner, proposes to erect a 16'-4" x 30' 1 story open front porch to an existing single family residence located in a C1 Local Retail Business District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 357.09(2)(A) which states that no building shall be erected less than 10 feet from a main building on an adjoining lot within a Residence District and 8'-3" are proposed.

2. Section 357.09(2)(B) requires a minimum front porch interior side

yard of 3 feet and 1'-9" are proposed. Both interior side yards shall total 10 feet minimum and 7'-3" are proposed.

3. Section 357.13(b)(4) which states that open porches shall not extend within 10 feet of a property line and 6'-5" are proposed. Also, the open porch shall not project more than 6' and 16'-4" are proposed. (Filed July 15, 2014 - no testimony)

First postponement made at the request of the Councilman to allow for a block club meeting.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, AUGUST 4, 2014

At the meeting of the Board of Zoning Appeals on Monday, August 4, 2014, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 14-115: 6005 Bridge Avenue
Ronald Clatterbuck, appealed to erect a 2'-6" wide x 21' long and 3'-4" high natural stone fence in the front yard.

Calendar No. 14-116: 1844 Columbus Road
Eighteen Fifty Properties appealed to establish use as a brewery and bar with 690 square feet devoted to patron space, seating for 32 people and an outdoor patio.

Calendar No. 14-127: 2220 Superior Viaduct
Left Side Developments, LLC appealed to change use of a 35,492 square foot building on an 8,960 square foot lot to 13 apartments and 6,000 square feet of business occupancy.

Calendar No. 14-021: 4108 Clinton Avenue
Alexandru Bardan appealed to erect a 12'x26' one story frame attached garage addition.

The following appeals were **DENIED:**

None.

The following appeal was **WITHDRAWN:**

Calendar No. 14-128: 5801 Ensign Avenue
Carey Holding appealed the Violation Notice regarding unauthorized use.

The following appeal was **DISMISSED:**

Calendar No. 14-069: 3781 West 152nd Street
Elias Fernandez appealed to expand a nonconforming glass block contractor shop and truck rental business by changing the use of the existing school building to a single family home.

The following appeals were **POSTPONED:**

Calendar No. 14-066: Thomas Papouras
4656 Broadview Road. Postponed to September 29, 2014.

Calendar No. 14-099: Karen Blackshire
4157 Lorain Avenue. Postponed to September 2, 2014.

The following upcoming appeal was postponed/rescheduled from August 18 to August 25:

Calendar No. 14-132: Nick Sommers
1107 University Rd.

The following upcoming appeals were postponed/rescheduled from August 11 to September 8:

Calendar Numbers 14-117 through 14-126: Chelsea Investment Partners
1201 Auburn Avenue Units 1-9.

The following appeals were heard by the Board on July 28, 2014 and the decisions were adopted and approved on August 4, 2014:

The following appeals were **APPROVED:**

Calendar No. 14-109: 2089 West 19th Street
DI Development, LLC, appealed to erect a 42'-8" x 18'-8" 2 story frame family residence.

Calendar No. 14-110: 2097 West 19th Street
DI Development, LLC, appealed to erect a 42'-8" x 18'-8" 2 story frame family residence.

Calendar No. 14-111: 1970 Columbus Road
Kamis Properties appealed to erect a four story single family home in a C3 Semi-Industry District.

Calendar No. 14-112: 1974 Columbus Road
Kamis Properties appealed to erect a four story single family home in a C3 Semi-Industry District.

Calendar No. 14-113: 1978 Columbus Road
Kamis Properties appealed to erect a four story single family home in a C3 Semi-Industry District.

Calendar No. 14-114: 4277 W. 150th Street
Cleveland Airport Marriot appealed to install 240 linear feet of 6 foot high ornamental fence in the actual front yard and 180 linear feet of 8 foot high ornamental fencing in the actual side street yard.

The following appeals were **DENIED:**

None.

The following appeals were **WITHDRAWN:**

None.

The following appeal was **DISMISSED:**

Calendar No. 14-045: 4384 Lee Road
Johnny Abounader, owner, appealed to establish use as motor

vehicle repair and used auto sales in a C1 Local Retail Business District.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of July 30, 2014

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-94-14.

RE: Appeal of Sylvester Stewart, Owner of the Property, located on the premises known as 1847 East 87th Street from a NOTICE OF VIOLATION, dated April 16, 2014, 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 until August 30th, 2014 to complete the installation of all the required equipment. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Bradley.

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

* * *

Docket A-96-14.

RE: Appeal of Hitesch Patel, Owner of the, located on the premises known as 6705 Detroit Avenue from a ADJUDICATION ORDER, dated April 15, 2014 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 required and permit the building to be constructed as proposed with a two-hour separation between the first and second floors, including the double doors into the exit from the second floor with the installation of a fire alarm system. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Gallagher.

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

* * *

Docket A-98-14.

RE: Appeal of Clara L. Class, Owner of the One Dwelling Unit Single-Family Residence Two & One/half Story Frame Property, located on the premises known as 1454 West 75th Street from a

VACATE ORDER, dated April 16, 2014 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).

No action this date; the docket is rescheduled for August 13, 2014.

* * *

Docket A-100-14.

RE: Appeal of EFP LLC, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property, located on the premises known as 3417 East 93rd Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated April 11, 2014 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 until October 1, 2014 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. Maschke and seconded by Mr. Bradley.

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

* * *

Docket A-105-14.

RE: Appeal of International Union of Operating Engineers Local 18, Owner of the Property, located on the premises known as 3600 Euclid Avenue from a NOTICE OF VIOLATION — ELEVATOR CODE, dated May 19, 2014 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-105-14 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-106-14.

RE: Appeal of Ruby Hill-McKenzie, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property and a One Story Garage - Detached Wood Frame Property, located on the premises known as 11821 Buckingham Avenue (aka 11821-23 Buckingham Avenue) from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, and from a CONDEMNATION ORDER — GARAGE, dated May 12, 2014 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 until November 1st, 2014 to demolish the garage, abate the roof, gutters and painting violations; and until August 1st, 2015 in which to abate all other 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. Gallagher.

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

* * *

Docket A-107-14.

RE: Appeal of Annie B. Hanton, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property and One Story Garage — Detached Wood Frame Property, located on the premises known as 9414 Aetna Avenue (aka 9414-16 Aetna Avenue) from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, and from a CONDEMNATION ORDER — GARAGE, dated May 7, 2014 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 until January 30, 2015 in which to make a working plan and begin abatement of the violations, noting that additional time would be at the discretion of the progress achieved and the City's opinion of that work; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-138-14.

RE: Appeal of Matthew R. Logar, Owner of the Residential Property, located on the premises known as 2455 West 5th Street from an ADJUDICATION ORDER — (NEW 18' x 4' x 46' Swimming Pool), dated July 14, 2014 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 pool to be installed and located as shown on the drawings 4' 10" from the property line, provided that a six (6) foot fence be installed approximately five (5) feet beyond the pool, with the alternative of either obtaining the lot next door to gain clearance for erecting the fence on the east, west, and north sides 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. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

Docket A-140-14.

RE: Appeal of Cuyahoga County, Owner of the Property, located on the premises known as 100 Lakeside Avenue (aka 1219 Ontario Street) from an ADJUDICATION ORDER, dated July 17, 2014 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 exhaust and supply air shafts and sub-ducts serving the guest rooms to operate as proposed, reversing the flow of the supply air back to all exhaust on alarm actuations, eliminating the fire and smoke damper requirement; a motion is in order at this time to grant the variance requirement for the elevator servicing the penthouse, and allow the penthouse to be serviced by using the stairways, with the provision that the penthouse not be used as a storeroom, locker room or similar, that it is to be used for mechanical equipment only. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-141-14.

RE: Appeal of Small Box Cleveland LLC, Owner of the Property, located on the premises known as 1351 West 6th Street from an ADJUDICATION ORDER, dated June 10, 2014, 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 to the water closet and service sink requirement, noting that an accessible facility has been arranged via a lease agreement with the owner of the adjacent facility to accommodate them; the storm drainage will be handled by the normal storm drain system that is provided for the site storm water. The variance is extended to the first five units of the same units. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

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

* * *

Docket A-142-14.

RE: Appeal of Downtown Cleveland Alliance/Lutheran Metropolitan Min., Owner of the Property, located on the premises known as 751 Erieside Avenue from an ADJUDICATION ORDER — Shipping Container Re-Use Food Service Unit, dated July 22, 2014, 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 variances required to allow the facility to operate until November 1st, 2014 including all the features discussed, such as the fire suppression, emergency exiting, exhaust and make-up air provisions, propane provisions and adjacent toilet room provisions. The operation will be evaluated by all parties for future use or modification. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

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

EXTENSION OF TIME:

Docket A-30-14.

Daryl Williams & Charles Scott - 1643 Avalon Road:

A motion is in order at this time to grant the Appellant until November 1, 2014 to complete abatement of the violations, with additional time at the discretion of the inspector, 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. Denk, Gallagher, Saab, Bradley, Maschke. Nays: None.

* * *

APPROVAL OF RESOLUTIONS:

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

- A-101-14 — Sigdan & Catalina Andino
- A-103-14 — Laurie Ortiz
- A-104-14 — Virgil Sizemore
- A-127-14 — Cuyahoga County Board of Commerce

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

* * *

APPROVAL OF MINUTES:

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

July 16, 2014

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

* * *

JOSEPH F. DENK
Chairman

PUBLIC NOTICE

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

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

NOTICE OF PUBLIC HEARING

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

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Wednesday, August 20, 2014
9:00 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, August 20, 2014, at 9:00 a.m., to consider the following ordinances now pending in the Council:

Ord. No. 1423-12.

By Council Member Brancatelli.
An ordinance changing the Use District of land on both sides of E. 55th Street from McBride Avenue to Hamlet Avenue to Multi-Family Residential (Map Change Number 2410).

Ord. No. 1435-13.

By Council Members Cummins and Zone.
An ordinance changing the Use District of lands located on the north and south sides of Clark Avenue Between Train Avenue and W. 41st Street from Semi-Industry to General Retail Business (Map Change No. 2464).

Ord. No. 1604-13.

By Council Member Cimperman.
An ordinance changing the Use, Area and Height Districts of lands on the north side of Lorain at the Lorain Carnegie Bridge between Columbus Road and West 17th Street to Local Retail Business or Multi-Family District, a 'K' Area District and a '3' Height District, or a 'C' Area District and a '1' Height District (Map Change No. 2462).

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

Anthony Brancatelli, Chair
Committee on Development,
Planning and Sustainability

August 6, 2014 and August 13, 2014

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."

FRIDAY, AUGUST 29, 2014

File No. 96-14 — Sanitary Force Main Rehabilitation, for the Division of Burke Lakefront Airport, Department of Port Control, as authorized by Ordinance No. 745-13, passed by the Council of the City of Cleveland, July 10, 2013.

***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 WEDNESDAY, AUGUST 13, 2014 AT 2:00 P.M. BURKE LAKEFRONT AIRPORT, EXECUTIVE CONFERENCE ROOM, 1501 NORTH MARGINAL RD, CLEVELAND, OHIO 44114.

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

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

FRIDAY, AUGUST 15, 2014

File No. 98-14 — Transfer and Disposal of Tires, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 429-14, passed by the Council of the City of Cleveland, May 12, 2014.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, AUGUST 8, 2014 AT 11:00 A.M. THE CARR CENTER

MOTOR VEHICLE MAINTENANCE, CLEVELAND, OHIO 44103.

July 30, 2014 and August 6, 2014

WEDNESDAY, AUGUST 20, 2014

File No. 97-14 — Snow and Ice Removal at Health Centers, for the Division of Health Administration, Department of Public Health, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, AUGUST 14, 2014 AT 10:00 A.M. THE MCCAFFERTY HEALTH CENTER, 4242 LORAIN AVENUE, CLEVELAND OHIO 44114.

July 30, 2014 and August 6, 2014

THURSDAY, AUGUST 21, 2014

File No. 99-14 — Service Fittings, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1630-92, passed by the Council of the City of Cleveland, September 21, 1992.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, AUGUST 7, 2014 AT 10:30 A.M. THE DISTRIBUTION & MAINTENANCE FACILITY, 4600 HARVARD AVENUE, CLEVELAND, OHIO 44105.

File No. 100-14 — Diving and Underwater Inspection Services (Re-bid), for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1109-13, passed by the Council of the City of Cleveland, September 23, 2013.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, AUGUST 7, 2014 AT 10:00 A.M. THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 2ND FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

July 30, 2014 and August 6, 2014

WEDNESDAY, AUGUST 27, 2014

File No. — 101-14 Jefferson Avenue Green Infrastructure Improvements, for the Division of Architecture and Site Development, Department of Public Works and the Mayor's Office of Capital Projects, as authorized by Ordinance No. 727-13, passed by the Council of the City of Cleveland, May 20, 2013.

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

NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, AUGUST 18, 2014 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM 517A, 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.**

August 6, 2014 and August 13, 2014

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

NO MEETINGS

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