

# The City Record

Official Publication of the Council of the City of Cleveland



August the Fourth, Two Thousand and Four

**Jane L. Campbell**  
Mayor

**Frank G. Jackson**  
President of Council

**Valarie J. McCall**  
City Clerk, Clerk of Council

Ward	Name
1	Joseph T. Jones
2	Robert J. White
3	Zachary Reed
4	Kenneth L. Johnson
5	Frank G. Jackson
6	Patricia J. Britt
7	Fannie M. Lewis
8	Sabra Pierce Scott
9	Kevin Conwell
10	Roosevelt Coats
11	Michael D. Polensek
12	Edward W. Rybka
13	Joe Cimperman
14	Nelson Cintron, Jr.
15	Merle R. Gordon
16	Michael C. O'Malley
17	Matthew Zone
18	Jay Westbrook
19	Dona Brady
20	Martin J. Sweeney
21	Michael A. Dolan

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Frank G. Jackson

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Robert J. White	9703 Cardwell Avenue	44105
3	Zachary Reed	3734 East 149th Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	Sabra Pierce Scott	9212 Kempton Avenue	44108
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cintron, Jr.	3004 Vega Avenue	44113
15	Merle R. Gordon	1700 Denison Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Matthew Zone	1228 West 69th Street	44102
18	Jay Westbrook	1278 West 103rd Street	44102
19	Dona Brady	1272 West Boulevard	44102
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

City Clerk, Clerk of Council – Valarie J. McCall, 216 City Hall, 664-2840  
First Assistant Clerk – Sandra Franklin

### MAYOR – Jane L. Campbell

Debra M. Janik, Chief of Staff  
Darnell Brown, Chief Operating Officer  
Timothy Mueller, Executive Assistant  
Craig Tame, Executive Assistant  
Galen L. Schuerlein, Executive Assistant  
\_\_\_\_\_, Director, Office of Equal Opportunity  
Margreat A. Jackson, Legislative Affairs Liaison  
Erik Janas, Inter-Governmental Affairs Officer  
Lorna Wisham, Chief Public Affairs Officer

DEPT. OF LAW – Subodh Chandra, Director, Teresa Beasley, Chief Counsel, Rm. 106  
Karen E. Martines, Law Librarian, Room 100

DEPT. OF FINANCE – Robert H. Baker, Director, Room 104;  
Frank Badalamenti, Manager, Internal Audit

DIVISIONS: Accounts – Alan Schneider, Commissioner, Room 19  
Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
City Treasury – Algeron Walker, Treasurer, Room 115  
Financial Reporting and Control – James Gentile, Controller, Room 18  
Information Technology and Services – James S. Higgins, Commissioner, 1404 East 9th Street  
Purchases and Supplies – Myrna Branche, Commissioner, Room 128  
Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue  
Taxation – Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue

DEPT. OF PUBLIC UTILITIES – Michael G. Konicek, Director, 1201 Lakeside Avenue

DIVISIONS – 1201 Lakeside Avenue  
Cleveland Public Power – James F. Majer, Commissioner  
Street Lighting Bureau – \_\_\_\_\_, Acting Chief  
Utilities Fiscal Control – Dennis Nichols, Commissioner  
Water – Julius Ciaccia, Jr., Commissioner  
Water Pollution Control – Ollie Shaw, Commissioner

DEPT. OF PORT CONTROL – John C. Mok, Director

Cleveland Hopkins International Airport, 5300 Riverside Drive  
Burke Lakefront Airport – Khalid Bahur, Commissioner  
Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC SERVICE – Mark Ricchiuto, Director, Room 113

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

DEPT. OF PUBLIC HEALTH – Matthew Carroll, Director, Mural Building, 1925 St. Clair Ave.

DIVISIONS: Air Quality – \_\_\_\_\_, Commissioner  
Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.  
Environment – Willie Bess, Acting Commissioner, Mural Building, 1925 St. Clair Ave.  
Health – Dr. Wendy Johnson, Acting Commissioner, Mural Building, 1925 St. Clair Ave.

DEPT. OF PUBLIC SAFETY – Sanford E. Watson, Director, Room 230

DIVISIONS: Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street  
Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive  
Fire – Kevin G. Gerrity, Chief, 1645 Superior Avenue  
Police – Edward F. Lohn, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF PARKS, RECREATION & PROPERTIES – Natalie A. Ronayne, Director

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

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director, 3rd Floor, City Hall

DIVISIONS: Administrative Services – Terrence Ross, Commissioner  
Neighborhood Services – Louise V. Jackson, Commissioner  
Neighborhood Development – Joseph A. Sidoti, Commissioner

DEPT. OF BUILDING AND HOUSING – James G. Williams, Director, Room 500

DIVISIONS: Code Enforcement – Tyrone L. Johnson, Commissioner  
Construction Permitting – Timothy R. Wolosz, Commissioner

DEPT. OF PERSONNEL AND HUMAN RESOURCES – Gina Routen, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – \_\_\_\_\_, Director, Room 210

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

DEPT. OF CONSUMER AFFAIRS – Kenya Taylor, Director

COMMUNITY RELATIONS BOARD – Room 111, Jeffrey D. Johnson, Director; Mayor Jane

L. Campbell, Chairman Ex-Officio; Rev. Charles Lucas, Jr., Vice-Chairman; Councilman Kevin Conwell, Councilman Matthew Zone, City Council Representatives; Charles L. Patton, Jr., Paula Castleberry, Emmett Saunders, John Banno, Kathryn M. Hall, Evangeline Hardaway, Janet Jankura, Gia Hoa Ryan, Rev. Jesse Harris, Magda Gomez, Fred J. Livingstone, Margot James Copeland.

CIVIL SERVICE COMMISSION – Room 119, Reynaldo Galindo, President; Rev. Earl

Preston, Vice President; Jonalyn M. Krupka, Secretary; Members: Diane M. Downing, William Morrison.

SINKING FUND COMMISSION – Jane L. Campbell, President; Council President Frank

G. Jackson; Betsy Hruby, Asst. Sec'y.; Robert H. Baker, Director.

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

Margreat Hopkins, Ozell Dobbins, Joan Shaver Washington, Christopher Carmody, \_\_\_\_\_, Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516, J. F. Denk,

Chairman; James Williams, Arthur Saunders, Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.S. Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Subodh Chandra, President;

Finance Director Robert H. Baker, Secretary; Council President Frank G. Jackson.

BOARD OF SIDEWALK APPEALS – Service Director Mark Ricchiuto; Law Director

Subodh Chandra; Councilman Martin J. Sweeney.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Subodh Chandra; Utilities

Director Michael G. Konicek; Council President Frank G. Jackson.

CITY PLANNING COMMISSION – Room 501 – Christopher S. Ronayne, Director;

Anthony J. Coyne, Chairman; David Bowen, Lillian W. Burke, Lawrence A. Lumpkin, Gloria Jean Pinkney, Rev. Sam Edward Small, Councilman Joseph Cimperman.

FAIR EMPLOYMENT WAGE BOARD – Room 210 – Gerald Meyer, Chair; Angela Caldwell,

Vice Chair; Patrick Gallagher, Kathryn Jackson, Draydean McCaleb, Council Member Nelson Cintron, Ed Romero.

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, Council Member Merle Gordon.

FAIR HOUSING BOARD – Charles See, Chair; Cindy Barber, Vice Chair; Michael Doud,

Doris Honsa, Richard Lenard.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman;

Clint Martin, Mark Rivera.

MORAL CLAIMS COMMISSION – Law Director Subodh Chandra; Chairman; Finance

Director Robert H. Baker; Council President Frank G. Jackson; Councilman Dona Brady; Councilman Martin J. Sweeney.

BOARD OF EXAMINERS OF ELECTRICIANS – Samuel Montfort, Chairman; Donald

Baulknight, Anton J. Eichmuller, J. Gilbert Steele, Raymond Ossovicki, Chief Electrical Inspector; Laszlo V. Kemes, Secretary to the Board.

BOARD OF EXAMINERS OF PLUMBERS – Joseph Gyorky, Chairman; Earl S. Bumgarner,

Alfred Fowler, Jozef Valencik, Lawrence Skule, Chief Plumbing Inspector; Laszlo V. Kemes, Secretary to the Board.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Paul Volpe, Chair; Ted Sande,

Vice Chair; James Gibans, India Pierce Lee, Robert Madison, Randall B. Shorr, Chris Ronayne, N. Kurt Wiebusch, Council Member Joe Cimperman, Dwayne J. Simpson; Robert Keiser, Secretary.

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

Judge	Courtroom
Presiding and Administrative Judge Larry A. Jones	14B
Judge Ronald B. Adrine	15A
Judge Emanuella Groves	13A
Judge Mabel M. Jasper	14D
Judge Kathleen Ann Keough	13D
Judge Mary Eileen Kilbane	14C
Judge Anita Laster Mays	12C
Judge Lauren C. Moore	12B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Angela R. Stokes	15C
Judge Pauline H. Tarver	12A
Judge Robert J. Triozzi	14A
Judge Joseph J. Zone	13C

Earle B. Turner – Clerk of Courts, Michael E. Flanagan – Court Administrator, Paul J. Mizerak – Bailiff;  
Regina Daniel – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate

# The City Record



OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

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WEDNESDAY, AUGUST 4, 2004

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## CITY COUNCIL

MONDAY, AUGUST 2, 2004

### The City Record

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Address all communications to

**VALARIE J. McCALL**

City Clerk, Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL

2002-2005

#### MONDAY

9:30 A.M. — **Public Parks, Property & Recreation Committee:** Johnson, Chairman; White, Vice Chairman; Cimperman, Dolan, Jones, Rybka, Sweeney.

#### MONDAY—Alternating

11:00 A.M. — **Public Service Committee:** Sweeney, Chairman; Jones, Vice Chairman; Brady, Cimperman, Johnson, O'Malley, Polensek, White, Zone.

11:00 A.M. — **Employment, Affirmative Action & Training Committee:** Lewis, Chairman; Conwell, Vice Chairman; Cintron, Coats, Johnson, Reed, Polensek.

#### MONDAY

2:00 P.M. — **Finance Committee:** Jackson, Chairman; Sweeney, Vice Chairman; Brady, Britt, Coats, Gordon, O'Malley, Reed, Scott, Westbrook, White.

#### TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Gordon, Chairman; Cimperman, Vice Chairman; Cintron, Coats, Jones, Lewis, Reed, Scott, Zone.

#### TUESDAY—Alternating

1:00 P.M. — **Health & Human Services Committee:** Britt, Chairman; Zone, Vice Chairman; Cintron, Conwell, Gordon, Scott, Polensek.

1:30 P.M. — **Legislation Committee:** White, Chairman; Scott, Vice Chairman; Dolan, Gordon, Johnson, Rybka, Westbrook.

### WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Westbrook, Chairman; Sweeney, Vice Chairman; Britt, Dolan, Gordon, Reed, Rybka.

10:00 A.M. — **Public Safety Committee:** Reed, Chairman; Britt, Vice Chairman; Brady, Cimperman, Coats, Conwell, Jones, White, Zone.

### WEDNESDAY—Alternating

1:30 P.M. — **Public Utilities Committee:** Coats, Chairman; O'Malley, Vice Chairman; Brady, Cintron, Jones, Polensek, Sweeney, Westbrook, Zone.

1:30 P.M.—**City Planning Committee:** Cimperman, Chairman, Rybka, Vice Chairman, Conwell, Lewis, O'Malley, Scott, Westbrook.

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

**Rules Committee:** Jackson, Chairman; O'Malley, Reed, Sweeney, Westbrook.

**Personnel and Operations Committee:** Gordon, Chairman; Britt, Cimperman, Coats, Scott.

**Mayor's Appointment Committee:** Coats, Chairman; Cintron, Reed, Pierce Scott, Westbrook.

### OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

### THE CALENDAR

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

#### ORDINANCE

##### Ord. No. 946-04.

By Council Members Cimperman and Jackson (by departmental request).

An emergency ordinance to amend Sections 9 and 10 of Ordinance No. 817-03, passed October 6, 2003, relating to the Director of the City Planning Commission entering into a Memorandum of Understanding with the Cleveland Cuyahoga County Port Authority and various leases, agreements, and amendments necessary to effectuate the purpose of the Memorandum of Understanding.

### BOARD OF CONTROL

July 28, 2004

The meeting of the Board of Control convened in the Mayor's office on Wednesday, July 28, 2004, at 10:30 a.m. with Acting Mayor Chandra presiding.

Present: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchiuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Absent: None.

Others: Myrna Branche, Commissioner, Purchases and Supplies.

Collette Appolito, Director, Office of Equal Opportunity.

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

#### Resolution No. 437-04.

By Director Baker.

Resolved, by the Board of Control of the City of Cleveland that the bid of Perk Company, Inc. for an estimated quantity of building materials and used paving bricks, item nos. 5 & 12-16, for the various divisions of City government, for the period of one (1) year beginning with the date of execution of a contract, received on April 23, 2004, under the authority of Ordinance Nos. 887-03 & 466-04, passed June 2, 2003 & April 26, 2004, which on the basis of the estimated quantity would amount to Sixty Seven Thousand Eighteen Dollars (\$67,018.00), is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 148199

which shall be certified against such contract in the sum of Nine Thousand Five Hundred and 00/100 Dollars (\$9,500.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Perk Company, Inc., for the above-mentioned service is hereby approved:

<u>SUBCONTRACTOR</u>	<u>PERCENTAGE WORK</u>
McTech Corporation	9.92% MBE \$2,218.30
Cuyahoga Supply	3.31% FBE \$6,648.18

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.

Absent: None.

**Resolution No. 438-04.**

By Director Baker.

Resolved, by the Board of Control of the City of Cleveland that the bid of Bruder, Inc. for an estimated quantity of building materials and used paving bricks, item nos. 1, 6, 8 A-T & 9, for the various divisions of City government, for the period of one (1) year beginning with the date of execution of a contract, received on April 23, 2004, under the authority of Ordinance Nos. 887-03 & 466-04, passed June 2, 2003 & April 26, 2004, which on the basis of the estimated quantity would amount to Two Hundred Fifty-Three Thousand Two Hundred Twenty Dollars (\$253,220.00), is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 137563 which shall be certified against such contract in the sum of Twelve Thousand Seven Hundred and 00/100 Dollars (\$12,700.00).

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

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.

Absent: None.

**Resolution No. 439-04.**

By Director Baker.

Resolved, by the Board of Control of the City of Cleveland that the bid of Cleveland Central Enterprises, Inc. for an estimated quantity of building materials and used paving bricks, item nos. 2-4, 7, 10, 11, 19 & 20, for the various divisions of City government, for the period of one (1) year beginning with the date of execution of a contract, received on April 23, 2004, under the authority of Ordinance Nos. 887-03 & 466-04, passed June 2, 2003 & April 26, 2004, which on the basis of the estimated quantity would amount to Seven Hundred Eighty-One Thousand Two Hundred Seventy Dollars (\$781,270.00), is affirmed and approved as the lowest and best bid, and the Director of

Finance is requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 137562 which shall be certified against such contract in the sum of Forty Thousand and 00/100 Dollars (\$40,000.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Cleveland Central Enterprises, Inc., for the above-mentioned service is hereby approved:

<u>SUBCONTRACTOR</u>	<u>PERCENTAGE WORK</u>
Granger Trucking	13.85% MBE \$108,202.50
Interstate Safety	4.62% FBE \$36,067.50

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.

Absent: None.

**Resolution No. 440-04.**

By Director Baker.

Resolved, by the Board of Control of the City of Cleveland that the bid of MBK Industries, Inc. for an estimated quantity of building materials and used paving bricks, item nos. 17 & 18, for the various divisions of City government, for the period of one (1) year beginning with the date of execution of a contract, received on April 23, 2004, under the authority of Ordinance Nos. 887-03 & 466-04, passed June 2, 2003 & April 26, 2004, which on the basis of the estimated quantity would amount to One Hundred Seventy-Eight Thousand Five Hundred Dollars (\$178,500.00), is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 148200 which shall be certified against such contract in the sum of Nine Thousand and 00/100 Dollars (\$9,000.00).

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

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.

Absent: None.

**Resolution No. 441-04.**

By Acting Director Ciaccia.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 597-03, passed by the Council of the City of Cleveland on July 16, 2003, DLZ Ohio, Inc. is hereby selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities as the firm to be employed by contract to provide professional services necessary for the development of a feasibility study and master plan for the renovation of the Division of Water Pollution Control building for the Division of Water Pollution Control, Department of Public Utilities.

Be it further resolved that the Director of Public Utilities hereby is authorized to enter into a contract with DLZ Ohio, Inc. based upon its proposal dated May 17, 2004, which contract shall be prepared by the Director of Law, shall provide for furnishing of professional services as contained in said proposal, for an aggregate fee not in excess of \$40,745.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by DLZ Ohio, Inc. for the above-mentioned professional service is hereby approved:

<u>SUBCONTRACTOR</u>	<u>WORK MBE/FBE</u>
Robert P. Madison Intl., Inc.	MBE \$7,488.00(18.38%)
Interconnect Cabling Network	FBE \$4,600.00(11.29%)

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.

Absent: None.

**Resolution No. 442-04.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Huron Lime, Inc. for an estimated quantity of quicklime (all items) for the Division of Water, Department of Public Utilities, for a period of one (1) year beginning with the later of the date of execution of a contract or receipt of a notice to proceed, received on the 9th day of July, 2004, pursuant to the authority of Section 129.24 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to Thirty Two Thousand Six Hundred Twenty Five Dollars (\$32,625.00) (0%) is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 148299**

which shall be certified against such contract in the sum of Twenty Five Thousand Dollars (\$25,000.00).

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

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchiuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.

Absent: None.

**Resolution No. 443-04.**

By Director Mok.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Hi-Lite Markings, Inc. for labor and materials necessary for painting and paint removal on roadways, runways and other paved surfaces, (all items) for the various divisions of the Department of Port Control, for the period of one year, beginning with the date of execution of a contract, received on the 28th of April, 2004, pursuant to the authority of Ordinance No. 2030-03, passed on December 15, 2003, which on the basis of the estimated quantity would amount to One Million Twenty-Three Thousand Five Hundred Eighty and 00/100 Dollars (\$1,023,580.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Port Control is hereby requested to enter into a requirement contract for such labor and materials necessary, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 146153**

which shall be certified against such contract in the sum of Seven Hundred Thousand and 00/100 Dollars (\$700,000.00).

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

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchiuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.

Absent: None.

**Resolution No. 444-04.**

By Director Mok.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Air Rite, Inc. for air filters (all items), for the various divisions of Department of Port Control, for a period of two years beginning with the date of execution of a contract, received on the 28th of April, 2004, pursuant to the authority of Ordinance No. 2141-03, passed on December 15, 2003, which on the basis of the estimated quantity would amount to Seventy Thousand Two Hundred Ninety-Seven and 38/100 Dollars (\$70,297.38), is hereby

affirmed and approved as the lowest and best bid, and the Director of Port Control is hereby requested to enter into a requirement contract for such items, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 146134**

which shall be certified against such contract in the sum of Twenty-Eight Thousand and 00/100 Dollars (\$28,000.00).

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

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchiuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.

Absent: None.

**Resolution No. 445-04.**

By Director Ricchiuto.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Custom Clutch Joint and Hydraulics, Inc. for an estimated quantity of hydraulic pumps motors and valve repair (all items), for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on June 9, 2004, pursuant to the authority of Ordinance No. 1971-03, passed by the Council of the City of Cleveland on October 27, 2003, which on the basis of the estimated quantity would amount to Thirty Seven Thousand Four Hundred Fifty and no/100 Dollars (\$37,450.00) (2% 10 Net 30), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 130387**

which shall be certified against such contract in the sum of Five Thousand and no/100 Dollars (\$5,000.00).

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

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchiuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.

Absent: None.

**Resolution No. 446-04.**

By Director Ronayne.

Resolved, by the Board of Control of the City of Cleveland that the bid of Vancuren Services, Inc. for an estimated quantity of labor and materials to trim trees at various locations throughout the City of

Cleveland on city-owned properties (all items) for the Division of Park Maintenance, Department of Parks, Recreation and Properties, for the period one (1) year, beginning with the date of execution of a contract, received on the 3d day of June 2004, pursuant to the authority of Ordinance No. 95-04, passed March 15, 2004, which on the basis of the estimated quantity would amount to One Hundred Fifty Three Thousand Nine Hundred Ninety Five and 00/100 Dollars (\$153,995.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 135768**

which shall be certified against such contract in the sum of One Hundred Forty Six Thousand Nine Hundred Six and 00/100 Dollars (\$146,906.00).

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

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchiuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.

Absent: None.

**Resolution No. 447-04.**

By Director Rush.

Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program in accordance with the provision of Chapter 5722 of the Ohio Revised Code; and

Whereas, City has acquired Permanent Parcel No. 107-24-021 under said Land Reutilization Program; and

Whereas, Ordinance No. 1287-04 passed July 14, 2004, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Famicos Foundation has proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1287-04 passed July 14, 2004, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Famicos Foundation for the sale and development of Permanent Parcel No. 107-24-021, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$100.00, which amount is hereby determined to be not less than the fair market value of said parcel for uses in accordance with the Land Reutilization Program.

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchiuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.  
Absent: None.

**Resolution No. 448-04.**

By Director Rush.

Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program in accordance with the provision of Chapter 5722 of the Ohio Revised Code; and

Whereas, City has acquired Permanent Parcel No. 021-07-028 under said Land Reutilization Program; and

Whereas, Ordinance No. 1034-04 passed June 14, 2004, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Joseph S. Weiksner, Jr. has proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1034-04 passed June 14, 2004, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Joseph S. Weiksner, Jr. for the sale and development of Permanent Parcel No. 021-07-028, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the fair market value of said parcel for uses in accordance with the Land Reutilization Program.

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchiuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.  
Absent: None.

**Resolution No. 449-04.**

By Director Rush.

Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program in accordance with the provision of Chapter 5722 of the Ohio Revised Code; and

Whereas, City has acquired Permanent Parcel Nos. 136-01-023 and 136-01-024 under said Land Reutilization Program; and

Whereas, Ordinance No. 713-04 passed July 14, 2004, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Lawrence Zirker and Bruce Ison have proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 713-04 passed July 14, 2004, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on

behalf of the City of Cleveland with Lawrence Zirker and Bruce Ison for the sale and development of Permanent Parcel Nos. 136-01-023 and 136-01-024, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$7,700.00, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchiuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.  
Absent: None.

**Resolution No. 450-04.**

By Director Rush.

Whereas, pursuant to the authority of Ordinance No. 160-04, passed July 14, 2004, by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized by and at the direction of the Board of Control to sell certain City-owned property, no longer needed for public use, described therein and located at 7010-14 Memphis Avenue, aka Permanent Parcel Numbers 013-11-003 & 159, to Rysar Properties, Inc.; and

Whereas, said Ordinance No. 160-04 provided that the consideration to be paid for the property shall be at a price not less than the fair market value as determined by the Board of Control; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Ordinance No. 160-04, passed by the Council of the City of Cleveland on July 14, 2004, the Commissioner of Purchases and Supplies is hereby directed to sell certain City-owned property, no longer needed for public use, described therein and located at 7010-14 Memphis Avenue aka Permanent Parcel Numbers 013-11-003 & 159, to Rysar Properties, Inc. The consideration to be paid for said property is hereby fixed at Twenty-Five Thousand Dollars (\$25,000.00), which amount is determined to be not less than the fair market value.

Be it further resolved that the Mayor of the City of Cleveland is hereby requested to execute and deliver the official deed of the City of Cleveland conveying said property which document shall contain such additional terms and conditions as the Director of Law shall deem necessary to protect and benefit the public interest.

Yeas: Acting Mayor and Director Chandra, Acting Directors Dumas, Ciaccia, McGraw, Directors Ricchiuto, Carroll, Watson, Ronayne, Rush, Routen, Acting Director Huth, Directors Fumich, Taylor and Williams.

Nays: None.  
Absent: None.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

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

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

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

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

REYNALDO GALINDO,  
President

**SCHEDULE OF THE BOARD OF ZONING APPEALS**

**MONDAY, AUGUST 16, 2004**

**9:30 A.M.**

**Calendar No. 04-174:** 6902 Kinsman Road (Ward 5)

Kinsman Avenue Church of God, Inc. c/o Paster Wilson, appeals to construct an addition to an existing one-story church building and an accessory parking lot on a 77' x 110' corner parcel located in a Multi-Family District on the southeast corner of Kinsman Road and East 69th Street at 6902 Kinsman Road; subject to Section 337.08 for Residential Districts and by reference as regulated in a One-Family District, the proposed addition and parking lot are contrary to the required distance of 15' from any adjoining premises in a Residential District not used for a similar purpose as stated in Section 337.02(e)(1) of the Codified Ordinances.

**Calendar No. 04-175:** 4164 East 123rd Street (Ward 2)

East Mt. Vernon Church c/o Reverend George Johnson, owner, appeals to erect 229' linear feet of 6' high ornamental steel fence along the northern and eastern perimeters and 24' linear feet of guard rail at the northeast corner of an accessory parking lot, situated on a 130' x 140' corner parcel in a General Retail Business District, located on the northwest corner of East 123rd Street and Miles Avenue; contrary to the Fence Regulations, a 6' high fence is proposed in the 5' setback along Miles Avenue where a fence may not exceed 4' in height and a fence height of 6' is proposed in the actual front yard of East 123rd Street, where it may not exceed a 4' height as stated in Section 358.05(a) of the Codified Ordinances.

**Calendar No. 04-176:** 2076 West 10th Street (Ward 13)

Parkhill Associates, Inc., owner, appeal to erect a 10' x 10' roof widow walk to a 20' x 40' three-story, single family dwelling on a 33' x 190' parcel, located in a Multi-Family District on west side of West 10th Street at 2076 West 10th Street; contrary to the Heights Regulations, the proposed height with the roof widow walk is 41' and the maximum height allowed is 35' as stated in Section 353.01(b) of the Codified Ordinances.

**Calendar No. 04-177:** Appeal of Elizabeth T. Webb, 764 Brayton Avenue (Ward 13)

Elizabeth T. Webb, appeals under Section 329.02(d) from a Violation Notice issued on August 27, 2003 by the Building and Housing Department for unauthorized use under Section 327.02(C), where there shall be no change or substitution in the use of any building or premises and no extension of any existing use, nor shall any premises be occupied for any new use until a Certificate of Occupancy has been issued; the unauthorized use being subject to the Enforcement and Penalty provisions of Section 327.99 of the Codified Ordinances.

**Calendar No. 04-178:** 1087 East 145th Street (Ward 10)

Dortha Nickerson, owner, appeals to construct a 14' x 18' one-story frame accessory garage to the east of an approximate 71' x 86' irregular shaped corner parcel in a Two-Family District on the southwest corner of East 145th Street and Coit Road at 1087 East 145th Street; contrary to the Yards and Courts Requirements where no building shall be erected nearer to the side street at the rear line of the corner lot than the setback building line of the abutting rear lot, as stated in Section 3567.05(b)(2) of the Codified Ordinances.

**Calendar No. 04-179:** 4257 East 71st Street (Ward 12)

Roy & Jay Inc. c/o Jay Patel, owner, appeal to expand an existing grocery store by adding a carry-out restaurant, situated on a 77' x 140' corner parcel in a Local Retail Business District on the northeast corner of East 71st Street and Rathbun Avenue at 4257 East 71st Street; subject to the provisions of Nonconforming Uses that require the Board of Zoning Appeals to approve the expansion of a nonconforming use, as stated in Section 359.01 of the Codified Ordinances.

**Calendar No. 04-138:** 4798 Clark Avenue (Ward 14)

Yousif Hamdeh, owner, appeals to establish use as a tattoo/body piercing business an existing one-story masonry building, situated on a 75' x 123' parcel in a Semi-Industry District on the northeast corner of Clark Avenue and West 48th Street at 4798 Clark Avenue; contrary to the requirements for Specific Uses Regulated, the proposed use abuts a Residential District to the rear; it is +400' from Train Park; +750' from Thomas Jefferson Junior High School and Playground; and +850' from Clark Elementary School and Playground, and a tattoo/body piercing use may not be established within 1000' of a Residence, District, school or playground as stated in Section 347.12(b)(1) of the Codified Ordinances. (Filed 6-4-04; Motion for Rehearing granted 7-19-04.)

Secretary

**REPORT OF THE BOARD OF ZONING APPEALS**

MONDAY, AUGUST 2, 2004

At the meeting of the Board of Zoning Appeals on Monday, August 2, 2004, the following appeals were heard by the Board:

The following appeals were **Approved**:

**Calendar No. 04-165:** 2055 Hamilton Avenue

The 2055 Hamilton LLC appealed to install an 8' tall chain link fence at the front of a 30' x 120' parcel in a Semi-Industry District; subject to conditions.

**Calendar No. 04-166:** 861 East 105th Street

Lee Memorial AME Church appealed to construct a 30 car parking lot accessory to an existing church in split zoning for Local Retail Business and Two-Family Districts; subject to modified plan.

**Calendar No. 04-167:** 2035 West 11th Street

Cleveland Housing Network appealed to erect a 24' x 44' two-story one-family dwelling on a 39' x 154' parcel in a Multi-Family District.

The following appeals were **Denied**:

**Calendar No. 04-168:** 3009 Library Avenue

Charles Detrow, Jr. appealed to erect a 30' x 40' one-story frame garage with a gable roof on a 40' x 140' parcel in a Two-Family District.

**Calendar No. 04-137:** 11113 Fidelity Avenue

Cheryl Lusardo appealed to erect a 23' x 23' wooden deck to the rear of a one family dwelling in a Two-Family District.

The following appeal was **Withdrawn**:

**Calendar No. 04-139:** 5718 Bridge Avenue

Norma Rodriguez appealed to change a mixed use building from a store and one dwelling unit to a restaurant and one-dwelling unit in a Two-Family District.

The following appeals were **Postponed**:

**None.**

In Executive Session on August 2, 2004, the following appeals heard by the Board on July 26, 2004 were adopted or approved.

The following appeals were **Approved**:

**Calendar No. 04-162:** 11333 Hessler Road

Jason Lallo and Michael Brancatelli appealed to expand an existing rooming house in a Multi-Family District.

**Calendar No. 04-163:** 2076 West 10th Street

Parkhill Associates appealed to erect a 20' x 20' one-story garage in a Multi-Family District.

**Calendar No. 04-130:** 5105 Barkwill Avenue

Ronald Burrell appealed to erect a 14' x 70' two-story, one-family dwelling in a Two-Family District.

The following appeal was **Denied**:

**Calendar No. 04-140:** Appeal of Mahad Mohamed Hack License Revocation

Mahad Mohamed appealed from the revocation of a City of Cleveland Hack License by the Commissioner of Assessments and Licenses.

Secretary

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

Re: Report of the Meeting of July 28, 2004

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-135-03.**

RE: Appeal of Marc Glassman, Inc., Owner of the Property located on the premises known as 15030 Puritas Avenue from a NOTICE OF VIOLATION—FIRE CODE of the Chief of the Division of Fire, dated October 29, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action required by the Board at this time.

\* \* \*

**Docket A-40-04.**

RE: Appeal of Tree Of Hope Enrichment Center, Owner of the Property located on the premises known as 17877 St. Clair Avenue from an ADJUDICATION ORDER of the Director of the Department of Building and Housing, dated March 11, 2004, 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 occupancy of the space on the first floor for educational uses with a total occupancy of 120, with the provision that the second floor and the basement be free of all combustibles, use, occupancy, and broom cleaned and that the same conditions will apply to the factory area; that any further use of this space voids any variances that the Board as granted; that the fire protection and detection system occur not only on the first floor, but in the basement and the second floor that the corridors are one hour rated, that panic hardware will be installed on all existing doors; and that should occupancy be considered for the warehouse area, a three hour separation must be maintained between the warehouse and the educational facility to allow that to occur. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Gallagher. Yeas: Messrs. Denk, Saunders, Gallagher, Saab, Bradley. Nays: None.

**Docket A-52-04.**

RE: Appeal of Bradley Management, Owner of the Theater (Cabaret Dada) located on the premises known as 1210 West 6th Street from an ADJUDICATION ORDER of the Director of the Department of Building and Housing, dated April 22, 2004, 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 to allow the first floor ADA restroom to be used for the proposed facility. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bradley.

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

\* \* \*

**Docket A-54-04.**

RE: Appeal of Raymond Perry, Owner of the Two Story Frame Mixed Use Property located on the premises known as 1210 East 79th Street from a 7 DAY VACATE ORDER of the Director of the Department of Building and Housing, dated May 24, 2004, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action this date; the docket will be rescheduled for August 11, 2004.

\* \* \*

**Docket A-55-04.**

RE: Appeal of Mortgage Electronic Registration Systems, Inc., Mortgagee of the Four Dwelling Units/Two Story Masonry Multi-family Property located on the premises known as 14302 Coit Road from a 30 DAY DETERIORATED CONDEMNATION ORDER—MS of the Director of the Department of Building and Housing, dated April 27, 2004, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant sixty (60) days in which to obtain permits and abate the violations, with the conditions that the property be maintained, the grounds debris free, the property properly boarded and maintained that way, and a report by the City of this condition which now exist as is stated and submission of photographs indicating the condition of the property from all four (4) sides. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

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

\* \* \*

**Docket A-56-04.**

RE: Appeal of Joseph K. McGervey, Owner of the One Dwelling Unit/Two & One-half Story Frame Property located on the premises known as 11305 Linnet Avenue from a NOTICE OF VIOLATION—RESIDENTIAL MAINTENANCE of the Director of the Department of Building and Housing, dated April 29, 2004, requiring compliance with the

Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant sixty (60) days in which to abate all 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. Gallagher and seconded by Mr. Bradley.

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

\* \* \*

**Docket A-57-04.**

RE: Appeal of Donna McGinnis, Owner of the One Dwelling Unit/Two & One-half Story Residential Property located on the premises known as 4245 Brookside Boulevard from the BILLING COST—BOARD UP of the Director of the Department of Building and Housing, dated April 21, 2004, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to find that the board-up was proper, that the property was vacant, and that the securing by the Appellant was not adequate for City requirements, therefore the cost of the board-up is the responsibility of the Appellant. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

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

\* \* \*

**Docket A-70-04.**

RE: Appeal of Michael Blake, Owner of the One Dwelling Unit Residential Property located on the premises known as 16526 St. Anthony Lane from a SUSPENSION OF PERMIT (to install swimming pool), of the Director of the Department of Building and Housing, dated July 15, 2004, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action this date, the docket will be rescheduled for August 11, 2004.

\* \* \*

**APPROVAL OF RESOLUTIONS:**

Separate motions were entered by Mr. Saab and seconded by Mr. Bradley 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-47-04—Veronica Becker.
- A-48-04—Veronica Becker.
- A-49-04—Veronica Becker.
- A-50-04—FirstMerit Bank NA.
- A-67-04—The Ukrainian Museum-Archives, Inc.

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

**APPROVAL OF MINUTES:**

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

July 14, 2004

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

\* \* \*

Secretary

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

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

**Mercedes Cotner  
Committee Room 217  
City Hall, Cleveland, Ohio  
On Wednesday, August 11, 2004  
9:00 A.M.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a Public Hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, August 11, 2004, at 9:00 a.m., to consider the following ordinances now pending in the Council:

**Ord. No. 1043-04.**

By Council Member Lewis.  
An ordinance to change the zoning of a parcel located on the northwest corner of Superior Avenue and East 87th Street from a Multi-Family Residential Use District to a Local Retail Business Use District (Map Change No. 2126, Sheet No. 4)

**Ord. No. 1186-04.**

By Council Members Britt and Johnson.

An ordinance to change the zoning of properties along Buckeye Road between East Boulevard and South Moreland Boulevard from Two-Family and Multi-Family Residential Use Districts and from a "1" Heights District to a "2" Height District and to change properties along East 116th Street south of Buckeye Road from a General Retail Business Use District to a Local Retail Business Use District and from a "1" Height District to a "2" Height District (Map Change No. 2123, Sheet No. 9)

**Ord. No. 1188-04.**

By Council Member Zone.  
An ordinance to change the zoning of properties along West 65th Street between Bridge and Fir Avenues to a Two-Family Use District, "B" Area District and "1" Height District, and to change properties along West 65th Street between Fir and Wakefield Avenues



to a Local Retail District, and to change properties along the north side of Detroit Avenue from West 61st to West 64th Streets to a Local Retail District (Map Change No. 2125, Sheet No. 1)

**Ord. No. 1455-04.**

By Council Member Cimperman. An ordinance establishing a Planned Unit Development (PUD) Overlay District and changing the Use, Area and Height Districts to an RA-2 Townhouse District on parcels located on the west side of West 5th Street, north of Miller Court (Map Change No. 2131, Sheet No. 5).

**Ord. No. 1459-04.**

By Council Member Cimperman. An ordinance changing the Use District of land along the south side of St. Clair Avenue from East 51st Street to East 52nd Street from a Semi-Industry District to a Residence-Industry District (Map Change No. 2132, Sheet No. 4).

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

JOSEPH C. CIMPERMAN  
Chairman  
Committee on City Planning

July 28, 2004 and August 4, 2004

**CITY OF CLEVELAND BIDS**

**For All Departments**

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

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

**187.10 Negotiated contracts; Notice required in Advertisement for Bids.**

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

**FRIDAY, AUGUST 20, 2004**

**Testing Inspection and Repair of Bucket Trucks**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 250-04, passed by the Council of the City of Cleveland, June 7, 2004.

THERE WILL BE A MANDATORY PRE-BID MEETING FRIDAY, AUGUST 13, 2004 AT 2:00 P.M., AT CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

**Automotive Truck Parts and Service**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 759-04, passed by the Council of the City of Cleveland, June 7, 2004.

THERE WILL BE A MANDATORY PRE-BID MEETING THURSDAY, AUGUST 12, 2004 AT 2:00 P.M., AT CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

**Hazardous & Non-Hazardous Waste Disposal**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 2316-03, passed by the Council of the City of Cleveland, December 15, 2003.

THERE WILL BE A MANDATORY PRE-BID MEETING MONDAY, AUGUST 9, 2004 AT 10:00 A.M., 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

July 28, 2004 and August 4, 2004

**WEDNESDAY, AUGUST 25, 2004**

**Unarmed Security Guard Services**, for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 693-04, passed by the Council of the City of Cleveland, May 24, 2004.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, TUESDAY, AUGUST 17, 2004 AT 10:00 A.M., CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135.

July 28, 2004 and August 4, 2004

**WEDNESDAY, SEPTEMBER 1, 2004**

**Labor and Materials Necessary to Maintain and Replace Interior Plants**, for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 2327-03, passed by the Council of the City of Cleveland, February 2, 2004.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, WEDNESDAY, AUGUST 18, 2004 AT 10:00 A.M., CLEVELAND HOPKINS INTERNATIONAL AIR-

PORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135.

July 28, 2004 and August 4, 2004

**THURSDAY, AUGUST 26, 2004**

**Miscellaneous Electric Test Equipment Training and Repair of Test Equipment**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 247-04, passed by the Council of the City of Cleveland, May 3, 2004.

THERE WILL BE A MANDATORY PRE-BID MEETING FRIDAY, AUGUST 13, 2004 AT 11:00 A.M., CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

**Computer Hardware**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 758-04, passed by the Council of the City of Cleveland, June 7, 2004.

THERE WILL BE A MANDATORY PRE-BID MEETING THURSDAY, AUGUST 12, 2004 AT 11:00 A.M., CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

August 4, 2004 and August 11, 2004

**THURSDAY, SEPTEMBER 9, 2004**

**Department of Finance Phase II City Office Relocations**, for the Division of Architecture, Department of Public Service, as authorized by Ordinance No. 2144-03, passed by the Council of the City of Cleveland, January 5, 2004.

THERE WILL BE A REFUNDABLE FEE FOR PLANS/SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.

THERE WILL BE A MANDATORY PRE-BID MEETING THURSDAY, AUGUST 19, 2004 AT 10:00 A.M., 205 W. ST. CLAIR, CLEVELAND, OHIO 44113.

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

August 4, 2004 and August 11, 2004

**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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