

The City Record

Official Publication of the City of Cleveland

September the Eighth, Nineteen Hundred and Ninety-Nine

Mayor	
Michael R. White	
President of Council	
Jay Westbrook	
Clerk of Council	
Cecelia R. Huffman	
Ward	Name
1	Joseph T. Jones
2	Robert J. White
3	Odelia V. Robinson
4	Kenneth L. Johnson
5	Frank G. Jackson
6	Patricia J. Britt
7	Fannie M. Lewis
8	William W. Patmon
9	Craig E. Willis
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	Timothy J. Melena
18	Jay Westbrook
19	Joseph J. Zone
20	Martin J. Sweeney
21	Michael A. Dolan

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL-LEGISLATIVE President of Council-Jay Westbrook

Ward	Name	Residence	
1	Joseph T. Jones	15601 Lotus Drive	44128
2	Robert J. White	3760 East 126th Street	44105
3	Odelia V. Robinson	3448 East 123rd 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	William W. Patmon	867 East Boulevard	44108
9	Craig E. Willis	11906 Beulah 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.	3032 Vega Avenue	44113
15	Merle R. Gordon	1700 Denison Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Timothy J. Melena	6110 West Clinton Avenue	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Joseph J. Zone	3323 West 130th Street	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

Clerk of Council - Cecelia R. Huffman, 216 City Hall, 664-2840.
First Assistant Clerk - Sandra Franklin.

MAYOR-Michael R. White
LaVonne Sheffield-McClain, Chief of Staff, Executive Assistant for Policy
Barry Withers, Executive Assistant for Administration
Judith Zimomra, Executive Assistant for Service
Kenneth Silliman, Executive Assistant for Economic Development
Laura Ann Williams, Director, Office of Equal Opportunity
Milan T. Polacek, Executive Assistant for Legislative Affairs

DEPT. OF LAW - Cornell P. Carter, Director, Lessie M. Milton, Chief Counsel, Room 106
George A. Pace, Jr., Chief Asst. Prosecutor; Criminal Branch - Justice Center, 8th Flr., Court Towers, 1200 Ontario Street
Karen E. Martines, Law Librarian, Room 100

DEPT. OF FINANCE - Martin L. Carmody, Director, Room 104; Carlean Alford, Manager, Internal Audit
DIVISIONS - Accounts - Gayle Goodwin Smith, Commissioner, Room 19
City Treasury - Algeron Walker, Acting Treasurer, Room 115
Assessments and Licenses - Robert J. Schneider, Commissioner, Room 122
Purchases and Supplies - Myrana Branche, Acting Commissioner, Room 128
Printing and Reproduction - James D. Smith, Commissioner, 1735 Lakeside Avenue
Taxation - Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue
Financial Reporting and Control - Robert Dolan, Controller, Room 18
Information Systems Services - Joyce Thomas, Acting Commissioner, 1404 E. 9th St.

DEPT. OF PUBLIC UTILITIES - Michael Konicek, Director, 1201 Lakeside Avenue
DIVISIONS - 1201 Lakeside Avenue
Water - Julius Ciaccia, Jr., Commissioner
Water Pollution Control - Darnell Brown, Commissioner
Utilities Fiscal Control - Morry Blech, Commissioner
Cleveland Public Power - James F. Majer, Commissioner
Street Lighting Bureau - Frank Schilling, Acting Chief.

DEPT. OF PORT CONTROL - Solomon F. Balraj, Director, Cleveland Hopkins International Airport, 5300 Riverside Drive; Cleveland Hopkins International Airport - Mark D. Vanloh, Commissioner Burke Lakefront Airport - Michael C. Barth, Commissioner

DEPT. OF PUBLIC SERVICE - Mark Ricchiuto, Director, Room 113
DIVISIONS - Waste Collection and Disposal - Randell T. Scott, Acting Commissioner, 5000 Carnegie Avenue.
Streets - Randell T. Scott, Commissioner, Room 25
Engineering and Construction - Randall E. DeVaul, Commissioner, Room 518
Motor Vehicle Maintenance, Daniel A. Novak, Acting Commissioner, Harvard Yards
Architecture - Paul Burik, Acting Commissioner, Room 517

DEPT. OF PUBLIC HEALTH - Michelle Whitlow, Acting Director, Mural Building, 1925 St. Clair Avenue
DIVISIONS - Health - Cheri Hahn, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
Environment - Robin Puriani-Rogers, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
Correction - Thomas Hardin, Commissioner, Cleveland House of Corrections, 4041 Northfield Road

DEPT. OF PUBLIC SAFETY - Henry Guzmán, Director, Room 230.
DIVISIONS - Police - Martin L. Flask, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street
Fire - Kevin G. Gerrity, Chief, 1645 Superior Avenue
Traffic Engineering & Parking - Mark Ricchiuto, Acting Commissioner, 4150 East 49th Street, Building #1
Dog Pound - John Baird, Chief Dog Warden, 2690 W. 7th Street
Emergency Medical Service - Bruce Shade, Commissioner, 1708 South Pointe Drive

DEPT. OF PARKS, RECREATION & PROPERTIES - Nicholas P. Jackson, Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.
DIVISIONS - Convention Center & Stadium - James Glending, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
Property Management - _____, Commissioner, East 49th & Harvard

Parking Facilities - Dennis Donahue, Acting Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
Park Maintenance and Properties - Richard L. Silva, Acting Commissioner, Public Auditorium - E. 6th & Lakeside.
Recreation - Michael Cox, Acting Commissioner, Room 8
Research, Planning & Development - Mark Fallon, Commissioner, 1501 N. Marginal Road, Burke Lakefront Airport

DEPT. OF COMMUNITY DEVELOPMENT - Linda M. Hudecek, Director, 3rd Floor, City Hall.
DIVISIONS - Administrative Services - Terrence Ross, Commissioner.
Neighborhood Services - Louise V. Jackson, Commissioner.
Neighborhood Development - Donald T. Moss, Commissioner.
Building & Housing - Lisa Thomas, Commissioner, 5th Floor, City Hall.

DEPT. OF PERSONNEL AND HUMAN RESOURCES - Jeffrey K. Patterson, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT - Christopher P. Warren, Director, Room 210

DEPT. OF AGING - Susan E. Axelrod, Director, Room 122

COMMUNITY RELATIONS BOARD - Room 11, Dennis D. Dove, Acting Director; Mayor Michael R. White, Chairman Ex-Officio; Mary Adele Springman, Vice-Chairman; Councilmen Michael Polensek and Edward Rybka, City Council Representatives; Muqit Abdul Sabur, Louise Boddie, Charles E. McBee, Larry C. Liou, John Gallo, Emmett Saunders, Mary Jan Buckshot, Sr. Joaquina Carrion, Kathryn M. Hall, Hasan Muheisen, Barbara S. Rosenthal, Henry Simon.

CIVIL SERVICE COMMISSION - Room 119, Anne Bloomberg, President; Carolyn Watts Allen, Vice President; Gregory J. Wilson, Secretary; Timothy J. Cosgrove, Member, Rev. Earl Preston, Member.

SINKING FUND COMMISSION - Michael R. White, President; Betsy Hruby, Asst. Sec'y; _____, Director; President of Council Jay Westbrook.

BOARD OF ZONING APPEALS - Room 516, Carol Johnson, Chairman; Members; Chris Carmody, Anna Chatman, Ozell Dobbins, Tony Petkovsek, Eugene Cranford, Jr., Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS - Room 516, J. F. Denk, Chairman; J. Bowes, James Williams, Alternate Members - D. Cox, P. Frank, E. P. O'Brien, Richard Pace, Arthur Saunders, J.S. Sullivan.

BOARD OF REVISION OF ASSESSMENTS - Law Director Cornell P. Carter, President; Finance Director Martin L. Carmody, Jr., Secretary; Council President Jay Westbrook.

BOARD OF SIDEWALK APPEALS - Service Director Mark Ricchiuto; Law Director Cornell P. Carter; Councilman Roosevelt Coats.

BOARD OF REVIEW - (Municipal Income Tax) - Law Director Cornell P. Carter; Utilities Director Michael Konicek; Council President Jay Westbrook.

CITY PLANNING COMMISSION - Room 501 - Hunter Morrison, Director; Anthony J. Coyne, Acting Chairman; David Bowen, Lillian W. Burke, Lawrence A. Lumpkin, Gloria Jean Pinkney, Rev. Edward D. Small, Councilman Odelia V. Robinson.

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

MORAL CLAIMS COMMISSION - Law Director Cornell P. Carter; Chairman; Finance Director Martin L. Carmody, Jr.; Council President Jay Westbrook; Councilman Roosevelt Coats; Councilman Martin J. Sweeney.

BOARD OF EXAMINERS OF ELECTRICIANS - Samuel Montfort, Chairman; Donald Baulknigh, 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, _____, Chief Plumbing Inspector; Laszlo V. Kemes, Secretary to the Board.

CLEVELAND LANDMARKS COMMISSION - Room 519 - Richard Schanfarber, Chairman; Paul Volpe, Vice Chairman; Paul Burik, James Gibans, Sandra Morgan, Hunter Morrison, Theodore Sande, Galen Schuerlein, Randall Shorr, Councilman Craig E. Willis, Councilman Joe Cimperman, Robert Keiser, Executive Secretary.

**CLEVELAND MUNICIPAL COURT JUSTICE CENTER-1200 ONTARIO
CENTRAL SCHEDULING DEPARTMENT
JUDGE COURTROOM ASSIGNMENTS**

Judge	Courtroom
Presiding and Administrative Judge Larry A. Jones	13C
Judge Ronald B. Adrine	15A
Judge Colleen C. Cooney	14A
Judge C. Ellen Connolly	15C
Judge Sean C. Gallagher	12B
Judge Mabel M. Jasper	14D
Judge Mary E. Kilbane	14C
Judge Kathleen A. Keough	12C
Judge Ralph J. Perk, Jr.	14B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Angela R. Stokes	13A
Judge Gerald F. Sweeney	13D
Judge Robert J. Triozzi	12A

Earle B. Turner - Clerk of Courts, Linda M. DeLillo-Court Administrator, Robert C. Townsend, II-Bailiff; Kenneth Thomas-Chief Probation Officer, Michelle L. Paris-Chief Magistrate

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WEDNESDAY, SEPTEMBER 8, 1999

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CITY COUNCIL

MONDAY, SEPTEMBER 6, 1999

The City Record

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Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1998-2001

MONDAY

9:30 A.M.—**Public Parks, Property & Recreation Committee:** Jones, Chairman; White, Vice Chairman; Britt, Polensek, Sweeney, Willis, Zone.

MONDAY—Alternating

11:00 A.M.—**Public Service Committee:** Sweeney, Chairman; Melena, Vice Chairman; Britt, Cintron, Johnson, Jones, O'Malley, Patmon, Polensek.

11:00 A.M.—**Employment, Affirmative Action & Training Committee:** White, Chairman; Cintron, Vice Chairman; Gordon, Johnson, Lewis, O'Malley, Rybka.

MONDAY

2:00 P.M.—**Finance Committee:** Johnson, Chairman; Westbrook, Vice Chairman; Cintron, Coats, Gordon, Lewis, Melena, Patmon, Robinson, Sweeney, Willis.

TUESDAY

9:00 A.M.—**Community and Economic Development Committee:** Jackson, Chairman; Robinson, Vice Chairman; Cimperman, Cintron, Coats, Gordon, Jones, Lewis, Rybka.

TUESDAY—Alternating

1:00 P.M.—**Public Health Committee:** Gordon, Chairman; Cimperman, Vice Chairman; Britt, Cintron, Dolan, Jackson, Robinson.

1:30 P.M.—**Legislation Committee:** Zone, Chairman; Johnson, Vice Chairman; Britt, Cimperman, Jackson, Rybka, Westbrook.

WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Westbrook, Chairman; Sweeney, Vice Chairman; Cimperman, Dolan, Lewis, Patmon, White.

10:00 A.M.—**Public Safety Committee:** Coats, Chairman; Zone, Vice Chairman; Gordon, Jackson, Jones, Melena, O'Malley, White, Willis.

WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** Willis, Chairman; Coats, Vice Chairman; Britt, Jones, Melena, O'Malley, Robinson, Rybka, Sweeney.

1:30 P.M.—**City Planning Committee:** Robinson, Chairman; Cimperman, Vice Chairman; Dolan, Jackson, O'Malley, White, Willis.

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

September 1, 1999

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, September 1, 1999, at 11:00 a.m., with Mayor White presiding.

Present: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Axelrod.

Absent: Director Axelrod.
Others: Mitchell Brooks, Acting Commissioner, Purchases and Supplies, Laura A. Williams, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 574-99.

By Director Konicek.
Be it resolved by the Board of Control of the City of Cleveland that pursuant to Ordinance Nos. 68-98 and 94-99, passed by the Council of the City of Cleveland on October 19, 1998 and March 1, 1999, respectively, and Board of Control Resolution No. 355-

99, adopted June 16, 1999, approving Malcolm Pirnie, Inc. to provide professional services necessary for the design and implementation of improvements at the Division of Water's Baldwin Waterworks Plant, for the Division of Water, Department of Public Utilities, the following sub-consultant to Malcolm Pirnie, Inc. hereby is approved.

Subconsultant

Work

Ribway Engineering Group
Project Management
Services

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.
Nays: None.
Absent: Director Axelrod.

Resolution No. 575-99.

By Director Konicek.
Be it resolved by the Board of Control of the City of Cleveland that the bid of Reed City Power Line Supply, Ohio Division (all items) for the following: high voltage surge high potential tester for the Division of Water, Department of Public Utilities, received on the 7th day of April, 1999, pursuant to the authority of Ordinance No. 1847-98, passed on December 14, 1998, which on the basis of order quantities would amount to Fifty One Thousand Three Hundred Nine Dollars and Sixty Seven Cents (\$51,309.67), (Net 30 Days), is hereby approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into contract for such items.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 576-99.

By Director Ricchiuto.
Be it resolved by the Board of Control of the City of Cleveland, that pursuant to Ordinance No. 887-99, passed by the Council of the City of Cleveland on June 17, 1999, and Board of Control Resolution No. 381-99, adopted June 23, 1999, approving Dodson-Stilson, Inc. to provide the professional services necessary to design Noise Wall Barriers and Landscaping near CSX and Norfolk Southern Railroads Lines at various locations for the Department of Public Service, the following subconsultant to Dodson-Stilson, Inc. hereby is approved.

Acentech, Inc.
33 Moulton Street
Cambridge, MA 02138

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 577-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Finn Corporation for an estimated quantity of one (1) hydroseeder 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 July 16, 1999, pursuant to the authority of Ordinance No. 1074-98, passed June 15, 1998, which on the basis of the estimated quantity would amount to approximately Sixteen Thousand Eight Hundred Fifteen and no/100 Dollars, (\$16,815.00), (Net 30 Days), 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. 09569

which shall be certified against such contract in the sum of Sixteen Thousand Eight Hundred Fifteen Dollars and no/100 Dollars (\$16,815.00).

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: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 578-99.

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that the bid of IBM Corporation, for an estimated quantity of IBM tape drive, controller and associated cables and software, for the Division of Police, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract received on August 6, 1999, pursuant to the authority of Ordinance No. 2051-98, passed December 14, 1998, which on the basis of the estimated quantity would amount to Seventeen Thousand, Eight Hundred Twenty and 00/100 Dollars, (\$17,820.00), (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety 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. 06010

Item one and Item two as specified which shall be certified against such contract in the sum of Seventeen Thousand, Eight Hundred Twenty and 00/100 Dollars (\$17,820.00).

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: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 579-99.

By Director Jackson.

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 568-99, adopted August 25, 1999, pursuant to the authority of Ordinance No. 1087-99, passed June 7, 1999, approving the bid of Aaron Landscape, Inc., as contractor, and Wake-Forest Contractors, Inc., as subcontractor, as the lowest and best for labor and materials to plant trees at various locations throughout the City of Cleveland on City owned properties, is hereby amended by deleting the amount of "\$115,328.00" where appearing and substituting therefor the amount "\$148,330.00".

Be it further resolved that all other terms and provisions of said Resolution No. 568-99 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 580-99.

By Director Jackson.

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 569-99, adopted August 25, 1999, pursuant to the authority of Ordinance No. 1087-99, passed, June 7, 1999, approving the bid of The East Ohio Grass Company, Inc., as contractor, and Perk Company, Inc., as subcontractor, as the lowest and best for labor and materials to plant trees at various locations throughout the City of Cleveland on City owned properties, is hereby amended by deleting the amount of "\$71,030.00" where appearing and substituting therefor the amount "\$55,615.00".

Be it further resolved that all other terms and provisions of said Resolution No. 569-99 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 581-99.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 126-02-119 (Northern part) located at 2551-3 East 82nd Street in Ward 6; 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 to adjacent or abutting landowners; and

Whereas, James Tell, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. The proposed purchaser of said 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 pursuant to Section 183.021 of Codified Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with James Tell for the sale and development of Permanent Parcel No. 126-02-119 (Northern part) located at 2551-3 East 82nd Street, 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 said Program.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 582-99.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 126-02-119 (Southern part) located at 2551-3 East 82nd Street in Ward 6; 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 to adjacent or abutting landowners; and

Whereas, John D. Pace, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. The proposed purchaser of said 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 pursuant to Section 183.021 of Codified Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with John D. Pace for the sale and development of Permanent Parcel No. 126-02-119 (Southern part) located at 2551-3 East 82nd Street, 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 said Program.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 583-99.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 006-27-079 (Western half) located at 7802 Brinsmade Avenue in Ward 18; 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 to adjacent or abutting landowners; and

Whereas, John F. Price and Katherine Price, abutting/adjacent landowners, have proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 18 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. The proposed purchasers of said 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 pursuant to Section 183.021 of Codified Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with John F. Price and Katherine Price for the sale and development of Permanent Parcel No. 006-27-079 (Western half) located at 7802 Brinsmade Avenue, 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 said Program.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 584-99.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 006-27-079 (Eastern half) located at 7802 Brinsmade Avenue in Ward 18; 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 to adjacent or abutting landowners; and

Whereas, Ted Branham, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 18 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. The proposed purchaser of said 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 pursuant to Section 183.021 of Codified Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Ted Branham for the sale and development of Permanent Parcel No. 006-27-079

(Eastern half) located at 7802 Brinsmade Avenue, 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 said Program.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 585-99.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 008-06-049 located at 3139 West 18th Place in Ward 14; 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 to adjacent or abutting landowners; and

Whereas, Edward T. McNeely and Annetta McNeely, abutting/adjacent landowners, have proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 14 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. The proposed purchasers of said 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 pursuant to Section 183.021 of Codified Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Edward T. McNeely and Annetta McNeely for the sale and development of Permanent Parcel No. 008-06-049 located at 3139 West 18th Place, 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 said Program.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 586-99.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 128-01-120 located at 10326 Crestwood Avenue in Ward 6; 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 to adjacent or abutting landowners; and

Whereas, Willa L. Davis, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. The proposed purchaser of said 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 pursuant to Section 183.021 of Codified Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Willa L. Davis for the sale and development of Permanent Parcel No. 128-01-120 located at 10326 Crestwood Avenue, 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 said Program.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 587-99.

By Director Hudecek.

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. 108-19-008 and 108-19-080 under said Land Reutilization Program; and

Whereas, Ordinance No. 969-99 passed July 14, 1999, 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, Center for Families and Children has 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. 969-99 passed July 14, 1999, 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 Center for Families and Children for the sale and development of Permanent Parcel Nos. 108-19-008 and 108-19-080, 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 \$100.00 (each), 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: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 588-99.

By Director Hudecek.

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. 129-15-026 under said Land Reutilization Program; and

Whereas, Ordinance No. 322-97 passed June 16, 1997, 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, Robert J. Bray and Marie R. Bray have 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. 322-97 passed June 16, 1997, 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 Robert J. Bray and Marie R. Bray for the sale and development of Permanent Parcel No. 129-15-026, 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 \$2,500, 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: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 589-99.

By Director Hudecek.

Whereas, pursuant to the authority of Ordinance No. 1267-99, passed August 11, 1999 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 known as Permanent Parcel Numbers 016-24-107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 119 & 118, to Old Brooklyn Community Development Corporation, or its designee; and

Whereas, said Ordinance No. 1267-99 provided that the consideration to be paid for the property shall be at a price not less than 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. 1267-99, passed by the Council of the City of Cleveland on August 11, 1999, the Commissioner of Purchases and Supplies is hereby directed to sell certain City owned property, no longer needed for public use, described therein and known as Permanent Parcel Numbers: 016-24-107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 119 & 118, to Old Brooklyn Community Development Corporation, or its designee. The consideration to be paid for said property is hereby fixed at One Thousand Three Hundred Dollars (\$1,300.00), 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.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

Resolution No. 590-99.

By Directors Carmody and Jackson.

Be it resolved by the Board of Control of the City of Cleveland that, pursuant to the authority of Ordinance No. 328-92, passed February 24, 1992, the Director of Finance and the Director of Parks, Recreation and Properties are hereby authorized to enter into a management agreement with APCOA/Standard Parking, Inc. for the management and operation of the Gateway Garages, consisting of the East Garage located at 650 Huron Road, and the North Garage, located at 2151 Ontario Avenue, for a period not exceeding one (1) year commencing September 7, 1999, for a fixed management fee of \$7,250 per month plus an incentive fee of five percent (5%) of non-event gross revenues over \$1,625,000 up to \$40,000, with 25% of such amount remitted to the City Division of Recreation for children's programming, upon such other terms as are mutually acceptable to APCOA/Standard Parking, Inc. and the Director of Parks, Recreation and Properties.

Be it further resolved that the management agreement authorized hereby shall be prepared by the Director of Law and shall contain such additional provisions as said Director deems necessary to benefit and protect the public interest.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Axelrod.

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.

ANNE BLOOMBERG,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, SEPTEMBER 20, 1999

9:30 A.M.

Calendar No. 99-230: Appeal of Eric Hensal (Ward 15)

Eric Hensal appeals under Section 76-6 and the Charter of the City of Cleveland from being cited on June 6, 1999 by Patrolman James Simone, Cleveland Police Division, Department of Public Safety, under authority of Section 349.07 of the Codified Ordinances where parking spaces are to be surfaced with concrete, asphaltic concrete, asphalt or similar surfacing material, and the appellant was found to have parked a 1993 Ford Station Wagon, Ohio license plates AAP 8302, in an area not intended for accessory off-street parking located at 3611 Riverside Avenue.

Calendar No. 99-231: Appeal of Rudy Zupan (Ward 17)

Rudy Zupan appeals under Section 76-6 and the Charter of the City of

Cleveland from being cited on December 4, 1998 by authority of Commissioner Lisa Thomas, Division of Building and Housing, Department of Community Development, for unlawful parking in the setback as stated in Section 357.13 and for parking in the driveway and lawn areas as it relates to Section 357.14 of the Codified Ordinances at the location of 9400 Clifton Boulevard.

Calendar No. 99-232: Appeal of Mendy Holloway and Abdullah Mualem (Ward 18)

Mendy Holloway, owner, and Abdullah Mualem, tenant, appeal under Section 76-6 and the Charter of the City of Cleveland from the issuance of a Notice of Violation on August 2, 1999 by Lisa Thomas, Commissioner of the Division of Building and Housing, Department of Community Development, where the appellants were cited under authority of Section 327.02(C) for unlawful change of use for the premises located at 9025 Lorain Avenue and Section 350.04 where no outdoor sign or display structure shall be erected until a permit has been issued.

Calendar No. 99-233: 383 Eddy Road (Ward 10)

Christina Barhams, owner, appeals to enclose an existing 25' x 8' front porch of an existing 25' x 40' two dwelling house situated on a 50' x 100' parcel located in a B-Two-Family District on the east side of Eddy Road at 383 Eddy Road; said enclosure being contrary to the Yards and Courts Regulations of Section 357.04(a) where the required front yard setback is 30' and 22' are proposed and where an 8' projection is proposed and the maximum projection permitted is 4' as stated in Section 357.13(b)(4) of the Codified Ordinances.

Calendar No. 99-234: 3307 Regent Avenue (Ward 12)

Henry Gates, owner, appeals to erect approximately 80 linear feet of 6' high chain link fencing to the front portion of a 40' x 180' parcel located in a Two-Family District on the southeasterly side of Regent Avenue at 3307 Regent Avenue; said proposed fencing being contrary to the Yards and Courts Regulations where the proposed height of fencing is 6' and the maximum height of fencing allowed within the setback area is 4'-6" as stated in Section 357.13(B)(3) of the Codified Ordinances.

Calendar No. 99-235: 1031 East 105th Street (Ward 8)

Cleveland Church of Christ, owner, appeals to construct a 200' x 175' two-story masonry church building situated on a 251' x 200' parcel located on the east side of East 105th Street between Morison and Massie Avenues at 1031 East 105th Street, said construction being contrary to the Enforcement and Penalty Regulations of 327.02(A, B, D, E) where a certificate of occupancy is required for the accessory parking lots on the adjacent properties and contrary to the Off-Street Loading and Parking Requirements of Section 349.04 where 192 parking spaces are required and 5 are provided and Section 340.05(a) where the required accessory off-street parking facility shall be located on the same lot as the use for which it is provided or on a lot within 400'

of the nearest boundary of the lot upon which the use is located measured by a straight line between the two points; and Section 349.05 (B), where separate lots shall be in the same ownership or control as building and Sections 349.07(B) where wheel or bumper stops are required, 349.07(C) where minimizing traffic congestion and 349.07 (C)(2) where no driveway shall be less than 15' from the point of tangency and 0' are provided, and contrary to the Landscaping and Screening Requirements of Section 352.09 where an 8' landscaping transition strip is required abutting the residential district and 0' are provided and Section 352.11 where a table containing screening is required showing the 8' landscaped strip, screening opacity, tree spacing and shrub spacing, and Section 352.12 where a table containing contents of landscaping is required, and a 15' front yard setback is proposed and 30' is required as stated in Section 357.04 of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

TUESDAY, SEPTEMBER 7, 1999

At the meeting of the Board of Zoning Appeals on Tuesday, September 7, 1999, the following appeals were heard by the Board:

The following appeals were **Approved:**

Calendar No. 99-208: 936 London Road

Ray Casalina, owner c/o Joseph Buccilli, agent, appealed to enclose half of an existing front porch of a one and one-half story dwelling house in a Multi-Family District with the proposed enclosure being used as a bathroom.

Calendar No. 99-209: 3905 Jennings Road

Modern Builders, owner, appealed to install approximately 560 linear feet of 8' high chain link fencing with 1' of angled barbed-wire fencing and 2 gates around an approximate 365' x 107' parcel; approval subject to elimination of barbed-wire; fencing height of 10' and conforming to setback allowance.

Calendar No. 99-212: 4848 West 130th Street

Vinewood Corporation, owners c/o Marc Cohen, agent, appealed to construct a 149' x 180' one-story "L" shaped storage building to an existing one and two-story warehouse building and a parking lot for 57 cars on a 315' x 794' parcel in a Semi-Industry District; subject to submission and approval of detailed landscaping plan.

Calendar No. 99-216: 2167 Murray Hill Road

Mr. and Mrs. Mike Zabielski, owners, appealed to construct a 20' x 21'-6" second-story studio garage addition on top of an existing 3-car garage on a 33' x 100' parcel in a Multi-Family District.

Calendar No. 99-199: 12523 St. Clair Avenue

Roscoe Inc., d.b.a. Honey Do Club, appealed to construct a 50' x 120'

accessory parking lot for 14 cars on a 50' x 120' corner parcel in a Local Retail District.

The following appeal was **Postponed**:

Calendar No. 99-213: 14235 Lorain Avenue postponed to September 20, 1999.

The following appeal was **Withdrawn**:

Calendar No. 99-215: Appeal of Bahman Guyuron
Bahman Guyuron, owner, and Jackie's Lingerie, tenant, at 574 East 185th Street appealed under Section 76-6 and the Charter of the City of Cleveland from a Notice of Violation of Sections 327.02(b) and 327.02(c) of the Codified Ordinances.

On Tuesday, September 7, 1999, in Executive Session:

The following appeals were heard on Monday, August 30, 1999, and said decisions were Approved and Adopted by the Board on September 7, 1999:

The following appeals were **Approved**:

Calendar No. 99-192: 570 East 105th Street, a.k.a. 564-567 East 105th Street, a.k.a. 540 East 105th Street Shore Bank Enterprise Group, owners c/o Diane Swander, appealed to replace 145 linear feet of 6' high wooden fencing with 145 linear feet of 6' high landscape screening on the west side of East 105th Street in a Multi Family District.

Calendar No. 99-205: 7300 Clark Avenue
Albert Seidowski, owner, appealed to construct approximately 300 linear feet of 6' high chain link fencing 1' off the property line of a 129' x 154' parcel in a General Retail District.

Calendar No. 99-210: 401 Euclid Avenue, a.k.a. 402-508 Superior Avenue
Cleveland Arcade Ltd. Partners, owner, and Old Arcade LLC, prospective purchaser, and Hyatt Hotels Corporation, tenant and Kevin Dreyfuss-Wells, agent, appealed to change the use of an existing ten-story masonry arcade building into a ten-story hotel and resort building located in General Retail and Central Business Districts.

Calendar No. 99-222: 1127 Euclid Avenue, a.k.a. 1111-1131 Euclid Avenue
Statler Arms Inc., owner, and Eric Pempus, agent, appealed to change the use of an existing twelve-story masonry office building into a twelve-story apartment building located in General Retail and Central Business Districts.

Calendar No. 99-99: 12715 Shaw Avenue
John Carter, owner, and Charles Winston, tenant, appealed to change the use of a one-story automotive garage building into a car wash situated in Local Retail and Two-Family Districts.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of
September 1, 1999

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 L-24-99.

RE: Appeal of Thomas N. Eichele, appeals from a LETTER OF DENIAL FOR RENEWAL OF ELECTRICAL CONTRACTOR LICENSE of the Commissioner of the Division of Assessments & Licenses dated June 8, 1999, 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 permit Mr. Eichele to renew his ELECTRICAL CONTRACTOR LICENSE without retaking the test, but with payment of the late filing fee. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Williams.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Docket L-32-99.

RE: Appeal of Joseph B. Jenko, appeals from a LETTER OF DENIAL FOR RENEWAL OF ELECTRICAL CONTRACTOR LICENSE of the Commissioner of the Division of Assessments & Licenses dated August 10, 1999, 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 permit Mr. Jenko to renew his ELECTRICAL CONTRACTOR LICENSE without retaking the test, but with payment of the late filing fee. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Bowes, Williams, Saunders. Nays: Mr. Sullivan.

* * *

Docket L-33-99.

RE: Appeal of Michael J. Myers, appeals from a LETTER OF DENIAL FOR RENEWAL OF ELECTRICAL CONTRACTOR LICENSE of the Commissioner of the Division of Assessments & Licenses dated August 16, 1999, 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 permit Mr. Myers to renew his ELECTRICAL CONTRACTOR LICENSE without retaking the test, but with payment of the late filing fee. Motion so in order. Motioned by Mr. Bowes and seconded by Mr. Sullivan.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

Docket A-36-99.

RE: Appeal of Fred Finley c/o Cleveland Cold Storage, Owner of the Commercial Property located on the premises known as 1988-2012 West 14th Street from a NOTICE OF VIOLATION/ELEVATOR CODE dated February 9, 1999, 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 accept the proposed elevator door protection system (The Smartedge XT — Passenger Protection System) as an elevator safety stop in lieu of the gates, with the requirement that one should be installed and reviewed by the City of Cleveland's elevator inspector, and to require that a report from the inspector be submitted to the Board; and to grant the appellant two (2) years in which to install the passenger protection system on all eight (8) cars at the facility. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Docket A-59-99.

RE: Appeal of General Investment Funds Real Estate Holding Co. (GIFREHC), Owner of the Property located on the premises known as 3781 East 77th Street from a NOTICE OF VIOLATION/FIRE CODE dated February 26, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-59-99 has been POSTPONED; to be rescheduled for September 29, 1999.

* * *

Docket A-107-99.

RE: Appeal of GMS Management Co., Inc., Owner of the Two Story Masonry Property located on the premises known as 2720 Van Aken Boulevard from a NOTICE OF VIOLATION / ELECTRICAL / GENERAL MAINTENANCE/PLUMBING dated May 5, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action; Docket A-107-99 will be rescheduled for September 15, 1999.

* * *

Docket A-115-99.

RE: Appeal of Northern Chemical Bending Corp., Owner of the Property located on the premises known as 360 Literary Road from a NOTICE OF VIOLATION/FIRE CODE of the Chief of the Division of Fire dated May 13, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action; Docket A-115-99 will be rescheduled for September 29, 1999.

* * *

Docket A-123-99.

RE: Appeal of Rutheria Tucker & Leandra Tucker, Owners of the Three Story Masonry Property/ Twelve Dwelling Units located on the premises

known as 2042 East 83rd Street from a 7 DAY VACATE/CONDEMNATION ORDER of the Commissioner of the Division of Building and Housing dated June 10, 1999, 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 modify the Commissioner's 7 DAY VACATE/CONDEMNATION ORDER and LETTER OF INTENTION TO DEMOLISH by requiring the Appellant to comply with the conditions for the existence of a watchman to remain on the property during the period of rehabilitation within two (2) weeks; and to grant the Appellant four (4) months in which to obtain permits and abate all the violations on the property. Upon passage of this motion, this matter shall be REMANDED at this time to the Commissioner of the Division of Building and Housing for supervision and any required further action. All other provisions of the 7 DAY VACATE/CONDEMNATION ORDER and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by January 15, 2000. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Bowes.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Docket A-124-99.

RE: Appeal of WFI, Inc., Owner of the Eight Story Brick Commercial Property located on the premises known as 1900 Euclid Avenue from a NOTICE OF VIOLATIONS/GENERAL MAINTENANCE/ELECTRICAL/PLUMBING of the Commissioner of the Division of Building and Housing dated May 27, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-124-99 has been POSTPONED; to be rescheduled for September 15, 1999.

* * *

Docket A-125-99.

RE: Appeal of WFI, Inc., Owner of the Eight Story Brick Commercial Property located on the premises known as 1846-1908 Euclid Avenue from a NOTICE OF VIOLATION/ELEVATOR CODE of the Commissioner of the Division of Building and Housing dated May 28, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-125-99 has been POSTPONED; to be rescheduled for September 15, 1999.

* * *

Docket A-132-99.

RE: Appeal of Ruth Elaine Jamison, Owner of the Two & One/half Story Frame Residential Property located on the premises known as 10618 Shale Avenue from a 30 DAY CONDEMNATION ORDER of the Commissioner of the Division of Building and Housing dated June 4, 1999, 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 REMAND the property at 10618 Shale Avenue to the Division of Building and Housing for supervision and any required further action; with the understanding that the property will be rehabilitated with the cooperation of the inspector. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Docket A-138-99.

RE: Appeal of Linda G. Bluhm, Owner of the Single Family Residential Property and Existing Swimming Pool located on the premises known as 3274 West 128th Street from a NOTICE OF NONCONFORMANCE of the Commissioner of the Division of Building and Housing dated July 9, 1999, 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 variance to the ten (10) foot easement distance and permit the pool to remain in its present location, noting the length of time the pool has been erected and that there are fences on both sides of the property six (6) feet high. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Docket A-139-99.

RE: Appeal of Gary Oliver, Owner of the Two & One/half Story Residential Property located on the premises known as 6207 Heisley Avenue from a VACATE FORTHWITH/CONDEMNATION ORDER/NOTICE OF VIOLATION/EXTERIOR MAINTENANCE/GARAGE CONDEMNATION/HVAC/ELECTRICAL VIOLATIONS of the Commissioner of the Division of Building and Housing dated June 17th and 21st, 1999, 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 REMAND the property at 6207 Heisley Avenue to the Division of Building and Housing for further action. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

Docket A-211-99.

RE: Appeal of Kamcor Realty Company/B.J.'s Diamond Mine, Owner of the Property located on the premises known as 16700 Lorain Avenue from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated July 8, 1999, 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 require the Appellant to produce one (1) of the following three (3) options: (1) restrict the occupancy of the second floor to fifty (50) occupants allowing the single enclosed exits to serve as compliance with the code to provide a seconded means of egress with a one hour enclosure around it off the second floor area towards the front; (2) to allow two means of egress or; (3) to investigate the possibility of a fire escape assembly as a second means of egress into the rear of the property. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Docket A-150-99.

RE: Appeal of D.W. Ross Insulation Co., Inc., Owner of the Property located on the premises known as 3183 West 65th Street from a NOTICE OF VIOLATION/FIRE CODE of the Chief of the Division of Fire dated July 2, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-150-99 has been POSTPONED; to be rescheduled for September 29, 1999.

* * *

Docket A-151-99.

RE: Appeal of D.W. Ross Insulation Co., Inc. Owner of the Property located on the premises known as 3195 West 63rd Street from a NOTICE OF VIOLATION/FIRE CODE of the Chief of the Division of Fire dated July 2, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-151-99 has been POSTPONED; to be rescheduled for September 29, 1999.

* * *

APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Saunders and seconded by Mr. Sullivan 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 Ohio Basic Building Code (OBBC):

L-31-99—Thomas Robertson.
A-113-99—Ian J. Abrams.
A-127-99—Ellvage Carson.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Separate motions were entered by Mr. Williams and seconded by Mr. Sullivan 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 Ohio Basic Building Code (OBBC):

A-114-99—John Hayes & Clark Baker.

A-159-99—Cleveland Business Park Distribution, II LLC.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

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

A-148-99—Jobar Enterprises Inc./Raymond Williams.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

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

A-131-99—Dale A. Curtis.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

APPROVAL OF MINUTES:

Separate motions were entered by Mr. Bowes and seconded by Mr. Saunders for Approval of the Minutes as presented by the Secretary, subject to the Codified Ordinances of the City of Cleveland:

August 18, 1999

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

JOSEPH F. DENK,
CHAIRMAN

PUBLIC NOTICE

The following are in violation of C.O. 623.14:

Richard Alt, last known address, 1742 West 29th Street, Cleveland, Ohio 44113.

Richard Norris, last known address, 10127 South Blvd., Apartment 2, Cleveland, Ohio 44108.

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, SEPTEMBER 15, 1999

Residential Sound Insulation Program, Phase II Continuation — D-99 (Re-Bid), for the Department of Port Control, as authorized by Ordinance No. 469-98, passed by the Council of the City of Cleveland, May 18, 1998.

A DEPOSIT OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

September 1, 1999 and September 8, 1999

WEDNESDAY, SEPTEMBER 22, 1999

Residential Sound Insulation Program, Phase II Continuation — H-99, for the Department of Port Control, as authorized by Ordinance No. 469-98, passed by the Council of the City of Cleveland, May 18, 1998.

A DEPOSIT OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK WILL BE REQUIRED

FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

A MANDATORY PRE-BID MEETING WILL BE HELD ON MONDAY, SEPTEMBER 13, 1999, 12:00 P.M. LOCAL TIME IN THE 2ND FLOOR MAIN CONFERENCE ROOM, ADMINISTRATION OFFICE, PASSENGER TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE.

Confined Space Entry and Retrieval Equipment,

for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 425-98, passed by the Council of the City of Cleveland, April 6, 1998.

A PRE-BID CONFERENCE WILL BE HELD ON THURSDAY, SEPTEMBER 9, 1999, 10:00 A.M., AT THE CLEVELAND PUBLIC POWER BUILDING, 1300 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114. ATTENDANCE IS MANDATORY FOR ALL BIDDERS. BIDS RECEIVED FROM THOSE NOT IN COMPLIANCE WILL BE DISQUALIFIED AS NON-COMPLAINT.

Pipe Repair Couplings, for the Division of Water, Department of Public Utilities, as authorized by Section 129.25 of the Codified Ordinances of the City of Cleveland, 1976.

September 1, 1999 and September 8, 1999

THURSDAY, SEPTEMBER 23, 1999

Grayton Road Access to Cleveland Business Park,

for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance No. 1786-97 and 506-99, passed by the Council of the City of Cleveland, September 23, 1997 and June 14, 1999, respectively.

A DEPOSIT OF FIFTY DOLLARS (\$50.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

September 1, 1999, September 8, 1999 and September 15, 1999

THURSDAY, SEPTEMBER 23, 1999

Repair, Maintain and Service MSA Breathing Apparatus,

for the Division of Fire, Department of Public Safety, as authorized by Ordinance No. 584-99, passed by the Council of the City of Cleveland, June 7, 1999.

Medical Supplies, for the Division of Fire, Department of Public Safety, as authorized by Ordinance No. 582-99, passed by the Council of the City of Cleveland, June 7, 1999.

Labor and Materials to Maintain the High Voltage Static Pipe Transmission Cable System, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 564-97, passed by the Council of the City of Cleveland, June 2, 1997.

September 1, 1999 and September 8, 1999

FRIDAY, SEPTEMBER 24, 1999

Three (3) Cab/Chassis with Ambulance Module, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1058-99, passed by the Council of the City of Cleveland, June 14, 1999.

September 1, 1999 and September 8, 1999

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Biological Testing Media and Appurtenances, for the Division of Water, Department of Public Util-

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Inmate Clothing, Shoes and Bedding, for the Division of Correction, Department of Public Health, as authorized by Ordinance No. 245-99, passed by the Council of the City of Cleveland, March 29, 1999.

September 8, 1999 and September 15, 1999

FRIDAY, OCTOBER 1, 1999

Various Cars, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1058-99, passed by the Council of the City of Cleveland, June 14, 1999.

Various Hopper/Spreaders, for the Division of Motor Vehicle Maintenance, Department of Public Ser-

vice, as authorized by Ordinance No. 1058-99, passed by the Council of the City of Cleveland, June 14, 1999.

Two (2) 14' Stainless Steel Hopper/Spreaders, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1058-99, passed by the Council of the City of Cleveland, June 14, 1999.

September 8, 1999 and September 15, 1999

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Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed; Bold type in sections indicates amendments

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Medical supplies - Department of Public Safety - Division of Fire - per Ord. 582-99 - bid due September 23, 1999 (advertised 9/1/99 and 9/8/99)	1748
MSA Breathing Apparatus, repair, maintenance and service of - Department of Public Safety - Division of Fire - per Ord. 584-99 - bid due September 23, 1999 (advertised 9/1/99 and 9/8/99)	1748
Residential Sound Insulation Program, Phase 2, Group D-99 (Re-Bid) - Department of Port Control - per Ord. 469-98 - bid due September 15, 1999 (advertised 9/1/99 and 9/8/99)	1748
Residential Sound Insulation Program, Phase 2, Group H-99 - Department of Port Control - per Ord. 469-98 - bid due September 22, 1999 (advertised 9/1/99 and 9/8/99)	1748