

The City Record

Official Publication of the Council of the City of Cleveland



July the Thirteenth, Two Thousand and Eleven

Frank G. Jackson
Mayor

Martin J. Sweeney
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

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

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www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward Name Residence

- 1 Terrell H. Pruitt 3877 East 189th Street 44122
- 2 Zachary Reed 3734 East 149th Street 44120
- 3 Joe Cimperman P.O. Box 91688 44101
- 4 Kenneth L. Johnson 2948 Hampton Road 44120
- 5 Phyllis E. Cleveland 2369 East 36th Street 44105
- 6 Mamie J. Mitchell 12701 Shaker Boulevard, #712 44120
- 7 TJ Dow 7715 Decker Avenue 44103
- 8 Jeffrey D. Johnson 9024 Parkgate Avenue 44108
- 9 Kevin Conwell 10647 Ashbury Avenue 44106
- 10 Eugene R. Miller 13615 Kelso Avenue 44110
- 11 Michael D. Polensek 17855 Brian Avenue 44119
- 12 Anthony Brancatelli 6924 Ottawa Road 44105
- 13 Kevin J. Kelley 5904 Parkridge Avenue 44144
- 14 Brian J. Cummins 3104 Mapledale Avenue 44109
- 15 Matthew Zone 1228 West 69th Street 44102
- 16 Jay Westbrook 1278 West 103rd Street 44102
- 17 Dona Brady 1272 West Boulevard 44102
- 18 Martin J. Sweeney 3632 West 133rd Street 44111
- 19 Martin J. Keane 15907 Colletta Lane 44111

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

First Assistant Clerk – Sandra Franklin

MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff

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

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

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

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

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

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

Andrew Watterson, Executive Assistant to the Mayor, Chief of Sustainability

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

OFFICE OF CAPITAL PROJECTS – Jonmarie Wasik, Director

DIVISIONS:

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

Engineering and Construction – _____, Manager

Real Estate – _____, Commissioner

DEPT. OF LAW – Robert J. Triozzi, Director, Barbara A. Langhenry, Chief Counsel,

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

Room 106; Michael Ruffing, Law Librarian, Room 100

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

Frank Badalamenti, Manager, Internal Audit

DIVISIONS:

Accounts – Richard W. Sensenbrenner, Commissioner, Room 19

Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122

City Treasury – _____, Treasurer, Room 115

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

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

Avenue

Purchases and Supplies – James E. Hardy, Commissioner, Room 128

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

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

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

DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner

Street Lighting Bureau – _____, Acting Chief

Utilities Fiscal Control – Dennis Nichols, Commissioner

Water – _____, Commissioner

Water Pollution Control – Ollie Shaw, Commissioner

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

International Airport, 5300 Riverside Drive

DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner

Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

Administration – John Laird, Manager

Special Events and Marketing – Tangee Johnson, Manager

DIVISIONS:

Motor Vehicle Maintenance – Daniel A. Novak, Commissioner

Park Maintenance and Properties – Richard L. Silva, Commissioner

Parking Facilities – Leigh Stevens, Commissioner

Property Management – Tom Nagle, Commissioner

Recreation – Kim Johnson, Commissioner

Streets – _____, Commissioner

Traffic Engineering – Robert Mavec, Commissioner

Waste Collection and Disposal – Ron Owens, Commissioner

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

Erievue Plaza

DIVISIONS:

Air Quality – Richard L. Nemeth, Commissioner

Environment – Willie Bess, Commissioner, Mural Building, 75 Erievue Plaza

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

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

DIVISIONS:

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

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

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

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

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

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director

DIVISIONS:

Administrative Services – Terrence Ross, Commissioner

Fair Housing and Consumer Affairs Office – _____, Manager

Neighborhood Development – _____, Commissioner

Neighborhood Services – Louise V. Jackson, Commissioner

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

DIVISIONS:

Code Enforcement – Tyrone L. Johnson, Commissioner

Construction Permitting – Timothy R. Wolosz, Commissioner

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

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

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

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

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

Member Brian Cummins, Council Member Eugene R. Miller, Jeff Marks, (Board Lawyer),

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

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

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

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

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

Michael Fluckinger.

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

J. Sweeney; Betsy Hruby, Asst. Sec’y.; Sharon Dumas, Director.

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

Myers, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, Jan Huber, Secretary.

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

Denk, Chairman; _____, Arthur Saunders, Alternate Members – D. Cox, P.

Frank, E. P. O’Brien, Richard Pace, J.S. Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Robert J. Triozzi, President;

Finance Director Sharon Dumas, Secretary; Council President Martin J. Sweeney.

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

Robert J. Triozzi; Council Member Eugene R. Miller.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Robert J. Triozzi; Utilities

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

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

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

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

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

Render, Genesis O. Brown.

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

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

David Perkowski, Joan Shaver Washington, Keith Sutton.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman;

Clint Martin, Mark Rivera.

MORAL CLAIMS COMMISSION – Law Director Robert J. Triozzi; Chairman; Finance

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

Kelley.

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

Whalen, Nancy Cronin, Elvin Vauss.

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

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

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

Keiser, Secretary.

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

Downing, Donna Sciarappa, Council President Martin J. Sweeney; Law Director Robert

J. Triozzi.

CLEVELAND MUNICIPAL COURT

JUSTICE CENTER – 1200 ONTARIO STREET

JUDGE COURTROOM ASSIGNMENTS

Judge Courtroom

Presiding and Administrative Judge Ronald B. Adrine – Courtroom 15A

Judge Marilyn B. Cassidy – Courtroom 12B

Judge Michelle Denise Earley – Courtroom 12C

Judge Emanuella Groves – Courtroom 14B

Judge Anita Laster Mays – Courtroom 14C

Judge Lynn McLaughlin-Murray – Courtroom 12A

Judge Lauren C. Moore – Courtroom 14A

Judge Charles L. Patton, Jr. – Courtroom 13D

Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B

Judge Michael John Ryan – Courtroom 13A

Judge Angela R. Stokes – Courtroom 15C

Judge Pauline H. Tarver – Courtroom 13C

Judge Joseph J. Zone – Courtroom 14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Paul J.

Mizerak – Bailiff, Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief

Magistrate, Victor Perez – City Prosecutor

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71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 98

WEDNESDAY, JULY 13, 2011

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CITY COUNCIL

MONDAY, JULY 11, 2011

The City Record
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City Clerk, Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2010-2013

MONDAY — Alternating

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

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

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

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

MONDAY

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

TUESDAY

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

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

WEDNESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

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

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

July 6, 2011

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, July 6, 2011, at 10:31 a.m. with Director Triozzi presiding.

Present: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Absent: Mayor Jackson, Director Nichols.

Others: Jomarie Wasik, Director, Office of Capital Projects.

Natoya Walker-Minor, Director Office of Equal Opportunity.
James Hardy, Commissioner, Purchases & Supplies.

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

Resolution No. 306-11.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 358-11, passed by the Council of the City of Cleveland on April 25, 2011, Resource International, Inc. is selected from a list of firms deter-

mined after a full and complete canvass by the Director of Public Utilities as the firm to be employed by contract to provide professional consulting services necessary to provide general environmental, health, safety, sustainability, engineering, and other services needed for a period not exceeding two years, for the Divisions of Water, Water Pollution Control and Cleveland Public Power, Department of Public Utilities on an as-needed basis.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with Resource International, Inc. based upon its proposal dated May 9, 2011, which contract shall be prepared by the Director of Law, shall provide for furnishing of professional services described in the proposal, for an estimated amount of \$349,000.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-consultants by Resource International, Inc. for the above-mentioned professional services is approved:

SUBCONSULTANT WORK

Precision Analytical, Inc.
(CSB/MBE) TBD

Somat Engineering of Ohio, Inc.
(CSB/MBE/LPE) TBD

Ziska Architects, LLC dba
Ziska Architecture (CSB) TBD

CDI-Infrastructure, LLC dba
L.R. Kimball TBD

Safex, Inc. TBD

MWH Americas, Inc. TBD

C&K Industrial Services, Inc. TBD

Electro-Analytical Inc.
dba EA Group TBD

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.
Absent: Mayor Jackson, Director Nichols.

Resolution No. 307-11.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Ferguson Enterprises, Inc. dba Ferguson Waterworks for an estimated quantity of pipe repair couplings, Group A, items 1-8, for the Division of Water, Department

of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on April 15, 2011 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$103,121.45 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in an amount not less than \$5,156.08.

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

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 308-11.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of HD Supply Waterworks, LTD for an estimated quantity of pipe repair couplings, Group B, items 9-20, for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on April 15, 2011 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$81,214.76 (Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in an amount not less than \$4,060.74.

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

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 309-11.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Ferguson Waterworks, Inc. dba Ferguson Waterworks for

an estimated quantity of pipe repair clamps, items 1-24, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on May 13, 2011 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$445,954.02 (0%, Net 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in an amount not less than \$22,298.00.

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

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 310-11.

By Director Withers.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on April 28, 2011 for materials to provide off-road fossil fuel and supporting services, for the Divisions of Water, Cleveland Public Power and Water Pollution Control, Department of Public Utilities, under the authority of Ordinance No. 1600-10, passed December 6, 2010, are rejected.

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 311-11.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of JCI Jones Chemicals, Inc. for an estimated quantity of liquid chlorine, items 1A-1C, for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on May 5, 2011 under 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 \$108,500.00 (2%, 10 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in an amount not less than \$5,425.00.

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

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 312-11.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Bonded Chemicals, Inc. for an estimated quantity of neutralization chemicals, items 1A-1I, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on May 19, 2011 under 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 \$79,139.50 (Net 30), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in an amount not less than \$3,957.00.

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

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 313-11.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of ThyssenKrupp Elevator Corporation for an estimated quantity of labor and materials necessary to inspect, test, maintain and repair elevators, bid item 1-all items, for the various Divisions of the Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on May 19, 2011 under the authority of Section 181.101 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$157,143.00 (1%, 30 Days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which contract shall pro-

vide for an initial order, the cost of which shall be certified to the contract in an amount not less than \$7,900.00.

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

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 314-11.

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Perk Company, Inc. for the public improvement of Lake to Lakes Bike Trail Extension, all items, for the Office of Capital Projects, received on June 15, 2011, under the authority of Ordinance Nos. 852-09 and 310-10, passed by Cleveland City Council on July 1, 2009 and June 7, 2010, respectively, upon a unit price basis for the improvement, in the aggregate amount of \$1,380,829.85, is affirmed and approved as the lowest responsible bid, and the Director of Capital Projects is authorized to enter into contract for the improvement with the bidder.

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 315-11.

By Director Cox.

Whereas, Ohio City Incorporated wishes to utilize portions of the Westside Market Parking Lot located at 1979 West 25th Street Cleveland, OH for parking; and

Whereas, the City is willing to grant Ohio City Incorporated the privilege and permit to use the Westside Market Parking Lot; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that pursuant to the authority of Section 183.04 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of the Department of Public Works is hereby authorized to enter into 60 day temporary concession agreement, granting Ohio City Incorporated the privilege and permit to park in portions of the parking lot of the Westside market at no charge to Ohio City Incorporated.

Be it further resolved that the 60 day temporary agreement shall be prepared by the Director of Law, and shall contain such other provisions as said Director deems necessary to benefit and protect the public interest.

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 316-11.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Concord Road Equipment Mfg., Inc., for an estimated quantity of various Air-flo body and plow equipment parts and labor, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for the period of one year, with two one year renewal options, beginning with the date of execution of a contract, received on May 20, 2011, under the authority of Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$50,000.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in the amount not less than \$2,500.00.

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

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 317-11.

By Director Cox.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Van Devere, Inc. dba Van Devere Chevrolet, for an estimated quantity of fifteen mid-size automobiles, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for the period of one year beginning with the date of execution of a contract, received on May 5, 2011, under the authority of Ordinance No. 1620-09, passed by Cleveland City Council on November 23, 2009, which on the basis of the estimated quantity would amount to \$278,037.90 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in the amount not less than \$15,000.00.

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

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 318-11.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 007-09-207 located at 2100 West 31st Street in Ward 3; 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, Providence House, Inc., abutting/adjacent landowner, has proposed to the City to purchase and develop the parcel for new construction; and

Whereas, the following conditions exist:

1. The member of Council from Ward 3 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 the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland, to Providence House, Inc., for the sale and development of Permanent Parcel No. 007-09-207 located at 2100 West 31st Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the parcel shall be \$100.00, which amount is determined to be not less than the Fair Market Value of the parcel for uses according to the Program.

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

Resolution No. 319-11.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 002-01-045 located at 1363 West 80th Street in Ward 15; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commis-

sioner 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, Vladimir Haoui, abutting/adjacent landowner, has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 15 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 the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland, to Vladimir Haoui for the sale and development of Permanent Parcel No. 002-01-045 located at 1363 West 80th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the parcel shall be \$1.00, which amount is determined to be not less than the Fair Market Value of the parcel for uses according to the Program.

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Cox, Butler, Acting Director H. Smith, Directors Rush, Southerington, Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson, Director Nichols.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, JULY 25, 2011

9:30 A.M.

Calendar No. 11-105: 1758 Columbus Road (Ward 3)

Pipeline Development Company, owner, and Laurence Crooks, prospective lessee, appeal to change to a private gym/fitness center the use of an existing building on an acreage parcel located in a B3 General Industry District; contrary to Section 349.07 the proposed parking lot is gravel, an unimproved vacant lot and accessory off-street parking spaces must be paved and drained, with parking stall lines and bumper guards; and according to Cleveland Codified Ordinances Section 349.04(e), an accessory off-street parking area equal to three times the gross floor area is required for the proposed use.

Calendar No. 11-107: 7000 Euclid Avenue (Ward 5)

The 7000 Euclid LLC, owner, and Geis Companies appeal to construct a parking lot on a 128.50' x 339.25' corner lot in a Midtown Mixed Use District-1 (MMUD-1); subject to the landscaping requirements in Section 352.05(g) all landscaped strips in or abutting parking areas shall be separated on all sides from the parking surface by curbing consisting of concrete stone, brick, or asphalt; and by the provisions in Sections 352.10 through 352.11 of the Cleveland Codified Ordinances, island strips are required and shall have a minimum area of 100 square feet each and be separated by no more than 20 parking spaces; and a minimum 6 foot wide frontage landscaping strip with 50 percent year-round opacity is required along Euclid Avenue and along East 69th Street.

Calendar No. 11-109: 17302 Dorchester Drive (Ward 11)

Susan Dean and Diane Millett, owners, appeal to erect an 18' x 14' cedar pergola in the yard area of a 70.86' x 104' corner parcel located in an A1 One-Family District, contrary to the yard space requirements, the proposed pergola projects 18 feet into the setback and is not a permitted yard encroachment under the provisions of Section 357.13 in the Cleveland Codified Ordinances.

Calendar No. 11-110: 9105 Cedar Avenue (Ward 6)

The Cleveland Clinic Foundation, owner, appeals for exterior alterations and site improvements on an acreage parcel in Local and General Retail Business Districts; contrary to Section 343.18(d) a proposed driveway along East 90th Street is approximately 50 feet wide and the curb cut is approximately 75 feet

wide, where the maximum width of a driveway shall be 30 feet measured at right angles to the angle of the driveway entrance and shall have a driveway curb cut of no more than 60 feet; and required island strips shall have a minimum area of 100 square feet each and be separated by no more than 20 parking spaces in accordance with Section 352.10 of the Cleveland Codified Ordinances.

Calendar No. 11-111: 4607 East 175th Street (Ward 1)

Stankiewicz Holdings LLC, owner, and Annette Kellom, tenant, appeal to install a 5' x 5' wheelchair lift in the front yard area of a 42' x 150' parcel in an A1 One-Family District, where a wheelchair lift is not a permitted yard encroachment under the provisions of Section 357.13 in the Cleveland Codified Ordinances.

Calendar No. 11-112: 12631 Edmonton Avenue (Ward 10)

Jacklyn Grant, owner, appeals to erect a 4' x 5' pre-manufactured wheelchair lift in the front yard area of a 35' x 110' parcel in a B1 Two-Family District, where a wheelchair lift is not a permitted yard encroachment under the provisions of Section 357.13 in the Cleveland Codified Ordinances.

Calendar No. 11-121: 1609 Hazel Drive (Ward 9)

Cleveland Institute of Music appeals to expand a parking lot proposed to be on consolidated parcels located in a D5 Multi-Family District and under Section 349.13(c)(d) the Board of Zoning Appeals may permit, temporarily or permanently, the use of land in a residence district for a parking lot when the best interests of the Community will be served; and subject to Section 357.14(a) the parking of motor vehicles within the front yard setback (alignment to existing building lines) is a prohibited yard encroachment according to the Cleveland Codified Ordinances.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JULY 11, 2011

At the meeting of the Board of Zoning Appeals on Monday, July 11, 2011, the following appeals were heard by the Board.

The following appeals were **Approved:**

Calendar No. 11-85: 3159 West 11th Street

Brian Jones, owner, and Steve Siedlecki, agent, appealed to change use from a two-family dwelling to a museum devoted to motion picture Christmas Story, in a B1 Two-Family District; subject to lot consolidation.

Calendar No. 11-86: 1103 Rowley Avenue

Brian Jones, owner, and Steve Siedlecki, agent, appealed to change use from a two-family dwelling to a

museum devoted to motion picture Christmas Story in a B1 Local Retail Business District.

Calendar No. 11-87: 3166 West 11th Street

Brian Jones, owner, and Steve Siedlecki, agent, appealed to change use from a single family dwelling to a museum gift shop devoted to motion picture Christmas Story in a B1 Two-Family District; subject to lot consolidation.

Calendar No. 11-93: 10015 Walford Avenue

Walford Industrial Park LLC aka Midwest Box Company, owner, and Ray Petro dba Ray's Indoor Mountain Bike Park LLC, tenant, appealed to expand use for a recreation center into an existing structure in a Semi and General Industry District.

Calendar No. 11-99: 16001 Holmes Avenue

Valerie Brown, owner, and Dana Fort prospective tenant, appealed to establish use as a beauty salon in the first floor of a two-story building in a B1 Two-Family District.

Calendar No. 11-104: 720-754 East 155th Street

The Catholic Diocese of Cleveland, owner, and St. Mary Parish, tenant, appealed to construct a parking lot on property located in a B1 Two-Family District.

The following appeal was **Denied:**

Calendar No. 11-91: 10904-08 Clifton Boulevard

Wynmar Building LLC, owner, and Anthony DeRigo, prospective tenant, appealed to establish use for piercing and tattooing in a G3 Multi-Family District.

The following appeals were **Withdrawn:**

None.

The following appeal was **Dismissed:**

Calendar No. 10-175: 5100 Pearl Road

Alex Solomon appealed to establish use and for interior alterations as "haunted house" amusement in a building located in a General Retail Business District.

The following appeal was **Postponed:**

Calendar No. 11-98: 401 Jennings Road

scheduled for July 18, 2011 was postponed to 8/29/2011.

The following appeals heard by the Board on July 5, 2011 were adopted and approved on July 11, 2011.

The following appeals were **Approved:**

Calendar No. 11-92: 1 I-X Center Drive

I-X Center Corporation, lessee, appeals to erect a 20' x 132' single faced wall sign on an existing building in a General Industry District.

Calendar No. 11-95: 1919 East 107th Street

University Circle United Methodist Church appealed to erect a double

faced, v-shaped, electronic message, ground sign in a Multi-Family District.

Calendar No. 11-96: 3912 West 117th Street

Cuyahoga County Land Reutilization Corporation, owner, and Igor Kaschiszki, prospective purchaser, appealed to erect a one-story room addition to a one family dwelling in a Multi-Family District.

Calendar No. 11-100: 3968-3990 Pearl Road

Brookside Auto Parts appealed to expand a nonconforming wrecking, storage warehouse, auto dismantling and recycling lot located in a General Industry District onto Permanent Parcel No. 014-05-061 in a lack of required opaque 7 foot high screen wall or fence.

Calendar No. 11-73: 3015 Bridge Avenue

Michael Zaverton appealed to install fence ranging in height from three to six feet on a parcel in a Two-Family District.

Secretary

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

Re: Report of the Meeting of
July 6, 2011

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-449-10.

RE: Appeal of Richard Mason II, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Property located on the premises known as 476 East 148th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated August 12, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Violation Notice was properly issued, the appeal is DENIED, noting that no work has been done and the Appellant is not present at the hearing. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

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

* * *

Docket A-466-10.

RE: Appeal of Pauline Curiale (Deceased) C/O Lawrence Vesely, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Property located on

the premises known as 4514 Lester Street from a CONDEMNATION ORDER—MAIN STRUCTURE, dated May 3, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Violation Notice was properly issued based upon the testimony and photographic evidence presented, no work has been done on the property, the Appellant did not appear at the appeal hearing, and that if any work was done, it was done without permits. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-468-10.

RE: Appeal of Lloyd Brooks, Owner of the One Dwelling Unit Single-Family Residence Two & One-half Story Frame Property located on the premises known as 2668 East 124th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 7, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant six (6) months in which to complete abatement of the violations, noting that the Appellant has obtained permits in sequence and is working with the inspector; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

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

* * *

Docket A-469-10.

RE: Appeal of Lloyd Brooks, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame Property located on the premises known as 2670 East 124th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 7, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant six (6) months in which to complete abatement of the violations, noting that the Appellant has obtained permits in sequence and is working with the inspector; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

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

Docket A-470-10.

RE: Appeal of Lloyd Brooks, Owner of the One Dwelling Unit Single-Family Residence Two & One/half Story Frame Property located on the premises known as 3777 East 144th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated June 22, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Condemnation Order was properly issued, that the property is not habitable based upon the photographic evidence and testimony of the inspector, the Appellant is not present for the hearing, the appeal is DENIED; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Gallagher.

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

* * *

Docket A-471-10.

RE: Appeal of Cornel Popa, Owner of the Residential Property located on the premises known as 3115 West 58th Street from a LIMITATION ON THE PERMITS, dated November 12, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-471-10 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-474-10.

RE: Appeal of Thomas E. Dietz, Owner of the A-2 Assembly - Nite clubs, Restaurants One Story Frame Property located on the premises known as 4589 West 130th Street from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated November 1, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant six (6) months in which to complete abatement of the exterior maintenance violations with time extension for satisfactory performance; the property is REMANDED at time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Maschke.

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

* * *

Docket A-478-10.

RE: Appeal of Estate of Barbara Jalovec, Owner of the S-2 Storage - Low Hazard (Non-combustibles) Two Story Masonry Property located on the premises known as 7224-7405 Euclid-Carnegie Avenue from a

NOTICE OF VIOLATION — NO PERMIT, dated October 25, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant thirty (30) days in which to obtain all the required permits and approvals; 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. Maschke.

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

* * *

Docket A-491-10.

RE: Appeal of Asad Saad-Beit Hanina Social Club, Owner of the Property located on the premises known as 10301 Lorain Avenue from a NOTICE OF VIOLATION — FIRE CODE, dated May 21, 2010 of the Chief of the Division of Fire, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant thirty (30) days in which to abate the violations in the basement by removing all combustibles and leaving it broom-cleaned and variance requirements of the Fire Prevention Bureau; and to require the Appellant to provide a letter of intent stating that there will be no use of the basement. The property is REMANDED to the Division of Fire for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-48-11.

RE: Appeal of SDG University Circle Developer, LLC, Owner of the Property located on the premises known as 2021 Cornell Road from ADJUDICATION ORDERS, dated January 6, 2011, January 25, 2011, and February 3, 2011 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance required to build the property out as proposed, noting that all easements and right-of-ways are in process and will allow the door openings on the adjacent property to exist and the fire lanes to be maintained and all items will be recorded in the deed. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-56-11.

RE: Appeal of Hidaya Ayyad, Owner of the Property located on the premises known as 1909 West 25th Street from an ADJUDICATION ORDER, dated February 28, 2011 of

the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-56-11 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-100-11.

RE: Appeal of 9019-9025 Lorain Avenue LLC, Owner of the VL Vacant Lot Underground Building Property located on the premises known as 9025 Lorain Avenue from a NOTICE OF VIOLATION — HAZARDOUS CONDITIONS, dated March 24, 2011 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant two (2) weeks in which to complete abatement of the violations by filling the existing foundation leaving no holes and cleaning the site and providing a proper fence to protect the site; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

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

* * *

Docket A-162-11.

RE: Appeal of Stark 1350, LLC and Orange Barrel Media, LLC Owner of the B Business - Offices, Laboratories, Adult School High-Rise Building Property located on the premises known as 1350 West 3rd Street from a NOTICE OF VIOLATION — DISPLAY SIGNS, dated April 14, 2011, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-162-11 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-172-11.

RE: Appeal of Brian Lyons/Cocktails Cleveland, Owner of the Property located on the premises known as 9208 Detroit Road from an ADJUDICATION ORDER, dated May 9, 2011 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

No action this date; the docket will be rescheduled when the Building Department receives an opinion from the State Board of Appeals on the issues.

* * *

Docket A-184-11.

RE: Appeal of 1460 Ninth Street Associates L.P. and Orange Barrel Media, LLC, Owner of the Property located on the premises known as 833 Superior Avenue from a NOTICE

OF VIOLATION — UNAUTHORIZED SIGN, dated June 2, 2011 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Violation Notice was properly issued and that the Board's determination is that since there is no zoning approval, there is no building permit, the signs have to be removed, and that they can not remain without City approval by obtaining a building permit. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

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

* * *

Docket A-185-11.

RE: Appeal of Stark 1350, LLC and Orange Barrel Media, LLC, Owner of the B Business - Offices, Laboratories, Adult School High-Rise Building Property located on the premises known as 1350 West 3rd Street from a NOTICE OF VIOLATION — DISPLAY SIGNS, dated April 14, 2011 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to find that the Violation Notice was properly issued and that the Board's determination is that since there is no zoning approval, there is no building permit, the signs have to be removed, and that they can not remain without City approval by obtaining a building permit. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

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

* * *

Docket A-186-11.

RE: Appeal of Jurek Properties, Owner of the Property located on the premises known as 1335 East 171st Street from an ABATEMENT ORDER — FIRE CODE, dated May 19, 2011 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-186-11 has been POSTPONED; to be rescheduled for July 20, 2011.

* * *

Docket A-215-11.

RE: Appeal of Ray Gallucci, Owner of the Property located on the premises known as 6610 Euclid Avenue from an ADJUDICATION ORDER, dated May 5, 2011 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance required to permit the struc-

ture to be constructed as proposed, noting the unique use features of the structure. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

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

* * *

APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Gallagher 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-439-10 — Antonio Cook
- A-461-10 — Carmella Vaughters

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

* * *

Separate motions were entered by Mr. Gallagher and seconded by Mr. Maschke 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-443-10 — Kiana Roberts
- A-444-10 — Kiana Roberts
- A-445-10 — Kiana Roberts
- A-446-10 — K.M. Progressive Builders

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

* * *

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

- A-448-10 — Callender-Brooks LLC
- A-460-10 — Rosemary Dudley
- A-464-10 — Duran Brown
- A-479-10 — West Park Knights of Columbus
- A-179-11 — Anthony E. Beckham

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

* * *

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

- A-450-10 — Paula M. Semenech
- A-451-10 — Roy Legg
- A-454-10 — Ocey Scott
- A-465-10 — Ronald B. Shine
- A-467-10 — William Daniel
- A-183-11 — Fahim Eddir

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke. 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):

June 22, 2011

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

* * *

JOSEPH F. DENK
Chairman

PUBLIC NOTICE

REQUEST FOR PROPOSALS

Request for Proposals from qualified vendors to provide the professional services necessary to update, print, and bind the Codified Ordinances of the City of Cleveland, to provide an annual review and comparison of the Codified Ordinances to the Ohio Revised Code, and to provide webhosting services to maintain and regularly update the Codified Ordinances. Proposals due by Friday, July 15, 2011 at 4:00 p.m. For more information and to see the Request for Proposals, go to www.clevelandcitycouncil.org or call (216) 664-4198.

Patricia J. Britt,
Clerk of Council

June 15, 2011, June 22, 2011, June 29, 2011, July 6, 2011 and July 13, 2011

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

Sealed bids will be received at the office of the Commissioner of Purchases and Supplies, Room 12S, City Hall, in accordance with the appended schedule, and will be opened and read in Room 12S, City Hall, immediately thereafter.

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids. Where invitations for bids are advertised, the following notice shall be included in the advertise-

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

THURSDAY, JULY 21, 2011

File No. 115-11 — Cleveland Public Auditorium Improvements, for the Division of Architecture and Site Development, Department of Public Works, as authorized by Ordinance No. 684-08, passed by the Council of the City of Cleveland, July 2, 2008. THERE WILL BE A **NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND OR MONEY ORDER ONLY (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED).**

THERE WILL BE A **MANDATORY PRE-BID MEETING** FRIDAY,

JULY 15, 2011 AT 10:00 A.M. CLEVELAND CITY HALL, THE DIVISION OF ARCHITECTURE AND SITE DEVELOPMENT, ROOM 517A, CONFERENCE ROOM, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

July 6, 2011 and July 13, 2011

WEDNESDAY, JULY 27, 2011

File No. 116-11 — Constructing and Repairing Catch Basins and Manholes City Wide, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 129.291 of the Codified Ordinances of Cleveland, Ohio, 1976.

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

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** MONDAY, JULY 18, 2011 AT 11:30 A.M. THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

July 6, 2011 and July 13, 2011

FRIDAY, JULY 29, 2011

File No. 117-11 — Lubricants (Re-Bid), for the Divisions of Water, Cleveland Public Power and Water Pollution Control, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, JULY 14, 2011 AT 10:00 A.M. THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, 4TH FLOOR ATRIUM CONFERENCE ROOM, CLEVELAND, OHIO 44114.

July 6, 2011 and July 13, 2011

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

**Tuesday, July 12, 2011
10:00 a.m.**

Public Safety Committee: Present: Conwell, Chair; Polensek, Vice Chair; Brady, Cummins, Dow, Miller, Mitchell, Zone. *Authorized Absence:* Cleveland.

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O—Ordinance; R—Resolution; F—File
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