

# The City Record

Official Publication of the Council of the City of Cleveland



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June the Twenty-Fifth, Two Thousand and Eight

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**Frank G. Jackson**  
Mayor

**Martin J. Sweeney**  
President of Council

**Patricia J. Britt**  
City Clerk, Clerk of Council

Ward	Name
1	Nina Turner
2	Robert J. White
3	Zachary Reed
4	Kenneth L. Johnson
5	Phyllis E. Cleveland
6	Mamie J. Mitchell
7	Fannie M. Lewis
8	Sabra Pierce Scott
9	Kevin Conwell
10	Roosevelt Coats
11	Michael D. Polensek
12	Anthony Brancatelli
13	Joe Cimperman
14	Joseph Santiago
15	Brian J. Cummins
16	Kevin J. Kelley
17	Matthew Zone
18	Jay Westbrook
19	Dona Brady
20	Martin J. Sweeney
21	Martin J. Keane

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[www.clevelandcitycouncil.org](http://www.clevelandcitycouncil.org)

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Nina Turner.....	16204 Sunny Glen Avenue	44128
2	Robert J. White .....	9703 Cardwell Avenue	44105
3	Zachary Reed .....	3734 East 149th Street	44120
4	Kenneth L. Johnson.....	2948 Hampton Road	44120
5	Phyllis E. Cleveland.....	2369 East 36th Street	44105
6	Mamie J. Mitchell.....	12701 Shaker Boulevard, #712	44120
7	Fannie M. Lewis.....	7416 Star Avenue	44103
8	Sabra Pierce Scott.....	1136 East 98th Street	44108
9	Kevin Conwell.....	10647 Ashbury Avenue	44106
10	Roosevelt Coats.....	1775 Cliffview Road	44112
11	Michael D. Polensek.....	17855 Brian Avenue	44119
12	Anthony Brancatelli.....	6924 Ottawa Road	44105
13	Joe Cimperman.....	3053 West 12th Street	44113
14	Joseph Santiago.....	3169 West 14th Street	44109
15	Brian J. Cummins.....	3104 Mapledale Avenue	44109
16	Kevin J. Kelley.....	6608 Woodhaven Avenue	44144
17	Matthew Zone.....	1228 West 69th Street	44102
18	Jay Westbrook.....	1278 West 103rd Street	44102
19	Dona Brady.....	1272 West Boulevard	44102
20	Martin J. Sweeney.....	3632 West 133rd Street	44111
21	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  
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  
Debra Linn Talley, Director, Office of Equal Opportunity

**DEPT. OF LAW** – Robert J. Triozzi, Director, Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel, Barbara A. Langhenry, Chief Counsel, Rm. 106  
Karen E. Martines, 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 – Algeron Walker, 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, Interim Director, 1201 Lakeside Avenue

**DIVISIONS** – 1201 Lakeside Avenue  
Cleveland Public Power – Ivan Henderson, Commissioner  
Street Lighting Bureau – \_\_\_\_\_, Acting Chief  
Utilities Fiscal Control – Dennis Nichols, Commissioner  
Water – John Christopher Nielson, Commissioner  
Water Pollution Control – Ollie Shaw, Commissioner

**DEPT. OF PORT CONTROL** – Ricky D. Smith, Director

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

**DEPT. OF PUBLIC SERVICE** – Jomarjie Wasik, Director, Room 113

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

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

**DIVISIONS:** Air Quality – Richard L. Nemeth, Commissioner  
Environment – Willie Bess, Commissioner, Mural Building, 1925 St. Clair Ave.  
Health – Anjou Parekh, Commissioner, Mural Building, 1925 St. Clair Ave.

**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 PARKS, RECREATION & PROPERTIES** – Michael Cox, Director

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

**DEPT. OF COMMUNITY DEVELOPMENT** – Daryl Rush, Director, 3rd Floor, City Hall  
**DIVISIONS:** Administrative Services – Terrence Ross, Commissioner  
Neighborhood Services – Louise V. Jackson, Commissioner  
Neighborhood Development – Joseph A. Sidoti, Commissioner

**DEPT. OF BUILDING AND HOUSING** – Edward W. Rybka, Director, Room 500  
**DIVISIONS:** Code Enforcement – Tyrone L. Johnson, Commissioner  
Construction Permitting – Timothy R. Wolosz, Commissioner

**DEPT. OF PERSONNEL AND HUMAN RESOURCES** – Trudy Hutchinson, Director, Room 121

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

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

**DEPT. OF CONSUMER AFFAIRS** – Angel Guzman, Director

**COMMUNITY RELATIONS BOARD** – Room 11, Blaine Griffin, Director; Mayor Frank G. Jackson, Chairman Ex-Officio; Rev. Charles Lucas, Jr., Vice-Chairman; Councilman Kevin Conwell, Councilman Brian J. Cummins, Councilman Joe Santiago, Councilman Matthew Zone, City Council Representatives; Charles L. Patton, Jr., Paula Castleberry, Emmett Saunders, John Banno, Kathryn M. Hall, Evangeline Hardaway, Janet Jankura, Gia Hoa Ryan, Rev. Jesse Harris, Magda Gomez, Fred J. Livingstone, Margot James Copeland.

**CIVIL SERVICE COMMISSION** – Room 119, Reynaldo Galindo, President; Rev. Earl Preston, Vice President; Lucille Ambroz, Secretary; Members: Diane M. Downing, Michael L. Nelson.

**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, \_\_\_\_\_, 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 Jomarjie Wasik, Law Director Robert J. Triozzi; Councilman \_\_\_\_\_.

**BOARD OF REVIEW** – (Municipal Income Tax) – Law Director Robert J. Triozzi; Utilities Director \_\_\_\_\_; 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 Joe Cimperman.

**FAIR CAMPAIGN FINANCE COMMISSION** – Chris Warren, C. Ellen Connally, Hillary S. Taylor.

**FAIR EMPLOYMENT WAGE BOARD** – Room 210 – Gerald Meyer, Chair; Angela Caldwell, Vice Chair; Patrick Gallagher, Kathryn Jackson, Draydean McCaleb, Council Member \_\_\_\_\_, Ed Romero.

**FAIR HOUSING BOARD** – Charles See, Chair; \_\_\_\_\_, Vice Chair; Daniel Conway, Doris Honsa, Lisa Camacho.

**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; Councilman Nina Turner.

**POLICE REVIEW BOARD** – Thomas Jones, Board Chair Person; Vernon Collier, Vermel Whalen, Nancy Cronin, Elvin Vauss.

**CLEVELAND LANDMARKS COMMISSION** – Room 519 – Laura M. Bala, Chair; Jennifer Coleman, Vice Chair; Robert N. Brown, Council Member Joe Cimperman, Thomas Coffey, Robert Jackimowicz; Ari Maron, William Mason, Michael Rastatter, Jr., John Torres, N. Kurt Wiebusch, Robert Keiser, Secretary.

**AUDIT COMMITTEE** – Robert Rawson, Chairman; Yvette Ittu, Debra Janik, Bracy Lewis, Don Neebes, 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 Larry A. Jones	14B
Judge Ronald B. Adrine	15A
Judge Marilyn B. Cassidy	12A
Judge Emanuella Groves	13A
Judge Kathleen Ann Keough	13D
Judge Anita Laster Mays	14C
Judge Lauren C. Moore	14A
Judge Charles Patton, Jr.	12B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Michael John Ryan	12C
Judge Angela R. Stokes	15C
Judge Pauline H. Tarver	13C
Judge Joseph J. Zone	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

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 95

WEDNESDAY, JUNE 25, 2008

No. 4933

## CITY COUNCIL

MONDAY, JUNE 23, 2008

### The City Record

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Address all communications to

**PATRICIA J. BRITT**

City Clerk, Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL

2006-2009

#### MONDAY—Alternating

9:30 A.M. — **Public Parks, Property and Recreation Committee:** Johnson, Chair; White, Vice Chair; Brancatelli, Cummins, Kelley, Polensek, Turner.

9:30 A.M. — **Health & Human Services Committee:** Brancatelli, Chair; Cleveland, Vice Chair; Conwell, Kelley, Mitchell, Reed, Santiago.

11:00 A.M. — **Public Service Committee:** Brady, Chair; Turner, Vice Chair; Cleveland, Cummins, Johnson, Polensek, Reed, Santiago, White.

11:00 A.M. — **Legislation Committee:** Cleveland, Chair; Keane, Vice Chair; Cimperman, Lewis, Pierce Scott, Reed, White.

#### MONDAY

2:00 P.M. — **Finance Committee:** Sweeney, Chair; Cimperman, Vice Chair; Brady, Brancatelli, Coats, Conwell, Pierce Scott, Turner, Westbrook, White, Zone.

#### TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Pierce Scott, Chair; Brancatelli, Vice Chair; Brady, Cimperman, Cummins, Coats, Lewis, Westbrook, Zone.

1:30 P.M. — **Employment, Affirmative Action & Training Committee:** Lewis, Chair; Santiago, Vice Chair; Coats, Conwell, Cummins, Johnson, Mitchell.

#### WEDNESDAY—Alternating

10:00 A.M. — **Aviation & Transportation Committee:** Kelley, Chair; Keane, Vice Chair; Brancatelli, Cleveland, Mitchell, Turner, Westbrook.

10:00 A.M. — **Public Safety Committee:** Conwell, Chair; Brady, Vice Chair; Coats, Cummins, Kelley, Mitchell, Polensek, Santiago, Turner.

#### WEDNESDAY—Alternating

1:30 P.M. — **Public Utilities Committee:** Zone, Chair; Reed, Vice Chair; Cleveland, Cummins, Keane, Kelley, Polensek, Santiago, Westbrook.

1:30 P.M. — **City Planning Committee:** Cimperman, Chair, Westbrook, Vice Chair, Conwell, Keane, Lewis, Reed, Zone.

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

**Rules Committee:** Sweeney, Chair; Cleveland, Kelley, Pierce Scott, Polensek.

**Personnel and Operations Committee:** Westbrook, Chair; Kelley, Mitchell, Pierce Scott, Santiago, Sweeney, White.

**Mayor's Appointment Committee:** Coats, Chair; Pierce Scott, Kelley, Sweeney, Westbrook.

### 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

June 18, 2008

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, June 18, 2008, at 10:30 a.m. with Director Triozzi presiding.

Present: Directors Triozzi, Dumas, Acting Directors Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Guzman and Rybka.

Absent: Mayor Jackson.

Others: James Hardy, Commissioner, Purchases and Supplies.  
Debra Linn Talley, Director, Office of Equal Opportunity.

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

#### Resolution No. 284-08.

By Director Dumas.  
Be it resolved by the Board of Control of the City of Cleveland that

under Section 101 of the Charter, Section 181.19 of the Codified Ordinances of Cleveland, Ohio, 1976, and Resolution No. 921-52, adopted by the Board of Control on November 26, 1952, the report of the Commissioner of Purchases and Supplies for the sale of scrap, personal property, and by-products during the month of May, 2008 in the amount of \$46,630.89 attached and made a part of this resolution, is received, approved and ordered filed.

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Guzman, Rybka.

Nays: None.

Absent: Mayor Jackson.

#### Resolution No. 285-08.

By Director Dumas.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of Hess Corporation, except for such terms and conditions as are not acceptable to the Director of Law, for an estimated quantity of natural gas for the various divisions of City government, for the period of one year beginning with the date of execution of the contract, with a one-year option to renew, received on June 4, 2008, under the authority of Ordinance No. 238-08, passed on February 25, 2008, which on the basis of the estimated quantity would amount to \$4,351,200.00, is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 182152

which shall be certified against the contract in the sum of \$217,560.00.

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 subsequent requisitions separately certified against the contract.

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Guzman, Rybka.

Nays: None.

Absent: Mayor Jackson.

#### Resolution No. 286-08.

By Director Dumas.

Be it resolved by the Board of Control of the City of Cleveland that the bid of J & L Door Service Inc., for an estimated quantity of labor and materials necessary to maintain or repair overhead doors, including

manual and electrical overhead doors, rolling doors, security shutters and electric gates for the various divisions of city government, for the period of one year beginning with the date of execution of the contract, received on June 4, 2008, under the authority of Ordinance 729-08, passed on June 2, 2008, which on the basis of the estimated quantity would amount to \$400,000.00 is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition Nos.	170747	\$ 6,500.00
	180909	\$10,000.00
	182168	\$ 3,500.00

which shall be certified against the contract in the sum of \$20,000.00

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 subsequent requisitions separately certified against the contract.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by J & L Door Service Inc. for the above-mentioned service is hereby approved:

Minority Electric (MBE/FBE)	\$20,000.00 5%
--------------------------------	-------------------

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Guzman, Rybka.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 287-08.**

By Interim Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of EnviroCom Construction, Inc. for the public improvement of Water Pollution Control Building Renovations - Phase IV, (Base Bid All Items including the 10% contingency allowance) for the Division of Water Pollution Control, Department of Public Utilities, received on April 18, 2008, under the authority of Ordinance No. 597-03, passed July 16, 2003, upon a unit basis for the improvement, in the aggregate amount of \$2,326,500.00, is affirmed and approved as the lowest responsible bid; and the Director of Public Utilities is authorized to enter into contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by EnviroCom Construction, Inc. for the above-mentioned public improvement is approved:

<u>SUBCONTRACTOR</u> <u>MBE/FBE</u>	<u>WORK</u>
Miles Mechanical MBE	\$ 800,000.00 (34.39%)
Mac Mechanical FBE	\$ 107,000.00 (4.60%)

Century Contractors	\$ 38,000.00 (1.63%)
Spectra Tile	\$ 45,000.00 (1.93%)
Art Comm	\$ 82,000.00 (3.52%)
Unimech	\$ 500,000.00 (21.49%)
London Road Electric	\$ 550,000.00 (23.64%)

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Guzman, Rybka.

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 288-08.**

By: Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Town Center Construction, LLC, for the public improvement of constructing Phase II of the Restroom Renovations at Cleveland Hopkins International Airport, base bid items plus Items A-1 and A-3, for the Department of Port Control, received on February 1, 2008 under the authority of Ordinance No. 359-05, passed May 2, 2005, upon a unit basis for the improvement, in the aggregate amount of \$1,557,950.00, is affirmed and approved as the lowest responsible bid and the Director of Port Control is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved by the Board of Control that the employment of the following subcontractors by Town Center Construction, LLC, is approved:

<u>Subcontractor(s)</u>	<u>MBE/FBE %</u> <u>Amount</u>
Coleman Spohn Corporation	28.88% MBE \$470,000.00
Gratton Building Specialties, Inc.	6.08% FBE \$99,000.00
Duct Fabrication, Inc.	2.15% FBE \$35,000.00
PCL Tile & Stone	8.99% Non MBE/FBE \$140,000.00
B & T Builders	6.74% Non MBE/FBE \$105,000.00
Cleveland Framing Solutions, LLC	6.74% Non MBE/FBE \$105,000.00
Rothermel Electric, Inc.	5.13% Non MBE/FBE \$80,000.00
Kisha & Tabellion Company, LLC	1.80% Non MBE/FBE \$28,000.00
The Cleveland Vicon Co., Inc.	1.35% Non MBE/FBE \$21,000.00

Yeas: Directors Triozzi, Dumas, Interim Director Ciaccia, Directors Smith, Wasik, Interim Director Car-

roll, Directors Flask, Cox, Rush, Hutchinson, Reilly, Fumich, Guzman and Interim Director Rybka.  
Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 289-08.**

By Director Wasik.

Whereas, under the authority of Ordinance No. 988-07 as amended by Ordinance No. 1273-07, passed by the Cleveland City Council on July 11, 2007 and August 8, 2007, respectively, and Board of Control Resolution No. 184-08, adopted April 16, 2008, the Director of Public Service is authorized to enter into a contract with R.W. Beck, Inc. for customer education and awareness of the automated waste collection and recycling Pilot Program for the Division of Waste Collection; and

Whereas, Sections 2 and 3 of Ordinance No. 638-08, passed by the Cleveland City Council on June 2, 2008, authorized the Director of Public Service to enter into contract for additional professional services related to the Pilot Program; and

Whereas, R.W. Beck, Inc. proposed by its May 22, 2008 proposal to provide those additional professional services; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 184-08 adopted April 16, 2008, selecting R.W. Beck, Inc. for customer education and awareness of the automated waste collection and recycling Pilot Program for the Division of Waste Collection, is amended by adding to the scope of services the professional services necessary to collect and analyze data, to provide other professional services that are needed for the Pilot Program, to evaluate the Pilot Program and make recommendations to implement a permanent program, and increasing the contract fee amount from \$19,340 to not to exceed \$50,000.

Be it further resolved that all other provisions of Resolution No. 184-08 not expressly amended above shall remain unchanged and in full force and effect.

**Resolution No. 290-08.**

By Director Cox.

Whereas National Audubon Society, Inc. desires to rent space and operate a summer day camp for twenty five children at the Rockefeller Park Greenhouse during the weeks of June 16 through August 9, 2008; and

Whereas National Audubon Society, Inc. agrees to compensate the City with a lump sum payment of \$3,500 dollars for the use of the Rockefeller Park Greenhouse for the purposes of storage, administration, operation of the summer camp and the use of parking spaces; and

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.04 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Parks, Recreation and Properties is authorized to enter into a concession agreement with National Audubon Society, Inc. to operate a summer day camp using the Rockefeller Park Greenhouse for a period beginning June 16, 2008 and ending August 9, 2008 for a concession fee of \$3,500.00. The concession agreement shall be prepared by the Director of Law and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit public interest.

Yeas: Directors Triozzi, Dumas, Acting Director Withers, Directors Smith, Wasik, Carroll, Flask, Cox, Rush, Hutchinson, Nichols, Fumich, Guzman, Rybka.

Nays: None.

Absent: Mayor Jackson.

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 stated in the examination announcement.

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

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

REYNALDO GALINDO,  
President

## SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, JULY 7, 2008

9:30 A.M.

**Calendar No. 08-115:** Ace Taxi Service

Ace Taxi Service appeals under the authority of Section 76-6 of the Charter of the City of Cleveland from a ruling by the Commissioner of Assessments and Licenses to assess a fine for violation of Section C-1(c), ensure that request for taxicab service is responded to within a reasonable time, as stated in the Rules and Regulations for taxicab drivers and the provisions of Section 443.012 of the Cleveland Codified Ordinances.

**Calendar No. 08-116:** 2011 West 20th Street (Ward 13)

Elizabeth Ilg, owner, appeals to erect an 8' x 21.6' two-story, frame, single family second floor addition to an 1 1/2 story frame dwelling on a 30.24' x 54.75' parcel located in a B1 Two-Family District on the east side of West 20th Street at 2011 West 20th Street; contrary to Section 349.04(a) no parking is provided; one space is required; a maximum gross floor area of 1,688 square feet is provided contrary to Section 355.04(b) that allows fifty percent of

the lot size or 983 square feet; and contrary to Section 357.08(b)(1) a rear yard of 7.8 feet is proposed where the depth may not be less than the height of the main building or 35 feet; and a distance of 7 feet is provided where not less than 10 is required from a main building on an adjoining lot; and a 1 foot minimum interior side yard rather than 3 feet is provided and is contrary to a total of both side yards being an equivalent of not less than 10 feet and contrary to Sections 357.09(2)A and B; and the existing nonconforming use building requires the Board of Zoning Appeals approval according to the provisions of Section 359.01(a) of the Codified Ordinances.

**Calendar No. 08-117:** 3020 West 105th Street (Ward 18)

Khambong Vongsouvanh, owner, appeals to erect a 7' x 20' wolmanized wooden deck at the rear of a one family dwelling on a 25' x 105' corner parcel in a Local Retail Business District on the southwest corner of West 105th Street and Western Avenue at 3020 West 105th Street; contrary to Section 357.07 a setback of 2 feet is provided and the specific building line setback requirement is 5 feet; and the existing nonconforming use dwelling is subject to the Board of Zoning Appeals approval according to the provisions of Section 359.01 of the Codified Ordinances.

**Calendar No. 08-119:** 2800 Clinton Avenue (Ward 13)

Rock Salt, Inc., owner, and Marc Lynn, tenant, appeal to change and expand use by adding entertainment to an existing tavern/restaurant in a one-story building on a 28' x 50' corner parcel located in a Semi-Industry District on the northwest corner of Clinton Avenue and West 28th Street; subject to the limitations of Section 347.12(a), a tavern/restaurant with entertainment shall not be established within 500 feet of a residence district or a church and the proposed use is within 50 feet of a residence district and 400 feet of a church located at West 26th Street and Church Avenue; no accessory off-street parking is provided contrary to Section 349.04(e) that requires a parking area equal to one-third the gross floor area or 4,170 square feet for an accessory off-street parking area; and the expansion of a nonconforming use requires the Board of Zoning Appeals approval according to the provisions of Section 359.01(a) of the Codified Ordinances.

**Calendar No. 08-120:** 668 Euclid Avenue (Ward 13)

668 Atrium, owner, and K & D Development appeal to change the use of an eight-story office building to retail on the first floor and 233 dwelling units on the remaining floors, situated on an acreage through parcel located in an E5 General Retail Business District on the south side of Euclid Avenue at 668 Euclid Avenue; contrary to Section 355.04, a maximum gross floor area of approximately 300,000 square feet is proposed and in an "E" area district, the maximum gross floor area cannot exceed one and one-half times the lot area or 104,841 square feet; and subject to requirements for yards and courts under Section 357.01(c), side and rear yards are required for residence buildings in General Retail Business Districts. No

side yards are proposed contrary to the provisions Section 357.09(b)(2)(C) that requires side yards that are each equal to one-fourth the height of the building; and no rear yard is proposed contrary to the requirement for a rear yard no less than one-half the height of the building as stated in Section 357.08(b)(2) of the Codified Ordinances.

Secretary

## REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JUNE 23, 2008

At the meeting of the Board of Zoning Appeals on Monday, June 23, 2008, the following appeals were heard by the Board.

The following appeals were **Approved:**

**Calendar No. 08-81:** 14700 Miles Avenue

Michael Sudman, owner, and Edwin Hitaj, tenant, appealed to expand the use of an auto wrecking and storage yard to include auto sales and repair in a Semi-Industry District; subject to conditions.

**Calendar No. 08-85:** 3561 West 140th Street

LaManna Properties appealed to establish use for used car sales and storage in a General Industry District; subject to conditions.

**Calendar No. 08-104:** 4101 West 140th Street

Christopher Tindira appealed to erect an 8' x 26' wooden deck in the side yard of a single family residence in an A1 One Family District.

**Calendar No. 08-106:** 2301 Broadview Road

Barbara Scott appealed to construct a deck within the front yard of a one and two story building in a Local Retail Business District; subject to conditions.

**Calendar No. 08-111:** 17119 Lorain Avenue

Patrick Campbell and Tom Leneghan appealed to erect a 270 square foot patio in front of an existing tavern in a Local Retail Business District; subject to condition.

The following appeal was **Denied:**

**Calendar No. 08-102:** 7313 Covert Avenue

Antoinette Brown appealed to add the use of a beauty/hair salon in the basement of a one family dwelling in a B1 Two-Family District.

The following appeals were **Withdrawn:**

None.

The following appeals were **Dismissed:**

None.

The following appeals were **Postponed:**

**Calendar No. 08-68:** 3232 Lakeside Avenue postponed to July 21, 2008.

**Calendar No. 08-83:** 15606 St. Clair Avenue postponed to August 4, 2008.

The following appeals heard by the Board on June 16, 2008 were adopted and approved on June 23, 2008.

The following appeals were **Approved**:

**Calendar No. 08-98:** 3919 Lorain Avenue  
Rach-Land Corporation and Mark Pestak, owner, and Meagen Kresge, tenant, appealed to erect an 8' x 8' chicken enclosure in a Local Retail Business District.

**Calendar No. 08-99:** 3167-69 Scranton Road  
Salwa Race appealed to install two parking spaces in the front yard setback in a Local Retail Business District; subject to conditions.

**Calendar No. 08-42:** 801 Literary Road  
BH&R Properties appealed to restore a nonconforming building in a General Retail Business District; subject to condition.

**Calendar No. 08-80:** 5209 Euclid Avenue  
Community Action Against Addiction appealed to construct a 7 foot high ornamental fence in the actual front yard of an irregular shaped parcel in the Midtown Mixed Use District; subject to condition.

The following appeal was **Denied**:

**Calendar No. 08-91:** 3905 Brooklyn Avenue  
Janae Whitmore appealed to change use from a two family dwelling house to a Group Home in a B1 Two-Family District.

With a motion moved and seconded by the Board, the following appeal will be scheduled for a rehearing:

**Calendar No. 08-97:** 12510 Triskett Road  
Triskett Road Storage LLC, owner, and Clear Channel Outdoor, tenant, appealed to change an existing billboard to a digital electronic billboard unit in a Semi-Industry District.

Secretary

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

NO MEETING

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

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

**Mercedes Cotner  
Committee Room 217  
City Hall, Cleveland, Ohio  
On Wednesday, July 2, 2008  
10:00 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, July 2, 2008, at 10:00 a.m., to consider the following ordinances now pending in the Council:

**Ord. No. 1069-07.**

By Council Member Cummins.  
An ordinance to change the Use, Area and Height Districts of land located on the north and south sides of Denison Avenue between West 16th Street and West 13th Street to Local Retail Business, a 'B' Area District and a '2' Height District (Map Change No. 2237; Sheet No. 6).

**Ord. No. 558-08.**

By Council Member Cummins.  
An ordinance to change the Use, Area and Height Districts of lands located on the north side of Denison Avenue east of West 22nd Place and south of Fern Court shown shaded on the attached map to a Multi-Family Residential District, 'D' Area District and a '2' Height District (Map Change No. 2262; Sheet No. 2).

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

Joseph C. Cimperman  
Chairman  
Committee on City Planning

June 18, 2008 and June 25, 2008

**NOTICE OF PUBLIC HEARING**

**Notice of Public Hearing of the City of Cleveland Records Commission**

Notice is hereby given in accordance with Chapter 149 of the Ohio Revised Code and Chapter 167 of the Codified Ordinances of the City of Cleveland, that the Cleveland Records Commission will hold a public meeting on Friday, June 27, 2008 at 10:30 am in Room 106 City Hall, 601 Lakeside Avenue, Cleveland, Ohio for the purpose of considering records retention and disposal requests.

June 25, 2008

**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, JULY 9, 2008**

**File No. 135-08 — Key's Locks and Hardware,** for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 1033-07, passed by the Council of the City of Cleveland, November 26, 2007.

**THERE WILL BE A MANDATORY PRE-BID MEETING, MONDAY, JUNE 30, 2008 AT 1:30 P.M., CITY HALL, DIVISION OF PURCHASES & SUPPLIES, ROOM 128, 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.**

June 18, 2008 and June 25, 2008

**THURSDAY, JULY 10, 2008**

**File No. 134-08 — Various Appliances,** for the Division of Fire, Department of Public Safety, as authorized by Ordinance No. 920-07, passed by the Council of the City of Cleveland, July 22, 2007.

**THERE WILL BE A NON-MANDATORY PRE-BID MEETING, FRIDAY, JULY 27, 2008 AT 10:00 A.M., THE FIRE DEPARTMENT HEADQUARTERS, CONFERENCE ROOM IN THE BASEMENT, CLEVELAND, OHIO 44113.**

**File No. 137-08 — Purchases and Replacement of Power Unit on Elevator #3 at the West Side Market,** for the Division of Convention Center and Stadium/West Side Market, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1033-07, passed by the Council of the City of Cleveland, November 26, 2007.

**THERE WILL BE A NON-MANDATORY PRE-BID MEETING, TUESDAY, JULY 1, 2008 AT 10:00 A.M., THE WEST SIDE MARKET, LOADING DOCK, 1979 WEST 25TH STREET, CLEVELAND, OHIO 44113.**

June 18, 2008 and June 25, 2008

**FRIDAY, JULY 11, 2008**

**File No. 136-08 — Police Boat**, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 124907, passed by the Council of the City of Cleveland, October 15, 2007.  
THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, MONDAY, JUNE 30, 2008 AT 3:00 P.M., THE EMERGENCY OPERATIONS CENTER, CONFERENCE ROOM #306, 205 WEST SAINT CLAIR AVENUE, CLEVELAND, OHIO 44113.

June 18, 2008 and June 25, 2008

**THURSDAY, JULY 31, 2008**

**File No. 138-08 — Unarmed Uniformed Security Guards**, for the Various Divisions of City Government, including Port Control, Department of Finance, as authorized by Ordinance No. 731-08, passed by the Council of the City of Cleveland, June 2, 2008.

THERE WILL BE A **MANDATORY PRE-BID MEETING**, TUESDAY, JULY 15, 2008 AT 11:00 A.M., CITY HALL, DIVISION OF PURCHASES & SUPPLIES, ROOM 128, 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.**

June 18, 2008, June 25, 2008 and July 2, 2008

**WEDNESDAY, JULY 16, 2008**

**File No. 139-08 — Rehabilitating and Relining Sewers at Various Locations**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 996-03, passed by the Council of the City of Cleveland, July 16, 2003.

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

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** MONDAY, JULY 7, 2008 AT 10:00 A.M., THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

**File No. 140-08 — Dry Cell Batteries**, for the various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 497-08, passed by the Council of the City of Cleveland, June 2, 2008.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** TUESDAY, JULY 8, 2008 AT 2:00 P.M., THE DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

June 25, 2008 and July 2, 2008

**THURSDAY, JULY 17, 2008**

**File No. 141-08 — Cory Recreation Center Floor Repair and De-Watering**, for the Division of Architecture, Department of Public Service, as authorized by Ordinance No. 922-07, passed by the Council of the City of Cleveland, July 11, 2007.

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

THERE WILL BE A **MANDATORY PRE-BID MEETING**, WEDNESDAY, JULY 9, 2008 AT 2:00 P.M., THE CORY RECREATION CENTER, 10510 DREXTEL AVENUE, CLEVELAND, OHIO 44108.

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

June 25, 2008 and July 2, 2008

**FRIDAY, JULY 18, 2008**

**File No. 142-08 — Street Lighting Call Center System**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 443-08, passed by the Council of the City of Cleveland, April 28, 2008.

THERE WILL BE A **MANDATORY PRE-BID MEETING**, THURSDAY, JULY 10, 2008 AT 9:30 A.M., CLEVELAND PUBLIC POWER, THE CENTENNIAL ROOM, 1300 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.**

**File No. 143-08 — Removal of CEI Utility Poles, Mast Arms, Luminares and Attachments**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 442-08, passed by the Council of the City of Cleveland, April 28, 2008.

THERE WILL BE A **MANDATORY PRE-BID MEETING**, THURSDAY, JULY 10, 2008 AT 11:00 A.M., CLEVELAND PUBLIC POWER, THE CENTENNIAL ROOM, 1300 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.**

**File No. 144-08 — Plumbing Repairs and/or Replace Plumbing Equipment**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1926-07, passed by the Council of the City of Cleveland, December 10, 2007.

THERE WILL BE A **MANDATORY PRE-BID MEETING**, FRIDAY, JULY 11, 2008 AT 9:30 A.M., CLEVELAND PUBLIC POWER, 1300 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.**

June 25, 2008 and July 2, 2008

**THURSDAY, JULY 24, 2008**

**File No. 145-08 — Uniforms and Equipment**, for the Division of Emergency Medical Services, Department of Public Safety, as authorized by Section 135.06 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, TUESDAY, JULY 8, 2008 AT 9:00 A.M., THE EMERGENCY MEDICAL SERVICES, 1701 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

**File No. 146-08 — Cleveland City Hall Elevator Modernization**, for the Division of Architecture, Department of Public Service, as authorized by Ordinance No. 485-07, passed by the Council of the City of Cleveland, June 11, 2007.

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

THERE WILL BE A **MANDATORY PRE-BID MEETING** TUESDAY, JULY 8, 2008 AT 10:00 A.M., CLEVELAND CITY HALL, DIVISION OF ARCHITECTURE, ROOM 517, 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.**

**File No. 147-08 — Fence Installation, Maintenance and/or Repair**, for the Various Divisions of Public Utilities, Department of Public Utilities, as authorized by Ordinance No. 345-08, passed by the Council of the City of Cleveland, April 14, 2008.

THERE WILL BE A **MANDATORY PRE-BID MEETING** TUESDAY, JULY 8, 2008 AT 11:00 A.M., THE DIVISION OF WATER POLLUTION CONTROL, RED CONFERENCE ROOM, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

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

June 25, 2008 and July 2, 2008

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**ADOPTED RESOLUTIONS  
AND ORDINANCES**


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NONE

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MEETINGS**


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NO MEETINGS

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

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Denison Ave. (north and south side) — between W. 16th St. & W. 13th St. — change the Use, Area and Height Districts — Local Retail Business, a 'B' Area District and a '2' Height District (O 1069-07) .....	1356