

The City Record

Official Publication of the Council of the City of Cleveland



May the Twenty-Eighth, Two Thousand and Eight

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

The City Record is available online at
www.clevelandcitycouncil.org

Containing	PAGE
City Council	3
The Calendar	3
Board of Control	3
Civil Service	6
Board of Zoning Appeals	6
Board of Building Standards and Building Appeals	7
Public Notice	7
Public Hearings	7
City of Cleveland Bids	8
Adopted Resolutions and Ordinances	9
Committee Meetings	17
Index	18

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, MAY 28, 2008

No. 4929

CITY COUNCIL

MONDAY, MAY 26, 2008

The City Record

Published weekly by the City Clerk,
Clerk of Council under authority
of the Charter of the
City of Cleveland

The City Record is available
online at

www.clevelandcitycouncil.org

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 & 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

May 21, 2008

The regular meeting of the Board
of Control convened in the Mayor's
office on Wednesday, May 21, 2008,
at 10:30 a.m. with Director Triozzi
presiding.

Present: Directors Triozzi, Dumas,
Interim Director Withers, Acting
Director Dangerfield, Directors Wasik,
Carroll, Acting Director H. Smith,
Directors Cox, Rush, Acting Director
Rudman, Directors Nichols, Fumich,
Guzman and Rybka.

Absent: Mayor Jackson.

Others: Deborah Midgett, Acting
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. 233-08.

By Interim Director Withers.

Be it resolved, by the Board of
Control of the City of Cleveland that
all bids received on April 2, 2008, for
the painting of 800 MHz Communi-
cations Towers, for the Office of
Radio Communications System Man-
agement, Department of Public Utili-
ties, under the authority of Ordinance
No. 834-07, passed August 8,
2007, are rejected.

Yeas: Directors Triozzi, Dumas,
Interim Director Withers, Acting
Director Dangerfield, Directors Wasik,
Carroll, Acting Director H. Smith,
Directors Cox, Rush, Acting Director
Rudman, Directors Nichols, Fumich,
Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 234-08.

By Interim Director Withers.

Be it resolved, by the Board of
Control of the City of Cleveland that
all bids received on April 11, 2008
for an estimated quantity of pipe
repair couplings (Group B) for the
Division of Water, Department of
Public Utilities, under the authority
of Section 129.25 of the Codified
Ordinances of Cleveland Ohio, 1976,
are rejected.

Yeas: Directors Triozzi, Dumas,
Interim Director Withers, Acting
Director Dangerfield, Directors Wasik,
Carroll, Acting Director H. Smith,
Directors Cox, Rush, Acting Director
Rudman, Directors Nichols, Fumich,
Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 235-08.

By Interim Director Withers.

Be it resolved by the Board of
Control of the City of Cleveland that
the bid of Disconnect, LLC for an
estimated quantity of labor and
materials necessary to repair and
maintain Supervisory Control and
Data Acquisition (SCADA) System
(all items) for the Division of Water
Pollution Control, Department of
Public Utilities, for a period of two
(2) years beginning with the execu-
tion of a contract, received on April
24, 2008, under the authority of Ordinance
Nos. 2234-05 and 1717-06,
passed January 23, 2006 and November
20, 2006, which on the basis of
the estimated quantity would amount
to \$194,615.00 (3% - Net 10 Days), is
affirmed and approved as the low-
est and best bid, and the Director of
Public Utilities is requested to enter
in requirement contract for the com-

modities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 170765

which shall be certified against the contract in the sum of \$40,000.00.

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

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 236-08.

By Interim Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Craun-Liebing Company for an estimated quantity of labor and materials necessary to repair and maintain pump stations (all items) for the Division of Water Pollution Control, Department of Public Utilities, for a period of two (2) years beginning with the execution of a contract, received on March 26, 2008, under the authority of Ordinance No. 1967-07, passed December 10, 2007, which on the basis of the estimated quantity would amount to \$160,000.00 (0%) is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter in requirement contract for the commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 170764

which shall be certified against the contract in the sum of \$40,000.00.

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

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution 237-08.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 777-07, passed by the Council of the City of Cleveland on June 4, 2007, the firm of O. R. Colan Associates, LLC ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control

as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to survey and appraise real and/or personal property, rights of way and/or easements and other interests in real property, for a period of two years, with two options to renew for additional one year periods, for the various divisions of the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with O. R. Colan Associates, LLC for the above-mentioned services, based upon its proposal dated August 17, 2007, which contract shall be prepared by the Director of Law, shall provide that the compensation to O. R. Colan Associates, LLC for the services authorized shall not exceed \$80,000.00, and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control that the employment of the following subconsultants by O. R. Colan Associates, LLC is approved:

<u>Subconsultant</u>	<u>Percentage</u> <u>Amount</u>
F & C Research, Inc.	15% MBE \$12,000.00
C. P. Braman & Co., Inc.	5% FBE \$ 4,000.00

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 238-08.

By Director Smith.

Resolved, by the Board of Control of the City of Cleveland that the bid of Interline Brands, Inc. d/b/a Am-San, for the necessary items of janitorial maintenance and cleaning supplies, all items, for the various divisions, Department of Port Control, for a period of two years, with two one year options to renew, beginning with the date of execution of a contract, received on March 13, 2008, under the authority of Ordinance No. 192-07, passed on March 12, 2007, which on the basis of the estimated quantity would amount to \$303,500.00, is affirmed and approved as the lowest and best bid, and the Director of Port Control is requested to enter into a requirement contract for the labor and materials necessary, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 175397

which shall be certified against the contract in the sum of \$75,000.00.

The requirement contract shall further provide that the Contractor shall furnish the remainder of the City's requirements for such labor

and materials, whether more or less than the, estimated quantity, as may be ordered under subsequent requisitions separately certified against the contract.

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 239-08.

By Director Smith.

Resolved, by the Board of Control of the City of Cleveland that the bid of Kone, Inc., for the necessary items of labor and materials necessary to maintain and repair existing elevators, escalators and moving walkways, or the replacement of units, if necessary, including installation and removal of existing units, the various divisions of the Department of Port Control, all items, for a period of two years, with two one year options to renew, beginning with the date of execution of a contract, received on April 24, 2008, under the authority of Ordinance No. 1804-07, passed on December 3, 2007, which on the basis of the estimated quantity would amount to \$1,156,744.00, is affirmed and approved as the lowest and best bid, and the Director of Port Control is requested to enter into a requirement contract for the labor and materials necessary, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 175399

which shall be certified against the contract in the sum of \$200,000.00.

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

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 240-08.

By Director Wasik.

Whereas, Board of Control Resolution No. 204-08, authorized the Director of Public Service to enter into contract with Kurtz Brothers, Inc. for disposal of construction and demolition debris, for the Division of Waste Collection and Disposal; and

Whereas, Resolution No. 204-08 incorrectly identified the requisition for the initial purchase under the contract approved; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 204-08, adopted by this Board April 30, 2008, approving the bid of Kurtz Brothers, Inc. as lowest and best for the for disposal

of construction and demolition debris is amended by substituting "Requisition No. 130797" for "Requisition No. 130795", where appearing.

Be it further resolved that all other terms of Resolution No. 204-08 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 241-08.

By Director Wasik.

Resolved by the Board of Control of the City of Cleveland, that all bids received on April 23, 2008, for various vehicle and equipment parts and repair items 1, 2 and 3, for the Division of Motor Vehicle Maintenance, Department of Public Service, under the authority of Section 131.17 of the Codified Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 242-08.

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Fabrizi Trucking and Paving, Inc. for the public improvement of Valleyview Homes Hope VI Phase II, for the Division of Engineering and Construction, Department of Public Service, received on April 16, 2008, under the authority of Ordinance No. 349-08, passed by the Cleveland City Council May 5, 2008, upon a unit basis for the improvement, in the aggregate amount of \$1,096,722.09, is affirmed and approved as the lowest responsible bid, and the Director of Public Service is authorized to enter into contract for the improvement with the bidder.

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

McTech Corp.
5000 Crayton Avenue
Cleveland, Ohio 44101
(MBE) — \$50,000.00 — 4.56%

Cook Paving & Construction
11880 Brookpark Road
Brooklyn, Ohio 44130
(MBE) — \$125,000.00 — 11.40%

Friedel Trucking
5714 Archmere Avenue
Cleveland, Ohio 44114
(FBE) — \$60,000.00 — 5.31%

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith,

Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 243-08.

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Stevens Painton Corporation, for the public improvement of the building improvements for the Channel 23 office renovations, base bid, for the Department of Public Service, received on April 2, 2008, under the authority of Ordinance No. 489-07, passed June 4, 2007, and amended by Ordinance No. 1874-07, passed January 7, 2008, for a gross price for the improvement in the aggregate amount of \$21,658, is affirmed and approved as the lowest responsible bidder, and the Director of Public Service 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 Stevens Painton Corporation is approved:

<u>Subcontractor</u> <u>MBE/FBE</u>	<u>Amount</u> <u>Percentage</u>
Standard Plating	\$ 800.00 36.94%
Messina Floors	\$4,800.00 22.16%
Missari Electric	\$4,012.00 18.52%
The Dependable Painting Co. FBE	\$3,750.00 17.31%

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 244-08.

By Director Flask.

Resolved by the Board of Control of the City of Cleveland that the bid of Hubb Systems, LLC, d.b.a. Data911 for an estimated amount of Mobile Data Computer, items number 1 thru item number 5, for the Division of Police, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract, received on April 17, 2008, under the authority of Ordinance No. 916-07, passed July 11, 2007, which on the basis of the estimated quantity would amount \$2,726,780, is affirmed and approved as the lowest and best bid, and the Director of Public Safety 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. 160288
as specified,

which shall be certified against such contract in the sum of \$1,052,600.00.

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, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 245-08.

By Director Cox.

Whereas, under the authority of Ordinance No. 69-08, passed March 10, 2008, by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized, by and at the direction of the Board of Control, to purchase the following described property for the public purpose of storage and parking of City-owned vehicles and equipment, located at 9314-9316 Kennedy Avenue, Cleveland, Ohio 44104, also known as Permanent Parcel Numbers 126-15-025 and 126-15-105; and

Whereas, Ordinance No. 69-08 provided that the consideration to be paid for the property shall be the fair market value as determined by the Board of Control and not to exceed \$43,750.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 69-08, passed by the Council of the City of Cleveland on March 10, 2008, the consideration to be paid for the property to be purchased, located at 9314-9316 Kennedy Avenue, Cleveland, Ohio 44104, and also known as Permanent Parcel Numbers 126-15-025 and 126-15-105, is fixed at \$21,600.00, which amount is determined to be the fair market value.

Be it further resolved that the Director of Parks, Recreation and Properties is authorized to execute all necessary documents to acquire the property and to employ and pay all fees for title companies, surveys, escrows, appraisers, environmental audits, and all other costs necessary for the acquisition of the property which document shall contain such additional terms and conditions as the Director of Law shall deem necessary to protect and benefit the public interest.

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.
Absent: Mayor Jackson.

Resolution No. 246-08.

By Director Cox.

Resolved, by the Board of Control of the City of Cleveland that bids received on March 28, 2008 for items A, B, F, H, I, J, L and O for weight equipment for Earle B. Turner

Recreation Center, Department of Parks, Recreation and Properties, under the authority of Ordinance No. 294-08, passed by the Council of the City of Cleveland on February 25, 2008, are rejected.

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 247-08.

By Director Cox.

Resolved, by the Board of Control of the City of Cleveland that the bid of Tom Paige Catering Company for an estimated quantity of meals for the 2008 Summer Food Program (all items) for the Division of Recreation, Department of Parks, Recreation and Properties, for the period of 3 months, beginning with the date of execution of a contract, received on the 24th day of April 2008, under the authority of Ordinance No. 448-08, passed April 21, 2008, which on the basis of the estimated quantity would amount for breakfast and lunch meals to \$147,849.98 is affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is requested to enter into requirement contract for the commodities, which shall provide for the immediate purchase as the initial amount of the contract of the following:

Requisition No. 181281

which shall be certified against such contract in the sum of \$125,000.00.

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

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 248-08.

By Director Cox.

Resolved, by the Board of Control of the City of Cleveland that the bid of Barber's Chemicals Incorporated for an estimated quantity of Pool Chemicals, Item I., 1, 2 and 5 for the Division of Recreation, Department of Parks, Recreation and Properties, for the period one (1) year beginning with the date of execution of a contract, received on the 2nd day of May 2008, 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 \$116,896.00 is affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is requested to enter into a require-

ment contract for such commodities, which shall provide for the immediate purchase, as the initial amount of the contract, of the following:

Requisition No. 181283

which shall be certified against the contract in the sum of \$70,000.00.

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

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and Rybka.

Nays: None.

Absent: Mayor Jackson.

Resolution No. 249-08.

By Director Cox.

Resolved, by the Board of Control of the City of Cleveland that the bid of The Ohio Pool Equipment & Supply Company DBA O.P. Aquatics for an estimated quantity of Pool Chemicals, Item I., 3 for the Division of Recreation, Department of Parks, Recreation and Properties, for the period one (1) year beginning with the date of execution of a contract, received on the 2nd day of May 2008, 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 \$7,224.00 is affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase, as the initial amount of the contract, of the following:

Requisition No. 181282

which shall be certified against such contract in the sum of \$6,000.00.

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

Yeas: Directors Triozzi, Dumas, Interim Director Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Acting Director Rudman, Directors Nichols, Fumich, Guzman and 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 slated in the examination announcement.

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

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

REYNALDO GALINDO,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, JUNE 9, 2008

9:30 A.M.

Calendar No. 08-90: 9310 Amesbury Avenue (Ward 7)

Amesbury-Rosalind Estates, owner, appeal to install a 6 foot high chain link fence in the actual front yard of an acreage parcel located in a Multi-Family District on the south side of Amesbury Avenue at 9310 Amesbury Avenue; the fence and height being contrary to the Fence Regulations, where a fence in the actual front yard of a residence district may not exceed 4 feet in height and must be an ornamental fence, according to Section 358.04(a) and (c) of the Codified Ordinances.

Calendar No. 08-93: 18235 Euclid Avenue (Ward 10)

The NRP Group LLC, owner, appeals to erect Phase 1 of a 2 phase elderly housing apartment building, proposed to be on an acreage parcel located in a Multi-Family District on the north side of Euclid Avenue at 18235 Euclid Avenue; the proposed phase 1 construction places the building directly on the property line and no front yard is provided across the full width of the lot, where a front yard equal to fifteen percent of the depth of the lot is required, as stated in Section 357.04(a) of the Codified Ordinances.

Calendar No. 08-94: 18300 Woda Avenue (Ward 1)

The Cleveland Metropolitan School District, owner, appeals to construct a 57,460 square foot Kindergarten through Eighth Grade school on an acreage parcel in a One-Family District on the south side of Woda Avenue between

Wendy and Jo Ann Avenues at 18300 Woda Avenue; contrary to Sections 349.04(c)(e) there is a parking deficiency of 23 spaces, where the one space required for each staff person equals 19 spaces, and one space per six seats for the gymnasium bleachers equals 72 spaces, or a total of 91 spaces where 68 are provided; and the provisions of Section 349.07(b) require that accessory off-street parking spaces be provided with wheel or bumper guards that are located so that no part of the parked vehicle extends beyond such parking space; and parking is arranged so that vehicles are parked and pull off directly from and into the street, where a driveway to provide accessibility to accessory off-street parking spaces shall be located and arranged to minimize traffic congestion, as stated in Section 349.07(c) of the Codified Ordinances.

Calendar No. 08-96: 4028 East 144th Street (Ward 1)

June Rodgers, owner, appeals to erect a frame handicap ramp, 36 inches wide by 33 feet long, at the front of a single family dwelling on a 42' x 112.86' parcel in a Two-Family District on the west side of East 144th Street at 4028 East 144th Street; contrary to the Area Regulations, a ramp is not a permitted yard encroachment in the front yard as stated in Section 357.13 of the Codified Ordinances.

Calendar No. 08-100: 9800 Prince Avenue (Ward 2)

Tonya Diggs, owner, appeals to establish use as a Type A day care a one family dwelling on a 40.02' x 70' parcel located in a Two-Family District on the south side of Prince Avenue at 9800 Prince Avenue; and the use proposed in a Residence District must be 30 feet from any adjoining premises and is subject to the Board of Zoning Appeals approval, according to the provisions of Section 337.02(f)(3)(c) of the Codified Ordinances.

Calendar No. 08-101: 11025 Magnolia Drive (Ward 8)

Montessori Development Partnerships, owner, appeal for a change of use from a one family residence to a use for a high school a three-story brick dwelling on a 100.20' x 185' parcel, located in an AA1 Limited One-Family District on the north side of Magnolia Drive at 11025 Magnolia Drive; subject to the provisions of Sections 337.01(a)(2), a school building and uses in a Limited One-Family District require the Board of Zoning Appeals review and approval to determine after public notice and hearing if there are appropriate safeguards and such special conditions as the Board may deem necessary, and if in the judgment of the Board such uses and buildings are appropriately located and designed and will meet a community need without adversely affecting the neighborhood.

Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

TUESDAY, MAY 27, 2008

At the meeting of the Board of Zoning Appeals on Tuesday, May 27, 2008, the following appeals were heard by the Board.

The following appeals were **Approved:**

Calendar No. 08-78: 3239 West 73rd Street

James McCoy appealed to construct a new one-story HVAC shop and office building on a parcel located in a Two-Family and Multi-Family split zoning district; subject to condition.

Calendar No. 08-82: 1725 Fulton Road

Michael Dougherty appealed to erect a 7 foot by 10 foot wolmanized wooden landing and stair to an existing second floor rear porch of a single family dwelling in a B1 Two-Family District.

Calendar No. 08-84: 9718-22 Buckeye Road

Bryant Johnson appealed to establish use as a parking lot proposed to be on a consolidated parcel in a General Retail and Semi-Industry split zoning district; subject to condition.

The following appeal was **Withdrawn:**

Calendar No. 08-49: 1455 East 185th Street

E-Poch Properties, owner, and Safe Soil LLC, Tenant, appealed to operate outdoor leaf and wood composting and a storage use on acreage located in a B1 Residence Industry and B3 General Industry split zoning district.

The following appeal was **Dismissed:**

None.

The following appeals were **Postponed:**

Calendar No. 08-77: 3909 West 140th Street postponed to June 9, 2008.

Calendar No. 08-80: 5209 Euclid Avenue postponed to June 16, 2008.

Calendar No. 08-27: 13013 Corlett Avenue postponed to July 14, 2008.

The following appeals heard by the Board on May 19, 2008 were adopted and approved on May 27, 2008.

Calendar No. 08-71: 10012 Meech Avenue

John McCurley appealed to install 7 foot high solid wooden fence in the actual front yard of a parcel in a General Industry District.

Calendar No. 08-72: 9906 Meech Avenue

Waterlox Coatings Corporation appealed to install 7 foot high solid

wooden fence in the actual front and interior side yards of a parcel in a General Industry District.

Calendar No. 08-74: 2633 East 114th Street

Charleen Johnson-Miller appealed to erect a 26' x 40' accessory garage on a 40' x 173.58' in a Two-Family District.

Calendar No. 08-75: 7814 Cedar Avenue

Mahmoud Jaber appealed to erect a retail building and accessory 11 space parking lot on a corner parcel in split zoning between General Retail and Multi-Family Districts; subject to condition.

Calendar No. 08-6: 3588 Martin Luther King Jr. Boulevard

Cleveland Metropolitan School District appealed to construct a two-story Kindergarten through Eighth Grade School in a B1 Two-Family District; subject to condition.

The following appeal was **Denied:**

Calendar No. 08-60: 4491-93 Pearl Road

The Hannemann Trust, vendors, Robert Cutler and Donald Nicholson, vendees, and Luis Muniz, prospective tenant appealed to establish use for piercing and tattooing in a Local Retail business 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 Cleveland City Council
Committee on
Community and Economic
Development**

**Mercedes Cotner Committee Room
Cleveland City Hall
601 Lakeside Avenue, Room 217
Tuesday, June 3, 2008
9:30 a.m.**

Notice is hereby given in accordance with Chapter 324 of the Codified Ordinances of Cleveland, OH that the Council Committee on Community and Economic Development will hold a Public Hearing on Tuesday, June 3, 2008 at 9:30 a.m. in the Mercedes Cotner Committee Room, Cleveland City Hall, 601 Lakeside Avenue, Room 217 Cleveland, Ohio to consider Ordinance No. 504-08,

relating to the existence of blight at the following property and the necessity of acquiring said property to eliminate the blight and prevent its recurrence:

11850 LORAIN AVENUE.

All interested persons are encouraged to attend or be represented at the Public Hearing in order to be heard and to present their views.

Sabra Pierce Scott,
Chairwoman
Community and Economic
Development Committee

May 7, 2008, May 14, 2008, May 21, 2008
and May 28, 2008

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 Monday, June 9, 2008
9:00 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Monday, June 9, 2008, at 9:00 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. 1266-07.

By Council Member Turner.
An ordinance changing the Use Districts of property located on the north and south sides of Miles Avenue between East 167th Street and the City Boundary to RA-2 Townhouse and Residence Industry as shown on the attached map (Map Change No. 2239, Sheet No. 10).

Ord. No. 1268-07.

By Council Member Zone.
An ordinance changing the Use Districts of parcels on the north and south sides of Lorain Road between West 80th Street and West 73rd Street to a Local Retail Business District (Map Change No. 2240, Sheets 1 & 2).

Ord. No. 2023-07.

By Council Member Cimperman.
An ordinance to change the zoning of parcels on the northeast corner of Marquette Street and Saint

Clair Avenue from Semi-Industry to Local Retail Business (Map Change No. 2247 Sheet No. 4).

Ord. No. 460-08.

By Council Member Zone.
An emergency ordinance to amend Section 1 of Ordinance No. 1977-07, passed January 28, 2008, relating to the establishment of the Franklin-West Clinton Historic District.

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).

Ord. No. 559-08.

By Council Member Santiago.
An ordinance expanding the Clark Metro Business Revitalization District to include lands along Clark Avenue between Fulton Road and Walworth Avenue as shown shaded on the attached map (Map Change No. 2260, Sheet Numbers 1 & 2).

Ord. No. 560-08.

By Council Member Zone.
An ordinance establishing a Pedestrian Retail Overlay (PRO) District on Detroit Avenue and Lake Avenue between West 48th Street and West 7th Street shown shaded on the attached map (Map Change No. 2261, Sheet Number 1).

Ord. No. 567-08.

By Council Member Brady.
An emergency ordinance establishing the Lorain Variety Historic District (Map Change No. 2259, Sheet No. 2).

Ord. No. 653-08.

By Council Member Cimperman.
An ordinance to change the Use District of land located on the north east corner of East 55th Street and Superior Avenue, shown shaded on the attached map, from General Retail Business to Residence Office District. (Map Change Number 2263, Sheet No. 4).

Ord. No. 703-08.

By Council Member Cimperman.
An ordinance to change the Use District of land located on the southeast corner of East 55th Street and Saint Clair Avenue, shown shaded on the attached map, from General Retail Business to Residence Office District. (Map Change Number 2264, Sheet No. 4).

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

Joseph C. Cimperman
Chairman
Committee on City Planning

May 28, 2008 and June 4, 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."

FRIDAY, JUNE 13, 2008

File No. 119-08 — Reclaimed or Virgin Asphalt, for the Division of Streets, Department of Public Service, as authorized by Ordinance No. 273-08, passed by the Council of the City of Cleveland, March 31, 2008.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, MAY 29, 2008 AT 10:00 A.M., THE DIVISION OF STREETS, CONFERENCE ROOM #25, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

May 21, 2008 and May 28, 2008

WEDNESDAY, JUNE 11, 2008

File No. 123-08 — Gordon Park Playground Site Improvements, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 690-07, 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.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, THURSDAY, JUNE 5, 2008 AT 10:00 A.M., THE BURKE LAKEFRONT AIRPORT, FIRST FLOOR CONFERENCE ROOM, 1501 NORTH MARGINAL ROAD, CLEVELAND, OHIO 44114.

File No. 121-08 — Mayor's Office Complex Carpeting, 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 A 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 THURSDAY**, JUNE 5, 2008 AT 11:00 A.M., THE 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.

May 28, 2008 and June 4, 2008

WEDNESDAY, JUNE 18, 2008

File No. 124-08 — Purchase, Delivery and Installation of Three Digital Plotters with Maintenance and Supplies, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1734-07, passed by the Council of the City of Cleveland, November 12, 2007.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING**, TUESDAY, JUNE 10, 2008 AT 10:00 A.M., THE CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 125-08 — Labor and Materials Necessary to Service and Maintain Elevators, for the Division of Public Safety Administration, Department of Public Safety, 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**, FRIDAY, JUNE 6, 2008 AT 10:30 A.M., THE PUBLIC SAFETY DEPARTMENT, CONFERENCE ROOM 230, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

May 28, 2008 and June 4, 2008

THURSDAY, JUNE 19, 2008

File No. 122-08 — HVAC/R Supplies and Equipment, for the Division of Property Management, 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 WEDNESDAY**, JUNE 11, 2008 AT 2:30 P.M., THE DIVISION OF PROPERTY MANAGEMENT, 4150 EAST 49TH STREET, BUILDING #2, UPSTAIRS CONFERENCE ROOM, CLEVELAND, OHIO 44105.

May 28, 2008 and June 4, 2008

WEDNESDAY, JUNE 25, 2008

File No. 120-08 — Labor and Materials Necessary to Maintain Fire Alarm Systems Including Inspection, Repair and Related Services, for the Division of Property Management, 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 FRIDAY**, JUNE 13, 2008 AT 2:30 P.M., THE DIVISION OF PROPERTY MANAGEMENT, 4150 EAST 49TH STREET, BUILDING #2, UPSTAIRS CONFERENCE ROOM, CLEVELAND, OHIO 44105.

May 28, 2008 and June 4, 2008

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 826-08. By Council Member Cimperman. An emergency resolution withdrawing objection to the renewal of a D5 and D6 Liquor Permit at 1261-65 West 6th Street and repealing Resolution No. 1297-06 and 1139-07, objecting to said renewal.

Whereas, this Council objected to a D5 and D6 Liquor Permit to 1261-65 West 6th Street by Resolution No. 1297-06 adopted by the Council on August 9, 2006 and Resolution No. 1139-07 adopted by the Council on July 11, 2007; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

Whereas, this resolution constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That objection to a D5 and D6 Liquor Permit to 1261-65 West 6th Street, CTLJ, Inc. DBA Spy Bar, 1261-65 West 6th Street, Cleveland, Ohio 44113, Permanent Number 1171178, be and the same is hereby withdrawn and Resolution No. 1297-

06 and 1139-07, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

Section 2. That this resolution is hereby declared to be an emergency measure and provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted May 19, 2008.
Effective May 21, 2008.

Res. No. 827-08.

By Council Member Turner.

An emergency resolution objecting to the transfer of ownership of a D2, D2X, D3, D3A and D6 Liquor Permit to 14731 Miles Avenue.

Whereas, Council has been notified by the Department of Liquor Control of an application for the transfer of ownership of a D2, D2X, D3, D3A and D6 Liquor Permit from J R R & R, Inc., DBA J Roys Lounge and Deli, 14731 Miles Avenue and patio, Cleveland, Ohio 44128, Permanent Number 4182874 to TT & B, Inc., DBA Atmosphere Bar and Grill, 14731 Miles Avenue and patio, Cleveland, Ohio 44128, Permanent Number 8774196; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

Whereas, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Department of Liquor Control are prevented reasonable access to the establishment; and

Whereas, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

Whereas, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That Council does hereby record its objection to the transfer of ownership of a D2, D2X, D3, D3A and D6 Liquor Permit from J R R & R, Inc., DBA J Roys Lounge and Deli, 14731 Miles Avenue and patio, Cleveland, Ohio 44128, Permanent Number 4182874 to TT & B, Inc., DBA Atmosphere Bar and Grill, 14731 Miles Avenue and patio, Cleveland, Ohio 44128, Permanent Number 8774196; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted May 19, 2008.

Effective May 21, 2008.

Res. No. 831-08.
By Council Member Cimperman.
An emergency resolution urging the Ohio House of Representatives to support the passage of H.B. 419, which will create the offense of intimidation of a homeless person.

Whereas, Ohio ranks fourth among twenty-six states reporting 2007 violence against homeless persons; and

Whereas, the City of Cleveland has had ten incidents of crimes against homeless persons out of thirteen reported in Ohio in 2007; and

Whereas, the National Coalition for the Homeless and National Law Center on Homeless and Poverty has reported the increase of violence against the homeless; and

Whereas, the Ohio Legislature is considering additional penalties for crimes against the homeless by the introduction of H.B. 419; and

Whereas, H.B. 419 would provide additional deterrence to those who prey against the homeless; and

Whereas, H.B. 419 would provide law enforcement, prosecution and court officials with additional laws to protect the homeless; and

Whereas, this Council, to combat violence against homeless persons, has introduced legislation that would increase the penalty for crimes committed against the homeless in the City of Cleveland; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health, or safety, now, therefore,

Be it resolved by the Council of the City of Cleveland:

Section 1. That this Council urges

the Ohio House of Representatives to support the passage of H.B. 419, which will create the offense of intimidation of a homeless person.

Section 2. That the Clerk of Council is hereby directed to transmit copies of this resolution to Ted Strickland, the Governor of the State of Ohio, John Husted, the Speaker of the House, Mike Foley, Ohio House of Representatives.

Section 3. That this resolution is hereby declared to be an emergency measure and provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Adopted May 19, 2008.

Effective May 21, 2008.

Ord. No. 1614-07.

By Council Member White.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on Ella Avenue to Martin E. Liptak.

Whereas, the City of Cleveland has elected to adopt and implement the procedures under Chapter 5722 of the Ohio Revised Code to facilitate reutilization of nonproductive lands situated within the City of Cleveland; and

Whereas, real property acquired under the City's Land Reutilization Program is acquired, held, administered and disposed of by the City of Cleveland through its Department of Community Development under the terms of Chapter 5722 of the Ohio Revised Code and Section 183.021 of Codified Ordinances of the City of Cleveland, 1976; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 134-15-042, 134-15-043, 134-15-044 and 134-15-057, as more fully described below, to Martin E. Liptak.

Section 2. That the real property to be sold pursuant to this ordinance is more fully described as follows:

P. P. No. 134-15-042

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly part of Sublot of No.9 and the Southwesterly part of Sublot 8 in the Marie Ebdings's Re-Subdivision of part of Original Lot No. 464 as shown by the recorded plat in Volume 31 of Maps, Page 7 of Cuyahoga County Records. Said parts of Sublot Nos. 9 and 8 together forming a parcel of land having a frontage of 60 feet on Ella Avenue, S.E. extending back 60 feet on the

Northwesterly side and 42 feet on the Northeasterly side, be the same more or less but subject to all legal highways.

P. P. Nos. 134-15-043, 134-15-044
and 134-15-057

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all of Sublot No. 7 and part of Sublot Nos. 8 and 9 in Marie Ebdings Re-Subdivision of S.H. Webbs Subdivision of a part of Original One Hundred Acre Lot No. 46 as recorded in Volume 31 of Maps, Page 7 of Cuyahoga County Records bounded and described as follows:

Beginning in the Northerly line of Ella Avenue with the Westerly line of a 10 foot alley, being the Southeast corner of Sublot No. 7 in said Re-Subdivision; thence Northerly along said Westerly line of said alley, a distance of 106.48 feet to the Northeast corner of said Sublot No. 7; thence Westerly along the Northerly line of Sublot No. 7 a distance of 40.00 feet to the Northwest corner thereof; thence along said Westerly line of Sublot No. 7, a distance of 2.80 feet to the Northerly corner of Sublot No. 9 in said Re-Subdivision; thence Southerly along the Westerly line of Sublot No. 9, a distance of 94.99 feet to the most Northerly corner of land conveyed to Northfield Improvement Company by deed recorded in Volume 5695, Page 190 of Cuyahoga County Records; thence Southerly along said Easterly line of land, 42.00 feet to the Northerly line of Ella Avenue; thence Easterly along the Northerly line of Ella Avenue, a distance of 94.22 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 3. That all documents necessary to complete the conveyance authorized by this ordinance shall be executed within six (6) months of the effective date of this ordinance. If all of the documents are not executed within six (6) months of the effective date of this ordinance, or such additional time as may be granted by the Director of Community Development, this ordinance shall be repealed and shall be of no further force or effect.

Section 4. That the consideration for the subject parcel shall be established by the Board of Control and shall be not less than Fair Market Value taking into account such terms and conditions, restrictions and covenants as are deemed necessary or appropriate.

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

Section 6. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

Ord. No. 268-08.

By Council Member Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Finance to employ one or more professional consultants to provide support and maintenance for Mitel Telecommunication PBX telecommunication equipment that provides dial tone and telecommunication services for the Division of Cleveland Public Power, for a period not to exceed one year.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Finance is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide support and maintenance for Mitel Telecommunication PBX telecommunication equipment that provides dial tone and telecommunication services for the Division of Cleveland Public Power, for a period not to exceed one year.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Finance from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Finance for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, and approved and certified by the Director of Finance.

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund No. 70 SF 101, Request No. 142295.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

Ord. No. 641-08.

By Council Members Pierce Scott and Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into contracts with one or more non-profit agencies to operate a community garden program.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Community Development is authorized to enter into contracts with one or more non-profit agencies to operate a community gardening program.

Section 2. That the cost of the contract or contracts shall not exceed \$100,000.00, and shall be paid from Fund No. 14 SF 034 Request No. 178631.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

Ord. No. 678-08.

By Council Member Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Finance to enter into one or more contracts with CedarCrestone, Inc. for professional services necessary to maintain and support the PeopleSoft Financial Management System, for a period of one year, with three one-year options to renew, the second of which is exercisable through additional legislative authority.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Finance is authorized to enter into one or more contracts with CedarCrestone, Inc. for professional services necessary to maintain and support the PeopleSoft Financial Management System, in the total sum not to exceed \$36,000, for the Department of Finance, for a period of one year, with three one-year options to renew. The first of the one-year options to renew may be exercised by the Director of Finance, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. If such additional legislative authority is granted and the second of the one-year

options to renew is exercised, then the third of the one-year options to renew may be exercisable at the option of the Director of Finance, without the necessity of obtaining additional authority of this Council. The contract or contracts shall be paid from Fund No. 01-151100-632000, Request No. 181508.

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

Ord. No. 683-08.

By Council Members Johnson and Sweeney (by departmental request).

An emergency ordinance authorizing the Directors of Parks, Recreation and Properties and Finance to enter into one or more contracts with the Cleveland Board of Education to conduct recreational, cultural, and extracurricular programs for the benefit of school children during the 2007-08 school year.

Whereas, under Ordinance No. 1025-A-95, passed June 28, 1995, tax revenues from levying the parking facility tax and increases in the motor vehicle lessor tax and the admission tax can be used to fund recreational, cultural, and extracurricular programs within the Cleveland School system; and

Whereas, the Joint Board established by Ordinance No. 1025-A-95 has recommended that a portion of the tax proceeds be used to fund a number of recreational, cultural, and extracurricular programs for City school children during the 2007-08 school year, including dance, drama, instrumental, vocal, cheerleading, aquatic, sports, and academic enrichment programs; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Directors of Parks, Recreation and Properties and Finance are authorized to enter into one or more contracts with the Board of Education of the Cleveland City School District to conduct various recreational, cultural and extracurricular programs for the benefit of City school children during the 2007-08 school year, under the program description contained in File No. 683-08-A. The cost of the contract or contracts shall not exceed \$2,000,000 and shall be payable from the fund or funds to which are credited the proceeds of the taxes levied under Ordinance No. 1025-A-95, passed June 28, 1995, under terms and conditions as are acceptable to the Director of Law.

Section 2. That this ordinance is declared to be an emergency mea-

sure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

Ord. No. 730-08.
By Council Member Sweeney (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of long distance telecommunications network services, equipment, peripheral ancillary devices, and maintenance, for the Division of Information Technology and Services, Department of Finance, for a period of one year with two one-year options to renew, the second of which is exercisable through additional legislative authority.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Finance is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements of the necessary items of long distance telecommunications network services, equipment, peripheral ancillary devices, and maintenance, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Information Technology and Services, Department of Finance, for a period of one year with two one-year options to renew. The first of the one-year options to renew may be exercised by the Director of Finance, without the necessity of obtaining additional authority of this Council. The second of the one-year options to renew may not be exercised without additional legislative authority. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the costs of the contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or

contracts certified by the Director of Finance.

Section 3. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative agreements using state procedures. The Director of Finance may sign all documents with the State of Ohio or any of its political subdivisions that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

Ord. No. 746-08.
By Council Members Brancatelli and Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Alcohol and Drug Addiction Services Board of Cuyahoga County for the Mental Health and Substance Abuse Prevention Program; to enter into one or more contracts with various agencies; to enter into one or more requirement contracts necessary to implement the grant; and to enter into an agreement with the Board for the City to receive payments from the Medicaid program.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to apply for and accept a grant in the approximate amount of \$353,844 and any other funds that may become available during the grant term, from the Alcohol and Drug Addiction Services Board of Cuyahoga County to conduct the Mental Health and Substance Abuse Prevention Program; that the Director of Public Health is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the summary for the grant contained in the file described below.

Section 2. That the summary for the grant, File No. 746-08-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation and shall not be changed without additional legislative authority, is approved in all respects.

Section 3. That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

Section 4. That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

Section 5. That the Director of Public Health is authorized to charge and accept fees from participants of this program, according to the sliding fee scale placed in the file, and to deposit those fees into a revolving fund which will be used to provide additional materials equipment, supplies, and services under the program described in the file, and the funds are appropriated for that purpose.

Section 6. That the Director of Public Health is authorized to enter into one or more contracts with and make payments to various agencies to implement the program as described in the file.

Section 7. That the Director of Public Health is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements during the term of the grant of the necessary items of materials, equipment, supplies, and services necessary to implement the grant, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Health. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 8. That the costs of the contracts authorized by this ordinance shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director.

Section 9. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative agreements using state procedures. The Director of Public Health may sign all documents with the State of Ohio or any of its political subdivisions that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 10. That the Director of Public Health is authorized to enter into an agreement with the Alcohol

and Drug Addiction Services Board of Cuyahoga County for the City to receive payments from the Medicaid programs for alcohol and drug addiction services provided by the City.

Section 11. That the costs of the contract or contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds, Medicaid payments accepted under this ordinance, and from the fund or funds to which are credited any fees received under this program.

Section 12. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

Ord. No. 747-08.

By Council Members Brancatelli and Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Cuyahoga County Board of Health for the Public Health Infrastructure Program; authorizing the Director to employ one or more professional consultants to provide marketing, education, and awareness services; to enter into one or more requirement contracts necessary to implement the program; to enter into one or more contracts with Executive Information Systems LLC to acquire license updates and any upgrades for SAS; authorizing the purchase or lease of television and radio advertising time and other media; and authorizing the Director to enter into one or more contracts with various agencies necessary to implement the program.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to apply for and accept a grant in the approximate amount of \$211,570, and any other funds as they become available during the grant term, from the Cuyahoga County Board of Health to conduct the Public Health Infrastructure Program; that the Director of Public Health is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the administrative summary for the grant contained in the file described below.

Section 2. That the summary for the grant, File No. 747-08-A, made a

part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation and shall not be changed without additional legislative authority, is approved in all respects.

Section 3. That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

Section 4. That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

Section 5. That the Director of Public Health is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide marketing, education, and awareness services.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Health from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Health for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Health, and certified by the Director of Finance.

Section 6. That the Director of Public Health is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the necessary items of equipment and supplies needed to implement the program. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control shall determine. Alternate bids for a period less than the grant term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 7. That the costs of the requirement contracts authorized by this ordinance shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director.

Section 8. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative agreements using state procedures. The Director of Public Health may sign all documents with the State of Ohio or any of its political subdivisions that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 9. That the Director of Public Health is authorized to enter into one or more contracts with Executive Information Systems LLC for the acquisition of one or more license updates and any upgrades for SAS, including but not limited to installation, design, training, testing, technical support, server components, integration software and software maintenance for a period of one year.

Section 10. That the Director of Public Health is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the purchase or lease, during the grant term, of television and radio advertising time and other media, for the Department of Public Health.

Section 11. That the Director of Public Health is authorized to enter into one or more contracts with various entities for the implementation of the program as described in the file.

Section 12. That the cost of the contracts authorized by this ordinance shall be paid from the fund or funds which are credited the grant proceeds accepted under this ordinance.

Section 13. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

Ord. No. 748-08.

By Council Members Brancatelli and Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Public Health to enter into contracts with various agencies or entities to provide AIDS-related services; authorizing the employment of one or more professional consultants to provide evaluation services; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to enter into one or more contracts with various agencies or entities to provide HIV/AIDS prevention, education activities, under File No. 748-08-A, and in addition, the sum of not more than \$120,000 is appropriated to the Department of Public Health for administrative costs of implementing the contracts authorized by this ordinance.

Section 2. That the Director of Public Health is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide evaluation services.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Health from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Health for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Health and certified by the Director of Finance.

Section 3. That the Director of Public Health is authorized to enter into one or more contracts with agencies, entities, or individuals to implement the grant as described in the file.

Section 4. That any agency or entity that receives funds under this ordinance shall be required to comply with the evaluation services provided by the consultant.

Section 5. That the Directors of Public Health and Community Development are authorized to enter into a memorandum of understanding for this program in accordance with the terms authorized by this legislation.

Section 6. That the cost of the contract or contracts authorized are appropriated for costs of the Department of Public Health incurred from Fund 19 following the appropriate federal regulations and shall not exceed \$482,000 and shall be paid from Fund Nos. 14 SF 033 and 14 SF 034, Request No. 181633.

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.
Effective May 21, 2008.

Ord. No. 749-08.

By Council Members Brancatelli and Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Public Health to enter into one or more contracts with various agencies or entities to provide AIDS-related services, in conjunction with the HOPWA Grant; and authorizing the employment of one or more professional consultants to provide evaluation services.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to enter into one or more contracts with various agencies or entities to provide AIDS-related services in conjunction with the Housing Opportunities for People With AIDS (HOPWA) Grant Program, under File No. 749-08-A, and in addition, the sum of not more than \$26,000.00 is appropriated to the Department of Public Health for administrative costs of implementing the HOPWA program.

Section 2. That the Director of Public Health is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide evaluation services.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Health from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Health for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Health and certified by the Director of Finance.

Section 3. That any agency or entity that receives funds under this ordinance shall be required to comply with the evaluation services provided by the consultant.

Section 4. That the Directors of Public Health and the Director of Community Development are authorized to enter into a memorandum of understanding for this program under the terms authorized by this legislation.

Section 5. That the costs of the contract or contracts authorized above are appropriated for costs of the Department of Public Health incurred from Fund 19 following the appropriate federal regulations and shall not exceed \$925,000 and shall be paid from Fund Nos. 19 SF 612 and 19 SF 622, Request No. 181634.

Section 6. That this ordinance is declared to be an emergency mea-

sure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.
Effective May 21, 2008.

Ord. No. 750-08.

By Council Members Brancatelli and Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the Federal Childhood Lead Poisoning Prevention Program; authorizing the director to enter into one or more contracts with various entities, agencies, or individuals to implement the grant; authorizing the director to enter into one or more requirement contracts to implement the grant; and to enter into contract with the Ohio Department of Health for performance of environmental assessments of the residences of Medicaid-eligible children.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to apply for and accept a grant in the approximate amount of \$366,000 and any other funds that may become available during the grant term, from the Ohio Department of Health to conduct the Federal Childhood Lead Poisoning Prevention Program; that the Director of Public Health is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the summary for the grant contained in the file described below.

Section 2. That the summary for the grant, File No. 750-08-A, made a part of this ordinance as if fully rewritten, including the obligation to devote program income from first and third party billings in the approximate amount of \$50,000, as presented to the Finance Committee of this Council at the public hearing on this legislation, is approved in all respects, and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Health is authorized to enter into contract with the Ohio Department of Health, under which the City will perform environmental assessments for lead hazards in residences occupied by Medicaid-eligible children during the grant term. The contract shall provide that the City will receive compensation for performing the assessments in the approximate amount of \$75,000. The

Director of Finance is authorized to receive and accept the compensation on behalf of the City and the Director of Public Health is authorized to sign the documents necessary to enter into the contract.

Section 4. That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

Section 5. That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and is appropriated for that purpose.

Section 6. That the Director of Public Health is authorized to charge and accept fees from participants of this program and to deposit those fees into a revolving fund which will be used to provide additional services under the program described in the file, and the funds are appropriated for that purpose.

Section 7. That the Director of Public Health is authorized to enter into one or more contracts with and make payments to various entities, agencies, or individuals to implement the program as described in the file.

Section 8. That the Director of Public Health is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the grant term of the necessary items of lab supplies and lab analysis services. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control shall determine. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 9. That the costs of the contracts authorized by this ordinance shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director.

Section 10. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative agreements using state procedures. The Director of Public Health may sign all documents with the State of Ohio or any of its political subdivisions that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 11. That the cost of the contract or contracts authorized by this ordinance shall be paid from the fund or funds which are credited the grant proceeds, the first and third party billings, and from the

Medicaid reimbursements accepted under this ordinance.

Section 12. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

**Ord. No. 751-08.
By Council Members Brancatelli and Sweeney (by departmental request).**

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from Ohio Department of Health for the Women's Health Services Program; authorizing the director to charge and accept fees for this program; and to enter into one or more contracts with MetroHealth Medical Center and My Favorite Nurses; and authorizing the purchase by one or more requirement contracts of materials, equipment, supplies, and services to implement the program.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to apply for and accept a grant in the approximate amount of \$103,500 and any other funds that may become available during the grant term, from Ohio Department of Health to conduct the Women's Health Services Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the summary for the grant contained in the file described below.

Section 2. That the summary for the grant, File No. 751-08-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation and shall not be changed without additional legislative authority, is approved in all respects, including the obligation to devote program income, in the estimated amount of \$500.00, from first and third party billings.

Section 3. That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

Section 4. That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

Section 5. The Director of Public Health is authorized to charge and

accept fees from participants of this program and to deposit those fees into a revolving fund which will be used to provide additional materials, equipment, supplies, and services under the program described in the file, and the funds are appropriated for that purpose.

Section 6. That the Director of Public Health is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of the grant term of the necessary items of materials, equipment, supplies, and services necessary to implement the program as described in the file, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Public Health. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the grant term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire grant term.

Section 7. That the costs of the contract or contracts shall be charged against the proper appropriation accounts. The Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance.

Section 8. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative agreements using state procedures. The Director of Public Health may sign all documents with the State of Ohio or any of its political subdivisions that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 9. That the Director of Public Health is authorized to enter into one or more contracts with MetroHealth Medical Center and My Favorite Nurses to implement the grant as described in the file.

Section 10. That the costs of the contract or contracts shall be paid from the fund or funds to which are credited the proceeds of the grant accepted under this ordinance and from the revolving fund to which are credited first and third party billings.

Section 11. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

Ord. No. 752-08.

By Council Members Brancatelli and Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Public Health to accept a grant from the Ohio Environmental Protection Agency for financial assistance for the operation of the Division of Air Quality; and authorizing the Director to enter into one or more contracts needed to operate the Division of Air Quality.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to accept a grant in the approximate amount of \$3,109,766, and any other funds that become available during the grant term, from the Ohio Environmental Protection Agency for financial assistance for the operation of the Division of Air Quality in accordance with the purposes set forth in the summary; that the Director of Public Health is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes in the summary for the grant.

Section 2. That the summary for the grant, File No. 752-08-A, made a part of this ordinance as if fully rewritten herein, as presented to the Finance Committee of this Council at the public hearing on this legislation is approved in all respects, and shall not be changed without additional legislative authority, including the obligation of the City of Cleveland to provide cash matching funds in the sum of \$276,000 from Fund No. 01-500701-639905, in order to receive the grant from the Ohio Environmental Protection Agency, as a pass-through from the U.S. Environmental Protection Agency.

Section 3. That the Director of Public Health is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the grant period of the necessary items of materials, equipment, services, and supplies needed as described in the file, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Air Quality, Department of Public Health. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the grant term may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 4. That the costs of the contract or contracts shall be charged against the proper appro-

priation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance.

Section 5. That the Director of Public Health is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items during the term of the grant: various types of monitoring equipment, OEPA-required equipment and their associated parts, and other materials, equipment, supplies, and services needed to implement the grant, to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Division of Air Quality, Department of Public Health.

Section 6. That, under Section 167 of the Charter of the City of Cleveland, this Council determines to make the public improvement of constructing, rehabilitating, renovating, replacing, or otherwise improving air monitoring sites and other similar structures on City-owned and City-leased property (the "Improvement"), for the Division of Air Quality, Department of Public Health, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement.

Section 7. That the Director of Public Health is authorized to enter into one or more contracts for the making of the Improvement with the lowest responsible bidder or bidders after competitive bidding on a unit basis for the Improvement, provided, however, that each separate trade and each distinct component part of the Improvement may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

Section 8. That the Director of Public Health is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to implement the grant.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Health from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Health for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Health, and certified by the Director of Finance.

Section 9. That under Section 108(b) of the Charter, the purchases authorized by this ordinance may be made through cooperative agreements using state procedures. The Director of Public Health may sign all documents with the State of Ohio or any of its political subdivisions that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process.

Section 10. That the Director of Public Health is authorized to enter into one or more contracts with and make payments to one or more various entities or agencies to implement the grant as described in the file.

Section 11. That the payments and cost of the contracts authorized by this ordinance shall be paid from the fund or funds which are credited the grant proceeds accepted under this ordinance and from the cash match.

Section 12. That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

Section 13. That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

Section 14. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.

Effective May 21, 2008.

Ord. No. 753-08.

By Council Members Brancatelli and Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from St. Luke's Foundation for the St. Luke's HIV Prevention Plan Program; and authorizing the Director to employ one or more professional consultants to implement the grant.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Health is authorized to apply for and accept a grant in the approximate amount of \$15,000, and any other funds that may become available during the grant term from St. Luke's Foundation to conduct the St. Luke's HIV Prevention Plan Program; that the Director is

authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the summary for the grant contained in the file described below.

Section 2. That the summary for the grant, File No. 753-08-A, made a part of this ordinance as if fully rewritten, as presented to the Finance Committee of this Council at the public hearing on this legislation, is approved in all respects and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Health shall have the authority to extend the term of the grant during the grant term.

Section 4. That the Director of Public Health shall deposit the grant accepted under this ordinance into a fund or funds designated by the Director of Finance to implement the program as described in the file and appropriated for that purpose.

Section 5. That the Director of Public Health is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to support the development of a Comprehensive HIV Prevention Plan.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Public Health from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Public Health for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Public Health, and certified by the Director of Finance.

Section 6. That the costs of the contract or contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds which are accepted under this ordinance.

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.
Effective May 21, 2008.

Ord. No. 823-08.
By Mayor Jackson.
An emergency ordinance to transfer funds credited to Fund No. 17 SF 006 to Fund No. 58 SF 001 to assist

with the Euclid Corridor Transportation Project; and to amend Section 1 of Ordinance No. 1571-05, passed August 3, 2005, relating to an agreement with the Greater Cleveland Regional Transit Authority to pay the cost of construction of parking pockets in the Euclid Corridor Transportation Project.

Whereas, the City is committed to expediting the completion of the Euclid Corridor Transportation Project in the downtown area; and

Whereas, an accelerated completion schedule is being implemented which increases associated overtime and construction costs; and

Whereas, under Ordinance No. 1571-05, passed August 3, 2005, this Council authorized the Director of Public Service to enter into an agreement with the Greater Cleveland Regional Transit Authority to pay the cost of construction of parking pockets in the Euclid Corridor Transportation Project; and

Whereas, additional funds are necessary to implement the accelerated completion schedule and also to assist with costs associated with constructing the parking pockets as authorized under Ordinance No. 1571-05; and

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That, notwithstanding any ordinance to the contrary, the amount of \$208,424.00 shall be transferred from Fund No. 17 SF 006 to Fund No. 58 SF 001 to assist with Cleveland Public Power overtime costs and contractor expenses for the Euclid Corridor Transportation Project.

Section 2. That Section 1 of Ordinance No. 1571-05, passed August 3, 2005, is amended to read as follows:

Section 1. That the Director of Public Service is authorized to enter into an agreement with the Greater Cleveland Regional Transit Authority to pay the cost of the construction of parking pockets in the Euclid Corridor Transportation Project transit zones, including related costs, payable from Fund Nos. 20 SF 364, 20 SF 373, 20 SF 380, 20 SF 383, 20 SF 394, 20 SF 500, 20 SF 506, and an amount not to exceed \$14,266.95 from Fund No. 17 SF 652, Request No. 158447.

Section 3. That existing Section 1 of Ordinance No. 1571-05, passed August 3, 2005, is repealed.

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.
Effective May 21, 2008.

Ord. No. 824-08.

By Council Members Brady and Sweeney (by departmental request).

An emergency ordinance authorizing the Director of Public Service to apply for and accept one or more grants from the Ohio Public Works Commission and other public entities for the emergency relocation of the Springbrook Culvert; and authorizing the Director to accept state loan funds from the Ohio Public Works Commission to assist with this repair.

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

Be it ordained by the Council of the City of Cleveland:

Section 1. That the Director of Public Service is authorized to apply for and accept one or more grants from the Ohio Public Works Commission, in the estimated sum of \$369,098, and grants from other public entities to assist with the emergency relocation of the Springbrook Culvert. The Director is authorized to file all papers and execute all documents necessary to receive the funds under the grants; and that the funds are appropriated for the purposes described in this ordinance.

Section 2. That the Mayor is authorized to accept loan funds in the estimated sum of \$125,000 from the Ohio Public Works Commission to finance the improvement of repairing Springbrook Culvert, including all necessary appurtenances (the "Improvement"); that the Mayor is authorized to enter into a loan agreement with the Ohio Public Works Commission for the repayment of the loan funds. The Mayor is further authorized to file all papers and execute all documents necessary to receive the funds under the loan agreement, and that the loan funds are appropriated for the purposes of this ordinance.

Section 3. That, upon execution of the loan agreement, the Director of Public Utilities is authorized to repay the loan funds to the Ohio Public Works Commission under the terms and condition of the loan agreement, from funds appropriated for this purpose.

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 19, 2008.
Effective May 21, 2008.

**COUNCIL COMMITTEE
MEETINGS**

NO MEETINGS

Index

O—Ordinance; R—Resolution; F—File
 Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
 Bold type in sections indicates amendments

AIDS

AIDS-related services — contracts — various agencies or entities — Public Health (O 748-08)	1051
AIDS-related services — HOPWA Grant — contracts — various agencies or entities — Public Health (O 749-08)	1052

Blight

Declaring property located at 11850 Lorain Ave., — sell to Westown Community Development Corp. (O 504-08)	1045
---	------

Board of Control — Earle B. Turner Recreation Center

Weight equipment — per Ord. 294-08 — all bids rejected — Dept. of Parks, Recreation and Properties (BOC Res. 246-08)	1043
--	------

Board of Control — Engineering and Construction Division

Valleyview Homes Hope VI, Phase II — contract per Ord. 349-08 to Fabrizi Trucking and Paving, Inc. — Dept. of Public Service (BOC Res. 242-08).....	1043
---	------

Board of Control — Finance Department

Kennedy Avenue, 9314-9316 — PPN 126-15-025/105 — purchase per Ord. 69-08 (BOC Res. 245-08)	1043
--	------

Board of Control — Land Acquisition

Kennedy Avenue, 9314-9316 — PPN 126-15-025/105 — purchase per Ord. 69-08 (BOC Res. 245-08)	1043
--	------

Board of Control — Motor Vehicle Maintenance Division

Vehicle and equipment parts and repair — per C.O. Sec. 131.17 — all bids rejected — Dept. of Public Service (BOC Res. 241-08)	1043
---	------

Board of Control — Parks, Recreation and Properties Department

Kennedy Avenue, 9314-9316 — PPN 126-15-025/105 — purchase per Ord. 69-08 (BOC Res. 245-08)	1043
Meals for summer food program, 2008 — contract per Ord. 448-08 to Tom Paige Catering Company — Division of Recreation (BOC Res. 247-08)	1044
Pool chemicals — contract per C.O. Sec. 181.101 to Barber's Chemicals Incorporated — Division of Recreation (BOC Res. 248-08)	1044
Pool chemicals — contract per C.O. Sec. 181.101 to The Ohio Pool Equipment & Supply Company, d.b.a., O.P. Aquatics — Division of Recreation (BOC Res. 249-08)	1044
Weight equipment for Earle B. Turner Recreation Center — per Ord. 294-08 — all bids rejected (BOC Res. 246-08)	1043

Board of Control — Police Division

Computer, Mobile Data — contract per Ord. 916-07 to Hubb Systems, LLC, d.b.a, Data911 — Dept. of Public Service (BOC Res. 244-08)	1043
---	------

Board of Control — Port Control Department

Elevators, escalators and moving sidewalks maintenance and repair — contract per Ord. 1804-07 to Kone, Inc. (BOC Res. 239-08)	1042
Janitorial maintenance and cleaning supplies — contract per Ord. 192-07 to Interline Brands, Inc., d.b.a., AmSan (BOC Res. 238-08).....	1042
Survey and appraisal services — contract per Ord. 777-07 to O.R. Colan Associates, LLC (BOC Res. 237-08)	1042

Board of Control — Professional Service Contracts

Survey and appraisal services — contract per Ord. 777-07 to O.R. Colan Associates, LLC — Dept. of Port Control (BOC Res. 237-08)	1042
--	------

Board of Control — Public Improvement Contracts

Channel 23 office renovations — contract per Ord. 489-07, 1874-07 to Stevens Painton Corporation — Dept. of Public Service (BOC Res. 243-08) 1043
 Valleyview Homes Hope VI, Phase II — contract per Ord. 349-08 to Fabrizi Trucking and Paving, Inc. — Division of Engineering and Construction, Dept. of Public Service (BOC Res. 242-08) 1043

Board of Control — Public Safety Department

Computer, Mobile Data — contract per Ord. 916-07 to Hubb Systems, LLC, d.b.a, Data911 — Division of Police (BOC Res. 244-08)..... 1043

Board of Control — Public Service Department

Channel 23 office renovations — contract per Ord. 489-07, 1874-07 to Stevens Painton Corporation (BOC Res. 243-08)..... 1043
 Debris, construction and demolition, disposal of — amend BOC Res. 204-08 — Division of Waste Collection and Disposal (BOC Res. 240-08) 1042
 Valleyview Homes Hope VI, Phase II — contract per Ord. 349-08 to Fabrizi Trucking and Paving, Inc. — Division of Engineering and Construction (BOC Res. 242-08) 1043
 Vehicle and equipment parts and repair — per C.O. Sec. 131.17 — all bids rejected — Division of Motor Vehicle Maintenance (BOC Res. 241-08) 1043

Board of Control — Public Utilities Department

Painting of 800MHz Communications Tower — per Ord. 834-07 — all bids rejected — Office of Radio Communications (BOC Res. 233-08) 1041
 Pipe repair couplings — per C.O. Sec. 129.25 — all bids rejected — Division of Water (BOC Res. 234-08) 1041
 Pump station, repair and maintain — contract per Ord. 1967-07 to Craun-Liebing Company — Division of Water Pollution Control (BOC Res. 236-08) 1042
 SCADA system repair and maintenance — contract per Ord. 2234-05, 1717-06 to Disconnect, LLC — Division of Water Pollution Control (BOC Res. 235-08) 1041

Board of Control — Purchases and Supplies Division

Kennedy Avenue, 9314-9316 — PPN 126-15-025/105 — purchase per Ord. 69-08 (BOC Res. 245-08) 1043

Board of Control — Radio Communications Office

Painting of 800MHz Communications Tower — per Ord. 834-07 — all bids rejected — Dept. of Public Utilities (BOC Res. 233-08) 1041

Board of Control — Recreation Division

Meals for summer food program, 2008 — contract per Ord. 448-08 to Tom Paige Catering Company — Dept. of Parks, Recreation and Properties (BOC Res. 247-08)..... 1044
 Pool chemicals — contract per C.O. Sec. 181.101 to Barber’s Chemicals Incorporated — Dept. of Parks, Recreation and Properties (BOC Res. 248-08) 1044
 Pool chemicals — contract per C.O. Sec. 181.101 to The Ohio Pool Equipment & Supply Company, d.b.a., O.P. Aquatics — Dept. of Parks, Recreation and Properties (BOC Res. 249-08) 1044

Board of Control — Requirement Contracts

Computer, Mobile Data — contract per Ord. 916-07 to Hubb Systems, LLC, d.b.a, Data911 — Division of Police, Dept. of Public Service (BOC Res. 244-08) 1043
 Debris, construction and demolition, disposal of — amend BOC Res. 204-08 — Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 240-08)..... 1042
 Elevators, escalators and moving sidewalks maintenance and repair — contract per Ord. 1804-07 to Kone, Inc. — Dept. of Port Control (BOC Res. 239-08) 1042
 Janitorial maintenance and cleaning supplies — contract per Ord. 192-07 to Interline Brands, Inc., d.b.a., AmSan — Dept. of Port Control (BOC Res. 238-08) 1042
 Meals for summer food program, 2008 — contract per Ord. 448-08 to Tom Paige Catering Company — Division of Recreation, Dept. of Parks, Recreation and Properties (BOC Res. 247-08) 1044
 Pool chemicals — contract per C.O. Sec. 181.101 to Barber’s Chemicals Incorporated — Division of Recreation, Dept. of Parks, Recreation and Properties (BOC Res. 248-08)..... 1044
 Pool chemicals — contract per C.O. Sec. 181.101 to The Ohio Pool Equipment & Supply Company, d.b.a., O.P. Aquatics — Division of Recreation, Dept. of Parks, Recreation and Properties (BOC Res. 249-08) 1044
 Pump station, repair and maintain — contract per Ord. 1967-07 to Craun-Liebing Company — Division of Water Pollution Control, Dept. of Public Utilities (BOC Res. 236-08) 1042
 SCADA system repair and maintenance — contract per Ord. 2234-05, 1717-06 to Disconnect, LLC — Division of Water Pollution Control, Dept. of Public Utilities (BOC Res. 235-08)..... 1041

Board of Control — Waste Collection and Disposal Division

Debris, construction and demolition, disposal of — amend BOC Res. 204-08 — Dept. of Public Service (BOC Res. 240-08)	1042
---	------

Board of Control — Water Division

Pipe repair couplings — per C.O. Sec. 129.25 — all bids rejected — Dept. of Public Utilities (BOC Res. 234-08)	1041
---	------

Board of Control — Water Pollution Control Division

Pump station, repair and maintain — contract per Ord. 1967-07 to Craun-Liebing Company — Dept. of Public Utilities (BOC Res. 236-08)	1042
SCADA system repair and maintenance — contract per Ord. 2234-05, 1717-06 to Disconnect, LLC — Dept. of Public Utilities (BOC Res. 235-08)	1041

Board of Zoning Appeals — Report

Buckeye Road, 9718-22, (Ward 4) — Bryant Johnson, owner — appeal heard on 5/27/2008 (Cal. 08-84)	1045
Cedar Avenue, 7814, (Ward 5) — Mahmoud Jaber, owner — appeal granted and adopted on 5/27/2008 (Cal. 08-75)	1045
Corlett Avenue, 13013, (Ward 2) — The Cleveland Metropolitan School District, owner and Jeff Henderson, agent — appeal postponed to 7/14/08 on 5/27/08 (Cal. 08-27)	1045
East 114th Street, 2633, (Ward 6) — Charleen Johnson-Miller, owner — appeal granted and adopted on 5/27/2008 (Cal. 08-74)	1045
East 185th Street, 1455, (Ward 11) — E-Poch Properties, owner and Safe Soil, LLC tenant — appeal withdrawn on 5/27/2008 (Cal. 08-49)	1045
Euclid Avenue, 5209, (Ward 7) — Community Action Against Addiction, owner — appeal postponed to 6/16/2008 on 5/27/2008 (Cal. 08-80)	1045
Fulton Road, 1725, (Ward 13) — Michael Dougherty, owner — appeal heard on 5/27/2008 (Cal. 08-82)	1045
Martin Luther King, Jr. Drive, 3588, (Ward 3) — Cleveland Metropolitan School District, owner — appeal granted and adopted on 5/27/08 (Cal. 08-6)	1045
Meech Avenue, 10012, (Ward 2) — John McCurley, owner — appeal granted and adopted on 5/27/2008 (Cal. 08-71)	1045
Meech Avenue, 9906, (Ward 2) — Waterlox Coatings Corporation, owner — appeal granted and adopted on 5/27/2008 (Cal. 08-72)	1045
Pearl Road, 4491-93, (Ward 16) — The Hannemann Trust, vendors, Robert Cutler and Donald Nicholson, vendees, and Luis Muniz, prospective tenant — appeal denied and adopted on 5/27/08 (Cal. 08-60)	1045
West 140th Street, 3909, (Ward 20) — Oswald Ortega, owner — appeal postponed to 6/9/2008 on 5/27/2008 (Cal. 08-77)	1045
West 73rd Street, 3239, (Ward 17) — James McCoy, owner — appeal heard on 5/27/2008 (Cal. 08-78)	1045

Board of Zoning Appeals — Schedule

Amesbury Avenue, 9310 (Ward 7) — Amesbury-Rosalind Estates, owner — appeal to be heard on 6/9/2008 (Cal. 08-90)	1044
East 144th Street, 4028 (Ward 1) — June Rodgers, owner — appeal to be heard on 6/9/2008 (Cal. 08-96)	1045
Euclid Avenue, 18235 (Ward 10) — The NRP Group LLC, owner — appeal to be heard on 6/9/2008 (Cal. 08-93)	1044
Magnolia Drive, 11025 (Ward 8) — Montessori Development Partnerships, owner — appeal to be heard on 6/9/2008 (Cal. 08-101)	1045
Prince Avenue, 9800 (Ward 2) — Tonya Diggs, owner — appeal to be heard on 6/9/2008 (Cal. 08-100)	1045
Woda Avenue, 18300 (Ward 1) — The Cleveland Metropolitan School District, owner — appeal to be heard on 6/9/2008 (Cal. 08-94)	1044

City of Cleveland Bids

Asphalt, reclaimed or virgin — Department of Public Service — Division of Streets — per Ord. 273-08 — bid due June 13, 2008 (advertised 5/21/2008 and 5/28/2008)	1046
Carpet for Mayor's Office Complex — Department of Public Service — Division of Architecture — per Ord. 485-07 — bid due June 11, 2008 (advertised 5/28/2008 and 6/4/2008)	1047
Digital plotters — Department of Public Utilities — Division of Cleveland Public Power — per Ord. 1734-07 — bid due June 18, 2008 (advertised 5/28/2008 and 6/4/2008)	1047
Elevator maintenance and repair — Department of Public Safety — per Ord. 1033-07 — bid due June 18, 2008 (advertised 5/28/2008 and 6/4/2008)	1047
Fire alarm system maintenance, inspection and repair — Department of Parks, Recreation and Properties — Division of Property Management — per Ord. 1033-07 — bid due June 25, 2008 (advertised 5/28/2008 and 6/4/2008)	1047

Gordon Park Playgrond site improvements — Department of Parks, Recreation and Properties —
 Division of Research, Planning and Development — per Ord. 690-07 — bid due June
 11, 2008 (advertised 5/28/2008 and 6/4/2008) 1046
 HVAC/R supplies and equipment — Department of Parks, Recreation and Properties —
 Division of Property Management — per Ord. 1033-07 — bid due June 19, 2008
 (advertised 5/28/2008 and 6/4/2008)..... 1047

City Planning Commission

Amend Sect. 1 of Ord. 1977-07 — Franklin-West Clinton Historic District (O 460-08)..... 1046
 Change the Use District — N.E. corner of E.55th St. & Superior Ave. — Residence Office
 District (O 653-08)..... 1046
 Change the Use District — E. 55th St. & Saint Clair Ave., (southeast corner) — Residence
 Office District (O 703-08)..... 1046
 Change the Use, Area and Height District — N. side of Denison Ave —
 Multi-Family Residential District (O 558-08) 1046
 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) 1046
 Establishing a Pedestrian Retail Overlay (PRO) District — Detroit Ave., & Lake Ave.
 (between W. 48th St. & W. 77th St.) (O 560-08) 1046
 Establishing the Lorain Variety Historic District — (Ward 19) (O 567-08) 1046
 Expanding Clark Metro Business Revitalization District — Clark Ave. & Fulton Rd.
 & Walworth Ave. (O 559-08) 1046
 Lorain Rd. south (between W. 80th St. & W. 73rd St.) — Change the Use Districts —
 Local Retail Business District (O 1268-07) 1046
 Marquette St. & St. Clair Ave. (northwest corner) — change the zoning — Local Retail
 Business (O 2023-07) 1046
 Miles Ave. (between E. 167th St & City boundary) — Change the Use Districts — RA-2
 Townhouse & Residence Industry (O 1266-07) 1046

Cleveland Municipal School District

Contracts — Cleveland Board of Education — extracurricular programs (O 683-08) **1049**

Cleveland Public Power

Mitel Telecommunication PBX telecommunication — professional services — Finance
 Dept. (O 268-08)..... **1049**
 Transfer ED funds to CPP for Euclid Corridor Transportation Project (O 823-08) **1055**

Codified Ordinances

Declaring property located at 11850 Lorain Ave. blighted — sell to Westtown Community
 Development Corp. (O 504-08) 1045

Community Development

2008 Community Garden Program — CDBG (O 641-08) **1049**
 AIDS-related services — HOPWA Grant — contracts — various agencies or entities —
 Public Health (O 749-08) **1052**
 Declaring property located at 11850 Lorain Ave. blighted — sell to Westtown Community
 Development Corp. (O 504-08) 1045
 Ella Ave. — Land Reutilization Program — Martin E. Liptak (O 1614-07) **1048**

Community Development Block Grant Program

2008 Community Garden Program (O 641-08)..... **1049**

Contracts

AIDS-related services — various agencies or entities — Public Health (O 748-08) **1051**
 AIDS-related services — HOPWA Grant — various agencies or entities —
 Public Health (O 749-08) **1052**
 CedarCrestone, Inc. — to maintain PeopleSoft Financial Management System (O 678-08) **1049**
 Cleveland Board of Education — extracurricular programs (O 683-08)..... **1049**
 Cuyahoga County Public Health Infrastructure Program — grant — Cuyahoga County
 Board of Health — Executive Information Systems LLC — Collaborative (O 747-08) **1051**
 Telecommunications network services, equipment & devices — IT Division (O 730-08) **1050**

Cuyahoga County

Mental Health and Substance Abuse Prevention Program — grant — Alcohol and Drug
 Addiction Services Board of Cuyahoga County — payments — Medicaid program
 (O 746-08) **1050**

Economic Development Department

Transfer ED funds to CPP for Euclid Corridor Transportation Project (O 823-08) 1055

Euclid Corridor Transportation Project

Transfer ED funds to CPP for Euclid Corridor Transportation Project (O 823-08) 1055

Finance Department

CedarCrestone, Inc. — contract — to maintain PeopleSoft Financial Management System
(O 678-08) 1049
Mitel Telecommunication PBX telecommunication — professional services — Cleveland Public
Power (O 268-08) 1049
Telecommunications network services, equipment & devices — contract — IT Division
(O 730-08) 1050

Grants

Air Quality Division — Ohio Environmental Protection Agency (O 752-08) 1054
Cuyahoga County Public Health Infrastructure Program — Cuyahoga County
Board of Health — contracts with Executive Information Systems LLC —
Collaborative (O 747-08) 1051
Federal Childhood Lead Poisoning Prevention Program 2008-09 — Ohio Department of
Health — environmental assessments — residences of Medicaid-eligible children
(O 750-08) 1052
Mental Health and Substance Abuse Prevention Program — Alcohol and Drug
Addiction Services Board of Cuyahoga County — payments —
Medicaid program (O 746-08) 1050
Springbrook Culvert relocation — Service Dept. (O 824-08) 1055
St. Luke's HIV Prevention Plan Program — St. Luke's Foundation (O 753-08) 1054
Women's Health Services Program — Ohio Department of Health — MetroHealth
Medical Center & My Favorite Nurses (O 751-08) 1053

Health Department

AIDS-related services — contracts — various agencies or entities (O 748-08) 1051
AIDS-related services — HOPWA Grant — contracts — various agencies or entities
(O 749-08) 1052
Air Quality Division — grant — Ohio Environmental Protection Agency (O 752-08) 1054
Cuyahoga County Public Health Infrastructure Program — grant — Cuyahoga
County Board of Health — contracts with Executive Information Systems LLC —
Collaborative (O 747-08) 1051
Federal Childhood Lead Poisoning Prevention Program 2008-09 — grant —
Ohio Department of Health — environmental assessments —
residences of Medicaid-eligible children (O 750-08) 1052
Mental Health and Substance Abuse Prevention Program — grant — Alcohol and
Drug Addiction Services Board of Cuyahoga County — payments —
Medicaid program (O 746-08) 1050
St. Luke's HIV Prevention Plan Program — grant — St. Luke's Foundation (O 753-08) 1054
Women's Health Services Program — grant — Ohio Department of Health —
MetroHealth Medical Center & My Favorite Nurses (O 751-08) 1053

Historic Landmark District

Franklin-West Clinton Historic District (O 460-08) 1046

House Bill

Ohio House of Representatives — support HB 419 — create the offense of intimidation of
a homeless person (R 831-08) 1048

Land Reutilization Program

Ella Ave. — Martin E. Liptak (O 1614-07) 1048

Liquor Permits

Miles Ave., 14731 — objection to transfer of ownership (Ward 1) (R 827-08) 1047
West 6th St., 1261 — 65 — withdraw objection — renewal — repeal Res. 1139-07
(Ward 13) (R 826-08) 1047

Mayor's Office

Transfer ED funds to CPP for Euclid Corridor Transportation Project (O 823-08) 1055

Metro Health Medical Center

Women's Health Services Program — grant — Ohio Department of Health —
 My Favorite Nurses (O 751-08) **1053**

Ohio Department of Public Health

Federal Childhood Lead Poisoning Prevention Program 2008-09 — grant —
 environmental assessments — residences of Medicaid-eligible children
 (O 750-08) **1052**
 Women's Health Services Program — grant — MetroHealth Medical Center &
 My Favorite Nurses (O 751-08) **1053**

Ohio Environmental Protection Agency

Air Quality Division — grant — Ohio Environmental Protection Agency
 (O 752-08) **1054**

Ohio House of Representatives

Support HB 419 — create the offense of intimidation of a homeless person
 (R 831-08) **1048**

Parks, Recreation and Properties Department

Contracts — Cleveland Board of Education — extracurricular programs (O 683-08) **1049**

Professional Services

CedarCrestone, Inc. — contract — to maintain PeopleSoft Financial Management System
 (O 678-08) **1049**
 Cuyahoga County Public Health Infrastructure Program — grant —
 Cuyahoga County Board of Health — contracts with Executive
 Information Systems LLC — Collaborative (O 747-08) **1051**
 Mitel Telecommunication PBX telecommunication — Finance Dept. —
 Cleveland Public Power (O 268-08) **1049**

Public Hearings (Notices)

Franklin-West Clinton Historic District (O 460-08) 1046
 Change the Use District — N.E. corner of E.55th St. & Superior Ave. — Residence Office
 District (O 653-08) 1046
 Change the Use District — E. 55th St. & Saint Clair Ave., (southeast corner) — Residence
 Office District (O 703-08) 1046
 Change the Use, Area and Height District — N. side of Denison Ave. —
 Multi-Family Residential District (O 558-08) 1046
 Declaring property located at 11850 Lorain Ave. blighted — sell to Westtown Community
 Development Corp. (O 504-08) 1045
 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) 1046
 Establishing a Pedestrian Retail Overlay (PRO) District — Detroit Ave. & Lake Ave.
 (between W. 48th St. & W. 77th St.) (O 560-08) 1046
 Establishing the Lorain Variety Historic District — (Ward 19) (O 567-08) 1046
 Expanding Clark Metro Business Revitalization District — Clark Ave. & Fulton Rd.
 & Walworth Ave. (O 559-08) 1046
 Lorain Rd. south (between W. 80th St. & W. 73rd St.) — Change the Use Districts —
 Local Retail Business District (O 1268-07) 1046
 Marquette St. & St. Clair Ave. (northwest corner) — change the zoning — Local Retail
 Business (O 2023-07) 1046
 Miles Ave. (between E. 167th St & City boundary) — Change the Use Districts — RA-2
 Townhouse & Residence Industry (O 1266-07) 1046

Regional Transit Authority

Transfer ED funds to CPP for Euclid Corridor Transportation Project (O 823-08) **1055**

Resolution of Support

Ohio House of Representatives — support HB 419 — create the offense of intimidation of
 a homeless person (R 831-08) **1048**

Service Department

Apply & Accept grant — Springbrook Culvert relocation (O 824-08) **1055**

Ward 01

Miles Ave. (between E. 167th St & City boundary) — Change the Use Districts — RA-2
 Townhouse & Residence Industry (O 1266-07) 1046
 Miles Ave., 14731 — objection to transfer of ownership — liquor permit (R 827-08) **1047**

Ward 02

Ella Ave. — Land Reutilization Program — Martin E. Liptak (O 1614-07) **1048**

Ward 13

Change the Use District — N.E. corner of E.55th St. & Superior Ave. — Residence Office
 District (O 653-08)..... 1046
 Change the Use District — E. 55th St. & Saint Clair Ave., (southeast corner) — Residence
 Office District (O 703-08)..... 1046
 Marquette St. & St. Clair Ave. (northwest corner) — change the zoning — Local Retail
 Business (O 2023-07) 1046
 Ohio House of Representatives — support HB 419 — create the offense of intimidation of
 a homeless person (R 831-08) **1048**
 West 6th St.,1261 - 65 — withdraw objection — renewal — repeal Res. 1139-07 — liquor permit
 (R 826-08)..... **1047**

Ward 14

Expanding Clark Metro Business Revitalization District — Clark Ave. & Fulton Rd.
 & Walworth Ave. (O 559-08) 1046

Ward 15

Change the Use, Area and Height District — N. side of Denison Ave —
 Multi-Family Residential District (O 558-08) 1046
 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) 1046

Ward 17

Franklin-West Clinton Historic District (O 460-08) 1046
 Establishing a Pedestrian Retail Overlay (PRO) District — Detroit Ave. & Lake Ave.
 (between W. 48th St. & W. 77th St.) (O 560-08) 1046
 Lorain Rd. south (between W. 80th St. & W. 73rd St.) — Change the Use Districts —
 Local Retail Business District (O 1268-07) 1046

Ward 19

Declaring property located at 11850 Lorain Ave. blighted — sell to Westtown Community
 Development Corp. (O 504-08) 1045
 Establishing the Lorain Variety Historic District (O 567-08)..... 1046

Zoning

Change the Use District — N.E. corner of E.55th St. & Superior Ave. — Residence Office
 District (O 653-08)..... 1046
 Change the Use District — E. 55th St. & Saint Clair Ave. (southeast corner) — Residence
 Office District (O 703-08)..... 1046
 Change the Use, Area and Height District — N. side of Denison Ave —
 Multi-Family Residential District (O 558-08) 1046
 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) 1046
 Establishing a Pedestrian Retail Overlay (PRO) District — Detroit Ave. & Lake Ave.
 (between W. 48th St. & W. 77th St.) (O 560-08) 1046
 Establishing the Lorain Variety Historic District — (Ward 19) (O 567-08) 1046
 Expanding Clark Metro Business Revitalization District — Clark Ave., & Fulton Rd.
 & Walworth Ave. (O 559-08) 1046
 Lorain Rd. south (between W. 80th St. & W. 73rd St.) — Change the Use Districts —
 Local Retail Business District (O 1268-07) 1046
 Marquette St. & St. Clair Ave. (northwest corner) — change the zoning — Local Retail
 Business (O 2023-07) 1046
 Miles Ave. (between E. 167th St & City boundary) — Change the Use Districts — RA-2
 Townhouse & Residence Industry (O 1266-07) 1046