

# The City Record

Official Publication of the Council of the City of Cleveland



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August the Eighteenth, Two Thousand and Ten

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**Frank G. Jackson**  
Mayor

**Martin J. Sweeney**  
President of Council

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

**Ward Name**

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

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

### Ward Name Residence

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

City Clerk, Clerk of Council – Patricia J. Britt, 216 City Hall, 664–2840  
First Assistant Clerk – Sandra Franklin

### MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff  
Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer  
Valerie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs  
Chris Warren, Executive Assistant to the Mayor, Chief of Regional Development  
Monyka S. Price, Executive Assistant to the Mayor, Chief of Education  
Maureen Harper, Executive Assistant to the Mayor, Chief of Communications  
Andrea V. Taylor, Executive Assistant to the Mayor, Press Secretary  
Andrew Watterson, Executive Assistant to the Mayor, Chief of Sustainability  
Natoya J. Walker, Interim 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  
Pam Benjamin, Law Librarian, Room 100

DEPT. OF FINANCE – Sharon Dumas, Director, Room 104;  
Frank Badalamenti, Manager, Internal Audit

DIVISIONS: Accounts – Richard W. Sensenbrenner, Commissioner, Room 19  
Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
City Treasury – \_\_\_\_\_, Treasurer, Room 115  
Financial Reporting and Control – James Gentile, Controller, Room 18  
Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair  
Avenue  
Purchases and Supplies – James E. Hardy, Commissioner, Room 128  
Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue  
Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

DEPT. OF PUBLIC UTILITIES – Barry A. Withers, Director, 1201 Lakeside Avenue  
DIVISIONS – 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 Bahhur, Commissioner  
Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC SERVICE – Jomarie Wasik, Director, Room 113  
DIVISIONS: Architecture – Kurt Wiebusch, Commissioner, Room 517  
Engineering and Construction – \_\_\_\_\_, Commissioner, Room 518  
Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards  
Streets – Randall T. Scott, Commissioner, Room 25  
Traffic Engineering – Robert Mavec, Commissioner, 4150 East 49th Street, Building #1  
Waste Collection and Disposal – Ron Owens, Commissioner, 5600 Carnegie Avenue

DEPT. OF PUBLIC HEALTH – Matt Carroll, Director, Mural Building, 75 Erieview Plaza  
DIVISIONS: Air Quality – Richard L. Nemeth, Commissioner  
Environment – Willie Bess, Commissioner, Mural Building, 75 Erieview Plaza  
Health – Karen K. Butler, Commissioner, Mural Building, 75 Erieview Plaza

DEPT. OF PUBLIC SAFETY – Martin Flask, Director, Room 230  
DIVISIONS: Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street  
Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.  
Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive  
Fire – Paul A. Stubbs, Chief, 1645 Superior Avenue  
Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF 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 – Nycole D. West, Interim 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 – John D. Mahone, Interim 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 \_\_\_\_\_, 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 Jomarie 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 Phyllis E. Cleveland.

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; Lisa Camacho, Daniel Conway, Robert L. Render, Genesis O. Brown.

HOUSING ADVISORY BOARD – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Loehr, Mark McDermott, Marcia Nolan, David Perkowski, Joan Shaver Washington, Keith Sutton.

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

MORAL CLAIMS COMMISSION – Law Director Robert J. Triozzi; Chairman; Finance Director Sharon Dumas; Council President Martin J. Sweeney; Councilman Kevin Kelley.

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

CLEVELAND LANDMARKS COMMISSION – Room 519 – Jennifer Coleman, Chair; Laura M. Bala, Council Member Anthony Brancatelli, Robert N. Brown, Thomas Coffey, Allan Dreyer, William Mason, Michael Rastatter, Jr., John Torres, N. Kurt Wiebusch, Robert Keiser, Secretary.

AUDIT COMMITTEE – Yvette M. Ittu, Chairman; Debra Janik, Bracy Lewis, Diane Downing, Donna Sciarappa, Council President Martin J. Sweeney; Law Director Robert J. Triozzi.

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

### Judge Courtroom

Presiding and Administrative Judge Ronald B. Adrine 15A  
Judge Marilyn B. Cassidy 12B  
Judge Emanuella Groves 13A  
Judge Michelle D. Earley 12A  
Judge Kathleen Ann Keough 14B  
Judge Anita Laster Mays 14C  
Judge Lauren C. Moore 14A  
Judge Charles L. Patton, Jr. 13D  
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. 97

WEDNESDAY, AUGUST 18, 2010

No. 5045

## CITY COUNCIL

MONDAY, AUGUST 16, 2010

### The City Record

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Address all communications to

**PATRICIA J. BRITT**

City Clerk, Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2010-2013

#### MONDAY — Alternating

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

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

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

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

#### MONDAY

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

#### TUESDAY

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

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

#### WEDNESDAY — Alternating

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

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

#### WEDNESDAY — Alternating

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

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

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

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

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

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

### OFFICIAL PROCEEDINGS

#### CITY COUNCIL

NO MEETING

#### THE CALENDAR

The following measure will be on final passage at the next Council Meeting:

#### Ord. No. 829-10.

By Mayor Jackson  
An emergency ordinance authorizing the purchase by requirement contract of LED streetlights, LED fluorescent tube replacements, LED bulbs, and LED traffic lights as specified for a term of up to 10 years for the various departments of City government.

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 a written requirement contract under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a term of up to 10 years for the various departments of City government of the necessary items of LED streetlights, LED fluorescent tube replacements, LED bulbs, and LED traffic lights ("**LED products**") that 1) have a UL listing and have completed LM 79 testing to confirm the products' conformance to City standards prior to being furnished to the City; 2) have completed LM 80 testing to confirm the products' conformance to City standards within 24 months after the first LED products are furnished to the City; 3) are lead-free and meet the Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment Regulations ("RoHS"); 4) are designed to fit the City's existing

fixtures without modification other than wiring reconfiguration, with the exception of LED street lights which shall be designed to fit the City's existing street light arms without modification of the arms or modification of the maintenance processes and shall in other respects meet the City's street light specifications; 5) are, starting no later than 18 months after execution of the contract, assembled and distributed from the contractor's facility located in Cleveland and used to supply the LED products to the City under the contract throughout the term; 6) are, starting no later than 36 months after execution of the contract, manufactured at one or more facilities located and maintained in Cleveland throughout the remainder of the contract term; 7) are assembled, distributed and manufactured at one or more of its Cleveland facilities that (a) includes, by no later than 60 months after execution of the contract, a research and development function within its Cleveland facility which is maintained in Cleveland throughout the remainder of the contract term, (b) employs within 60 months after execution of the contract and maintains in employment for the remainder of the contract term a minimum of 350 new jobs, and (c) employs Cleveland residents as at least 30% of the total number of Ohio residents employed in the workforce in each year of the contract; and 8) are warranted for full replacement if the furnished products fail at any time during the term to meet the contract specifications, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the various departments of City government.

The contract shall provide that the contractor shall 1) comply with the Cleveland Fair Employment Law, Chapter 189 of the Codified Ordinances of Cleveland, Ohio, 1976, as a "Covered Employer" as that term is defined in the law; 2) comply with the CSB, MBE, and FBE subcontractor participation goals established by the City's Office of Equal Opportunity ("OEO") under Chapter 187 of the Codified Ordinances of Cleveland, Ohio, 1976, for like contracts in any contract the contractor enters into (a) for the construction, rehabilitation, improvement, alteration, conversion, extension, demolition or repair of the contractor's Cleveland facilities, and (b) with suppliers and subcontractors employed by the contractor in the performance of its obligations to supply LED products; 3) require its contractors under 2(a) of this paragraph to employ City of Cleveland residents to perform 20% of the total "Construction Worker Hours" as that term is defined in Section 188.01 of the Codified Ordinances of

Cleveland, Ohio, 1976; 4) use, to the extent practicable, "Local Producers," "Local-Food Purchasers" and "Local Sustainable Businesses" as defined in Section 187A.01 of the Codified Ordinances of Cleveland, Ohio, 1976, in contracts for goods and services for contractor's Cleveland facilities, increase the number of Local Producers, Local-Food Purchasers and Local Sustainable Businesses in proportion to its decrease in use of component parts obtained outside Cleveland, and purchase a minimum of 25% of component parts from Local Producers meeting the contractor's specifications within 5 years after the contract execution date; 5) enter into a Workforce Development Agreement under which, among other things, the contractor shall notify the City of job openings at contractor's Cleveland facilities, request referrals of potential job candidates for the job openings from the City's workforce agencies, give first consideration to hiring candidates referred by those agencies, and provide reasonable feedback regarding the status and results of the referrals; and 6) pay all royalties, license, or other intellectual property fees required in connection with its products and processes and shall hold and save the City and its officers, agents, servants, and employees harmless from liability of any nature or kind, including costs and expenses, for or on account of any patented or unpatented invention, process, article, or appliance manufactured or used in the performance of the contract, including but not limited to the use by the City, and defend at its own cost all suits or claims for infringement of any patent, license, or other intellectual property right.

The contract shall further provide that 1) the term during which the City is obligated to purchase LED products shall begin upon the contractor filling the City's first order with products assembled and distributed from its Cleveland facilities; 2) the City may provide upgraded requirements for LED products as required to meet technological advancements during the term of the contract; 3) so long as the contractor's unit price for any LED product is at or below that of other providers for a like product, as determined annually by the Commissioner of Purchases and Supplies, the City shall purchase that LED product from the contractor during the term of the contract; 4) if any LED product is available at a lower cost from another firm and the contractor fails to meet that lower cost, the City shall have the right to purchase the lower-priced product(s) from another supplier; and 5) if the contractor cannot meet the quantity or quality requirements of the City for any LED product, the City shall have the right to purchase that LED product from another supplier. **The Director Finance shall provide an annual report to Cleveland City Council regarding the evaluation of product pricing by the Commissioner of Purchases and Supplies and the City's procurement under the contract.**

The contract shall further provide that 1) the contractor is required to develop LED products that meet Energy Star Standards and other national LED standards as those standards may be promulgated and adopted by the lighting industry from time to time during the con-

tract term ("Standards") and to actively work toward achieving LED products that meet the Standards; 2) if the contractor achieves any LED products that meet the Standards, the City shall have the right to purchase that product from the contractor at or below the price of another like LED product that meet the Standards; 3) if the contractor offers a product meeting the Standards, but a like LED product is available from another supplier at a lower price, and the contractor does not at least meet the lower price, the City may purchase that product meeting the Standards from the other supplier; and 4) if the City determines that a LED product meeting the Standards is available for purchase in the marketplace and the contractor does not have a like LED product, the City shall have the right to purchase the LED product(s) meeting the Standards from another supplier.

Notwithstanding any Codified Ordinance to the contrary, 1) each bid shall be accompanied by a bid bond signed by a surety company authorized to do business in Ohio, or by a cashier's check or certified check on a solvent bank, which bond or check shall be five percent (5%) of the amount of the bid for the estimated purchases during the first term year of the contract and shall be given as security that if its bid is accepted, the bidder will enter into a contract and properly secure its performance; and 2) upon execution of the contract, the contractor shall furnish a performance bond or other irrevocable security acceptable to the Director of Law in an amount equal to at least twenty-five percent (25%) of the bid amount for the City's estimated purchases during the first term year of the contract and shall maintain a performance bond or security in that amount in effect during each term year of the contract.

**Section 2.** That the cost of the contract 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 the authority to enter into contract under this ordinance shall expire eighteen months after the effective date of this ordinance, excluding any period of time that the City is prevented from proceeding with competitive bidding or entering into a contract for LED products under this ordinance for any reason outside of the control of the City, its officers or employees. **If the City is prevented from proceeding with competitive bidding or enter into a contract for LED products under this ordinance due to a reason outside the control of the City, its officers or employees, the Director of Finance shall notify Council.**

**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.

## BOARD OF CONTROL

August 11, 2010

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, August 11, 2010, at 10:30 a.m. with Director Triozzi presiding.

Present: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

Others: James Hardy, Commissioner, Purchases and Supplies.

Natoya Walker, Director, Office of Equal Opportunity.

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

### Resolution No. 331-10.

By Director Dumas.

Resolved by the Board of Control of the City of Cleveland, that under Section 101 of the Charter, Section 181.19 of the Codified Ordinances of Cleveland, Ohio, 1976, and Resolution No. 921-52, adopted by the Board of Control on November 26, 1952, the report of the Commissioner of Purchases and Supplies for the sale of scrap, personal property, and by-products during the month of July, 2010 in the amount of \$18,160.86, attached and made a part of this resolution, is received, approved and ordered filed.

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

### Resolution No. 332-10.

By Director Dumas.

Whereas, under Board of Control Resolution No. 193-10, adopted on May 19, 2010, the City of Cleveland entered into City Contract No. RC201000000079 with Leff Electric, Inc. for an estimated quantity of materials, parts, and supplies necessary for the electrical maintenance of facilities, including labor when necessary, and for high and medium voltage testing equipment and safety equipment, all items, for the various divisions of City government, Department of Finance; and

Whereas, by its letter, Leff Electric, Inc. informed the City that on October 5, 2009, The H. Leff Electric Co., Inc. purchased the assets of Leff Electric, Inc., and will honor all quotes, purchase orders, terms and conditions that the City previously agreed upon with Leff Electric, Inc. under City Contract No. RC201000000079; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that this Board acknowledges and consents to the assignment of City Contract No. RC201000000079 from Leff Electric, Inc. to The H. Leff Electric Co., Inc.

Be it further resolved that the Director of Finance is authorized to execute any Documents necessary to affect and recognize the consent to the assignment of City Contract No. RC201000000079 authorized above. A copy of the consent to assignment and the assignment of Contract No. RC201000000079 shall be filed with the original of the contract in the custody of the Commissioner of Accounts.

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 333-10.**

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 1036-07, passed by the Council of the City of Cleveland on August 8, 2007, Staffing Solutions Enterprises, Inc. is selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City for implementation of Phases 3 and 4 of the Customer Information System/Customer Relations Management System by rendering the professional services necessary to provide temporary staffing for, including but not limited to, answering incoming calls; making outgoing calls to customers; addressing customer complaints and/or concerns; handling the heavy telephone call volume; and scheduling appointments to check meters for possible leaks and final meter reads, for a period of 90 days with six options to renew for a one-month period, for the Division of Water, Department of Public Utilities.

Be it further resolved that the Director of Public Utilities is authorized to enter into a contract with Staffing Solutions Enterprises, Inc. based upon its proposal dated July 22, 2010, which contract shall be prepared by the Director of Law, shall provide for rendering the professional services described in the proposal, for an aggregate fee of \$442,816.00, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 334-10.**

By Director Withers.

Whereas, Resolution No. 417-02, adopted July 10, 2002, under the authority of Ordinance No. 68-98, passed October 19, 1998, as amended by Ordinance No. 94-99, passed March 1, 1999, and Resolution No. 834-02, adopted December 18, 2002, under the authority of Ordinance No. 633-96, passed May 20, 1996, the City, through its Director of Public Utilities, entered into City Contract No. 60541 with MWH Americas, Inc. (fka Montgomery Watson Harza) ("Consultant") for Program Management Consulting Services for the Plant Enhancement Program ("PEP"), Phase II, for a fee of \$26,797,018.00, for the Division of Water, Department of Public Utilities; and

Whereas, the City desires to obtain, as Phase III of the Plant Enhancement Program, additional Program Management Consulting Services including extension of the base work under Contract No. 60541 for Program Management Consulting Services for the Plant Enhancement Program, Phase II, and certain

optional tasks previously identified but not approved; and

Whereas, Consultant has proposed by its PEP Phase III Scope of Services dated April 5, 2010 ("Proposal") to perform the above-described additional services for a fee of \$3,667,043.35; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that the Director of Public Utilities is authorized to enter into a first modification to City Contract No. 60541 with MWH Americas, Inc., for additional Program Management Consulting Services for Phase III of the Plant Enhancement Program, on the basis of Consultant's April 5, 2010 Proposal, and increasing the contract amount by \$3,667,043.35 to \$30,464,061.35. The first modification shall be prepared by the Director of Law and shall include such additional provisions as the Director deems necessary to benefit and protect the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following sub-consultant for the services to be performed under the above authorized first modification is approved:

<u>Sub-consultant</u>	<u>Work Percentage</u>
Ozanne Construction Co. (MBE)	\$732,121.20 19.965%

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 335-10.**

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Lakeside Supply Company for an estimated quantity of valves and appurtenances, Group A, Items 1-22, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services, received on May 26, 2010 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$26,822.65 (Net 30), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in a sum not less than \$1,343.51.

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

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 336-10.**

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Clow Valve Company, A Division of McWane Inc. for an estimated quantity of valves and appurtenances, Group B, Items 1-20, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services, received on May 26, 2010 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$449,117.00 (2% 15 Days, Net 30), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in a sum not less than \$22,539.50.

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

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 337-10.**

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of HD Supply Waterworks, Ltd. for an estimated quantity of valves and appurtenances, Group C, Items 1-6 and Group D, Items 26 and 38-40, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services, received on May 26, 2010 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$430,455.70 (Net 30), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in a sum not less than \$26,082.47.

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

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 338-10.**

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Ferguson Enterprises, Inc. dba Ferguson Waterworks for an estimated quantity of valves and appurtenances, Group D, Items 1-25, 27-37 and 41-54, for the Division of Water, Department of Public Utilities, for a period of two years starting upon the later of execution of the contract or the day following expiration of the currently effective contract for the goods or services, received on May 26, 2010 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$65,169.86 (0%, Net 30), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an initial order, the cost of which shall be certified to the contract in a sum not less than \$3,586.49.

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

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 339-10.**

By Director Withers.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on May 26, 2010 for an estimated quantity of valves and appurtenances Group C, item 7, 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, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 340-10.**

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Kokosing Construction Company, Inc., for the public improvement of replacing the terminal flooring at Cleveland Hopkins International Airport, base bid items plus 10% contingency and Items A-1, A-4, A-5, A-6, A-7 and A-8, for the Department of Port Control, received on May 12, 2010 under the authority of Ordinance No. 359-05, passed by the Council of the City of Cleveland on May 2, 2005, upon a unit basis for the improvement, in the aggregate amount of \$4,482,000.60, is affirmed and approved as the lowest responsible bid; and the Director of Port Control is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that employment of the following subcontractors by Kokosing Construction Company, Inc., is approved:

Subcontractor	CSB/MBE/FBE% Amount
O. A. Bertin, Inc.	47.64% CSB \$2,135,624.00
Architectural Floors of Cleveland, Inc.	0.73% CSB \$ 32,797.00
North Electric, Inc.	1.13% CSB/MBE \$ 51,000.00
OCP Contractors, Inc.	4.2% Non CSB/MBE/FBE \$ 188,259.00

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 341-10.**

By Director Smith.

Resolved, by the Board of Control of the City of Cleveland that the bid of W. W. Williams Midwest, Inc., for diesel emission reduction systems for vehicles and equipment, including installation, Items 1 through 6, 9 through 11, 14 through 19, and 28, for the Division of Cleveland Hopkins International Airport, 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 June 17, 2010, under the authority of Ordinance No. 1590-09, passed by the Council of the City of Cleveland on November 30, 2009, which on the basis of the estimated quantity would amount to \$283,138.00, 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 contract shall provide for an initial order, the cost of which shall be certified to the contract in the sum of \$283,138.00.

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 delivery orders separately certified to the contract.

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 342-10.**

By Director Smith.

Resolved by the Board of Control of the City of Cleveland, that all bids received for diesel emission reduction systems for vehicles and equipment, including installation, if necessary, Items 7, 8, 12, 13, 20 through 27 and 29 through 35, for the Division of Cleveland Hopkins International Airport, Department of Port Control received on June 17, 2010, under the authority of Ordinance No. 1590-09, passed November 30, 2009, be and the same are rejected.

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

**Resolution No. 343-10.**

By Director Rush.

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

Whereas, by Resolution No. 247-10, adopted on June 16, 2010, this Board authorized the Mayor to execute a deed for the sale of Permanent Parcel No. "104-15-070" to the Eleanor B. Rainey Memorial Institute, Inc.; and

Whereas, the correct identification of the parcel to be sold is Permanent Parcel No. "104-18-070;" now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 247-10, adopted by the Board of Control on June 16, 2010, approving the sale and development of certain Land Bank property to the Eleanor B. Rainey Memorial Institute, Inc. is amended by changing the Permanent Parcel No. to "104-18-070".

Be it further resolved that all other provisions of Resolution No. 247-10 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Triozzi, Withers, Smith, Wasik, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Dumas, Carroll and Acting Director West.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES****General Information**

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

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

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

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

REYNALDO GALINDO,  
President

**SCHEDULE OF THE BOARD  
OF ZONING APPEALS**

**MONDAY, AUGUST 30, 2010**

**9:30 A.M.**

**Calendar No. 10-131:** 11008 Peony Avenue (Ward 17)  
Aggressive Rehab and Renovation, owner, and Ketra Byers appeal to establish a Type A day care in a single family dwelling on a 40' x 110' parcel in an A1 Single Family District, contrary to Section 337.02(f)(3)C that prohibits a Type A day care use to be located less than 30 feet of a residential district and is subject to review and approval of the Board of Zoning Appeals to determine, after public notice and hearing, whether adequate yard spaces and other safeguards to preserve the character of the neighborhood are provided, and if in the judgment of the Board such building and use are appropriately located and designed and will meet a community need without adversely affecting the neighborhood.

**Calendar No. 10-134:** 10660 Carnegie Avenue (Ward 9)  
Tudor Arms Hotel, LLC, owner, appeals to expand a parking lot for a total of 139 spaces proposed to be on consolidated parcels located in an E5 General Retail Business District; and the provisions in Section 352.10 require a 6 foot wide frontage landscaping strip along Carnegie and Wilbur Avenues and that a 4 foot wide, 200 square foot island strip be placed at every 20 parking spaces; and subject to the limitations of Section 357.07, the parking of motor vehicles within the specific 56 foot front yard setback, measured from the center line of Carnegie Avenue, is prohibited as stated in the Cleveland Codified Ordinances and shown on page 9 of the Building Zone Map.

**Calendar No. 10-135:** 18429 St. Clair Avenue (Ward 11)  
Jure Zovko appeals under authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Codified Ordinances, from a Notice of Violation issued by the Department of Building and Housing on June 30, 2010 regarding the property at 18429 St. Clair Avenue and condemnation of the main structure for alleged deterioration.

**Calendar No. 10-137:** 19800 South Waterloo Road (Ward 11)  
AJ & N Inc., owner, and Anthony Schillero, appeal to add amusement use, including electronic sweepstakes amusement games and up to 29 other various amusement games and pool tables to an existing bar/restaurant in a in a one-story building on an 88' x 70.71' parcel in a B3 Local Retail Business District where the proposed amusement and recreation use is not permitted and first permitted in a General Retail District subject to Section 343.11(b)(2)(L); and pursuant to Section 347.12(a)(1) amusement uses must be 500 feet from a residence district, a church, school, playground or recreation center, and the use is within 500 feet of a Multi-Family Residential District to the north.

**Calendar No. 10-139:** 15624 Lakeshore Boulevard (Ward 11)  
Selar, Inc., owner, and Michael Harris, tenant, appeal to establish use as an electronic sweepstakes amusement parlor in the entire one-story building on a 90' x 200' parcel located in a C1 Shopping Center District and subject to Section 343.04 the use is limited and regulated as in a Local Retail Business District, where it is not permitted and first allowed in a General Retail District, and pursuant to Section 347.12(a)(1) the use is required to be at least 500 feet from a residence district and the proposed use is within 500 feet of a Two-Family District to the south; and a parking area in the amount of three times the gross floor area of the building is required in accordance with Section 349.04(e) of the Cleveland Codified Ordinances.

Secretary

**REPORT OF THE BOARD  
OF ZONING APPEALS**

**MONDAY AUGUST 16, 2010**

At the meeting of the Board of Zoning Appeals on Monday, August 16, 2010, the following appeals were heard by the Board.

The following appeals were **Approved:**

**Calendar No. 10-122:** 10919 Franklin Boulevard  
John McPherson, owner, and American Tower Corporation, prospective tenant, appealed to increase the height of an existing telecommunications tower from 150 feet to 160 feet in a General Industry District; subject to conditions.

**Calendar No. 10-67:** 2388 West 6th Street  
Nancy Corral Trust appealed to erect a two-story frame single family residence with an attached garage in a B1 Two-Family District; subject to conditions.

**Calendar No. 10-68:** 2379 West 6th Street  
Nancy Corral Trust appealed to erect a two-story frame single family residence with an attached garage in a B1 Two-Family District; subject to conditions.

**Calendar No. 10-69:** 2382 West 6th Street  
Nancy Corral Trust appealed to erect a two-story frame single family residence with an attached garage in a B1 Two-Family District; subject to conditions.

**Calendar No. 10-70:** 2387 West 7th Street  
Nancy Corral Trust appealed to erect a two-story frame single family residence with an attached garage in a B1 Two-Family District; subject to conditions.

The following appeals were **Denied:**

**Calendar No. 10-102:** 3321 East 119th Street  
Debra Martin appealed to change a single family dwelling house to an adult care facility in a Two-Family District.

**Calendar No. 10-123:** 4806 State Road  
Rai Gurdev and K. Harpual, owners, and Ray Elder, tenant appealed to install 10 various wall signs on a one-story building in a Local Retail Business District.

**Calendar No. 10-126:** 3036 Vega Avenue  
Jannette Gomez appealed to install 30 lineal feet of 4 feet high wooden fence on the interior side yard of a 40' x 132' parcel in a Two-Family District.

The following appeals were **Withdrawn:**

**Calendar No. 10-84:** 2032 West 25th Street  
Scott Drug Realty aka Aaron Leizman, owner, and Brian Kaufman, tenant, appealed to add entertainment use to an existing bar/tavern in a General Retail Business District.

**Calendar No. 10-96:** 2901-09 Detroit Avenue  
Richard Husarick appealed to expand a bar/restaurant use to include the basement and to establish entertainment/amusement use in a mixed use building in a Semi-Industry District.

The following appeals were **Dismissed:**

None.

The following appeals were **Postponed:**

None.

The following appeals heard by the Board on August 9, 2010 were adopted and approved on August 16, 2010.

The following appeals were **Approved:**

**Calendar No. 10-117:** 4005 Bridge Avenue  
Donald and Julie Hallum appealed to change a factory to a two family residence and storage of personal items in a Two Family District.

**Calendar No. 10-120:** 3900 Lorain Avenue  
Niagra Homes Ltd., owner, and Ian Engasser, tenant appealed to change from three stores and one dwelling unit to a restaurant and one dwelling unit a mixed use building in a Local Retail Business District; subject to condition.

**Calendar No. 10-125:** 3705 West 37th Street  
Robert Wendorf appealed to erect a pre-manufactured wheelchair lift in the front yard space of a parcel in a Two-Family District.

Secretary

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

NO MEETING

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

NONE

**CITY OF CLEVELAND BIDS****For All Departments**

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

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

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

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

**WEDNESDAY, SEPTEMBER 8, 2010**

**File No. 133-2010 — Purchase Storage Cabinets with Parts and Accessories**, for the Various Divisions of the Department of Port Control, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, AUGUST 20, 2010 AT 10:00 A.M. THE DEPARTMENT OF PORT CONTROL, CLEVELAND HOPKINS AIRPORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135-3193

**File No. 134-2010 — Labor and Materials Necessary to Repair and Maintain Plate Trucks (Re-bid)**, for the Division of Water Pollu-

tion Control, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, AUGUST 20, 2010 AT 10:00 A.M. WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, WPC GREEN CONFERENCE ROOM, CLEVELAND, OHIO 44108.

August 11, 2010 and August 18, 2010

**THURSDAY, SEPTEMBER 9, 2010**

**File No. 139-2010 — Labor and Materials Necessary to Maintain Electronic Security Systems (Re-Bid)**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 900-09, passed by the Council of the City of Cleveland, August 5, 2009.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, AUGUST 19, 2010 AT 2:30 P.M. THE NOTTINGHAM WATER PLANT, NOTTINGHAM TRAINING CENTER, 1300 CHARDON ROAD, CLEVELAND, OHIO 44117

August 11, 2010 and August 18, 2010

**WEDNESDAY, SEPTEMBER 8, 2010**

**File No. 135-2010 — Labor and Materials Necessary to Repair and Maintain Combination Sewer and Catch Basin Cleaning Trucks**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, AUGUST 27, 2010 AT 11:30 A.M. WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, WPC GREEN CONFERENCE ROOM, CLEVELAND, OHIO 44108.

**File No. 136-2010 — Labor and Materials Necessary to Repair and Maintain T.V. Inspection Trucks**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, AUGUST 27, 2010 AT 11:00 A.M. WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, WPC GREEN CONFERENCE ROOM, CLEVELAND, OHIO 44108.

**File No. 142-2010 — Keys, Locks and Hardware**, for the various Divisions of City government, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MON-

DAY, AUGUST 30, 2010 AT 1:00 P.M. THE DIVISION OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, ROOM 128, CLEVELAND, OHIO 44114

**File No. 143-2010 — Welding Equipment, Supplies and Materials**, for the various Divisions of City government, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, AUGUST 30, 2010 AT 10:30 A.M. THE DIVISION OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, ROOM 128, CLEVELAND, OHIO 44114

August 18, 2010 and August 25, 2010

**THURSDAY, SEPTEMBER 9, 2010**

**File No. 137-2010 — Various Auto/Truck Remanufactured Transmissions and Repairs**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 686-07, passed by the Council of the City of Cleveland, June 11, 2007.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, AUGUST 30, 2010 AT 10:30 A.M. MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

**File No. 138-2010 — Pen-Base and I-Mobile Computers, Equipment and Accessories**, for the Division of Emergency Medical Service, Department of Public Safety, as authorized by Ordinance No. 599-10, passed by the Council of the City of Cleveland, June 7, 2010.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, AUGUST 26, 2010 AT 10:00 A.M. CLEVELAND EMS HEADQUARTERS, 1701 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

August 18, 2010 and August 25, 2010

**FRIDAY, SEPTEMBER 10, 2010**

**File No. 140-2010 — Purchase of Labor and Materials to Refurbish and Repair of Water Pumps Including Electric Motors, Controls and Appurtenances (Re-Bid)**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 587-09, passed by the Council of the City of Cleveland, June 1, 2009.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, AUGUST 27, 2010 AT 2:30 P.M. THE CARL B. STOKES PUBLIC UTILITIES BUILDINGS,



MAIN AUDITORIUM, 1201 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

August 18, 2010 and August 25, 2010

**WEDNESDAY, SEPTEMBER 15, 2010**

**File No. 141-2010 — Fence Installation, Maintenance and /or Repair (Re-Bid)**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 395-09, passed by the Council of the City of Cleveland, April 20, 2009.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, AUGUST 30, 2010 AT 11:00 A.M. WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, WPC RED CONFERENCE ROOM, CLEVELAND, OHIO 44108.

August 18, 2010 and August 25, 2010

**ADOPTED RESOLUTIONS AND ORDINANCES**

NONE

**COUNCIL COMMITTEE MEETINGS**

**Wednesday, August 11, 2010 10:00 a.m.**

**Employment, Affirmative Action and Training Committee:** Present: Pruitt, Chair; Miller, Vice Chair; Cummins, J. Johnson, Westbrook. *Authorized Absence:* K. Johnson, Mitchell.

**1:00 p.m.**

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

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

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