

The City Record

Official Publication of the Council of the City of Cleveland



July the Fourteenth, Two Thousand and Ten

Frank G. Jackson
Mayor

Martin J. Sweeney
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

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

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www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

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

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

MAYOR – Frank G. Jackson

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

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Vol. 97

WEDNESDAY, JULY 14, 2010

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CITY COUNCIL

MONDAY, JULY 12, 2010

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City Clerk, Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2010-2013

MONDAY — Alternating

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

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

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

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

MONDAY

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

TUESDAY

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

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

WEDNESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

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

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

July 7, 2010

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, July 7, 2010, at 10:30 a.m. with Director Triozzi presiding.

Present: Director Triozzi, Dumas, Smith, Wasik, Carroll, Flask, Cox, Rush, Acting Director West, Director Fumich, Interim Director Mahoney and Director Rybka.

Absent: Mayor Jackson, Directors Withers and Nichols.

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. 273-10.

By Directors Wasik and Withers.
Be it resolved by the Board of Control of the City of Cleveland that the bid of Kokosing Materials Inc. for an estimated of the Cold Mix materials (All Items) for the Division of Streets, Department of Public Service, and the Division of Water, Department of Public Utilities, for a period of 2 years beginning with the date of execution of a contract, with an option to renew for one additional year, received on

February 10, 2010, 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 \$340,000.00 (NET) is affirmed and approved as the lowest and best bid, and the Director of Public Service is requested to enter into a requirement contract for the goods and/or services, which contract shall provide for an the initial order, the cost of which shall be certified to the contract in an amount no less than \$25,000.00.

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

Yeas: Director Triozzi, Dumas, Smith, Wasik, Carroll, Flask, Cox, Rush, Acting Director West, Director Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Withers and Nichols.

Resolution No. 274-10.

By Director Smith.
Whereas, Standard Parking Corporation ("Standard") wishes to utilize Ninth Street Lots Nos. 9 and 10 ("Ninth Street Lots") for special event parking days between July 1, 2010 and January 31, 2011; and

Whereas, the City is willing to grant Standard the privilege, permit and license to utilize the Ninth Street Lots for special event parking; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.04 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of the Department of Port Control is authorized to enter into an agreement ("Agreement") granting Standard Parking Corporation the privilege, permit and license to utilize the Ninth Street Lots for not more than 60 special event parking days between July 1, 2010 and January 31, 2011. Standard Parking Corporation shall remit to the City all parking revenues less \$370.00 per special event and any applicable sales tax payable to any taxing authorities in connection with its special event parking operations.

Be it further resolved that the above-authorized Agreement shall be prepared by the Director of Law and shall contain such other provisions as the Director deems necessary to benefit and protect the public interest.

Yeas: Director Triozzi, Dumas, Smith, Wasik, Carroll, Flask, Cox, Rush, Acting Director West, Director Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson, Directors Withers and Nichols.

Resolution No. 275-10.

By Interim Director West.
Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 308-10 passed by Cleveland City Council on March 22, 2010, Medical Mutual of Ohio, Kaiser Foundation Health Plan of Ohio, Cigna Dental of Ohio, Health Action Council/CVS Caremark, Metropolitan Life Insurance, Union Eye Care, and Ohio AFSCME are selected from a list of firms determined after a full and complete canvass by the Director of Personnel and Human Resources as the firms to be employed by separate contracts to supplement the regularly employed staff of the Department of Personnel and Human Resources to perform the professional services necessary to provide group medical insurance, prescription and dental insurance coverage, vision and life insurance coverage, medical reimbursement accounts, dependent care accounts, and premium pass-through benefits coverage for City of Cleveland employees.

Be it further resolved that the Director of Personnel and Human Resources is authorized to enter into a contract with Medical Mutual of Ohio, based on its proposal dated October 12, 2009, effective April 1, 2010, for a term of one year for an estimated amount of \$52.5 million.

Be it further resolved that the Director of Personnel and Human Resources is authorized to enter into a contract with Kaiser Foundation Health Plan of Ohio, based on its proposal dated October 12, 2009, effective April 1, 2010, for a term of one year for an estimated amount of \$17.1 million.

Be it further resolved that the Director of Personnel and Human Resources is authorized to enter into a contract with Cigna Dental of Ohio, based on its proposal dated October 12, 2009, effective April 1, 2010, for a term of one year for an estimated amount of \$5.5 million.

Be it further resolved that the Director of Personnel and Human Resources is authorized to enter into a contract with Health Action Council/CVS Caremark based on its proposal dated October 12, 2009, effective April 1, 2010, for a term of one year, at an estimated amount of \$4.5 million.

Be it further resolved that the Director of Personnel and Human Resources is authorized to enter into a contract with Metropolitan Life Insurance based on its proposal dated January 20, 2010, effective April 1, 2010, for a term of one year, for a fee of \$3.75 per covered employee.

Be it further resolved that the Director of Personnel and Human Resources is authorized to enter into a contract with Union Eye Care, based on its proposal dated January 10, 2010, effective April 1, 2010, for a term of one year, for a fee of \$4.31 per covered employee.

Be it further resolved that the Director of Personnel and Human Resources is authorized to enter into a contract with Ohio AFSCME based on its proposal dated February 20, 2010, effective April 1, 2010, for a term of one year, for a fee of \$6.75 per covered employee.

Be it further resolved that each contract shall be prepared by the Director of Law, shall provide for the furnishing of professional ser-

vices as described in the respective proposal, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Director Triozzi, Dumas, Smith, Wasik, Carroll, Flask, Cox, Rush, Acting Director West, Director Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Withers and Nichols.

Resolution No. 276-10.

By Interim Director West.
Be it resolved by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 719-10, passed by the Council of the City of Cleveland on June 7, 2010 Axiom Information Security Services is selected from a list of firms determined after a full and complete canvass by the Director of Personnel and Human Resources as the firm to be employed by contract to supplement the regularly employed staff of several departments of the City of Cleveland to perform the professional services necessary to administer pre-employment background and criminal records checks, including but not limited to automated national wanted felon checks; automated motor vehicle license and points checks; automated workers' compensation checks; automated social security traces and automated credit checks for the Department of Personnel and Human Resources.

Be it further resolved that the Director of Personnel is authorized to enter into contract with Axiom Information Security Services for a one year term, based on its proposal dated June 7, 2010, which contract shall be prepared by the Director of Law, shall provide for the furnishing of professional services as described in the proposal for the fees set forth in the approximate amount of \$50,000, and shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Director Triozzi, Dumas, Smith, Wasik, Carroll, Flask, Cox, Rush, Acting Director West, Director Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.
Absent: Mayor Jackson, Directors Withers and Nichols.

MARK R. MUSSON,
Acting 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 commis-

sion has graded the papers. Thereafter, eligible lists will be established which will consist of the names of those candidates who have been successful in all parts of the examination.

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

REYNALDO GALINDO,
President

**SCHEDULE OF THE BOARD
OF ZONING APPEALS**

MONDAY, JULY 26, 2010

9:30 A.M.

Calendar No. 10-108: 4464 Pearl Road (Ward 13)

St. Mark Evangelical Lutheran Church, owner, appeals to erect a 4'-3" x 5'-11" double faced, message, ground sign on a corner parcel in a Local Retail Business District; and subject to the provisions in Section 350.14(b)3, the proposed animated or changeable message sign is first permitted in a General Retail Business District.

Calendar No. 10-110: 2162 West 40th Place (Ward 15)

Michelle Fenn, owner, appeals to erect a 24' x 30' one-story accessory shed on a vacant 45.03' x 86.72' parcel in a Two-Family District; contrary to Section 337.23(a)(7)A, a floor area of 720 square feet is proposed, exceeding the limit of 650 square feet; and subject to the limitations of Section 337.23(a), the proposed structure is not accessory to a main building in a residence district and use for storage is not allowed but first allowed in a Semi-Industry District, pursuant to Section 345.03(c) of the Cleveland Codified Ordinances.

Calendar No. 10-113: 819 Jefferson Avenue (Ward 3)

Thomas Bell, owner, and Amy Farry, tenant, appeal to establish use of a 24' x 40' outdoor patio at the rear of an existing tavern and to add live entertainment indoors; the proposed use and patio for the tavern subject to the limitations of Section 337.03 and not permitted in a Two-Family District; and the added live entertainment in the premises is partially located in a residential district, contrary to Section 347.12(a) and a distance requirement of a least 500 feet from a residential district. The provisions of Section 349.04 require an accessory off-street parking area equal to three times the floor space and none is provided; and the expansion of a nonconforming use requires the Board of Zoning Appeals approval in accordance with Section 359.01 of the Cleveland Codified Ordinances.

Calendar No. 10-115: 2344 West 5th Street (Ward 3)

Dan Leamon, owner, appeals to erect a 48' x 712' single family frame residence on a 66' x 110' parcel in a Two-Family District; contrary to Section 357.04(a) a front yard setback of 1.5 and 8.88 feet is provided and 15 percent times the lot depth, or 16.5 square feet, is required; and a proposed setback

distance of 8.88 and 1.5 feet is contrary to 13.3 feet, the required front yard line determined by the average setbacks of existing buildings with in 100 feet on both sides of the lot and stated in Section 357.06(a) of the Cleveland Codified Ordinances.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JULY 12, 2010

At the meeting of the Board of Zoning Appeals on Monday, July 12, 2010, the following appeals were heard by the Board.

The following appeals were **Approved**:

Calendar No. 10-98: 4800 Payne Avenue Northeast Ohio Neighborhood Health Services, Inc. appealed to install portions of fence 6 feet and 8 feet in height along portions of a corner lot in a Semi-Industry District.

Calendar No. 10-104: 3914 West 151st Street Steve Buchan and Tom Stringer appealed to install 118 lineal feet of 6 foot high wooden fence on a corner parcel in a One-Family District; subject to condition.

The following appeal was **Withdrawn**:

Calendar No. 09-233: 7310 Fleet Avenue Mukesh Agarwal appealed to construct an addition to an existing day care in a Two-Family District.

The following appeal was **Dismissed**:

Calendar No. 10-105: 4502 Archmere Avenue Joseph Rivera appealed to install 100 lineal feet of 6 foot high wooden fence on a corner parcel in a One-Family District.

The following appeals were **Postponed**:

Calendar No. 10-100: 1030 East 62nd Street postponed to September 13, 2010.

Calendar No. 09-61: Riverbend Rear postponed to November 15, 2010.

The following appeals heard by the Board on July 6, 2010 were adopted and approved on July 12, 2010.

The following appeals were **Approved**:

Calendar No. 10-93: 11451 Euclid Avenue University Circle, Inc. and Z & M Triangle Partners LLC appealed to erect a three-story, 46 foot high, 97,000 square foot building with retail and residential units and a 90 space accessory parking lot in a General Retail Business District.

Calendar No. 10-94: 11452 Euclid Avenue Case Western Reserve and Z & M Triangle Partners LLC appealed to erect a three-story, 44 foot high,

75,000 square foot building with retail and residential units in a General Retail Business District.

Calendar No. 10-103: 3902 Bush Avenue Christopher Allen, owner, and David Kokoruda, tenant, appealed to erect a 5' x 10' wheel chair lift in the front yard of a one family dwelling in a Two-Family District.

Calendar No. 10-106: 14040 Puritas Avenue Blessed Trinity church and Reverend Doug Koessel appealed to erect a 4' x 8' double-faced, message ground sign in the front yard of a parcel in a One-Family District.

Calendar No. 10-75: 2008 West 26th Street United Twenty-Fifth Building appealed to resurface a parking lot located in General Retail Business and Two-Family Districts.

Calendar No. 10-76: 2036 West 26th Street United Twenty-Fifth Building appealed to resurface a parking lot located in a Two-Family District.

Calendar No. 10-77: 2043 West 26th Street United Twenty-Fifth Building appealed to resurface a parking lot located in a Two-Family District.

The following appeal heard by the Board on May 3, 2010 was adopted and approved on July 12, 2010:

The following appeal was **Approved**:

Calendar No. 10-43: 3741 Ridge Road Danmaur Investments Ltd., owner, and Bachir and Johnny Fagher, lessees, appealed to change use from a gas station to a vehicle repair garage in a Semi-Industry District; subject to condition.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of June 23, 2010

As required by the provisions of Section 3103.20(2) of the Codified Ordinances of the City of Cleveland, Ohio 1976, the following brief of action of the subject meeting is given for publication in the City Record:

* * *

Docket A-14-10.

RE: Appeal of Kimball Walker, Owner of One Dwelling Unit Single Family Residence One and One-half Story Frame Property located on the premises known as 3331 West 48th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated July 15, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to DENY the appeal and to REMAND the property to the Department of Building and Housing for supervision and any required further action, noting

the concurrence of the Appellant. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab. Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-31-10.

RE: Appeal of Ernest Price, Owner of Two Dwelling Units Two-Family Residence Two and One-half Story Frame Property located on the premises known as 10700 Shale Avenue from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated May 18, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant sixty (60) days in which to complete abatement of all violations, with comment expected following an inspection by the inspector within the next two (2) weeks making any comments on the completed abatements at that time. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-45-10.

RE: Appeal of Yusuf Martin, Owner of the Two Dwelling Units Two-Family Residence Two and One-half Story Frame Property located on the premises known as 9916 Manor Avenue from a 30 DAY CONDEMNATION ORDER — MAIN STRUCTURE, dated January 07, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant thirty (30) days in which to obtain all permits, three (3) months in which to abate all exterior violations, and six (6) months in which to abate all violations. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-54-10.

RE: Appeal of Steve Gomillion/801 Literary LLC, Owner of the Property located on the premises known as 801 Literary Avenue from a LIMITATION ON THE PERMIT, dated November 30, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-54-10 has been POSTPONED; to be rescheduled for July 07, 2010.

Docket A-55-10.

RE: Appeal of Michael and William Dean-El, Owners of the One Dwelling Unit Single-Family Residence One and One/half Story Frame Property located on the premises known as 4385 East 142nd Street from a CONDEMNATION ORDER — MAIN STRUCTURE and GARAGE, dated September 08, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant two (2) weeks in which to obtain the balance of all permits and six (6) months to complete abatement of all violations. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-56-10.

RE: Appeal of James W. Jugl, Owner of the One Dwelling Unit Single-Family Residence Two and One/half Story Frame Property located on the premises known as 9416 Raymond Avenue from a 30 DAY CONDEMNATION ORDER — MAIN STRUCTURE, dated February 06, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant three (3) months in which to obtain all permits and begin abatement of the violations on the property XXXX. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Sullivan.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-57-10.

RE: Appeal of Angela Freeman, Owner of Three Dwelling Units Three-Family Residence Two and One/half Story Wood Frame/Siding/Masonry Veneer Property located on the premises known as 939 Evangeline Road from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated March 09, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to uphold the Violation Notice and find that it was properly issued; and to grant the Appellant thirty (30) days in which to continue abatement of all violations on the property. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-58-10.

RE: Appeal of Kirkneil K. Williams, Owner of Two Dwelling Units Two-Family Residence Two and One/half Story Masonry Walls/Wood Floors Property located on the premises known as 3595 East 144th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated November 30, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant three (3) months in which to continue abatement of all violations on the property, noting the progress of the work. The property is REMANDED at this time to the Department of Building and Housing for supervision Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Sullivan.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-59-10.

RE: Appeal of Richard C. Davis, Owner of Two Dwelling Units Two-Family Residence Two and One/half Story Frame Property located on the premises known as 9407 Gorman Avenue from a NOTICE OF VIOLATION — EXTERIOR MAINTENANCE, dated November 03, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to uphold the Violation Notice and find that it was issued properly and to DENY the appeal request. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-60-10.

RE: Appeal of KD Ohio Investments, Owner of the MXD Mixed Uses - Multiple Uses In One Building One Story Garage - Detached; Masonry Property located on the premises known as 4714 Lorain Avenue from a CONDEMNATION ORDER — GARAGE, dated July 24, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to DENY the appeal request for additional time, and to REMAND the property at 4714 Lorain Avenue to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

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Docket A-61-10.

RE: Appeal of Patricia and Kate Zdravec, Owner of MXD Uses - Multiple Uses In One Building Two Story Masonry Walls/Wood Floors Semi-Industry Property located on the premises known as 2444 St. Clair Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated January 08, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-61-10 has been POSTPONED; to be rescheduled for July 07, 2010.

* * *

Docket A-63-10.

RE: Appeal of Marion Wells, Owner of Two-Family Residence Two and One/half Story Frame Property located on the premises known as 7924 Rawlings Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated February 23, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

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

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

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Docket A-64-10.

RE: Appeal of Cleveland Transport Refrigeration, Inc., Owner of B Business - Offices, Laboratories, Adult School Two Story Metal Frame General Industry Property located on the premises known as 2889 East 37th Street from a NOTICE OF VIOLATION — FIRE DAMAGE, dated February 11, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to DENY the request for addition time and to REMAND the property to the Department of Building and Housing for supervision and any required further action, noting that the Violation Notice was properly issued. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Sullivan.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-65-10.

RE: Appeal of Durrion R. Anderson, Owner of Two Dwelling Units Two-Family Residence Two and One/half Story Frame Property

located on the premises known as 9209 Adams Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 16, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant three (3) months in which to pull all required permits and complete abatement of the violations, pending a favorable inspection by the inspector. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-66-10.

RE: Appeal of Gali J. Nuriel, Owner of One Dwelling Unit Single-Family Residence One and One-half Story Frame Property located on the premises known as 1387 East 188th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated April 21, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant thirty (30) days in which to complete abatement of interior violations for suitable occupancy, and six (6) months in which to complete reconstruction of the driveway. The Appellant is granted any variances required to occupy the premises without the driveway being completed based upon the acceptance by the inspector of the interior work. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

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Docket A-67-10.

RE: Appeal of Orlean Whitehead, Owner of Two Dwelling Units Two-Family Residence Two and One-half Story Masonry Property located on the premises known as 12810 Signet Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated February 04, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant sixty (60) days in which to complete abatement of all violations, pending a reviewing and approval by Inspector Switcher. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

Docket A-68-10.

RE: Appeal of Barbara J. Williams, Owner of Two Dwelling Units Two-Family Residence Two and One-half Story Frame Property located on the premises known as 12908 Chesterfield Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated August 10, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the appellant one hundred twenty (120) days in which to complete abatement of all violations. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

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Docket A-69-10.

RE: Appeal of Thor Realty, Owner of the One Dwelling Unit Single-family Residence Two and One-half Story Frame Property located on the premises known as 1091 Parkwood Drive from a 30 DAY CONDEMNATION ORDER, dated January 29, 2009 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-69-10 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-70-10.

RE: Appeal of Amber L. Benson, Owner of Two Dwelling Units Two-Family Residence Two and One-half Story Frame Property located on the premises known as 12022 Griffing Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated February 23, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-70-10 has been POSTPONED; to be rescheduled for July 07, 2010.

* * *

Docket A-219-10.

RE: Appeal of Sharon El-Amin/Dealer Tire, LLC, Owner of Property located on the premises known as 3711 Chester Avenue from an ADJUDICATION ORDER, dated May 14, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the variances required to construct the facility or renovate the facility in accordance with the plans, noting the concurrence of the City and the upgrading of all the safety requirements by the Appellant. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-243-10.

RE: Appeal of New Century Systems LLC, Owner of Property located on the premises known as 3615 Superior Avenue from an ADJUDICATION ORDER, dated June 03, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

No action this date, the docket will be rescheduled for July 07, 2010.

* * *

EXTENSION OF TIME:

Docket A-191-08 - Jessica D. Harris - 2437 East 89th Street:

A motion is in order at this time to grant the Appellant three (3) months in which to obtain all permits and complete abatement of all violations. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

AMENDED RESOLUTIONS:

FROM: Docket A-224-09 - LRG Development LLC C/O Jasmine Ganaway - 1775 East 90th Street:

A motion is in order at this time to grant the Appellant's request for an Extension of Time, due to the circumstances of the Appellant, and to grant the Appellant ninety (90) days in which to obtain permits and complete abatement of the violations. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action, noting that there will be no more extensions granted on this property. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Saab, Bradley. Nays: None. Absent: Mr. Gallagher.

TO: A motion is in order at this time to, on an emergency basis, DENY the request for additional time and to REMAND the property to the Department of Building and Housing for supervision and any required further action, and to uphold the Violation Notice as properly issued. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

FROM: Docket A-37-10 - Ohio Redevelopment Group - 3554 East 104th Street:

A motion is in order at this time to find that the Violation Notice was properly issued; based on the testimony and photographs, the appeal is DENIED and the property is REMANDED to the Department of Building and Housing for supervi-

sion and any required further action, noting that the Appellant did not appear at the hearing. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Bradley. Nays: None. Absent: Mr. Gallagher.

TO: A motion is in order at this time to grant the Appellant two (2) weeks in which to obtain permits, six (6) months in which to abate violations, beginning with the exterior violations and pending approval of the inspection. The property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Saab, Bradley, Sullivan. Nays: None. Absent: Mr. Gallagher.

* * *

APPROVAL OF RESOLUTIONS:

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

- A-25-10 — Temiko Holsey.
- A-33-10 — Keith Brown.
- A-34-10 — Keith Brown.
- A-35-10 — Margaret Sudy.
- A-37-10 — Ohio Redevelopment Group.
- A-38-10 — Thurmond D. Gisantaner.
- A-39-10 — Michael J. Sivo.
- A-41-10 — Tamara Tait.
- A-42-10 — Little Italy Development, LLC.
- A-44-10 — Eric Peek.
- A-46-10 — Maria Molina.
- A-47-10 — Victoria Dursa.
- A-48-10 — Edward Johnson.
- A-50-10 — Namreh, Inc.
- A-169-10 — Veterans Development, LLC.
- A-215-10 — Shane Q. Gay.

Yeas: Messrs. Denk, Saunders, Saab, Bradley. Nays: None. Not Voting: Mr. Sullivan. Absent: Mr. Gallagher.

* * *

APPROVAL OF MINUTES:

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

June 9, 2010

Yeas: Messrs. Denk, Saunders, Saab, Bradley. Nays: None. Not Voting: Mr. Sullivan. Absent: Mr. Gallagher.

* * *

Secretary

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."

FRIDAY, JULY 23, 2010

File No. 118-2010 — Constructing and Repairing Catch Basins and Manholes at various locations throughout the City, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 129.291 of the Codified Ordinances of Cleveland, Ohio 1976.

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

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, JULY 16, 2010 AT 10:00 A.M. THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

July 7, 2010 and July 14, 2010

THURSDAY, JULY 29, 2010

File No. 117-2010 — City of Cleveland Recreation Centers Improve-

ments Package #1, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance Nos. 922-07, 1163-08 and 1176-08, passed by the Council of the City of Cleveland, July 18, 2007, August 6, 2008 and November 11, 2008, respectively.

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

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, JULY 15, 2010 AT 2:00 P.M., THE BURKE LAKEFRONT AIRPORT, FIRST FLOOR CONFERENCE ROOM, 1501 NORTH MARGINAL ROAD, CLEVELAND, OHIO 44114.

THESE PROJECT SITES SHALL BE MADE AVAILABLE FOR INSPECTIONS BY BIDDERS ON FRIDAY, JULY 16, 2010 AT THE FOLLOWING TIMES: ZELMA WATSON GEORGE RECREATION CENTER FROM 11:00 A.M. TO 12:00 NOON; KENNETH L. JOHNSON RECREATION CENTER FROM 1:00 TO 2:00 P.M.; AND THURGOOD MARSHALL RECREATION CENTER FROM 2:30 TO 3:30 P.M.

July 7, 2010 and July 14, 2010

WEDNESDAY, AUGUST 4, 2010

File No. 121-2010 — Service Fittings, for the Division of Water, Department of Public Utilities, as authorized by Section 129.25 of the Codified Ordinances of Cleveland, Ohio 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING MONDAY, JULY 22, 2010 AT 10:30 A.M. THE DIVISION OF WATER DISTRIBUTION AND MAINTENANCE, PIPE REPAIR CONFERENCE ROOM, 4600 HARVARD AVENUE, NEWBURGH HEIGHTS, OHIO 44108.

File No. 122-2010 — Laboratory Services for Protozoa and Biological Analysis, for the Division of Water, Department of Public Utilities, as authorized by Section 129.28 of the Codified Ordinances of Cleveland, Ohio 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING THURSDAY, JULY 22, 2010 AT 2:00 P.M. THE DIVISION OF WATER 1201 LAKESIDE AVENUE, 4TH FLOOR, CLEVELAND, OHIO 44114.

July 14, 2010 and July 21, 2010

THURSDAY, AUGUST 5, 2010

File No. 120-2010 — City of Cleveland Public Safety Buildings Roof Replacement Package, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ord-

nance Nos. 888-06 and 781-09, passed by the Council of the City of Cleveland, August 9, 2006 and June 1, 2009, respectively.

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

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, JULY 22, 2010 AT 2:00 P.M., MAIN CONCOURSE THE BURKE LAKEFRONT AIRPORT, FIRST FLOOR CONFERENCE ROOM, 1501 NORTH MARGINAL ROAD, CLEVELAND, OHIO 44114.

July 14, 2010 and July 21, 2010

THURSDAY, AUGUST 19, 2010

File No. 123-2010 — Labor and Materials Necessary for Painting and Paint Removal on Roadways, Runways and Other Paved Surfaces, for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 409-10, passed by the Council of the City of Cleveland, May 24, 2010.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** WEDNESDAY, JULY 28, 2010 AT 10:00 A.M. LOCATED AT THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT'S CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135-3193.

File No. 124-2010 — Uniform Clothing Supply 2011, for the Division of Police, Department of Public Safety, as authorized by Section 135.06 of the Codified Ordinances of Cleveland, Ohio 1976.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** THURSDAY, AUGUST 5, 2010 AT 10:00 A.M. THE CLEVELAND POLICE ACADEMY, CLEVELAND DIVISION OF POLICE, 1300 ONTARIO STREET, 7TH FLOOR, CLEVELAND, OHIO 44113.

July 14, 2010 and July 21, 2010

WEDNESDAY, SEPTEMBER 8, 2010

File No. 119-2010 — CLE Airfield Snowmelter Procurement WBS NO. H256-3, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance Nos. 1771-08, 479-09 and 911-09, passed by the Council of the City of Cleveland, December 8, 2008, May 4, 2009 and July 1, 2009, respectively.

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

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING** WEDNESDAY, JULY 28, 2010 AT 10:00 A.M. LOCATED AT CLEVELAND HOPKINS INTERNATIONAL

AL AIRPORT, ENGINEERING BUILDING, 19501 FIVE POINTS ROAD, CLEVELAND, OHIO 44135

July 14, 2010 and July 21, 2010

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

**Tuesday, July 6, 2010
1:00 p.m.**

Community and Economic Development Committee & Employment, Affirmative Action and Training Committee: Present in CDED: Brancatelli, Chair; Dow, Vice Chair; Cimperman, Cummins, J. Johnson, Miller, Pruitt, Zone. *Authorized Absence:* Westbrook.

Present in Employment: Pruitt, Chair; Miller, Vice Chair; Cummins, J. Johnson, Mitchell. *Authorized Absence:* K. Johnson, Westbrook.

**Wednesday, July 7, 2010
9:00 a.m.**

Public Utilities Committee & Sustainability Sub-Committee: Present in Utilities: Kelley, Chair; Brady, Vice Chair; Conwell, Cummins, Dow, Miller, Polensek. *Authorized Absence:* Pruitt, Westbrook.

Present in Sustainability: Zone, Chair; Cummins, J. Johnson, Mitchell. *Authorized Absence:* Westbrook, Vice Chair.

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

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