

The City Record

Official Publication of the Council of the City of Cleveland



July the Seventh, 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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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 7, 2010

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CITY COUNCIL

MONDAY, JULY 5, 2010

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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

REPRINT

The following is a reprint of Resolution No. 153-10, adopted by the Board of Control on April 21, 2010.

Resolution No. 153-10.

By Director Cox.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Petty Group, LLC (CSB/MBE), for the public improvement of City Wide Aquatic Improvements-Year One, for Base Bid Items 1-61 and Add Alternate Items 1AA-9AA including the 5% contingency, for the Division of Research, Planning & Development, Department of Parks, Recreation & Properties, received on March 3, 2010, under the authority of Ordinance No. 597-09, passed on June 8, 2009, upon a unit basis for the improvement in the aggregate amount of \$553,751.30, is affirmed and approved as the lowest responsible bid; and the Director of Department of Parks, Recreation & Properties is authorized to enter into contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of

Cleveland that the employment of the following subcontractors by Petty Group (CSB/MBE) for the aforementioned public improvement is approved.

Subcontractors	Amount Percentage
North Coast Paving (CSB)	\$9,100.00 1.643%
Krusoe Sign (CSB/FBE)	\$6,700.00 1.210%

Yeas: Directors Triozzi, Dumas, Withers, Acting Director Dangerfield, Directors Wasik, Carroll, Flask, Cox, Rush, Nichols, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

Absent: Mayor Jackson and Acting Director West.

BOARD OF CONTROL

June 30, 2010

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, June 23, 2010, at 10:30 a.m. with Director Triozzi presiding.

Present: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Absent: Mayor Jackson, Directors Dumas, Withers, Acting Director West, and Director 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. 263-10.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Northeast Lubricants, Ltd. for an estimated quantity of lubricants and supporting services, item 1-all items, for the various Divisions of the Department of Public Utilities, for a period of one year starting upon the later of execution of the contract or the day following expiration of the currently effective contract, received on April 8, 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 \$61,344.98 (0%), 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 \$3,100.00.

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: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

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

Resolution No. 264-10.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that all bids received on May 14, 2010, for fence installation, maintenance and/or repair (re-bid), for the various divisions, Department of Public Utilities, under the authority of Ordinance No. 395-09, passed April 20, 2009, are rejected.

Yeas: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

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

Resolution No. 265-10.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 1634-06, passed by the Council of the City of Cleveland on October 30, 2006, the firm of URS Corporation-Ohio, Inc. ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to manage and plan the pavement management program and to provide testing, design and construction management services, for a period of two year for the Department of Port Control.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with URS Corporation-Ohio, Inc. for the above-mentioned services, based upon its proposal dated April 6, 2010, which contract shall be prepared by the Director of Law, shall provide that the compensation to URS Corporation-Ohio, Inc. for the services authorized shall not exceed \$200,000.00, and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control that the employment of the following subconsultants by URS Corporation-Ohio, Inc. is approved:

<u>Subconsultant</u>	<u>Percentage</u>	<u>Amount</u>
McGuinness Unlimited	5% CSB/FBE	\$10,000.00
G & T Associates, Inc.	5% CSB/MBE	\$10,000.00
Applied Research Associates, Inc.	5% Non CSB/MBE/FBE	\$10,000.00
Solar Testing, Inc.	3% Non CSB/MBE/FBE	\$ 6,000.00

Yeas: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

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

Resolution No. 266-10.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Independence Excavating, Inc., Inc., under City Contract No. 69530 for the public improvement of Taxiway Q and hold pad project at Cleveland Hopkins International Airport for the Department of Port Control, authorized by Ordinance No. 1771-08, as amended by Ordinance No. 479-09, passed by the Council of the City of Cleveland on December 8, 2008 and May 4, 2009, respectively, and Board of Control Resolution No. 335-09, as amended by Board of Control Resolution No. 399-09, adopted August 26, 2009 and September 30, 2009, respectively, is approved.

<u>Subcontractor</u>	<u>DBE Percentage</u>	<u>Amount</u>
Granger Trucking, Inc.	0.19% DBE	\$ 30,000.00
Michael Harris Construction Company	0.69% DBE	\$108,700.00
Miller Maintenance	0.06% Non-DBE	\$ 9,415.00
CTL Engineering, Inc.	Non-DBE	To be determined
Chagrin Valley Engineering, Inc.	Non-DBE	To be determined
Precision Pro Cut, Inc.	Non-DBE	To be determined
Tenable Protective Services	Non-DBE	To be determined

Yeas: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

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

Resolution No. 267-10.

By Director Smith.

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 1404-07, passed by the Council of the City of Cleveland on November 12, 2007, American Association of Airport Executives, Inc. ("Consultant"), is selected upon the nomination of the Director of Port Control from a list of qualified persons or firms determined after a full and complete canvass by the Director of Port Control as the firm of consultants available to be employed by contract to supplement the regularly employed staff of the several departments of the City to provide professional services necessary to provide an interactive, stand-alone, computer based video training system with automated tracking and storage of training records and hardware and software service and maintenance program, for the Department of Port Control, for a period of two years, with two one-year options to renew.

Be it further resolved that the Director of Port Control is authorized to enter into a written contract with American Association of Airport Executives, Inc. for the above-mentioned services, based upon its proposal dated December 29, 2009, which contract shall be prepared by the Director of Law, shall provide that the compensation to American Association of Airport Executives, Inc. for the services authorized shall not exceed \$182,400.00 and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.

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

Resolution No. 268-10.

By Director Wasik.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Statewide Ford Lincoln Mercury, Inc., for an estimated quantity of three cab and chassis with medium USV bodies, and related equipment, all items, including option #1 on all vehicles, and option #2 on one vehicle, for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one year beginning with the date of execution of a contract, received on February 25, 2010, under the authority of Ordinance No. 902-07, passed by Cleveland City Council on July 11, 2007, which on the basis of the estimated quantity would amount to \$155,497.00 (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 initial order, the cost of which shall be certified to the contract in the sum of \$155,497.00.

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

Yeas: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.
 Absent: Mayor Jackson, Directors Dumas, Withers, Acting Director West, and Director Nichols.

Resolution No. 269-10.

By Director Wasik.
 Be it resolved by the Board of Control of the City of Cleveland that the bid of Frank Blackmon for an estimated quantity of various lubricants, part B, all items, for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one year beginning with the date of execution of a contract, received on May 13, 2010, under the authority of Section 131.17 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$86,027.95 (2% Net 30 Days), 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 initial order, the cost of which shall be certified to the contract in the sum of \$10,000.00.

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

Yeas: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.
 Absent: Mayor Jackson, Directors Dumas, Withers, Acting Director West, and Director Nichols.

Resolution No. 270-10.

By Director Wasik.
 Be it resolved by the Board of Control of the City of Cleveland that the bid of Northeast Lubricants, Ltd. for an estimated quantity of various lubricants, parts A, C and D, all items, for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one year beginning with the date of execution of a contract, received on May 13, 2010, under the authority of Section 131.17 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$310,116.10 (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 initial order, the cost of which shall be certified to the contract in the sum of \$20,000.00.

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

Yeas: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.
 Absent: Mayor Jackson, Directors Dumas, Withers, Acting Director West, and Director Nichols.

Resolution No. 271-10.

By Director Carroll.
 Whereas, under Board of Control Resolution No. 448-09, adopted on October 14, 2009, the City of Cleveland entered into City Contract No. 69809 with Lee Road Development LLC dba R A Prince Funeral Services for cremations and indigent burials, all items, for the Division of Health, Department of Public Health; and

Whereas, the Director of Public Health desires to cancel City Contract No. 69809 under Paragraph B-10 of the General Conditions of such contract for the reason that cancellation is in the best interests of the City; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that this Board determines to cancel City Contract No. 69809 with Lee Road Development LLC dba R A Prince Funeral Services, effective upon 15 days' written notice to the contractor.

Yeas: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.
 Absent: Mayor Jackson, Directors Dumas, Withers, Acting Director West, and Director Nichols.

Resolution No. 272-10.

By Director Cox.
 Whereas, Resolution No. 153-10, adopted by this Board on April 21, 2010, authorized the Director of Parks, Recreation & Properties to enter into a contract with Petty Group LLC as the lowest responsible bidder for the public improvement of City Wide Aquatic Improvements - Year One, in the aggregate amount of \$553,751.30 and approved various subcontractors; and

Whereas, the Petty Group LLC wishes to substitute and add certain firms as subcontractors for the project; now, therefore, Resolution No. 153-10, adopted April 21, 2010, is amended by deleting "North Coast Paving (CSB)" and "Krusoe Sign (CSB/FBE)" from the list of subcontractors approved for employment by Petty Group LLC, and substituting the following:

<u>SUBCONTRACTORS</u>	<u>AMOUNT PERCENTAGE</u>
Krusoe Sign (CSB/FBE)	\$ 30,000.00 5.418%
Tech Ready Mix (CSB/MBE)	\$ 25,000.00 4.515%
Work Best Electric (CSB/FBE)	\$ 21,500.00 3.883%
Granger Trucking (CSB/MBE)	\$ 15,000.00 2.709%
Cuyahoga Supply & Tool (CSB)	\$ 10,000.00 1.806%
Solar Testing (CSB)	\$ 4,000.00 0.722%

Be it further resolved that all other provisions of Resolution No.

153-10 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Director Triozzi, Smith, Wasik, Carroll, Acting Director H. Smith, Directors Cox, Rush, Fumich, Interim Director Mahoney and Director Rybka.

Nays: None.
 Absent: Mayor Jackson, Directors Dumas, Withers, Acting Director West, and Director 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 commission has graded the papers. Thereafter, eligible lists will be established which will consist of the names of those candidates who have been successful in all parts of the examination.

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

REYNALDO GALINDO,
 President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, JULY 19, 2010

9:30 A.M.

Calendar No. 10-107: 3121 West 33rd Street (Ward 14)

The San Lorenzo Club and Jose Acevedo, owner appeal to change the second floor of a legal, nonconforming private club to a use for a rental hall in a two-story building located on a 70' x 132' parcel in a Two-Family District; subject to the limitations of Section 337.03, a rental hall leased for events is not permitted and first allowed in a General Retail Business District, provided that it meets a distance of 500 feet from a residence district pursuant to Section 347.12(a); and an accessory off-street parking area in the amount of three times the gross floor area is required according to Section 349.04(e) and the substitution of a nonconforming use, a private club granted by the Board of Zoning Appeals in Calendar No. 08-199, requires approval from the Board pursuant to Section 359.01 of the Cleveland Codified Ordinances.

Calendar No. 10-109: 6614 Wakefield Avenue (Ward 15)

City of Cleveland, owner, and the Department of Community Development appeal to install 210 linear feet of 4 foot high chain link fence in the front yard of a 40' x 139.80' parcel in a Two-Family District; contrary to Section 358.04(c)(1) and the provision for ornamental fence in the front yard of residential districts. The Board of Zoning Appeals, however, may permit chain link fence if it determines that such fence is common in the immediate vicinity of the subject property.

Calendar No. 10-111: 9301 Woodland Avenue (Ward 6)

Mousa Kash, owner, appeals to install 415 linear feet of 8 foot high, 90 percent opaque, chain link fence around the perimeter of a corner parcel in a General Industry District; contrary to Section 347.06(b)(1) a fence with 90 percent opacity is provided and the fence must be 100 percent non-transparent in accordance with Specific Uses Regulated in the Cleveland Codified Ordinances.

Calendar No. 10-114: 2030 Fairview Avenue (Ward 9)

Frances Mastrandrea, owner, appeals to erect a 3-story single family dwelling with attached garage on a 40' x 154' lot in a Multi-Family District; contrary to the yard space requirements, an interior side yard of 3 feet is provided and 10 feet is required according to Section 357.09 of the Cleveland Codified Ordinances.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

TUESDAY, JULY 6, 2010

At the meeting of the Board of Zoning Appeals on Tuesday, July 6, 2010, the following appeals were heard by the Board.

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 Koesel 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 was **Withdrawn:**

None.

The following appeals were **Postponed:**

Calendar No. 10-96: 2901-09 Detroit Avenue postponed to August 9, 2010

Calendar No. 10-101: 16106 Munn Road postponed to August 3, 2010.

The following appeals heard by the Board on June 28, 2010 were adopted and approved on July 6, 2010.

The following appeals were **Approved:**

Calendar No. 10-90: 1341 East Boulevard

Famicos Foundation appealed to construct a two car garage in the rear portion of an irregular shaped lot in a Multi-Family District.

Calendar No. 10-95: 3644 West 114th Street

Jean Demkowicz appealed to erect an 18' x 8' open, frame front porch to a one family dwelling in a One-Family District.

Calendar No. 10-97: 2016 West 10th Street

Ed Dupre appealed to erect a deck with a gable roof, a landing and stairs at the rear of a one family dwelling in a Multi-Family District.

The following appeal was **Dismissed:**

Calendar No. 10-89: 3829 West 140th Street

Janda Enterprises, Inc. and Kamaljit Janda appealed to build an addition to a mixed use building occupied in part for nonconforming storage in a Local Retail Business District.

The following appeal heard by the Board on November 30, 2009 was dismissed for failure to comply with a request of the Board:

The following appeal was **Dismissed:**

Calendar No. 09-228: 740 East 152nd Street

City of God Baptist Fellowship appealed for a change use of a two-story building from a day care to a church in a General Retail Business District.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

Notice of Public Hearing
By the Council Committee
On City Planning

Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Wednesday, July 14, 2010
10:00 a.m.

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, July 14, 2010, at 10:00 a.m., to consider the following ordinances now pending in the Council:

Ord. No. 559-10.

By Council Member Zone.

An ordinance to change the Use District of land on the east side of West 65th Street north of Detroit Avenue from Two Family Residential to Local Retail Business. (Map Change No. 2302; Sheet No. 1).

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

Phyllis E. Cleveland
Chair
Committee on City Planning

June 30, 2010 and July 7, 2010

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids. Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE

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

WEDNESDAY, JULY 21, 2010

File No. 115-2010 — Rental and Laundry of Work Clothing (Rebid); for the various Divisions of City government, Department of Finance, as authorized by Ordinance No. 666-10, passed by the Council of the City of Cleveland, May 14, 2010.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING MONDAY, JULY 12, 2010 AT 10:30 A.M. CLEVELAND CITY HALL, DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, CLEVELAND, OHIO 44114.

June 30, 2010 and July 7, 2010

WEDNESDAY, JULY 28, 2010

File No. 116-2010 — Lumber 2010; for the various Divisions of City government, Department of Finance, as authorized by Ordinance No. 592-10, passed by the Council of the City of Cleveland, May 24, 2010.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING WEDNESDAY, JULY 14, 2010 AT 11:30 A.M. CLEVELAND CITY

HALL, DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, CLEVELAND, OHIO 44114.

June 30, 2010 and July 7, 2010

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 Improvements 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

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

Wednesday, June 30, 2010 9:00 a.m.

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

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