

# The City Record

Official Publication of the Council of the City of Cleveland



August the Twenty-Eighth, Two Thousand and Thirteen

**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

The City Record is available online at  
[www.clevelandcitycouncil.org](http://www.clevelandcitycouncil.org)

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Terrell H. Pruitt	16920 Throckley Avenue	44128
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

### 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  
 Jenita McGowan, Executive Assistant to the Mayor, Chief of Sustainability  
 Natoya J. Walker Minor, Chief of Public Affairs – Interim Director of Equal Opportunity.

### OFFICE OF CAPITAL PROJECTS – Jomarie Wasik, Director

#### DIVISIONS:

Architecture and Site Development – Robert Vitkas, Chief Architect, Manager  
 Engineering and Construction – Richard J. Switalski, Manager  
 Real Estate – James DeRosa, Commissioner

**DEPT. OF LAW** – Barbara A. Langhenry, Director, \_\_\_\_\_, Chief Counsel,  
 Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,  
 Room 106; John Skrtic, Law Librarian, Room 100

**DEPT. OF FINANCE** – Sharon Dumas, Director, Room 104;

Frank Badalamenti, Manager, Internal Audit

#### DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19  
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122  
 City Treasury – James Hartley, Interim 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 – Tiffany White, 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** – Paul Bender, Director, 1201 Lakeside Avenue

#### DIVISIONS:

Cleveland Public Power – Ivan Henderson, Commissioner  
 Street Lighting Bureau – \_\_\_\_\_, Acting Chief  
 Utilities Fiscal Control – Dennis Nichols, Commissioner  
 Water – Alex Margevicius, Interim Commissioner  
 Water Pollution Control – Rachid Zoghaib, Commissioner

**DEPT. OF PORT CONTROL** – Ricky D. Smith, Director, Cleveland Hopkins International Airport, 5300 Riverside Drive

#### DIVISIONS:

Burke Lakefront Airport – Khalid Bahhur, Commissioner  
 Cleveland Hopkins International Airport – Fred Szabo, Commissioner

**DEPT. OF PUBLIC WORKS** – Michael Cox, Director

#### OFFICES:

Administration – John Laird, Manager  
 Special Events and Marketing – Tangee Johnson, Manager

#### DIVISIONS:

Motor Vehicle Maintenance – Daniel A. Novak, Commissioner  
 Park Maintenance and Properties – Richard L. Silva, Commissioner  
 Parking Facilities – Antionette Thompson, Interim Commissioner  
 Property Management – Tom Nagle, Commissioner  
 Recreation – Samuel Gissentaner, Interim Commissioner  
 Streets – \_\_\_\_\_, Commissioner  
 Traffic Engineering – Robert Mavec, Commissioner  
 Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

**DEPT. OF PUBLIC HEALTH** – Karen Butler, Director, Mural Building, 75 Erieview Plaza

#### DIVISIONS:

Air Quality – George Baker, Commissioner  
 Environment – Pamela Cross, 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 – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive  
 Fire – Daryl W. McGinnis, Chief, 1645 Superior Avenue  
 Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

**DEPT. OF COMMUNITY DEVELOPMENT** – Daryl Rush, Director

#### DIVISIONS:

Administrative Services – Jesus Rodriguez, Commissioner  
 Fair Housing and Consumer Affairs Office – John Mahoney, Manager  
 Neighborhood Development – Chris Garland, Commissioner  
 Neighborhood Services – Louise V. Jackson, Commissioner

**DEPT. OF BUILDING AND HOUSING** – Edward W. Rybka, Director, Room 500

#### DIVISIONS:

Code Enforcement – Thomas E. Vanover, Commissioner  
 Construction Permitting – Narid Hussain, Commissioner

**DEPT. OF HUMAN RESOURCES** – Deborah Southerington, Director, Room 121

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

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

**COMMUNITY RELATIONS BOARD** – Room 11, Blaine Griffin, Director, Mayor Frank

G. Jackson, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman, Council Member Brian Cummins, Council Member Eugene R. Miller, Jeff Marks, (Board Lawyer), Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Annie Key, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Ted C. Wammes, Peter Whitt.

**CIVIL SERVICE COMMISSION** – Room 119, Robert Bennett, President; Michael L. Nelson, Sr., Vice-President; Lucille Ambroz, Secretary; Members: Pastor Gregory Jordan, Michael Flickinger.

**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: Mary Haas McGraw, Ozell Dobbins, Joan Shaver Washington, Tim Donovan, Jan Huber, Secretary.

**BOARD OF BUILDING STANDARDS AND BUILDING APPEALS** – Room 516, Joseph F. Denk, Chairman; Howard Bradley, Patrick M. Gallagher, Robert Maschke, Halim M. Saab, P.E., Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.F. Sullivan.

**BOARD OF REVISION OF ASSESSMENTS** – Law Director Barbara A. Langhenry, President; Finance Director Sharon Dumas, Secretary; Council President Martin J. Sweeney.

**BOARD OF SIDEWALK APPEALS** – Capital Projects Director Jomarie Wasik, Law Director Barbara A. Langhenry; Council Member Eugene R. Miller.

**BOARD OF REVIEW** – (Municipal Income Tax) – Law Director Barbara A. Langhenry; Utilities Director Paul Bender; 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 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 Barbara A. Langhenry; Chairman; Finance Director Sharon Dumas; Council President Martin J. Sweeney; Councilman Kevin Kelley.

**POLICE REVIEW BOARD** – Thomas Jones, Board Chair Person; Vernon Collier, Vermel 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, Giancarlo Calicchia, John Torres, Robert Vitkas, Robert Keiser, Secretary.

**AUDIT COMMITTEE** – Yvette M. Itu, Chairman; Debra Janik, Bracy Lewis, Diane Downing, Donna Sciarappa, Council President Martin J. Sweeney; Law Director Barbara A. Langhenry.

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

### Judge Courtroom

Presiding and Administrative Judge Ronald B. Adrine – Courtroom 15A  
 Judge Charles J. Bauernschmidt – Courtroom 12A  
 Judge Pinkey S. Carr – Courtroom 12B  
 Judge Marilyn B. Cassidy – Courtroom 13A  
 Judge Michelle Denise Earley – Courtroom 12C  
 Judge Emanuella Groves – Courtroom 14B  
 Judge Anita Laster Mays – Courtroom 14C  
 Judge Lauren C. Moore – Courtroom 14A  
 Judge Charles L. Patton, Jr. – Courtroom 13D  
 Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B  
 Judge Angela R. Stokes – Courtroom 15C  
 Judge Pauline H. Tarver – Courtroom 13C  
 Judge Joseph J. Zone – Courtroom 14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Gregory A. Sims – Chief Bailiff, Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate, Victor Perez – City Prosecutor

# The City Record

71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 100

WEDNESDAY, AUGUST 28, 2013

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## CITY COUNCIL

MONDAY AUGUST 26, 2013

The City Record  
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Address all communications to  
**PATRICIA J. BRITT**  
City Clerk, Clerk of Council  
216 City Hall

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

#### MONDAY — Alternating

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

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

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, Sweeney.

#### MONDAY

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

#### 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:** Zone, Chair; Pruitt, 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:** Pruitt, Chair; Brady, Vice Chair; Conwell, Cummins, Dow, Kelley, Miller, Polensek, 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.

**Sustainability Sub-Committee:** Zone, Chair; Westbrook, Vice Chair; Cummins.

### 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

August 21, 2013

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, August 21, 2013 at 10:35 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Acting Director Gehlmann, Directors Rush, Southerington, Nichols, Fumich and Rybka

Absent: Mayor Jackson.  
Others: Natoya Walker-Minor, Interim Director, Office of Equal Opportunity.

Tiffany White, Commissioner, Purchases & Supplies.

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

#### Resolution No. 476-13.

By Director Dumas.

Be it resolved, by the Board of Control of the City of Cleveland that, under authority of Ordinance No. 749-13, passed by the Council of the City of Cleveland on May 13, 2013, the firm of CompManagement, Inc. is selected by the Director of Finance for the purpose of supplementing the regularly employed staff of several departments of the City of Cleveland in order to provide professional services necessary for a comprehensive workers' compensation and actuarial services program. The services will include, but be not limited to, actuarial and auditing services, disability and account management, preparing reports, scheduling and payment of medical exams, claims settlements, handicap reimbursements, investigations and filing claims appeals and other duties, for a one-year period with a one-year option to renew exercisable by the Director of Finance.

Be it further resolved, that the Director of Finance is authorized to enter into a written contract with CompManagement, Inc., based upon its June 25, 2013 proposal, provided that the compensation to CompManagement, Inc. for the services authorized shall not exceed \$183,000.00, that the Director of Law shall prepare the contract authorized which contract shall include such other provisions as she considers necessary to protect and benefit the public interest.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Acting Director Gehlmann, Directors Rush, Southerington, Nichols, Fumich and Rybka

Nays: None.

Absent: Mayor Jackson.

#### Resolution No. 477-13.

By Director Bender.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Perk Company, Inc. for an estimated quantity of various sewer maintenance appurtenances - slabs, all items, for the Division of Water Pollution Control, Department of Public Utilities, for a period of two (2) years starting upon the later of the execution of a contract or the day following the expiration of the currently effective contract for the goods or services, with an option to renew for one (1) year, received on June 20, 2013, under the authority of Section 129.27 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$378,000.00 (0%-30 days), is affirmed and approved as the lowest and best bid; and the Director of Public Util-

ities is requested to enter into a requirement contract for the specified goods and/or services.

The requirement contract shall further provide that the Contractor shall furnish all 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.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors to Perk Company, Inc. for the above-mentioned requirement is approved:

SUBCONTRACTOR      CSB/MBE/FBE  
WORK

Tech Ready Mix, Inc.      CSB/MBE  
\$75,725.00 (20.03%)

Cuyahoga Supply & Tool Co.      CSB/FBE  
\$20,250.00 (5.36%)

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Acting Director Gehlmann, Directors Rush, Southerington, Nichols, Fumich and Rybka

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 478-13.**

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Ty Incorporated for the public improvement of Water Main Replacement on Hickory Lane in the City of Seven Hills, Ohio, including a \$20,123.20 contingency allowance, all items, for the Division of Water, Department of Public Utilities, received on May 3, 2013, under the authority of Ordinance No. 1727-12, passed February 4, 2013, upon a unit basis for the improvement in the aggregate amount of \$221,355.20, is affirmed and approved as the lowest responsible bid, and the Director of Public Utilities is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following sub-contractor by Ty Incorporated for the above-mentioned public improvement is approved:

SUBCONTRACTOR      WORK  
PERCENTAGE

S. Lockjaw Trucking      \$61,000.00  
(CSB/FBE)      27.558%

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Acting Director Gehlmann, Directors Rush, Southerington, Nichols, Fumich and Rybka

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 479-13.**

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the bid of HD Supply Waterworks, Ltd. for an estimated quantity of water meter parts, item 2, for the Division of Water, Department of Public Utilities, for a period of one

year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on June 28, 2013 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$47,500.00 (0%, Net 30 Days), 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 necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Acting Director Gehlmann, Directors Rush, Southerington, Nichols, Fumich and Rybka

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 480-13.**

By Director Bender.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of Badger Meter, Inc., except for such terms and conditions as are unacceptable to the Director of Law, for an estimated quantity of water meter parts, item 1, for the Division of Water, Department of Public Utilities, for a period of one year starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on June 28, 2013 under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to \$102,000.00 (0%, Net 30 Days), 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 necessary for the specified items.

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

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Acting Director Gehlmann, Directors Rush, Southerington, Nichols, Fumich and Rybka

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 481-13.**

By Director Bender.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on April 26, 2013 for the purchase of 15kV Walk-In Switchgear for Harvard Sub Station, for the Division of Cleveland Public Power, Department of Public Utilities, under the authority of Ordinance No. 556-08, passed June 9, 2008, are rejected.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Acting Director Gehlmann, Directors Rush, Southerington, Nichols, Fumich and Rybka

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 482-13.**

By Director Bender.

Resolved, by the Board of Control of the City of Cleveland that the bid of Northline Utilities, LLC for an estimated quantity of necessary items of utility poles and labor and materials to test, remove, and replace deteriorating poles, and other related incidentals, for all items, for the Department of Public Utilities, Division of Cleveland Public Power, for the period of two years, with a one year option to renew exercisable by the Director of Public Utilities, beginning with the date of execution of a contract, for such goods and/or services, received on June 14, 2013, under the authority of Ordinance No. 891-12, passed August 8, 2012, and under the authority of Section 129.26 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$3,248,666.28 (0%, 30 Days), 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 as specified.

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.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor for the above-mentioned service is hereby approved:

Subcontractor      Percent  
Work

Cook Paving and Construction      17.81%  
(CSB/MBE)      \$578,614.75

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Acting Director Gehlmann, Directors Rush, Southerington, Nichols, Fumich and Rybka

Nays: None.  
Absent: Mayor Jackson.

**Resolution No. 483-13.**

By Director Smith.

Whereas, under the authority of Ordinance No. 185-07, passed by Cleveland City Council on March 12, 2007, and Board of Control Resolution No. 73-08, adopted February 6, 2008, the City of Cleveland entered into Contract No. 67820 with RW Armstrong & Associates, Inc. ("RWA") for professional services necessary to provide general engineering and architectural services for the various divisions of the Department of Port Control; and

Whereas, under the authority of Ordinance No. 710-12, passed by Cleveland City Council on June 4, 2012, and Board of Control Resolu-

tion No. 548-12, adopted October 24, 2012, the City of Cleveland entered into Contract No. PS2012-295 with RWA for professional services necessary to design and provide construction management services for the Runway 6L-24R Safety Area and related facilities at Burke Lakefront Airport to comply with mandatory Federal Aviation Administration standards, for various divisions of the Department of Port Control; and

Whereas, under the authority of Ordinance No. 815-12, passed by Cleveland City Council on June 4, 2012, and Board of Control Resolution No. 351-12, adopted July 18, 2012, the City of Cleveland entered into Contract No. PS2012-211 with RWA for professional services necessary to provide general planning, engineering and design services for the various divisions of the Department of Port Control; and

Whereas, by their July 23, 2013 letter, RWA and CHA Consulting, Inc. ("CHA") notified the City that RWA merged into CHA, effective June 14, 2012, and requested the City's consent to assignment of the above-mentioned City contracts to CHA; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that this Board acknowledges the merger of RW Armstrong & Associates, Inc. into CHA Consulting, Inc., effective June 14, 2012, and authorizes the Director of Port Control, to consent to the assignment of City Contract No. 67820, City Contract No. PS2012-295, and City Contract No. PS2012-211 with RW Armstrong & Associates, Inc. to CHA Consulting, Inc.

Be it further resolved that the Director of Port Control is authorized to complete and execute all documents and perform all acts necessary to effect the acknowledgment of the merger and the consent to the assignments of the above-referenced City contracts. A copy of the consent to assignment and the assignment of each referenced contract shall be filed with the original of that contract in the custody of the Commissioner of Accounts.

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Acting Director Gehlmann, Directors Rush, Southerington, Nichols, Fumich and Rybka

Nays: None.  
Absent: Mayor Jackson.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

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

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

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

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

ROBERT BENNETT,  
President

**SCHEDULE OF THE BOARD OF ZONING APPEALS**

**MONDAY, SEPTEMBER 9, 2013**

**9:30 A.M.**

**Calendar No. 13-134:** Mobile Peddling Permit (Ward 2)  
James Griffie, Jr. appeals under Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) from being denied an application requesting permit(s) to peddle at in Ward 2 by the Division of Assessments and Licenses, pursuant to Section(s) 675.08 in the Codified Ordinances of the City of Cleveland for Mobile Peddling.

**Violation Notice**

**Calendar No. 13-158:** 1471 West 112th Street (Ward 16)  
Hannie Bastawros appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances and disputes the decision rendered by the City of Cleveland Parking Violations Bureau Waste Collection and Photo Safety Division on May 7, 2013 from an ex parte hearing and the violation information described on Civil Infraction Ticket Number WC00156901, issued April 24, 2013 for the property located at 1471 West 112th Street and failure to comply with Section 551.111(B) of the Cleveland Codified Ordinances.

**Calendar No. 13-186:** 7830 Kinsman Road (Ward 5)  
Cuyahoga Metropolitan Housing Authority, owner, appeals to erect a four-story apartment building with 60 dwelling units on an acreage parcel located in a C1 Multi-Family District; contrary to Section 353.01, proposing a building height of 46 feet 6 inches where 35 feet is permitted; and a maximum building coverage of 54,489 square feet, contrary to Section 355.04 that allows 32,474 square feet according to the Cleveland Codified Ordinances.

**WARD 5**

**Calendar No. 13-166:** 3941 Longwood Avenue  
**Calendar No. 13-167:** 2584 East 38th Street  
**Calendar No. 13-168:** 3511 Ali-Bey Avenue / 3521 Ali-Bey Avenue  
**Calendar No. 13-169:** 2437 East 35th Street  
**Calendar No. 13-170:** 2563 East 39th Street / 2585 East 39th Street

**Calendar No. 13-171:** 2569 East 38th Street / 2585 East 38th Street  
**Calendar No. 13-172:** 3813 Longwood Avenue  
**Calendar No. 13-173:** 3625 Ali-Bey Avenue / 3635 Ali-Bey Avenue  
**Calendar No. 13-174:** 2571 East 35th Street / 2587 East 35th Street  
**Calendar No. 13-175:** 2433 East 37th Street  
**Calendar No. 13-176:** 2568 Jelliffe Street / 2582 Jelliffe Street  
**Calendar No. 13-177:** 2571 East 36th Street / 2585 East 36th Street  
**Calendar No. 13-178:** 2435 East 36th Street  
**Calendar No. 13-179:** 2525 East 36th Street  
**Calendar No. 13-180:** 2527 East 35th Street  
**Calendar No. 13-181:** 3215 Dillard Street  
**Calendar No. 13-182:** 2438 East 36th Street  
**Calendar No. 13-183:** 2436 East 37th Street  
**Calendar No. 13-184:** 3625 Longwood Avenue  
**Calendar No. 13-185:** 2526 East 36th Street  
Arbor Park Phase 2 Associates, LP, owner, appeal to install an 8 feet high ornamental fence on residential premises located in an E1 Multi-Family District, contrary to Section 358.04(a) of the Cleveland Codified Ordinances that limits fences in an actual front or side street yard to a height of 4 feet and requires the fence to be at least 50 percent open, except that in an actual side street yard, a fence that is set back at least 4 feet from the side street property line may be a maximum of 6 feet in height and open or solid. Fences in actual rear or interior side yards shall not exceed 6 feet in height and may be open or solid.

Secretary

**REPORT OF THE BOARD OF ZONING APPEALS**

**MONDAY, AUGUST 26, 2013**

At the meeting of the Board of Zoning Appeals on Monday, August 26, 2013, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

**Calendar No. 13-147:** 1879 West 58th Street  
Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts.

**Calendar No. 13-148:** 5709 Bridge Avenue  
Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts.

**Calendar No. 13-149:** 5711 Bridge Avenue  
Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning

between C1 Multi-Family and B1 Two-Family Districts.

**Calendar No. 13-150:** 5715 Bridge Avenue  
Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts.

**Calendar No. 13-151:** 5717 Bridge Avenue  
Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts.

**Calendar No. 13-152:** 5719 Bridge Avenue  
Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts.

**Calendar No. 13-153:** 5721 Bridge Avenue  
Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts.

**Calendar No. 13-154:** 5723 Bridge Avenue  
Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts.

**Calendar No. 13-155:** 5725 Bridge Avenue  
Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts.

**Calendar No. 13-157:** 1678 Leonard Avenue  
Michael Hirko and Linda Kasper, owners, and Larry Crooks, prospective purchaser, appealed to change use from a factory to an exercise studio in a B3 General Industry District; subject to parking lease agreement.

The following appeal was **WITHDRAWN:**

**Calendar No. 13-156:** 8701 Superior Avenue  
Randa Muntaser and Faez Muntaser appealed to construct a retail store on consolidated lots in a C1 Multi-Family District.

The following appeal was **DISMISSED:**

None

The following appeals were **POSTPONED:**

**Calendar No. 13-146:** 1742 West 29th Street postponed to September 9, 2013

**Calendar No. 13-127:** 2133 West 81st Street postponed to October 14, 2013.

The following appeals heard by the Board on August 19, 2013 were adopted and approved on August 26, 2013.

The following appeals were **APPROVED:**

**Calendar No. 13-142:** 3483 West Boulevard  
Emerald Development and Economic Network, Incorporated, owner, and Cleveland Play House, prospective purchaser, appealed to use an existing house for 12 residents participating in a Cleveland Play House apprenticeship program located in an A1 One-Family District; subject to condition.

**Calendar No. 13-143:** 3300 Clinton Avenue  
Jason Bristol and Alex Frondorf appealed to erect a single family residence with attached open walkway and garage in a B1 Two-Family District.

The following appeal was **DENIED:**

**Calendar No. 13-93:** 1290 Old River Road  
Telecom Acquisition Corporation I appealed from a decision of the Commissioner of the Cleveland Division of Assessments and Licenses regarding the regulations established in Section 457.10 of the Cleveland Codified Ordinances.

The following appeal heard by the Board on July 8, 2013 was adopted and approved by the Board on August 26, 2013.

The following appeal was **APPROVED:**

**Calendar No. 13-110:** 8411 Broadway Avenue  
Community Assessment and Treatment Services, Inc., appealed to erect an addition to an existing correctional halfway house and substance abuse treatment center in a C2 General Retail Business District; subject to condition.

Secretary

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

NO MEETING

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

NONE

**CITY OF CLEVELAND BIDS**

For All Departments

Scaled 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, SEPTEMBER 20, 2013**

**File No. 149-13 — Ridge Road Ring Bus Project**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 556-08, passed by the Council of the City of Cleveland, June 9, 2008.

\*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED AND FIFTY DOLLARS (\$150.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, SEPTEMBER 5, 2013 AT 11:30 A.M. CLEVELAND PUBLIC POWER, 1300 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

\*Bidders must purchase plans and specifications directly from the office of the Commissioner of Purchases and Supplies. Only registered Plan Holders will receive Addenda. Bids cannot be accepted from Bidders who only purchase plans from other entities such as Plan Rooms and/or who fail to register to be on the City of Cleveland Plan Holders List.

**File No. 155-13 — Installation of Thermo and Epoxy Paving Markings**, for the Division of Traffic Engineering, Department of Public Works, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, SEPTEMBER 5, 2013 AT 11:30 A.M. CLEVELAND CITY HALL, DIVISION OF TRAFFIC ENGINEERING, ROOM 25, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

August 28, 2013 and September 4, 2013

**WEDNESDAY, SEPTEMBER 25, 2013**

**File No. 151-13 — 2013 Various Medical Supplies and Equipment**, for the Various Divisions of City Government, Department of Finance, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING MONDAY, SEPTEMBER 9, 2013 AT 11:00 A.M. CLEVELAND CITY HALL, DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

**File No. 157-13 — Purchase of Mini Digger Derrick Lift Vehicle and Related Equipment**, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 1602-10, passed by the Council of the City of Cleveland, December 6, 2010.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, SEPTEMBER 6, 2013 AT 10:30 A.M. LOCATED MOTOR VEHICLE MAINTENANCE, BUILDING 1, 4150 EAST 49TH STREET, CLEVELAND, OHIO.

**File No. 158-13 — Purchase of Electric/Gasoline Hybrid Vehicles**, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 752-12, passed by the Council of the City of Cleveland, June 4, 2012.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, SEPTEMBER 6, 2013 AT 10:00 A.M. LOCATED MOTOR VEHICLE MAINTENANCE, BUILDING 1, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

**File No. 160-13 — Labor and Materials Necessary to Maintain, Repair and Replace Substation Transformers**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 813-11, passed by the Council of the City of Cleveland, July 20, 2011.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, SEPTEMBER 6, 2013 AT 10:00 A.M. THE TOM L. JOHNSON BUILDING, 1300 LAKESIDE

AVENUE, CLEVELAND, OHIO 44114.

August 28, 2013 and September 4, 2013

**FRIDAY, SEPTEMBER 27, 2013**

**File No. 152-13 — Liquid Alum and Alum Blend Coagulants**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, SEPTEMBER 5, 2013 AT 11:30 A.M. PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, 2ND FLOOR ATRIUM CONFERENCE ROOM, CLEVELAND, OHIO 44114.

**File No. 153-13 — Labor and Materials for Maintenance to Backup Generators, Components, Appurtenances, Fuel Testing, Fuel Conditioning and Recycling**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 675-13, passed by the Council of the City of Cleveland, May 20, 2013.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, SEPTEMBER 5, 2013 AT 10:00 A.M. PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, 2ND FLOOR ATRIUM CONFERENCE ROOM, CLEVELAND, OHIO 44114.

**File No. 154-13 — Orthophosphoric Acid**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, SEPTEMBER 5, 2013 AT 12:00 A.M. PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, 2ND FLOOR ATRIUM CONFERENCE ROOM, CLEVELAND, OHIO 44114.

**File No. 156-13 — Labor and Materials Necessary to Clean the West Side Market**, for the Division of West Side Market, Department of Public Works, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING WEDNESDAY, SEPTEMBER 11, 2013 AT 10:00 A.M. THE WEST-SIDE MARKET TENANT ASSOCIATION OFFICE, 2ND FLOOR, 1979 WEST 25TH STREET, CLEVELAND, OHIO 44113.

**File No. 159-13 — Wire, Cable and Accessories**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 129.26 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING WEDNESDAY, SEPTEMBER 11, 2013 AT 10:00 A.M. THE TOM L.

JOHNSON BUILDING, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

**File No. 161-13 — Labor and Materials to Repair and/or Replace Plumbing Equipment and Lines Including Gas Lines at Various Cleveland Public Power Properties (Re-bid)**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 630-11, passed by the Council of the City of Cleveland, June 6, 2011.

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, SEPTEMBER 6, 2013 AT 2:30 P.M. THE TOM L. JOHNSON BUILDING, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

August 28, 2013 and September 4, 2013

**WEDNESDAY, OCTOBER 9, 2013**

**File No. 150-13 — Terminal Boiler Replacement, Phase II**, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 814-12, passed by the Council of the City of Cleveland, June 4, 2012.

\*THERE WILL BE A **NON-REFUNDABLE FEE** FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, SEPTEMBER 12, 2013 AT 1:00 P.M. THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT, FEDERAL SERVICE STATION BUILDING, 5301 WEST HANGER ROAD, CLEVELAND, OHIO 44135.

\*Bidders must purchase plans and specifications directly from the office of the Commissioner of Purchases and Supplies. Only registered Plan Holders will receive Addenda. Bids cannot be accepted from Bidders who only purchase plans from other entities such as Plan Rooms and/or who fail to register to be on the City of Cleveland Plan Holders List.

August 28, 2013 and September 4, 2013

**COUNCIL COMMITTEE MEETINGS**

**Monday, August 26, 2013  
10:30 a.m.**

**Health and Human Services Committee:** Present: Cimperman, Chair; J. Johnson, Vice Chair; Kelley, Keane, Polensek. *Authorized Absence:* Conwell.

**ADOPTED RESOLUTIONS AND ORDINANCES**

NONE

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

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