

The City Record

Official Publication of the Council of the City of Cleveland



February the Twenty-Seventh, 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

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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

Andrea V. Taylor, Executive Assistant to the Mayor, Press Secretary

Janita 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 Vilkas, 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 – 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:

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 Zoghbaib, 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 – Antonette Thompson, Interim Commissioner

Property Management – Tom Nagle, Commissioner

Recreation – Samuel Gissentaner, Interim Commissioner

Streets – _____, Commissioner

Traffic Engineering – Robert Mavec, Commissioner

Waste Collection and Disposal – Randall 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 – 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 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 Whit.

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 – Service 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 Barry A. Withers; 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, Michael Rastatter, Jr., John Torres, N. Kurt Wiebusch, 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 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

– Acting Bailiff; Jerome M. Krakowski – Chief Probation Officer, Gregory F. Clifford – Chief

Magistrate, Victor Perez – City Prosecutor

The City Record

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Vol. 100

WEDNESDAY, FEBRUARY 27, 2013

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CITY COUNCIL

MONDAY, FEBRUARY 25, 2013

The City Record
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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, Polensek, Reed.

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:** 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

Cleveland, Ohio
Monday, February 25, 2013

The meeting of the Council was called to order with the President of Council, Martin J. Sweeney, in the Chair.

Council Members present: Dona Brady, Joe Cimperman, Phyllis E. Cleveland, Brian J. Cummins, T.J. Dow, Jeffrey D. Johnson, Kenneth L. Johnson, Martin J. Keane, Kevin J. Kelley, Eugene R. Miller, Mamie J. Mitchell, Michael D. Polensek, Terrell H. Pruitt, Zack Reed, Martin J. Sweeney, Jay Westbrook and Matthew Zone.

Also present were: Mayor Frank G. Jackson, Chief of Staff Ken Siliman, Chief Operating Officer Darnell Brown, Chief of Government Affairs Valarie J. McCall, Chief of Regional Development Chris Warren, Chief of Sustainability Jenita McGowan, Chief of Public Affairs Natoya Walker-Minor, and Directors Langhenry, Dumas, Withers, Smith, Wasik, Butler, Flask, Cox, Rybka, Nichols, Brown, Fumich and Ambroz.

Pursuant to Ordinance No. 2926-76, the opening prayer was offered by Pastor Cecil Gambel, Greater Mount Calvary Church of God in Christ, Cleveland, Ohio, located in Ward 2. Pledge of Allegiance.

MOTION

On the motion of Council Member Polensek, the reading of the minutes of the last meeting was dispensed with and the journal approved. Seconded by Council Member Reed.

MAYOR'S APPOINTMENT COMMITTEE

File No. 273-13.

February 25, 2013

To the Honorable Council of the City of Cleveland

Ladies and Gentlemen:

Report of the Mayor's Appointment Committee's consideration of the Mayor's Appointment to the City Planning Commission.

We have before us the Mayor's Letter *File No. 110-13* wherein he names his appointment to the City Planning Commission:

David H. Bowen

Reappointment — Term expires on November 2, 2018

The Mayor's Appointment Committee hereby recommends that Council approve the appointment as stated above.

Mayor's Appointment Committee

Received.

Without objection, Mayor's Appointment approved. Yeas 17. Nays 0.

File No. 274-13.

February 25, 2013

To the Honorable Council of the City of Cleveland

Ladies and Gentlemen:

Report of the Mayor's Appointment Committee's consideration of the Mayor's Appointment to the Cleveland-Cuyahoga County Port Authority.

We have before us the Mayor's Letter *File No. 110-13* wherein he names his appointment to the Cleveland-Cuyahoga County Port Authority:

Marc C. Krantz

Reappointment — Term expires on January 28, 2017

The Mayor's Appointment Committee hereby recommends that Council approve the appointment as stated above.

Mayor's Appointment Committee

Received.
Without objection, Mayor's Appointment approved. Yeas 17. Nays 0.

File No. 275-13.

February 25, 2013

To the Honorable Council of the City of Cleveland

Ladies and Gentlemen:

Report of the Mayor's Appointment Committee's consideration of the Mayor's Appointment to the Cleveland-Cuyahoga County Port Authority.

We have before us the Mayor's Letter File No. 110-13 wherein he names his appointment to the Cleveland-Cuyahoga County Port Authority:

Diane M. Downing
Reappointment — Term expires on January 28, 2017

The Mayor's Appointment Committee hereby recommends that Council approve the appointment as stated above.

Mayor's Appointment Committee

Received.
Without objection, Mayor's Appointment approved. Yeas 17. Nays 0.

File No. 276-13.

February 25, 2013

To the Honorable Council of the City of Cleveland

Ladies and Gentlemen:

Report of the Mayor's Appointment Committee's consideration of the Mayor's Appointment to the Community Relations Board.

We have before us the Mayor's Letter File No. 110-13 wherein he names his appointment to the Community Relations Board:

Kathryn Hall
Reappointment — Term expires on March 31, 2015

The Mayor's Appointment Committee hereby recommends that Council approve the appointment as stated above.

Mayor's Appointment Committee

Received.
Without objection, Mayor's Appointment approved. Yeas 17. Nays 0.

File No. 277-13.

February 25, 2013

To the Honorable Council of the City of Cleveland

Ladies and Gentlemen:

Report of the Mayor's Appointment Committee's consideration of the Mayor's Appointment to the Community Relations Board.

We have before us the Mayor's Letter File No. 110-13 wherein he names his appointment to the Community Relations Board:

Roosevelt Coats
Reappointment — Term expires on March 31, 2017

The Mayor's Appointment Committee hereby recommends that Council approve the appointment as stated above.

Mayor's Appointment Committee

Received.
Without objection, Mayor's Appointment approved. Yeas 17. Nays 0.

File No. 278-13.

February 25, 2013

To the Honorable Council of the City of Cleveland

Ladies and Gentlemen:

Report of the Mayor's Appointment Committee's consideration of the Mayor's Appointment to the Community Relations Board.

We have before us the Mayor's Letter File No. 110-13 wherein he names his appointment to the Community Relations Board:

Peter Whitt
Reappointment — Term expires on March 31, 2017

The Mayor's Appointment Committee hereby recommends that Council approve the appointment as stated above.

Mayor's Appointment Committee

Received.
Without objection, Mayor's Appointment approved. Yeas 17. Nays 0.

File No. 279-13.

February 25, 2013

To the Honorable Council of the City of Cleveland

Ladies and Gentlemen:

Report of the Mayor's Appointment Committee's consideration of the Mayor's Appointment to the Community Relations Board.

We have before us the Mayor's Letter File No. 110-13 wherein he names his appointment to the Community Relations Board:

Jenice Contreras
Reappointment — Term expires on March 31, 2017

The Mayor's Appointment Committee hereby recommends that Council approve the appointment as stated above.

Mayor's Appointment Committee

Received.
Without objection, Mayor's Appointment approved. Yeas 17. Nays 0.

File No. 285-13.

February 25, 2013

To the Honorable Council of the City of Cleveland

Ladies and Gentlemen:

Report of the Mayor's Appointment Committee's consideration of the Mayor's Appointment to the Greater Cleveland Regional Transit Authority.

We have before us the Mayor's Letter File No. 110-13 wherein he names his appointment to the Greater Cleveland Regional Transit Authority:

Leo Serrano
Reappointment — Term expires on March 2, 2016

The Mayor's Appointment Committee hereby recommends that Council approve the appointment as stated above.

Mayor's Appointment Committee

Received.
Without objection, Mayor's Appointment approved. Yeas 17. Nays 0.

COMMUNICATIONS**File No. 229-13.**

From Cuyahoga County Board of Elections — Amended Certificate of Results of November 6, 2012 General Election. Received.

File No. 230-13.

From Morton Q. Levin, Levin Group, Inc. — Notification of plans to be general partner and to utilize OHFA funding programs for renovation of Magnolia on Detroit. Received.

File No. 232-13.

From Frank Sinito, Morning Star Tower Investment, LLC — Notification of plans to be managing general partner and to utilize OHFA funding programs for development of Kingsbury Tower and Townhomes, 10600 St. Clair Avenue, Cleveland. Received.

File No. 233-13.

From Donovan Duncan, Western Reserve Revitalization & Management Company — Notification of plans to be the general partner and to utilize OHFA funding programs for re-development of CMHA Cedar Extension Family Estate, Phase I. Received.

File No. 234-13.

From Michael Bier, Famicos Foundation — Notification of plans to be the general partner and to utilize OHFA funding programs for re-development of Notre Dame Apartments, 1325 Ansel Road, Cleveland. Received.

File No. 280-13.

From Director Blaine Griffin, Community Relations Board, City of Cleveland — Notice of Gift Acceptance. Received.

File No. 281-13.

From Robert S. Curry, Cleveland Housing Network — Notification of plans to be general partner and to utilize OHFA funding programs for development of Emerald Alliance VIII. Received.

File No. 282-13.

From Hillary B. Zimmerman, McCormack, Baron, Salazar, Inc. — Notification of plans to be general partner and to utilize OHFA funding programs for development of Lexington Village Phase I. Received.

File No. 283-13.

From Rosanna P. Tartaro, The Finch Group — Notification of plans to be general partner and to utilize OHFA funding programs for development of Hough Heritage Housing/Upper Chester. Received.

File No. 284-13.

From Robert S. Curry, Cleveland Housing Network — Notification of plans to be general partner and to utilize OHFA funding programs for development of Slavic Village Green Homes I. Received.

OATH OF OFFICE**File No. 235-13.**

Freddy L. Collier, Jr. — Assistant Director of City Planning Commission. Received.

FROM OHIO DIVISION OF LIQUOR CONTROL**File No. 226-13.**

RE: #91223520005 — D5 D6 Transfer of Ownership Application — 2 Gents Inc., dba Take 5 Rhythm & Jazz, 740 W. Superior Avenue, Suites 103, 104 & Basement. (Ward 3). Received.

File No. 227-13.

RE: #64304330005 — D1 D2 D3 D3A D6 Transfer of License from Safekeeping Application — 1909 W25 LLC, 1909 & 1917 West 25th Street. (Ward 3). Received.

STATEMENT OF WORK ACCEPTANCE**File No. 228-13.**

From Department of Public Utilities — Division of Water — Contract No. CT2002-PI2011*010 with Terrace Construction Company, Inc. for Cleaning and Cement Mortar lining of water distribution mains, 2011. Received.

CONDOLENCE RESOLUTIONS

The rules were suspended and the following Resolutions were adopted by a rising vote:

Res. No. 286-13 — Dr. Gregory Joseph "Doc" Knittel.

Res. No. 287-13 — Verdais (McKinney) Johnston.

Res. No. 288-13 — Bessie Bernice Walker.

Res. No. 289-13 — Thomas Lawrence Newman.

Res. No. 290-13 — Anthony F. "Tony" Gaskins.

Res. No. 291-13 — Kathy Dehavia Newsome.

Res. No. 292-13—Lemaud Williams.

CONGRATULATIONS RESOLUTIONS

The rules were suspended and the following Resolutions were adopted without objection:

Res. No. 293-13 — Commander Donna Correy.

Res. No. 294-13 — Knights of Columbus, West Park Council #2790.

Res. No. 295-13—Judge Richard J. McMonagle.

Res. No. 296-13 — Christopher M. Connor.

Res. No. 297-13—Dan Coughlin.

Res. No. 298-13—Sr. Susan Durkin, OSU.

Res. No. 299-13—Angela's Family Restaurant.

Res. No. 300-13—George Edwards.

Res. No. 301-13 — Lee Memorial A.M.E. Church — 87th Anniversary.

RECOGNITION RESOLUTION

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 302-13—Fran Ganda.

Res. No. 303-13 — Korentovanje Celebration (1st Annual).

Res. No. 304-13—Women In Worship Choir — 5th Annual Women's Conference.

Res. No. 305-13—MetroHealth System — MetroHealth Care Plus.

WELCOME RESOLUTION

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 306-13—Bishop McKinley Young.

APPRECIATION RESOLUTION

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 307-13—Dr. Kari Swedenborg.

Council Member Polansek left the meeting.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 236-13.

By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance authorizing the Directors of Public Works and Finance to employ one or more temporary employment agencies to provide professional services to supply temporary and seasonal personnel for the Department of Public Works and the Project Clean program and for the Department of Finance, for a period up to one year.

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

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

Section 1. That the Director of Public Works is authorized to employ by contract or contracts one or more temporary employment agency or agencies for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to supply temporary and seasonal personnel for the Department of Public Works and

the Project Clean program, for a period up to one year.

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

Section 2. That the Director of Finance is authorized to employ by contract or contracts one or more temporary employment agency or agencies for the purpose of supplementing the regularly employed staff of the City of Cleveland to provide the professional services necessary to supply temporary and seasonal personnel for the Department of Finance, for a period not exceeding one year.

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

Section 3. That the costs for the services contemplated shall be paid from funds appropriated for this purpose in budget year 2013 and Fund Nos. 62 SF 001, 01-7012-6380 and 01-1503-6320, Request No. RQS 7012, RL 2013-13.

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

Referred to Directors of Public Works, Finance, Law; Committees on Public Parks, Property and Recreation, Finance.

Ord. No. 237-13.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance to amend the title and Section 3 of Ordinance No. 1449-11, passed October 24, 2011, and the title and Section 4 of Ordinance 1248-12, passed September 24, 2012, relating to the Bureau of Justice Assistance grant and the Ohio Office of Criminal Justice Services grant for the Veterans Treatment Docket Program for the Cleveland Municipal Court.

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

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

Section 1. That title and Section 3 of Ordinance No. 1449-11, passed October 24, 2011, is amended to read as follows:

An emergency ordinance authorizing the Director of Finance, on behalf of Cleveland Municipal Court, to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the Veterans Court — Treatment Program; and to enter into one or more contracts with **Y-Haven** to implement the program.

Section 3. That the Director of Finance, on behalf of Cleveland Municipal Court, is authorized to enter into one or more contracts with **Y-Haven** to implement the program as described in the file.

Section 2. That the existing title and Section 3 of Ordinance No. 1449-11, passed October 24, 2011 is repealed.

Section 3. That the title and Section 4 of Ordinance 1248-12, passed September 24, 2012, is amended to read as follows:

An emergency ordinance authorizing the Director of Finance, on behalf of Cleveland Municipal Court, to apply and accept a grant from the Bureau of Justice Assistance for the Veterans Treatment Docket Program; and to enter into one or more contracts with **Y-Haven**, Case Western Reserve University, and Cuyahoga County to implement the program.

Section 4. That the Director of Finance, on behalf of Cleveland Municipal Court, is authorized to enter into one or more contracts with **Y-Haven**, Case Western Reserve University, and Cuyahoga County to implement the program as described in the file.

Section 4. That the existing title and Section 4 of Ordinance 1248-12, passed September 24, 2012, is repealed.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Safety, Finance, Law; Committees on Public Safety, Finance.

Ord. No. 238-13.

By Council Members Conwell, Mitchell and Kelley (by departmental request).

An emergency ordinance to amend Section 135.49 of the Codified Ordinances of Cleveland, Ohio, 1976, enacted by Ordinance No. 1673-01, passed August 21, 1991, relating to agreements with Cuyahoga County for use of and access to Police and Criminal Justice Oriented Information Systems.

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

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

Section 1. That Section 135.49 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1673-01, passed August 21, 1991, is amended to read as follows:

1673-01, passed August 21, 1991, is amended to read as follows:

Section 135.49 Agreements with Cuyahoga County for Shared Use of Criminal Justice-Oriented Information Systems

The Director of Public Safety is hereby authorized to enter into successive agreements, each for a term not exceeding two (2) years, with the **Cuyahoga County Executive**, for use of and access to the **County's Regional Enterprise Data Sharing System (REDSS) and/or** other-police and criminal justice-oriented information systems by and for all of the Division of Police, the Office of the Chief Assistant Prosecutor of the Department of Law, the Office of the Clerk of Courts of the Cleveland Municipal Court, the Cleveland Municipal Court, and at the option of the Director of Public Safety, the **Division of Correction**. Each unit participating in any one (1) agreement authorized hereby shall bear an equal share of all costs incurred under such agreement.

Section 2. That Section 135.49 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1673-01, passed August 21, 1991, is repealed.

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

Referred to Directors of Public Safety, Finance, Law; Committees on Public Safety, Legislation, Finance.

Ord. No. 239-13.

By Council Members Conwell and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the American Society for the Prevention of Cruelty to Animals.

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

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

Section 1. That the Director of Public Safety is authorized to apply for and accept a grant in the approximate amount of \$13,136.00, and any other funds that may become available during the grant term from the American Society for the Prevention of Cruelty to Animals program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the Agreement for the grant contained in the file described below.

Section 2. That the Agreement for the grant, presented to the Finance Committee of this Council at a public hearing on this legislation and set forth in File No. 239-

13-A, is made a part of this ordinance as if fully rewritten, is approved in all respects, and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Safety is authorized to extend the term of the grant during the grant term.

Section 4. That, unless expressly prohibited by the grant agreement, under Section 108(B) of the Charter, purchases made under the grant agreement may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents and do all things that are necessary to make the purchases, and may enter into one or more contracts with the vendors selected through that cooperative process. The contracts will be paid from the fund or funds to which are credited any grant funds accepted under this ordinance.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Safety, Finance, Law; Committees on Public Safety, Finance.

Ord. No. 240-13.

By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Works to apply for and accept a grant from Starting Point for Child Care and Early Education for the Out-of-School Time Program; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant.

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

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

Section 1. That the Director of Public Works is authorized to apply for and accept a grant from Starting Point for Child Care and Early Education to conduct the Out-of-School Time Program; that the Director is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes described in the Agreement for the grant contained in the file described below.

Section 2. That the Agreement for the grant, presented to the Finance Committee of this Council at a public hearing on this legislation and set forth in File No. 240-13-A, is made a part of this ordinance as if fully rewritten, is approved in all respects, and shall not be changed without additional legislative authority.

Section 3. That the Director of Public Works is authorized to enter into one or more contracts with or

make payments to agencies, entities or individuals to implement the grant as described in the file.

Section 4. That the costs of the contract or contracts authorized by this ordinance shall be paid from the fund or funds to which are credited the grant proceeds accepted under this ordinance.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Works, Finance, Law; Committees on Public Parks, Property and Recreation, Finance.

Ord. No. 241-13.

By Council Members Miller and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Works to lease certain property located at 14550 Lorain Avenue from Pleasant Valley Enterprises Limited Partnership, for the public purpose of providing a base of operations for services provided in the northwest section of the City, for a term of one year.

Whereas, the City of Cleveland requires certain property located at 14550 Lorain Avenue for the public purpose of providing a base of operations for services provided in the northwest section of the City; and

Whereas, Pleasant Valley Enterprises Limited Partnership ("Pleasant Valley Enterprises") has proposed to lease the property to the City of Cleveland; and

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

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

Section 1. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to lease from Pleasant Valley Enterprises, certain property located at 14550 Lorain Avenue.

Section 2. That the lease authorized by this ordinance shall be for a term of one year.

Section 3. That the rent for the lease authorized by this ordinance shall be \$86,000 annually, which is determined to be fair market value, exclusive of utilities.

Section 4. That the lease may authorize the City to make improvements to the leased premises under terms to be determined by the parties to be consistent with the public purpose or purposes of providing a base of operations for services provided in the northwest section of the City.

Section 5. That the lease may provide for the City's payment of appropriate utility and other operating costs of the leased premises.

Section 6. That the costs of the lease shall be paid from Fund No. 11 SF 401, RQN 7016, RL 2013-7.

Section 7. That the lease shall be prepared by the Director of Law and shall contain any terms and conditions as are required to protect the interests of the City.

Section 8. That the Director of Public Works, the Director of Law, and other appropriate City officials are authorized to execute any other documents and certificates, and take any other actions which may be necessary or appropriate to effect the lease authorized by this ordinance.

Section 9. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Works, Finance, Law; Committees on Public Service, Finance.

Ord. No. 242-13.

By Council Members Miller and Kelley (by departmental request).

An emergency ordinance giving consent of the City of Cleveland to the County of Cuyahoga to construct the improvement of the East 49th Street Bridge No. 54; authorizing the Director of Capital Projects to enter into any relative agreements with the County of Cuyahoga to make the improvement; and allocate from the County Motor Vehicle License Tax Funds to County for the improvement.

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

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

Section 1. That it is declared to be in the public interest that the consent of the City of Cleveland is given to the County of Cuyahoga (the "County"), to construct the following improvement under plans, specifications, and estimates approved by the County: improving the East 49th Street Bridge No. 54 (the "Improvement").

Section 2. That the City proposes to cooperate with the County, in the cost of the Improvement by an allocation from the County Motor Vehicle License Tax Fund to pay the County portion of the project; and by applying to the County to use the License Tax Fund for the Improvement. However, the City agrees to assume and contribute 100% of the cost of any items included in the construction contract, at the request of the City, which are determined by the County not eligible or made necessary by the Improvement.

Section 3. That the Director of Capital Projects is authorized to enter into one or more agreements with the County necessary to complete the planning and construction of the Improvement, which agreements shall contain terms and conditions that the Director of Law determines shall best protect the public interest.

Section 4. That on completion of the Improvement, the City will:

(a) Keep the affected highway open to traffic at all times;

(b) Maintain the Improvement according to the provisions of the statutes relating thereto and make ample financial and other provisions for the maintenance;

(c) Maintain the right-of-way and keep it free of obstruction in a manner satisfactory to the County and hold the right-of-way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands, or other private installations within the limits of the right-of-way;

(d) Place and maintain all traffic control devices under the Ohio Manual of Uniform Traffic Control Devices under the provisions of Section 4511.11 and related sections of the Revised Code;

(e) Follow and maintain post-construction Best Management Practices as outlined in the Municipal Storm Water Permit that is filed with the Ohio Environmental Protection Agency; and

(f) Prohibit all parking within the limits of the roadway which is a part of the Improvement under Section 4511.66 of the Revised Code, unless otherwise controlled by City ordinance or resolution.

Section 5. (a) That all existing streets and public rights-of-way within the City that are necessary for the Improvement shall be made available.

(b) That in the event any additional right-of-way is required for the Improvement, the County will arrange for its acquisition.

(c) That the County shall continue to maintain the structural elements of any bridge (defined as a structure with a span of twenty (20) feet or greater) within the limits of the Improvement under applicable sections of the Revised Code including but not limited to 5591.02, 5591.23 and 5591.36.

(d) That the street within the limits of the Improvement is designated a through highway within the meaning of Section 4511.07(A)(6) of the Revised Code.

(e) That arrangements have been or will be made with and agreements obtained from all utility companies whose lines or structures will be affected by the Improvement. That the companies have agreed to make any and all necessary rearrangements in such manner as to be clear of any construction called for by the plans for the Improvement. That the companies have agreed to make necessary rearrangements immediately after notification by the City.

(f) That the City, at its own expense, shall make all rearrangements of water mains, service lines, fire hydrants, valve boxes, sanitary sewers, or other City-owned utilities and appurtenances which do not comply with the provisions of Section 8204 of ODOT's Real Estate Policies and Procedures Manual, whether inside or outside the corporate limits of the City, as may be necessary to conform to the Improvement.

(g) That the County will participate in the costs of alterations of governmentally-owned utility facilities which come within the provisions of Section 8204 of ODOT's Real

Estate Policies and Procedures Manual, to the same extent that it participates in the other costs of the Improvement, provided that such participation will not extend to additions or betterments of existing facilities.

(h) That the construction, reconstruction, and rearrangement of all utilities shall be done in a manner as not to interfere unduly with the operations of the contractor or contractors constructing the Improvement, and all backfilling of trenches made necessary by utility rearrangement shall be performed under the provisions of the ODOT Construction and Material Specifications.

(i) If applicable, that stop signs affecting the movement of traffic on any street within the limits of the Improvement shall be removed and no stop signs will be erected except at intersections with another through highway where traffic does not warrant the installation of a traffic control signal but where the warrants for a "Four-Way Stop" as provided in the aforesaid manual are met.

(j) That no rule or regulation may be enacted restricting the use of the Improvement by any class of vehicle or vehicle load permitted by the Revised Code to use a public highway. Any existing rule or regulation so restricting road usage is rescinded.

Section 6. That this Council requests the County to proceed with the Improvement.

Section 7. That the Director of Capital Projects is authorized to enter into an agreement with the County concerning the financing of the Improvement, which agreement shall contain without limitation terms substantially similar to the following:

(a) That the County will arrange for the preparation of construction plans and specifications for the Improvement, including necessary engineering reports, under current Cuyahoga County standards for construction of County roads and bridges.

(b) That the County will arrange for the supervision and administration of the construction contract.

(c) That if, by ordinance of this Council, the City requests the County, to include in the Improvement the construction of sanitary sewers, water lines, sewers for drainage of the area surrounding the Improvement, sidewalks, alternate bid items or other items that are in addition to those now existing in the plans for the Improvement and not provided for elsewhere in the agreement, the County will do so, provided that the construction of the additional items are approved by the County and the City, and provided further that the City agrees to pay or cause to be paid the cost of the additional construction and of preliminary and design engineering, and construction supervision.

Section 8. That the Director of Capital Projects is authorized to apply to the County for an allocation from the County Motor Vehicle License Tax Fund for the Improvement, and to enter into one or more

agreements with the County as are necessary to finance the Improvement.

Section 9. That the Director of Capital Projects is authorized to apply to the County for approval to use County Motor Vehicle License Tax funds to pay for the Improvement, to accept the funds and to file all papers and execute all documents necessary to receive the funds; and that the funds are appropriated for the purposes described in this ordinance.

Section 10. That the Clerk of Council is authorized and directed to transmit to the County three (3) certified copies of this ordinance immediately on its taking effect, and it shall become the basis for proceeding with the Improvement.

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

Referred to Directors of Capital Projects, Finance, Law; Committees on Public Service, Finance.

Ord. No. 243-13.

By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to exercise the second option to renew Contract No. PS2011-272 with EMC Corp. for the lease of the Server Area Network (SAN) equipment and related datacenter hardware for the Department of Public Utilities.

Whereas, under the authority of Ordinance No. 828-11, passed July 20, 2011, the Director of Public Utilities entered into Contract No. PS2011-272 with EMC Corp. for the lease of the Server Area Network (SAN) equipment and related datacenter hardware for the Department of Public Utilities; and

Whereas, Ordinance No. 828-11 requires further legislation before exercising the second option to renew on this contract; and

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

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

Section 1. That the Director of Public Utilities is authorized to exercise the second option to renew Contract No. PS2011-272 for an additional year at a cost not to exceed \$338,384.00, with EMC Corp. for the lease of the Server Area Network (SAN) equipment and related datacenter hardware for the Department of Public Utilities. This ordinance constitutes the additional legislative authority required by Ordinance No. 828-11 to exercise this option. (RQS 2002, RL 2013-11)

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and

approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Utilities, Finance, Law; Committees on Public Utilities, Finance.

Ord. No. 244-13.

By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to exercise the second option to renew Contract No. PS2011-309 with Kronos, Incorporated to maintain the current time and attendance workforce system and software and hardware support, including training and upgrades.

Whereas, under the authority of Ordinance No. 596-11, passed May 23, 2011, the Director of Public Utilities entered into Contract No. PS2011-309 with Kronos Incorporated to maintain the current time and attendance workforce system and software and hardware support, including training and upgrades; and

Whereas, Ordinance No. 596-11 requires further legislation before exercising the second option to renew on this contract; and

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

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

Section 1. That the Director of Public Utilities is authorized to exercise the second option to renew Contract No. PS2011-309 for an additional year at a cost not to exceed \$61,124.27, with Kronos Incorporated to maintain the current time and attendance workforce system and software and hardware support, including training and upgrades. This ordinance constitutes the additional legislative authority required by Ordinance No. 596-11 to exercise this option. (RQS 2002, RL 2013-4)

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

Referred to Directors of Public Utilities, Finance, Law; Committees on Public Utilities, Finance.

Ord. No. 245-13.

By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Works to enter into contract with the Cleveland Municipal Football Association to conduct a city-wide football program.

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

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

Section 1. That the Director of Public Works is authorized to enter

into contract with the Cleveland Municipal Football Association to conduct a city-wide football program and to pay participant entry fees, in an amount not to exceed \$80,098, payable from Fund No. 01-7004-6380, Request No. RQS 7004, RL 2013-10.

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

Referred to Directors of Public Works, Finance, Law; Committees on Public Parks, Property and Recreation, Finance.

Ord. No. 246-13.

By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Works to enter into an agreement with the Neighborhood Leadership Institute to implement educational, recreational and cultural programs in various school buildings and recreation centers during evening hours, provide leadership training and supervise the summer tennis program.

Whereas, based on recommendations made by the Cleveland Summit on Education, certain pilot programs were created; and

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

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

Section 1. That the Director of Public Works is authorized to enter into an agreement with Neighborhood Leadership Institute to implement educational, recreational and cultural programs in various school buildings and recreation centers during evening hours, provide leadership training and supervise the summer tennis program, in an amount not to exceed \$289,511, payable from Fund Nos. 01-7004-6380, Request No. RQS 7004, RL 2013-14.

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

Referred to Directors of Public Works, Finance, Law; Committees on Public Parks, Property and Recreation, Finance.

Ord. No. 247-13.

By Council Members Pruitt and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide general electrical engineering services for Cleveland Public Power.

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

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

Section 1. That the Director of Public Utilities is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide general electrical engineering services for Cleveland Public Power, Department of Public Utilities, on an as needed basis for a period up to two years.

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

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund No. 58 SF 001, Request No. RQS 2004, RL 2013-9.

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

Referred to Directors of Public Utilities, Finance, Law; Committees on Public Utilities, Finance.

Ord. No. 248-13.

By Council Members K. Johnson and Kelley (by departmental request).

An emergency ordinance authorizing the Director of Public Works to employ one or more professional consultants to provide armed security services at various indoor and outdoor recreation facilities, including but not limited to, outdoor pools, recreation centers, and various surrounding play areas, for a period not to exceed one year.

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

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

Section 1. That the Director of Public Works is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide armed

security services at various indoor and outdoor recreation facilities, including but not limited to, outdoor pools, recreation centers, and various surrounding play areas, for a period not to exceed one year.

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

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund No. 01-7004-6380, Request No. RQS 7004, RL 2013-15.

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

Referred to Directors of Public Works, Finance, Law; Committees on Public Parks, Property and Recreation, Finance.

Ord. No. 249-13.

By Council Members Miller, Cleveland and Kelley (by departmental request).

An emergency ordinance to vacate a portion of East 66th Place.

Whereas, under Resolution No. 1066-12, adopted October 22, 2012, this Council declared its intention to vacate a portion of East 66th Place; and

Whereas, notice of the adoption of the above vacation was served on the abutting property owners affected by the resolution which stated a time and place when objections would be heard before the Board of Revision of Assessments; and

Whereas, on January 14, 2013, the Board of Revision of Assessments approved the above vacation under the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating a portion of the above and that it will not be detrimental to the general interest and that it should be made; and

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

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

Section 1. That this Council declares that the following described real property is vacated:

Being all that portion of East 66th Place (12 feet wide), extending from the northerly right of way line of Lexington Avenue N.E. (60 feet wide), northerly to its terminus with

that vacated portion of East 66th Place as shown in City of Cleveland ordinance 914-07 passed August 8, 2007.

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section.

Section 2. That there is reserved to the City of Cleveland an easement of full width as described above for Cleveland Public Power, Dominion East Ohio Gas, AT&T, the Division of Water, and the Illuminating Company (CEI).

That no structures shall be erected on the premises described in this easement except those constructed under the approval of, and in compliance with, plans approved by Cleveland Public Power, Dominion East Ohio Gas, AT&T, the Division of Water, the Illuminating Company (CEI), and the City of Cleveland.

Section 3. That provided all required approvals have been obtained, the Manager of Engineering and Construction is directed to record the vacation plat in the office of the Recorder of Cuyahoga County.

Section 4. That the Clerk of Council is directed to transmit a copy of this ordinance to the Fiscal Officer of Cuyahoga County.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Capital Projects, City Planning Commission, Finance, Law; Committees on Public Service, City Planning, Finance.

Ord. No. 250-13.

By Council Members Miller, Cleveland and Kelley (by departmental request).

An emergency ordinance to vacate 1st Unnamed Alley (16.5 feet wide) west of Columbus Road and south of Franklin Avenue and a portion of Moore Court.

Whereas, under Resolution No. 1685-12, adopted November 26, 2012, this Council declared its intention to vacate 1st Unnamed Alley (16.5 feet wide) west of Columbus Road and south of Franklin Avenue and a portion of Moore Court; and

Whereas, notice of the adoption of the above vacation was served on the abutting property owners affected by the resolution which stated a time and place when objections would be heard before the Board of Revision of Assessments; and

Whereas, on January 14, 2013, the Board of Revision of Assessments approved the above vacation under the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating a portion of the above and that it will not be detrimental to the general interest and that it should be made; and

Whereas, this ordinance constitutes an emergency measure provid-

ing for the usual daily operation of a municipal department; now, therefore,

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

Section 1. That this Council declares that the following described real property is vacated:

1st Unnamed Alley (16.5 feet wide) west of Columbus Road and south of Franklin Avenue

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being a portion of 1st Unnamed Alley (16.5 feet wide) west of Columbus Road and south of Franklin Avenue in the Willeyville Allotment of part of Original Brooklyn Township Lot No. 70 as shown by the recorded plat in Volume 2 of Maps, Page 16 of Cuyahoga County Records, and being further described as follows:

Being all of that portion of said 1st Unnamed Alley (16.5 feet wide) extending from the northerly right of way of Moore Court (16.5 feet wide) north to the westerly prolongation of the north properly line of Parcel A in the Lot Split and Consolidation Plat as shown in Volume 348, Page 30 of Cuyahoga County Map Records.

MOORE COURT

All that portion of Moore Court (16.5 feet wide) extending Westerly from the West right of way of Columbus Road (80 feet wide) to that portion of Moore Court (16.5 feet wide) as vacated by the Council of City of Cleveland by Ordinance Number 75442 passed August 25, 1926.

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section.

Section 2. That there is reserved to the City of Cleveland an easement of full width as described above for Dominion Cleveland Thermal, Dominion East Ohio Gas, the Division of Water, and Illuminating Company (CEI).

That no structures shall be erected on the premises described in this easement except those constructed under the approval of, and in compliance with, plans approved by Dominion Cleveland Thermal, Dominion East Ohio Gas, the Division of Water, and Illuminating Company (CEI) and the City of Cleveland.

Section 3. That provided all required approvals have been obtained, the Manager of Engineering and Construction is directed to record the vacation plat in the office of the Recorder of Cuyahoga County.

Section 4. That the Clerk of Council is directed to transmit a copy of this ordinance to the Fiscal Officer of Cuyahoga County.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Capital Projects, City Planning Commission, Finance, Law; Committees on Public Service, City Planning, Finance.

Ord. No. 272-13.

By Council Member K. Johnson.
An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Sections 635.01, 635.02, and 635.03 thereof, relating the sale of energy drinks to minors.

Whereas, highly caffeinated "energy drinks" like Red Bull, Rockstar, Monster Energy, Full Throttle and 5 Hour Energy are very popular among teenagers and young adults; and

Whereas, these unregulated beverages are sold side by side with sodas and fruit juices in gas stations, rest stops, pharmacies and grocery stores and are marketed to improve energy, weight loss, stamina, athletic performance and concentration; and

Whereas, energy drinks contain caffeine, taurine, vitamins, herbal supplements and sugar or sweeteners, with caffeine being the main active ingredient; many energy drinks contain 70 to 80 mg of caffeine per 8 ounce serving, which is three times the caffeine in cola drinks;

Whereas, energy drinks often contain additional amounts of caffeine through additives, the caffeine content of which is not required to be listed; thus the actual caffeine dose in a single serving of an energy drink may exceed the amount listed on the can or bottle; and

Whereas, energy drink manufacturers may be able to circumvent Food and Drug Administration regulations on the amount of caffeine in sodas by claiming their drinks are "natural dietary supplements"; thus, there are no requirements for testing, warning labels or restriction against sales or consumption by minors; and

Whereas, in 2011, a 14 year-old girl died after drinking two, 24-ounce Monster Energy drinks in 24 hours; an autopsy found that she died of cardiac arrhythmia due to caffeine toxicity that impeded her heart's ability to pump blood; and

Whereas, in October 2012, the Food and Drug Administration announced its investigation into reports that since 2009, five people had died and one person had a non-fatal heart attack after drinking Monster Energy drink; and

Whereas, research has reported that energy drinks have no therapeutic benefit and the American Academy of Pediatrics has stated that unless research establishes energy-drink safety in children and adolescents, it is "prudent" to regulate such drinks, similar to the way tobacco, alcohol and prescription medications are regulated; and

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

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

Section 1. That the Codified Ordinances of Cleveland, Ohio, 1976, are hereby supplemented by enacting

new Sections 635.01, 635.02, and 635.03 thereof, to read as follows:

Section 635.01 Findings

This Council finds that the popularity of highly caffeinated "energy drinks" has increased among teenagers and young adults. This Council further finds that these energy drinks are often unregulated, sold side by side with sodas and fruit juices, and are marketed to improve energy, weight loss, stamina athletic performance and concentration. Nonetheless, researchers have found that these energy drinks contain high levels of caffeine and warn of dangerous, even life threatening, effects on blood pressure, heart rate and brain function in children and young adults. Moreover, a recent article from the American Academy of Pediatrics cautions that: energy-drink consumption by children, adolescents and young adults has potentially dangerous consequences; safe levels of consumption have not been established; and heavy use may be harmful or interact with medications and cause unfortunate adverse effects. Therefore, this Council finds it necessary to establish regulations regarding such energy drinks in an effort to eliminate the ability of teenagers and young adults to obtain these potentially dangerous beverages.

Section 635.02 Sale of Energy Drinks to Minors Prohibited

(a) "Energy drink" means a canned or bottled beverage (1) that either (A) contains an amount of caffeine exceeding or equal to 140 milligrams per 4 fluid ounce or larger container, or (B) contains an amount of caffeine exceeding or equal to 80 milligrams per 0.8 fluid ounce to 3 fluid ounce container; and (2) that contains Taurine (2-aminoethanesulfonic acid) or Guarana.

(b) No person shall give, sell, distribute or otherwise furnish any energy drink to any person under 18 years of age.

(c) No person shall sell or offer for sale energy drinks by or from a vending machine except in the following locations:

(1) An area either:

A. Within a factory, business, office, or other place not open to the general public; or

B. To which persons under the age of eighteen (18) years are not generally permitted access;

(2) In any other place not identified in division (c)(1) of this section, upon all of the following conditions:

A. The vending machine is located within the immediate vicinity, plain view, and control of the person who owns or operates the place, or an employee of such person, so that all beverage purchases from the vending machine will be readily observed by the person who owns or operates the place or an employee of such person. For the purpose of this section, a vending machine located in any unmonitored area, including an unmonitored coatroom, restroom, hallway, or outer waiting area, shall not be considered within the immediate vicinity, plain view,

and control of the person who owns or operates the place, or an employee of such person.

B. The vending machine is inaccessible to the public when the place is closed.

Section 635.03 Penalty

Whoever violates section 635.02 is guilty of illegal distribution of an energy drink, a misdemeanor of the fourth degree. If the offender has previously been convicted of a violation of this section, then illegal distribution of an energy drink is a misdemeanor of the third degree. Each sale is considered one violation of section 635.02.

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

Referred to Directors of Public Health, Finance, Law; Committees on Health and Human Services, Legislation, Finance.

FIRST READING EMERGENCY RESOLUTIONS REFERRED

Res. No. 251-13.

By Council Members Miller, Cleveland and Kelley (by departmental request).

An emergency resolution declaring the intent to vacate a portion of Carnation Court N.E. (10.00 feet wide).

Whereas, this Council is satisfied that there is good cause to vacate a portion of Carnation Court N.E. (10.00 feet wide), as described; and

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

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

Section 1. That this Council declares its intent to vacate a portion of the following described real property:

A portion of Carnation Court N.E. (10.00 feet wide)

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and being part of Original 100 Acre Lot numbers 364 and 365, further described as follows:

All that portion of Carnation Court N.E. (10.00 feet wide) extending from the East right of way of East 124th Street (40.00 feet wide) to the West right of way of East 125th Street (60.00 feet wide).

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section.

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

from and after the earliest period allowed by law.

Referred to Directors of Capital Projects, City Planning Commission, Finance, Law; Committees on Public Service, City Planning, Finance.

Res. No. 271-13.

By Council Members Miller and Kelley (by departmental request).

An emergency resolution declaring it necessary to relay and repair sidewalks, (including adjustments of castings, if necessary) encroaching upon the public right-of-way on Clifton Boulevard from West 115th Street to Lake Avenue.

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

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

Section 1. That it is necessary and conducive to the public health and welfare that Clifton Boulevard from West 115th Street to Lake Avenue be improved by relaying and repairing sidewalks (including adjustments of castings, if necessary) encroaching upon the public right-of-way or otherwise improving the right-of-way in accordance with plans, specifications and profiles, at the estimated cost of \$276,111, prepared and placed in File No. 271-13-A, in the Office of the Clerk of Council, and supplemented by the specifications contained in Codified Ordinance Section 505.02 and division (a) of Codified Ordinance Section 505.12, which are incorporated by reference, which plans, specifications and profiles are approved.

Section 2. That fifty percent (50%) of the cost and expense of the improvement, and less the entire cost of intersections, as shall be found to be a proper charge, shall be assessed on all lots and lands abutting on, and other specially benefited property adjacent to Clifton Boulevard from West 115th Street to Lake Avenue, in proportion to the benefits which may result from the improvement, and it is determined that the lots and lands are specially benefited by the improvements. The Director of Mayor's Office of Capital Projects has fixed five (5) years as the estimated life of the improvements.

Section 3. That the entire amounts to be levied shall be paid in five (5) annual installments, with interest on deferred payments at the rate of 3.16% per annum provided, however, that the owner of any property assessed may, at his option, pay the principal amount of the assessment in cash within 40 days from and after the passage of the assessing ordinance.

Section 4. That the remainder of the cost of the improvement not specially assessed, as provided, shall be paid by the City of Cleveland out of funds made available to it by other sources and appropriated for such purpose.

Section 5. That the Commissioner of Assessments and Licenses is authorized to prepare and file in the Office of the Clerk of Council an estimated assessment under the provisions of this resolution showing the amount of the assessment against

each lot or parcel of land to be assessed. Such estimated assessments shall be based on the estimated cost of the improvement under the plans, specifications (including the specifications incorporated by reference under this Resolution) and profiles now on file in the Office of the Clerk of Council. The estimated assessment shall be filed in the Office of the Clerk and kept available for public inspection. After filing the estimated assessments in the Office of Clerk of Council, the Commissioner of Assessments and Licenses is authorized and directed to cause notice of passage of this Resolution and of the filing of said estimated assessments to be served upon the owners of all lots and lands to be assessed in the manner provided by law.

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

Referred to Directors of Capital Projects, Finance, Law; Committees on Public Service, Finance.

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 252-13.

By Council Member Pruitt.

An emergency ordinance authorizing the Director of the Department of Economic Development to enter into an agreement with Invermere Throckley Development, LLC for the Dollar General 3785 Lee Road Project through the use of Ward 1 Neighborhood Capital Funds.

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

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

Section 1. That the Director of the Department of Economic Development is authorized to enter into an agreement with Invermere Throckley Development, LLC for the Dollar General 3785 Lee Rd Project for the public purpose of providing new job creation in the City of Cleveland through the use of Ward 1 Neighborhood Capital Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$20,000 and shall be paid from Fund No. 10 SF 177.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 253-13.

By Council Member Conwell.

An emergency ordinance authorizing the Director of the Department of Economic Development to enter into an agreement with the Little Italy Redevelopment Corporation for a Feasibility Planning and Marketing Study on the Mayfield Theatre Project through the use of Ward 9 Neighborhood Capital Funds.

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

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

Section 1. That the Director of the Department of Economic Development is authorized to enter into an agreement with the Little Italy Redevelopment Corporation for a feasibility planning and marketing study for the Mayfield Theatre Project located at 12218 Mayfield Road for the public purpose of stimulating economic development activity in the City of Cleveland through the use of Ward 9 Neighborhood Capital Fund.

Section 2. That the cost of said contract shall be in an amount not to exceed \$20,000 and shall be paid from Fund No. 10 SF 177.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 254-13.

By Council Member Cummins.

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with the Merrick House for the After School/Summer Youth Program through the use of Ward 14 Neighborhood Capital Funds.

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

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

Section 1. That the Director of the Department of Community Develop-

ment is authorized to enter into an agreement with the Merrick House for the After School/Summer Youth Program for the public purpose of providing educational and recreational activities to youth residing in the City of Cleveland through the use of Ward 14 Neighborhood Capital Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$15,000 and shall be paid from Fund No. 10 SF 177.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 261-13.

By Council Member Zone.

An emergency ordinance consenting and approving the issuance of a permit for the Max Hayes School Run, on April 21, 2013, sponsored by Hermes Sports & Events, Inc.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Max Hayes School Run, on April 21, 2013, start: Max Hayes High School, south on West 45th to Franklin; west on Franklin to West 52nd; south on West 52nd to Lorain; west on Lorain to West 53rd; south on West 53rd to West 55; south on West 55th to Clark; turn around and return same route to finish — Max Hayes High School; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

Section 2. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and

approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 262-13.

By Council Members Westbrook and Zone.

An emergency ordinance consenting and approving the issuance of a permit for the Hermes Cleveland 10 Miler, on April 27, 2013, sponsored by Hermes Sports & Events, Inc.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Hermes Cleveland 10 Miler, on April 27, 2013, start: Edgewater Park, exit park west up bike path to West Blvd; south on West Blvd to Lake; Lake west to West 117th into the City of Lakewood; returning from Lakewood east on Lake to Detroit; east on Detroit to West 76th; north on West 76th to Father Caruso Dr.; east on Father Caruso to Tunnel to Edgewater park and finish; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 263-13.

By Council Member Dow.

An emergency ordinance consenting and approving the issuance of a permit for the United Cerebral Palsy of Greater Cleveland Run, on April 21, 2013, sponsored by Hermes Sports & Events, Inc.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the United Cerebral Palsy of Greater Cleveland Run, on April 21, 2013, start: at the United Cerebral Palsy office (10011 Euclid Avenue), Euclid east to East 105th; East 105th north to MLK; MLK north to Superior ramp; turn around and return same route to finish; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 264-13.

By Council Member Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the Providence House Annual City to City Run, on April 28, 2013, sponsored by the Hermes Sports & Events, Inc.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Providence House Annual City to City Run sponsored by the Hermes Sports & Events, Inc., on April 28, 2013, start: Huron and West 2nd; Huron to Superior; Superior across Veterans Memorial Bridge to Detroit; Detroit to West 28th; West 28th to Fulton; Fulton to West 32nd; West 32nd to Lorain; cross Lorain (turn around) return same route to finish; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability

resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 265-13.

By Council Member Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the National Multiple Sclerosis Society Walk, on April 13, 2013.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the National Multiple Sclerosis Society Walk, on April 13, 2013, start: Browns Stadium Erieside to East 9th; East 9th to Huron; Huron to Superior; Superior to West 6th; West 6th to St. Clair; St. Clair to West 3; West 3rd to Al Lernerway; finish in Browns Stadium; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 266-13.

By Council Member Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the Annual Diversity Center of Northeast Ohio Walk/Run, on May 4, 2013.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Annual Diversity Center of Northeast Ohio Walk/Run, on May 4, 2013, start: Erieside at Rock Hall of Fame to East 9th; East 9th to North Marginal; North Marginal to Burke Airport Loop Drive; Loop Drive to North Marginal; North Marginal to East 9th; East 9th to Lakeside; Lakeside to West 3rd; West 3rd to St. Clair; St. Clair to West 9th; West 9th to West Lakeside; West Lakeside to West 3rd; West 3rd to Erieside to finish; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 267-13.

By Council Members Brancatelli, Cimperman and Cleveland.

An emergency ordinance amending Section 2 of Ordinance No. 1734-12 passed December 3, 2012 as it pertains to the Broadway School of Music and Arts for the Fine Arts Program through the use of Ward(s) 12, 3 and 5 Neighborhood Equity Funds.

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

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

Section 1. That Section 2 of Ordinance No. 1734-12 passed December 3, 2012 is hereby amended to read as follow:

Section 2. That the cost of said contract shall be in an amount not to exceed \$37,000 and shall be paid from Fund No(s). 10 SF 166 and 10 SF 188.

Section 2. That Section 2 of Ordinance Number 1734-12 passed December 3, 2012 is hereby repealed.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 268-13.

By Council Members Sweeney and Pruitt.

An emergency ordinance amending the Title and Section 1 of Ordinance No. 1397-12 passed October 3, 2012 as it pertains to the African American Music Association, Inc for the Basketball Education and Recreation Program through the use of Wards 18, and 1 Neighborhood Equity Funds.

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

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

Section 1. That the Title and Section 1 of Ordinance No. 1397-12 passed October 3, 2012 are hereby amended to read as follows:

An emergency ordinance authorizing the Director of the Department of Community Development to enter into an agreement with the is authorized to enter into an agreement with the African American Music Association or its designee the **Bellaire Puritas Development Corporation** for the Basketball Education and Recreation Program through the use of Ward(s) 18 and 1 Neighborhood Equity Funds

Section 1. That the Director of the Department of Community Development be authorized to enter into an agreement with the African American Music Association, Inc. or its designee the **Bellaire Puritas Development Corporation effective March 1, 2013** for the Basketball Education and Recreation Program for the public purpose of providing educational and recreational activities for City of Cleveland youth through the use of Wards 18, and 1 Neighborhood Equity Funds.

Section 2. That the Title and Section 1 of Ordinance No. 1397-12 passed October 3, 2012 are hereby repealed.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 269-13.

By Council Member Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the annual St. Malachi Run, on March 16, 2013, sponsored by the Hermes Sports & Events, Inc.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the annual St. Malachi Run sponsored by the Hermes Sports & Events, Inc., on March 16, 2013, start: Washington west to West 25th; West 25th South to Detroit/Superior Bridge; Detroit/Superior Bridge East to West 9th; West 9th North to St. Clair; St. Clair East to West 3rd; West 3rd North to Erieside; Erieside East to Burke Airport; turn around within Burke Airport Loop; return same route; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Ord. No. 270-13.

By Council Member Reed.

An emergency ordinance authorizing and directing the Director of Capital Projects to issue a permit to Grace Missionary Baptist Church to stretch eight banners on East 131st Street from Bartlett Avenue to Svec Avenue for the period from April 1, 2013 to April 30, 2013, inclusive, announcing the church's 50th Anniversary.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Capital Projects is hereby authorized and directed to

issue a permit to Grace Missionary Baptist Church to install, maintain and remove banners at East 131st from Bartlett Avenue to Svec Avenue, for the period from April 1, 2013 to April 30, 2013, inclusive. Said banner shall be approved by the Director of Capital Projects, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

Motion to suspend rules, Charter and statutory provisions and place on final passage.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 231-13.

By Council Member Dow.

An emergency resolution supporting the application from McCormack Baron Salazar to the Ohio Housing Finance Agency for the use of low-income housing tax credits.

Whereas, each year the Ohio Housing Finance Agency allocates housing tax credits for affordable housing developments throughout Ohio using a competitive proposal process; and

Whereas, McCormack Baron Salazar is proposing to redevelop 183 apartment units for Phase I of Lexington Village in Cleveland's the Hough neighborhood; and

Whereas, 46 apartment units will be market rate, 119 apartment units will be affordable to households whose annual income is at or below 60% of the area median income; and

Whereas, 18 of these apartment units will be affordable to households whose annual income is at or below 30% of the area median income; and

Whereas, McCormack Baron Salazar's proposal will benefit the citizens of the City of Cleveland by maintaining the forward momentum of the Hough neighborhood; and

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

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

Section 1. That this Council hereby supports the application from McCormack Baron Salazar to the

Ohio Housing Finance Agency for the use of low-income housing tax credits.

Section 2. That the Clerk of Council is directed to transmit a copy of this resolution to Richard Baron, Chairman and CEO, McCormack Baron Salazar.

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

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 255-13.

By Council Member J. Johnson.

An emergency resolution withdrawing objection to the transfer of a D5 Liquor Permit at 1938 Euclid Avenue, and repealing Resolution No. 136-13, objecting to said transfer.

Whereas, this Council objected to the transfer of a D5 Liquor Permit to Bar One II LLC, 1938 Euclid Avenue, Suite #100, Cleveland, Ohio 44115, Permanent Number 0435551 by Resolution No. 136-13, adopted by the Council on January 28, 2013; and

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

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

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

Section 1. That objection to the transfer of Liquor License of a D5 Liquor Permit to Bar One II LLC, 1938 Euclid Avenue, Suite #100, Cleveland, Ohio 44115, Permanent Number 0435551, be and the same is hereby withdrawn and Resolution No. 136-13, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 256-13.

By Council Member Cleveland.

An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 4643 Broadway Avenue.

Whereas, Council has been notified by the Department of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Salina, Inc., DBA Broadway Deli, 4643 Broadway Avenue, 1st Floor, Cleveland, Ohio 44127, Permanent Number 76857450005 to Abuauna, Inc., DBA Broadway Deli, 1st Floor LLC, DBA Broadway Deli, 4643 Broadway Avenue, Cleveland, Ohio 44127, Permanent Number 0036900; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from Salina, Inc., DBA Broadway Deli, 4643 Broadway Avenue, Cleveland, Ohio 44127, Permanent Number 76857450005 to Abuauna, Inc., DBA Broadway Deli, 4643 Broadway Avenue, 1st Floor, Cleveland, Ohio 44127, Permanent Number 0036900; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of

all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 257-13.

By Council Member K. Johnson.
An emergency resolution objecting to the transfer of ownership and location of a C1 and C2 Liquor Permit to 10202 Sophia Avenue.

Whereas, Council has been notified by the Department of Liquor Control of an application for a transfer of Liquor License of a C1 and C2 Liquor Permit from GDMG & J Corp., DBA Toms Market & Deli, 7401-05 Central Avenue & Basement, Cleveland, Ohio 44104, Permanent Number 2977262 to R T Dversified, Inc., DBA Families Corner Store, 10202 Sophia Avenue, Cleveland, Ohio 44104, Permanent Number 7569721; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a transfer of ownership and location of a C1 and C2 Liquor Permit from GDMG & J Corp., DBA Toms Market & Deli, 7401-05 Central Avenue & Basement, Cleveland, Ohio 44104, Permanent Number 2977262 to R T Dversified,

Inc., 10202 Sophia Avenue, Cleveland, Ohio 44104, Permanent Number 7569721, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 258-13.

By Council Member Mitchell.
An emergency resolution withdrawing objection to the renewal of a D2 and D2X Liquor Permit at 9203 Kinsman Avenue, and repealing Resolution No. 1077-12, objecting to said renewal.

Whereas, this Council objected to the renewal of a D2 and D2X Liquor Permit to Ossie, Inc., DBA Kinsman Shell, 9203 Kinsman Avenue, Cleveland, Ohio 44104, Permanent Number 6591675 by Resolution No. 1077-12, adopted by the Council on August 8, 2012; and

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

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

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

Section 1. That objection to the renewal of a D2 and D2X Liquor Permit to Ossie, Inc., DBA Kinsman Shell, 9203 Kinsman Avenue, Cleveland, Ohio 44104, Permanent Number 6591675, be and the same is hereby withdrawn and Resolution No. 1077-12, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 259-13.

By Council Member Polensek.
An emergency resolution withdrawing objection to the renewal of a C1 and C2 Liquor Permit at 15518 St. Clair Avenue, and repealing Resolution No. 1093-12, objecting to said renewal.

Whereas, this Council objected to the renewal of a C1 and C2 Liquor Permit to Palsun, Inc., DBA Convenient Express, 15518 St. Clair Avenue, Cleveland, Ohio 44110, Permanent Number 6665197 by Resolution No. 1093-12, adopted by the Council on August 8, 2012; and

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

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

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

Section 1. That objection to the renewal of a C1 and C2 Liquor Permit to Palsun, Inc., DBA Convenient Express, 15518 St. Clair Avenue, Cleveland, Ohio 44110, Permanent Number 6665197, be and the same is hereby withdrawn and Resolution No. 1093-12, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Adopted. Yeas 16. Nays 0.

Res. No. 260-13.

By Council Members Westbrook, Sweeney, Pruitt, Zone, Cummins, Kelley, Polensek, Reed, Brady, Miller, Dow, Mitchell, Brancatelli, Cimperman, K. Johnson, J. Johnson, Cleveland, Conwell and Keane.

An emergency resolution urging Governor Kasich and the Ohio General Assembly to restore cuts to local municipal funds that are burdening already dwindling municipal budgets, and to implement a more equitable funding policy that will allow Ohio's municipalities to cover the costs of providing city services.

Whereas, an overwhelming number of State cuts and policy changes in recent years have burdened local municipal budgets that are already dwindling; and

Whereas, Governor Kasich has cut the annual Local Government Fund to municipalities across the state, and to the City of Cleveland by over 40%, from \$47,268,239 in 2010's budget to only \$28,586,079 in 2013; and

Whereas, the reduction in the Local Government Fund has greatly hurt cities and smaller communities

across Ohio that have relied on this funding source for the past eighty years to assist in covering the cost of providing city services; and

Whereas, the City of Cleveland will lose an estimated \$28,078,228 in total tax revenues and local government funds that will negatively impact the City's financial health; and

Whereas, estate taxes to the City of Cleveland have decreased from \$3,351,022 in 2010 to a projected 1,500,000 in 2013, and will be eliminated completely in 2014 due to State policy; and

Whereas, tangible personnel property tax has fallen from \$928,684 in 2010 to a projected \$14,663 in 2013 and 2014; and

Whereas, the CAT tax has also decreased from \$5,661,517 in 2010 to only a projected \$101,701 in 2013 and 2014 budgets; and

Whereas, despite already dwindling resources for local municipal budgets, Representatives Grossman and Henne introduced House Bill 5 in the Ohio General Assembly on January 30, 2013 that proposes sweeping changes to administration and revenue generating capabilities of the municipal income tax; and

Whereas, this Council opposes HB 5 along with the Ohio Municipal League, as numerous areas of the bill will result in significant revenue loss to local municipalities and promote state administration over local control; and

Whereas, Governor Kasich is promoting such policies at a time when local governments around the state are being forced to reduce basic services, lay off safety personnel, raise taxes, and sell off assets just to compensate for the reductions in state funding; and

Whereas, recognizing the burden placed on local municipalities by recent state policies, Representatives Cera and Gerberry, along with Northeastern Ohio cosponsors Foley, Antonio, and Hagan introduced House Bill 17 in the Ohio General Assembly also on January 30, 2013 that proposes restoring to the Local Government Fund the same proportion of state tax revenue that the Fund received in the fiscal year 2005 for the fiscal year 2014 and each fiscal year thereafter; and

Whereas, this Council supports HB 17 and urges the Ohio General Assembly to pass this bill to restore needed revenue to local municipal budgets for the benefit of local tax payers; and

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

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

Section 1. That this Council urges Governor Kasich and the Ohio General Assembly to restore cuts to local municipal funds that are burdening already dwindling municipal budgets, and to implement a more equitable funding policy that will allow Ohio's municipalities to cover the costs of providing city services.

Section 2. That the Clerk of Council is directed to transmit certified copies of this resolution to members of the Northeast Ohio delegation, Governor John Kasich, and members of the Ohio General Assembly.

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

Motion to suspend rules, Charter and statutory provisions and place on final adoption.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Adopted. Yeas 16. Nays 0.

MOTION

On the motion of Council Member Keane, seconded by Council Member Reed and unanimously carried that the absence of Council Member Anthony Brancatelli and Council Member Kevin Conwell be and is hereby authorized.

MOTION

The Council Meeting adjourned at 8:29 p.m. to meet on Monday, March 4, 2013, at 7:00 p.m. in the Council Chamber.

Patricia J. Britt
City Clerk, Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

February 20, 2013

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, February 20, 2013 at 10:35 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Absent: Mayor Jackson and Director Nichols.

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

Jim Hardy, Commissioner, Purchases & Supplies.

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

Resolution No. 63-13.

By Director Dumas.

Whereas, under the authority of Section No. 181.10 of the Codified Ordinances of Cleveland, Ohio, 1976, and State of Ohio Master Lease and State Term Schedule 800125, the City

of Cleveland, through the Director of Finance, on May 4, 2012, entered into City Contract No. PO-1508-OH2012*26 with Meritech, Inc. for the lease by cost-per-copy methodology of a production color copier for a period of five years, for the Division of Printing and Reproduction, Department of Finance; and

Whereas, by letter dated October 19, 2012, Meritech, Inc., through First Merit Equipment Finance, Inc., requested the City's consent to Meritech, Inc.'s assignment, for financing purposes only, of its rights to the leased equipment and to future payments for the leased equipment under City Contract No. PO-1508-OH2012*26 to First Merit Equipment Finance, Inc., its successors and assigns; and

Whereas, on December 4, 2012, the State of Ohio gave its consent to the assignment; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that this Board authorizes the Director of Finance, on behalf of the City, to consent to the request of MERITECH, INC. to assign to First Merit Equipment Finance, Inc., for financing purposes, its rights to the equipment leased by the City under City Contract No. PO-1508-OH2012*26 and to future payments for the equipment.

Be it further resolved, that the Director of Finance is authorized to execute all documents and do all things necessary and appropriate to implement the consent to assignment authorized above. A copy of the assignment and the consent to assignment of Contract. PO-1508-OH2012*26 shall be filed with the original of the contract in the office of the City Commissioner of Accounts.

Be it further resolved that all other rights, duties and obligations of Meritech, Inc. not specifically authorized to be assigned above under Contract PO-1508-OH2012*26 shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 64-13.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of HD Supply Facilities Maintenance LTD dba USABlueBook for an estimated quantity of valves and appurtenances, Group A, Items 1-15, 19-22 and Group B, Items 39-43, 45-49, 51-55 and 57, for the Division of Water, Department of Public Utilities, for a period of two years 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 November 16, 2012 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 \$446,836.80 (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, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 65-13.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of HD Supply Waterworks, Ltd. for an estimated quantity of valves and appurtenances, Group A, Items 23-38, Group B, Items 44a, 44b, 50, 56, 58 and Group C, Items 59-64, for the Division of Water, Department of Public Utilities, for a period of two years 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 November 16, 2012 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 \$1,059,016.07 (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, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 66-13.

By Director Withers.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Ferguson Enterprises, Inc. dba Ferguson Waterworks for an estimated quantity of valves and appurtenances, Group D, Items 66-119, for the Division of Water, Department of Public Utilities, for a period of two years 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 November 16, 2012 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 \$90,544.93 (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, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 67-13.

By Director Withers.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on November 16, 2012 for an estimated quantity of valves and appurtenances, Group A, items 16-18 and Group C, item 65, for the Division of Water, Department of Public Utilities, under the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, are rejected.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 68-13.

By Director Smith.

Whereas, Board of Control Resolution No. 586-12, adopted November 14, 2012, authorized the Director of Port Control to enter into contract with Leo A. Daly to provide professional services necessary to design the public improvement of rehabilitating the Terminal Exterior Facade of Cleveland Hopkins International Airport, for the Department of Port Control; and

Whereas, Resolution No. 586-12 incorrectly stated Leo A. Daly's proposal date as June 15, 2012; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 586-12, adopted by this Board November 14, 2012, authorizing the Director of Port Control to enter into contract with Leo A. Daly, for the above mentioned services, is amended by deleting the date of its proposal as stated and substituting September 12, 2012 where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 586-12 not expressly amended as stated above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 69-13.

By Director Flask.

Whereas, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, and Board of Control Resolution No. 505-12, adopted October 3, 2012, the Director of Public Safety was authorized to enter into a contract with Standard Law Enforcement Supply Co., Inc. for the purchase of various items of Uniform Clothing Supplies, for the Division of Police, Department of Public Safety; and

Whereas, Resolution No. 505-12 stated that the contract shall provide for an initial order, to be certified in an amount not less than \$26,669.00; and

Whereas, the Department of Public Safety did not wish to purchase any uniform clothing supplies immediately upon execution of the contract and the Director of Public Safety has been advised that there is no legal requirement for an initial purchase order upon execution of the requirement contract; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 505-12, adopted by this Board on October 3, 2012, approving the bid of Standard Law Enforcement Supply Co., Inc. as the lowest and best bid for various items of Uniform Clothing Supplies, is amended by deleting "which contract shall provide for an initial order, the cost of which shall be certified to the contract in an amount not less than \$26,669.00" where appearing in the resolution.

Be it further resolved that all other terms of Resolution No. 505-12 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 70-13.

By Director Flask.

Whereas, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, and Board of Control Resolution No. 506-12, adopted October 3, 2012, the Director of Public Safety was authorized to enter into a contract with Allstate Industrial Inc. for the purchase of various items of Uniform Clothing Supplies, for the Division of Police, Department of Public Safety; and

Whereas, Resolution No. 506-12 stated that the contract shall provide for an initial order, to be certified in an amount not less than \$2,085.00; and

Whereas, the Department of Public Safety did not wish to purchase any uniform clothing supplies immediately upon execution of the contract and the Director of Public Safety has been advised that there is no legal requirement for an initial purchase order upon execution of the requirement contract; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 506-12, adopted by

this Board on October 3, 2012, approving the bid of Allstate Industrial Inc. as the lowest and best bid for various items of Uniform Clothing Supplies, is amended by deleting "which contract shall provide for an initial order, the cost of which shall be certified to the contract in an amount not less than \$2,085.00" where appearing in the resolution.

Be it further resolved that all other terms of Resolution No. 506-12 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 71-13.

By Director Flask.

Whereas, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, and Board of Control Resolution No. 507-12, adopted October 3, 2012, the Director of Public Safety was authorized to enter into a contract with B.P. Britches, Inc. dba Christopher's for the purchase of various items of Uniform Clothing Supplies, for the Division of Police, Department of Public Safety; and

Whereas, Resolution No. 507-12 stated that the contract shall provide for an initial order, to be certified in an amount not less than \$7,213.50; and

Whereas, the Department of Public Safety did not wish to purchase any uniform clothing supplies immediately upon execution of the contract and the Director of Public Safety has been advised that there is no legal requirement for an initial purchase order upon execution of the requirement contract; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 507-12, adopted by this Board on October 3, 2012, approving the bid of B.P. Britches, Inc. dba Christopher's as the lowest and best bid for various items of Uniform Clothing Supplies, is amended by deleting "which contract shall provide for an initial order, the cost of which shall be certified to the contract in an amount not less than \$7,213.50" where appearing in the resolution.

Be it further resolved that all other terms of Resolution No. 507-12 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 72-13.

By Director Flask.

Whereas, under the authority of Section 135.06, Codified Ordinances of Cleveland, Ohio, 1976, and Board of Control Resolution No. 508-12,

adopted October 3, 2012, the Director of Public Safety was authorized to enter into a contract with Cleveland Uniform Inc. for the purchase of various items of Uniform Clothing Supplies, for the Division of Police, Department of Public Safety; and

Whereas, Resolution No. 508-12 stated that the contract shall provide for an initial order, to be certified in an amount not less than \$44,044.25; and

Whereas, the Department of Public Safety did not wish to purchase any uniform clothing supplies immediately upon execution of the contract and the Director of Public Safety has been advised that there is no legal requirement for an initial purchase order upon execution of the requirement contract; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 508-12, adopted by this Board on October 3, 2012, approving the bid of Cleveland Uniform Inc. as the lowest and best bid for various items of Uniform Clothing Supplies, is amended by deleting "which contract shall provide for an initial order, the cost of which shall be certified to the contract in an amount not less than \$44,044.25" where appearing in the resolution.

Be it further resolved that all other terms of Resolution No. 508-12 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 73-13.

By Director Cox.

Whereas, Board of Control Resolution No. 53-13, adopted February 13, 2013, authorized the Director of Public Works to enter into contract with Ziska Architecture LLC (CSB/LPE) to provide professional architectural and engineering services necessary to complete the Highland Park Mausoleum and Cleveland Memorial Gardens Administration Building and other unspecified public improvements, for the Department of Public Works; and

Whereas, Resolution No. 53-13 incorrectly identified the total cost for the furnishing of professional services based upon its proposal dated January 7, 2013 as amended on January 21, 2013; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 53-13, adopted by this Board on February 13, 2013, authorizing the Director of Public Works to enter into contract with Ziska Architecture LLC (CSB/LPE) to provide professional architectural and engineering services necessary to complete the Highland Park Mausoleum and Cleveland Memorial Gardens Administration Building and other unspecified public improvements, for the Department of Public Works, is amended by substituting "and revised February 1, 2013, for a total cost not to exceed \$451,000.00" for "for a total cost not to exceed

\$445,500.00" where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 53-13 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 74-13.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 006-29-131 located at 7191 Schneider Avenue in Ward 15; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Dorothy L. Chambers and Thomas C. Chambers have proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 15 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchasers of the parcel are neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Dorothy L. Chambers and Thomas C. Chambers for the sale and development of Permanent Parcel No. 006-29-131 located at 7191 Schneider Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$400.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 75-13.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 107-13-110 located at 1418 East 93rd Street in Ward 7; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Leonard Edwards has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 7 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Leonard Edwards for the sale and development of Permanent Parcel No. 107-13-110 located at 1418 East 93rd Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 76-13.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 125-01-082 located at 6302 Carpenter Avenue in Ward 12; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies,

when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Sonya Hughes has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 12 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Sonya Hughes for the sale and development of Permanent Parcel No. 125-01-082 located at 6302 Carpenter Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$400.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 77-13.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 115-05-083 located at 827 East 147th Street in Ward 10; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Wayne Mathis has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 10 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Wayne Mathis for the sale and development of Permanent Parcel No. 115-05-083 located at 827 East 147th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$620.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 78-13.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 004-16-131 located on Thurman Street in Ward 3; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Rinara Reh has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 3 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Rinara Reh for the sale and development of Permanent Parcel No. 004-16-131 located on Thurman Street, according to the

Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 79-13.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 133-07-067 located at 3572 East 81st Street in Ward 12; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Gabriele M. Thompson has proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 12 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Gabriele M. Thompson for the sale and development of Permanent Parcel No. 133-07-067 located at 3572 East 81st Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 80-13.

By Director Rush.

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

Whereas, under the Program, the City has acquired Permanent Parcel No. 105-25-054 located at 1140 East 67th Street in Ward 7; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels; and

Whereas, Willie Ware and Rose Ware have proposed to the City to purchase and develop the parcel for yard expansion; and

Whereas, the following conditions exist:

1. The member of Council from Ward 7 has approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;

2. The proposed purchasers of the parcel are neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Willie Ware and Rose Ware for the sale and development of Permanent Parcel No. 105-25-054 located at 1140 East 67th Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

Be it further resolved that the consideration for the sale of the parcel shall be \$1.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: Directors Langhenry, Acting Director Hardy, Directors Withers, Smith, Acting Director Scott, Directors Butler, Flask, Rush, Acting Director Walker-Minor, Directors Fumich and Rybka.

Nays: None.

Absent: Mayor Jackson and Director Nichols.

JEFFREY B. MARKS, Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ROBERT BENNETT, President

CIVIL SERVICE NOTICE

**ANNOUNCEMENTS — 2013
3/8/13 - 3/14/13**

Announ- cement No.	Exam Method	Classi- fication	Exam Type
8	EE	Caseworker II	Open
9	EE	Claims Examiner	N/C
10	WR	Stock Clerk	Open
11	WR	Water Plant Operator I	Open

PROOF OF CITY RESIDENCY

Any applicant wishing to receive residency credit will be asked to show that he/she is a bona fide resident of the City of Cleveland. The following list gives examples of items that an applicant may present **at the time of filing.** The Civil Service Commission requires a minimum of three items from at least three **different** categories, where applicable. All items must be **current.** Please note that presentation of these items does not constitute conclusive proof of bona fide residency. Acceptable categories include, but are not limited to, the following:

- Lease - from rental agency.
- Lease - from independent party. Must include copy of cancelled check or money order receipts for previous rent and/or security deposit, and fully executed; otherwise, it is unacceptable.
- Utility bills bearing the property address **and** your name.
- Post Office change of address form properly date stamped.
- Official documents relating to home ownership including deed, purchase agreement, or insurance policy.

Bank statements (Within last three months).

School registration of children.

Car insurance documents.

Car registration or Driver's License or Ohio I.D. (**One only**).

Loans and credit card statements (Within last three months).

Rental contracts (e.g.: furniture, tools, car, etc.).

Current bills not listed above (Within last three months).

The following are examples of **unacceptable** categories of proof:

Library cards.

Voter registration cards.

Birth certificates.

Notarized letters or affidavits.

Social Security card.

Rental receipts from independent party without cancelled checks or money order receipt.

**APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 8**

CASEWORKER II (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an Open examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$10.00 - \$20.20 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available on-line or at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE AVAILABLE FOR PICK-UP IN THE CIVIL SERVICE OFFICE TO APPLY TO TAKE THE CIVIL SERVICE EXAMINATION - APPLICATIONS WILL BE AVAILABLE FROM 8:30 A.M. ON FRIDAY, MARCH 8, 2013 UNTIL 4:30 P.M. ON THURSDAY, MARCH 14, 2013.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON THURSDAY, MARCH 14, 2013.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume. Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under general supervision, supervises the administration of casework by Caseworkers and provides case management services to eligible individuals. Has general supervision of, and correlates the work in a district office or department of work. Assists in the development and maintenance of effective case plans. Performs related duties as required. Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam.) Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

A High School Diploma or GED is required. A Bachelor's Degree from an accredited four-year college or university in Psychology, Sociology, Social Work, or related field is required. Two years of full time paid experience in social work is required. (Substitution: Two years of experience may substitute for each year of college education lacking.) The ability to speak a second language is preferred. A valid State of Ohio Driver's License is required.

NOTE: Applicants will be required to pay a \$10.00 (TEN DOLLARS) filing fee payable in cash or money order (no checks). Applicants who are currently employed in this position with the City of Cleveland are exempt. However, that when an applicant is disqualified from taking an examination on the basis of age, education or failure to meet other minimum entrance requirements, the fee paid by such applicant shall be refunded to such applicant upon the applicant's request in writing made within ten (10) days after the date of examination. Any applicant who can provide proof of unemployment, public assistance, or indigence is exempt from the filing fee. A copy of such proof must be included with the application.

NOTE: Applications must be returned in person. All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications may not be accepted if copies are not submitted with application at time of filing.

NOTE: Any applicant who resigns or is dismissed from employment with

the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

**APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 9**

CLAIMS EXAMINER (NON-COMP)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a NON COMPETITIVE examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$10.00 - \$23.32 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE AVAILABLE FOR PICK-UP IN THE CIVIL SERVICE OFFICE TO APPLY TO TAKE THE CIVIL SERVICE EXAMINATION - APPLICATIONS WILL BE AVAILABLE FROM 8:30 A.M. ON FRIDAY, MARCH 8, 2013 UNTIL 4:30 P.M. ON THURSDAY, MARCH 21, 2013.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON THURSDAY, MARCH 21, 2013.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's eligibility will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under guidance, works autonomously to investigate, review, and evaluate claims brought against the City of Cleveland for property damage, personal injury, or other loss. Determines the extent of the City's liability, if any, and the injury or damage incurred by the claimant. Deals with the public by phone and in person about their claims. Processes all legal and moral claims, with or without legal representation, against the City. Prepares necessary correspondence and settlement agreements to resolve the particular claim. Sched-

ules moral claims meetings and prepares agenda for each meeting. Processes approved claims and notifies each claimant. Performs other job-related duties as required. Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam). Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

An Associate's Degree in Business Administration from an accredited college or university is required. Four years of full time paid experience in the liability insurance field which may include self-insurance situations is required. Must be computer literate. Must have working knowledge in property damage (including vehicle), personal and bodily injury, real property, insurance law, municipal law, and utility systems. A Paralegal degree is preferred.

NOTE: Applications must be returned in person. All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications may not be accepted if copies are not submitted with application at time of filing.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 10

STOCK CLERK (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an Open examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$10.00 - \$18.23 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available on-line or at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE AVAILABLE FOR PICK-UP IN THE CIVIL SERVICE OFFICE TO APPLY TO TAKE THE CIVIL SERVICE EXAMINATION - APPLICATIONS WILL BE AVAILABLE FROM 8:30 A.M. ON FRIDAY, MARCH 8, 2013 UNTIL 4:30 P.M. ON THURSDAY, MARCH 14, 2013.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON THURSDAY, MARCH 14, 2013

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: WRITTEN TEST Applicants will be notified of the time, date, and place of the exam by U.S. Mail.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under immediate supervision, does routine work in connection with the operation and maintenance of a storeroom. Performs related duties as required. TYPICAL TASKS: Receives, unpacks, checks, stores, and issues tools, supplies, materials, and parts. Records the receipt and disbursement of stock. Prepares requisitions for stock. Takes inventory. Maintains perpetual inventories. Checks return of tools sent out to shops for repair. Loads and unloads trucks and wagons. Drives a truck. Keeps storeroom clean and orderly. Makes reports. Keeps time and other records. Answers telephone. Runs errands. Receives requests for information, solves problems, and disburses information regarding availability of stock. Performs other job-related duties as required. Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam.) Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

A High School Diploma or GED is required. Two years of full time paid experience in the receipt and stocking of items and supplies is required. Must have knowledge of computers and be able to operate an automated office including but not limited to the following: computers, printers, fax machines, and copiers. Must be able to operate appropriate software (Word, Excel, Access, and an perpetual inventory software). Must be able to lift and carry a minimum of fifty (50) pounds. A valid State of Ohio Driver's License is required.

NOTE: Applicants will be required to pay a \$10.00 (TEN DOLLARS) filing fee payable in cash or money order (no checks). Applicants who are currently employed in this posi-

tion with the City of Cleveland are exempt. However, that when an applicant is disqualified from taking an examination on the basis of age, education or failure to meet other minimum entrance requirements, the fee paid by such applicant shall be refunded to such applicant upon the applicant's request in writing made within ten (10) days after the date of examination. Any applicant who can provide proof of unemployment, public assistance, or indigence is exempt from the filing fee. A copy of such proof must be included with the application.

NOTE: Applications must be returned in person. All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications may not be accepted if copies are not submitted with application at time of filing.

NOTE: Those persons who are residents of the City of Cleveland for at least one year at the date of filing and who received passing scores shall have ten (10) additional points added to their grades. A list of acceptable forms of proof of residency applicants need to present at the time of filing is included with the application.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 11

WATER PLANT OPERATOR I (OPEN)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an Open examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$15.70 - \$20.28 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available on-line or at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE AVAILABLE FOR PICK-UP IN THE CIVIL SERVICE OFFICE TO APPLY TO TAKE THE CIVIL SERVICE EXAMINATION - APPLICATIONS WILL BE AVAILABLE FROM 8:30 A.M. ON FRIDAY, MARCH 8, 2013 UNTIL 4:30 P.M. ON THURSDAY, MARCH 14, 2013.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON THURSDAY, MARCH 14, 2013

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: WRITTEN TEST Applicants will be notified of the time, date, and place of the exam by U.S. Mail.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under direct supervision, assists in the operation of Water Works equipment including valves, pumps, and filters. Monitors equipment performance. Maintains records related to equipment operation. Monitors pump temperatures and oil levels. Activates and deactivates pumps based on temperature level. Monitors raw water station and clearwell operations. Checks boiler pressure. Checks chemical levels and refills chemicals as necessary. Maintains logs of chemical usage. Monitors and records filter and backwash filter operations. Checks sub-pump operations and monitors track vac system. Performs other job-related duties as required. Follows all operations and safety policies and safe work practices. Attends and participates in operations and safety training classes and demonstrates competence (demonstration of competence may be determined by exam.) Wears and properly utilizes safety equipment in accordance with Divisional policy at all times.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

A High School Diploma or GED is required. A valid State of Ohio Driver's License is required. Must be able to obtain an OEPA Class I Certification within 18 months of the date of hire. Must be able to pass a respiratory fitness test, and be in good physical shape. Plant operation experience is preferred.

NOTE: Applicants will be required to pay a \$10.00 (TEN DOLLARS) filing fee payable in cash or money order (no checks). Applicants who are currently employed in this position with the City of Cleveland are exempt. However, that when an applicant is disqualified from taking an examination on the basis of age, education or failure to meet other minimum entrance requirements, the fee paid by such applicant shall be refunded to such applicant upon the applicant's request in writing made within ten (10) days after the date of examination. Any applicant who can provide proof of unemployment, public assistance, or indigence is exempt from the filing fee. A copy of such proof must be included with the application.

NOTE: Applications must be returned in person. All copies of diplomas, licenses, certificates, and resumes must be presented at the

time of filing. Applications may not be accepted if copies are not submitted with application at time of filing.

NOTE: Those persons who are residents of the City of Cleveland for at least one year at the date of filing and who received passing scores shall have ten (10) additional points added to their grades. A list of acceptable forms of proof of residency applicants need to present at the time of filing is included with the application.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

ROBERT BENNETT,
President

February 27, 2013

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, MARCH 11, 2013

9:30 A.M.

Calendar No. 13-20: 3069 West 25th Street (Ward 14)

Patrick Moran, owner, appeals to establish use as a motor vehicle service garage with one dwelling unit on the second floor of an existing building located on a 38.11' x 207.55' parcel in a C1 Local Retail Business District; subject to the restrictions under Section 343.01(b) not a permitted use and first permitted in a General Retail District pursuant to Section 343.11(b)(2)(I)(3); and by the limitations in Driveway Regulations for Local and General Retail Districts, not more than one driveway shall be permitted on a lot of land with a frontage of 100 feet or less; and in a Pedestrian Retail Overlay District, the extension of driveways across a public sidewalk is considered a conditional use and requires approval of the Cleveland City Planning Commission, according to Section 343.23(c)(2)(B) in the Cleveland Codified Ordinances.

Calendar No. 13-22: 4703-33 Broadway Avenue (Ward 5)

4733 Broadway LLC and William Freed appeal to establish use as food product manufacture, wholesale and distribution on an acreage parcel located in a General Retail Business District; a use not permitted under Section 343.11(b) and first permitted in a Semi-Industry District; and requiring that any open off-street loading space shall have a minimum screen barrier of 6 feet in accordance with Cleveland Codified Ordinance Section 352.10(a)(7).

Calendar No. 13-23: 16004 Corsica Avenue (Ward 11)

The City of Cleveland, owner, and Susanna Dzejachok, tenant, appeal to erect an agricultural hoop house

across three (3) separate parcels located in a B1 Two-Family District; contrary to Section 337.25(c) the hoop house is proposed to be up to and across the interior side line, and no permitted accessory structures to an agricultural use, other than fences and farm stands, shall be located within eighteen (18) inches of an interior side or rear lot line, according to the Cleveland Codified Ordinances.

Calendar No. 13-24: 16002 Corsica Avenue (Ward 11)

The City of Cleveland, owner, and Susanna Dzejachok, tenant, appeal to erect an agricultural hoop house across three (3) separate parcels located in a B1 Two-Family District; contrary to Section 337.25(c) the hoop house is proposed to be up to and across the interior side line, and no permitted accessory structures to an agricultural use, other than fences and farm stands, shall be located within eighteen (18) inches of an interior side or rear lot line, according to the Cleveland Codified Ordinances.

Calendar No. 13-25: 15920 Corsica Avenue (Ward 11)

The City of Cleveland, owner, and Susanna Dzejachok, tenant, appeal to erect an agricultural hoop house across three (3) separate parcels located in a B1 Two-Family District; contrary to Section 337.25(c) the hoop house is proposed to be up to and across the interior side line, and no permitted accessory structures to an agricultural use, other than fences and farm stands, shall be located within eighteen (18) inches of an interior side or rear lot line, according to the Cleveland Codified Ordinances.

Calendar No. 13-27: 1897-99 West 45th Street (Ward 3)

Daniel Arroyo, owner, appeals to install a 5' to 6' high chain link fence within the 12' front yard setback of a 60.04' x 132' parcel located in a B1 Two-Family District; subject to the Fence Regulations under Sections 358.04(a) and (c)(1) in the Cleveland Codified Ordinances, the proposed fence exceeds the permitted 4' height for fences in actual front and side street yards in a Residence District and only ornamental fences shall be installed if located 4' from the side street property line. The Board of Zoning Appeals may permit chain link fence if the Board determines that such fence is common in the immediate vicinity of the subject property.

Calendar No. 13-29: 763 Brayton Avenue (Ward 3)

AD Red Door LLC and Adrian Elliott, appeal to erect a 4' 8" x 14' open wooden front porch to an existing one and a half story residence, located on a 30' x 150' parcel in a B1 Two-Family District; contrary to Section 357.13(b)(4) proposing an open porch that projects 4' 8" where 4 feet is allowed and extending within 2 feet where it shall not extend to less than 10 feet of the property line.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, FEBRUARY 25, 2013

At the meeting of the Board of Zoning Appeals on Monday, February 25, 2013, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED**:

Calendar No. 13-14: 914 East 200th Street

Rite Management Corporation appealed to build a car dealership on a corner acreage parcel in a C1 Local Retail Business District; subject to improved plan.

Calendar No. 13-16: 11890 Fairhill Road

Benjamin Rose Real Estate LLC appealed to erect four (4) 8' x 5' x 6' high, double faced ground signs in an E1 Multi-Family District.

Calendar No. 13-17: 1934 St. Clair Avenue

Ray and Lisa Ferguson, owners, and Pete Leneghan, prospective lessee, appealed to establish a wagon and horse stable in a C2 Semi-Industry District.

The following appeal was **DENIED**:

Calendar No. 13-13: 8006 Townsend Avenue

Dionne Sanford appealed to use a basement in a single family dwelling for a Type A Day Care in a C1 Multi-Family District.

The following appeal was **DISMISSED**:

None.

The following appeal was **WITHDRAWN**:

Calendar No. 12-159: 3136 West 63rd Street

West 63rd Street LLC appealed to change from manufacturing / warehouse to automobile dismantling the use of property in an A3 Unrestricted Industry District.

The following appeal was **POSTPONED**:

Calendar No. 13-15: 3785 Lee Road postponed to March 25, 2013.

The following appeals heard by the Board on February 19, 2013 were adopted and approved on February 25, 2013:

The following appeals were **APPROVED**:

Calendar No. 13-10: 722 College Avenue aka 2305 Thurman Street

Jeffrey Eizember appealed to erect a three-story single family dwelling with attached garage on a consolidated parcel in a B1 Two-Family District.

Calendar No. 13-11: 722 College Avenue aka 2307 Thurman Street

Jeffrey Eizember appealed to erect a three-story single family dwelling with attached garage on a consolidated parcel in a B1 Two-Family 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, March 13, 2013
1:30 p.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, March 13, 2013, at 1:30 p.m., to consider the following ordinances now pending in the Council:

Ord. No. 603-11.

By Council Member Dow.

An ordinance to change the Use, Area and Height District of land located on the north and south sides of Hough Avenue between E. 55th Street and E. 75th Street to Multi-Family Residential District, a 'D' Area District and a '2' Height District (Map Change No. 2362, Sheet Numbers 4 & 5).

Ord. No. 68-13.

By Council Member J. Johnson.

An emergency ordinance designating Mount Olivet Church of God in Christ (formerly the Second German Reformed Church) as a Cleveland Landmark.

Ord. No. 130-13.

By Council Member Cimperman.

An emergency ordinance designating the Starr Piano-Gennett Records Building as a Cleveland Landmark.

Ord. No. 163-13.

By Council Member Cimperman.

An emergency ordinance designating the May Company Building as a Cleveland Landmark.

Ord. No. 195-13.

By Council Member Cimperman.

An emergency ordinance designating the Fairmont Creamery Company Ice Cream Building as a Cleveland Landmark.

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

February 27, 2013 and March 6, 2013

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."

THURSDAY, MARCH 14, 2013

File No. 27-13 — Groton Park Site Improvements, for the Division of Architecture and Site Development, Department of Public Works, as authorized by Ordinance No. 607-10, passed by the Council of the City of Cleveland, June 7, 2010.

*THERE WILL BE A **NON-RE-FUNDABLE FEE FOR PLANS AND SPECIFICATIONS** IN THE AMOUNT OF TWENTY-FIVE DOLLARS (\$25.00) 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, FEBRUARY 28, 2013 AT 10:30 A.M.** LOCATED AT CLEVELAND CITY HALL, DIVISION OF ARCHITECTURE AND SITE DEVELOPMENT, ROOM 517A, 601 LAKESIDE 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. 28-13 — Estabrook Recreation Center Parking Lot Improvements (Re-Bid), for the Division of Architecture and Site Development, Department of Public Works, as authorized by Ordinance No. 584-12, 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 TWENTY-FIVE DOLLARS (\$25.00) 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, FEBRUARY 28, 2013 AT 10:00 A.M. LOCATED AT CLEVELAND CITY HALL, DIVISION OF ARCHITECTURE AND SITE DEVELOPMENT, ROOM 517A, 601 LAKESIDE 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. 34-13 — Labor and Materials Necessary to Repair and Maintain Supervisory Control and Data Acquisition (SCADA) System, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 629-11, passed by the Council of the City of Cleveland, June 6, 2011.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING FRIDAY, MARCH 1, 2013 AT 10:00 A.M. THE DIVISION OF WATER POLLUTION CONTROL, WPC RED CONFERENCE ROOM, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.**

February 20, 2013 and February 27, 2013

FRIDAY, MARCH 15, 2013

File No. 31-13 — Automobile and Equipment Lubricants, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 1330-A-10, passed by the Council of the City of Cleveland, December 6, 2010.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING THURSDAY, FEBRUARY 28, 2013 AT 10:00 A.M. LOCATED AT THE DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.**

File No. 32-13 — Purchase of Crane Carrier Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Ordinance No. 1330-A-10, passed by the Council of the City of Cleveland, December 6, 2010.

THERE WILL BE A **NON-MANDATORY PRE-BID MEETING THURSDAY, FEBRUARY 28, 2013 AT 10:30 A.M. LOCATED AT THE DIVISION OF MOTOR VEHICLE MAINTENANCE, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.**

February 20, 2013 and February 27, 2013

WEDNESDAY, MARCH 20, 2013

File No. 33-13 — Commercial, Medical and Specialty Gases, for the various Divisions of City Government, 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 FRIDAY, MARCH 8, 2013 AT 10:30 A.M. LOCATED AT CLEVELAND CITY HALL, DIVISION OF PURCHASES AND SUPPLIES, ROOM 128, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.**

February 20, 2013 and February 27, 2013

THURSDAY, MARCH 28, 2013

File No. 29-13 — South Cargo Ramp Rehabilitation and Taxiway November Reconstruction WBS No. A1-F350-3, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 746-12, 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, FEBRUARY 28, 2013 AT 10:00 A.M. LOCATED AT THE CLEVELAND HOPKINS INTERNATIONAL AIRPORT, FEDERAL SERVICE STATION BUILDING, DPC PLANNING AND ENGINEERING, 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.**

File No. 30-13 — Runway 6L-24R Safety Area Improvements WBS No. A1-J242-3, for the Division of Burke Lakefront Airport, Department of Port Control, as authorized by Ordinance No. 710-12, 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 FRIDAY, MARCH 1, 2013 AT 10:00 A.M. LOCATED AT THE BURKE LAKEFRONT AIRPORT, 1501 NORTH MARGINAL ROAD, CLEVELAND, OHIO 44144.**

***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.**

February 20, 2013 and February 27, 2013

THURSDAY, MARCH 21, 2013

File No. 38-13 — Constructing & Installing Replacement Sewers and Rehabilitating and Repairing Sewers at Various Locations, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 129.292 of the Codified Ordinances of Cleveland, Ohio 1976.

***THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) 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 FRIDAY, MARCH 8, 2013 AT 10:30 A.M. LOCATED AT THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.**

*Bidders must purchases 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. 40-13 — Ontario Street Sewer Rehabilitation Project (Re-Bid), for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 740-08, 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 FIFTY DOLLARS (\$50.00) 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 FRIDAY, MARCH 8, 2013 AT 11:30 A.M. LOCATED AT THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

*Bidders must purchases 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.

February 27, 2013 and March 6, 2013

FRIDAY, MARCH 22, 2013

File No. 35-13 — Purchase of 145 kV Outdoor 3 Pole SF6; 1200 AMP 63KA Power Circuit Breakers for Ridge Road Substation, 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-MANDATORY PRE-BID MEETING THURSDAY, MARCH 7, 2013 AT 11:00 A.M. LOCATED AT TOM L. JOHNSON BUILDING, 1300 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 39-13 — Gooding Avenue Sewer Replacement Project (Re-Bid), for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 815-11, passed by the Council of the City of Cleveland, July 20, 2011.

*THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF FIFTY DOLLARS (\$50.00) 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 FRIDAY, MARCH 8, 2013 AT 11:00 A.M. LOCATED AT THE DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

*Bidders must purchases 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.

February 27, 2013 and March 6, 2013

WEDNESDAY, MARCH 27, 2013

File No. 36-13 — Purchase of 145 kV Outdoor SF6 Power Circuit Breakers for Harvard Substation, 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-MANDATORY PRE-BID MEETING THURSDAY, MARCH 7, 2013 AT 10:00 A.M. LOCATED AT TOM L. JOHNSON BUILDING, 1300 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

February 27, 2013 and March 6, 2013

THURSDAY, MARCH 28, 2013

File No. 37-13 — Purchase of Distribution Transformers 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 FRIDAY, MARCH 8, 2013 AT 11:00 A.M. LOCATED AT TOM L. JOHNSON BUILDING, 1300 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

File No. 41-13 — Labor and Materials for Plumbing Repairs and or to Replace Plumbing Equipment, 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, MARCH 8, 2013 AT 2:30 P.M. LOCATED AT TOM L. JOHNSON BUILDING, 1300 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114.

February 27, 2013 and March 6, 2013

FRIDAY, MARCH 29, 2013

File No. 42-13 — Labor and Materials Necessary to Repair and Maintain Plate Trucks (Re-Bid), for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING MONDAY, MARCH 11, 2013 AT 10:00 A.M. LOCATED AT THE DIVISION OF WATER POLLUTION CONTROL, WPC RED CONFERENCE ROOM, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

February 27, 2013 and March 6, 2013

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

Thursday, February 21, 2013 9:00 a.m.

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Sweeney, Vice Chair; Brancatelli, Cleveland, Keane, Miller, Mitchell, Pruitt, Westbrook, Zone. Authorized Absence: Brady.

Friday, February 22, 2013 9:00 a.m.

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Sweeney, Vice Chair; Brancatelli, Cleveland, Keane, Miller, Mitchell, Pruitt, Westbrook, Zone. Authorized Absence: Brady.

Monday, February 25, 2013 9:00 a.m.

Mayor's Appointment Committee: Present: Dow, Chair; Miller, Sweeney. Authorized Absence: Cleveland, Kelley. Pro tempore: Westbrook.

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Sweeney, Vice Chair; Brady, Brancatelli, Cleveland, Keane, Miller, Mitchell, Pruitt, Westbrook, Zone.

Tuesday, February 26, 2013 9:00 a.m.

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Sweeney, Vice Chair; Brady, Cleveland, Keane, Miller, Mitchell, Pruitt, Westbrook, Zone. Authorized Absence: Brancatelli.

Wednesday, February 27, 2013 9:00 a.m.

Finance Committee: GENERAL FUND BUDGET HEARINGS: Present: Kelley, Chair; Sweeney, Vice Chair; Brady, Brancatelli, Cleveland, Keane, Miller, Westbrook, Zone. Authorized Absence: Mitchell, Pruitt.

Thursday, February 28, 2013 9:00 a.m.

Finance Committee: GENERAL FUND BUDGET HEARINGS: NO MEETING

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