

The City Record

Official Publication of the Council of the City of Cleveland



September the Fourth, Two Thousand and Thirteen

Frank G. Jackson
Mayor

Martin J. Sweeney
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

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

The City Record is available online at
www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Martin J. Sweeney

Ward	Name	Residence	
1	Terrell H. Pruitt	16920 Throckley Avenue	44128
2	Zachary Reed	3734 East 149th Street	44120
3	Joe Cimperman	P.O. Box 91688	44101
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Phyllis E. Cleveland	2369 East 36th Street	44105
6	Mamie J. Mitchell	12701 Shaker Boulevard, #712	44120
7	TJ Dow	7715 Decker Avenue	44103
8	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Eugene R. Miller	13615 Kelso Avenue	44110
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Anthony Brancatelli	6924 Ottawa Road	44105
13	Kevin J. Kelley	5904 Parkridge Avenue	44144
14	Brian J. Cummins	3104 Mapledale Avenue	44109
15	Matthew Zone	1228 West 69th Street	44102
16	Jay Westbrook	1278 West 103rd Street	44102
17	Dona Brady	1272 West Boulevard	44102
18	Martin J. Sweeney	3632 West 133rd Street	44111
19	Martin J. Keane	15907 Colletta Lane	44111

City Clerk, Clerk of Council – Patricia J. Britt, 216 City Hall, 664–2840

MAYOR – Frank G. Jackson

Ken Silliman, Secretary to the Mayor, Chief of Staff
 Darnell Brown, Executive Assistant to the Mayor, Chief Operating Officer
 Valarie J. McCall, Executive Assistant to the Mayor, Chief of Government Affairs
 Chris Warren, Executive Assistant to the Mayor, Chief of Regional Development
 Monyka S. Price, Executive Assistant to the Mayor, Chief of Education
 Maureen Harper, Executive Assistant to the Mayor, Chief of Communications
 Jenita McGowan, Executive Assistant to the Mayor, Chief of Sustainability
 Natoya J. Walker Minor, Chief of Public Affairs – Interim Director of Equal Opportunity.

OFFICE OF CAPITAL PROJECTS – Jomarie Wasik, Director

DIVISIONS:

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

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

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

Frank Badalamenti, Manager, Internal Audit

DIVISIONS:

Accounts – Lonya Moss Walker, Commissioner, Room 19
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122
 City Treasury – James Hartley, Interim Treasurer, Room 115
 Financial Reporting and Control – James Gentile, Controller, Room 18
 Information Technology and Services – Douglas Divish, Commissioner, 205 W. St. Clair Avenue
 Purchases and Supplies – Tiffany White, Commissioner, Room 128
 Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue
 Taxation – Nassim Lynch, Tax Administrator, 205 W. St. Clair Avenue

DEPT. OF PUBLIC UTILITIES – Paul Bender, Director, 1201 Lakeside Avenue

DIVISIONS:

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

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

DIVISIONS:

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

DEPT. OF PUBLIC WORKS – Michael Cox, Director

OFFICES:

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

DIVISIONS:

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

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

DIVISIONS:

Air Quality – George Baker, Commissioner
 Environment – Pamela Cross, Commissioner, Mural Building, 75 Erieview Plaza
 Health – Karen K. Butler, Commissioner, Mural Building, 75 Erieview Plaza

DEPT. OF PUBLIC SAFETY – Martin Flask, Director, Room 230

DIVISIONS:

Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street
 Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
 Emergency Medical Service – Nicole Carlton, Acting Commissioner, 1708 South Pointe Drive
 Fire – Daryl W. McGinnis, Chief, 1645 Superior Avenue
 Police – Michael C. McGrath, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF COMMUNITY DEVELOPMENT – Daryl Rush, Director

DIVISIONS:

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

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

DIVISIONS:

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

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

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

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

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

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

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry; Utilities Director Paul Bender; Council President Martin J. Sweeney.

CITY PLANNING COMMISSION – Room 501 – Robert N. Brown, Director; Anthony J. Coyne, Chairman; David H. Bowen, Lillian Kuri, Lawrence A. Lumpkin, Gloria Jean Pinkney, Norman Krumholz, Council Member Phyllis E. Cleveland.

FAIR HOUSING BOARD – Charles See, Chair; Lisa Camacho, Daniel Conway, Robert L. Render, Genesis O. Brown.

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

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

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

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

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

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

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

Judge Courtroom

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

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

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71 OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

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WEDNESDAY, SEPTEMBER 4, 2013

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CITY COUNCIL

MONDAY SEPTEMBER 2, 2013

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2010-2013

MONDAY — Alternating

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

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

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

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

MONDAY

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

TUESDAY

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

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

WEDNESDAY — Alternating

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

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

WEDNESDAY — Alternating

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

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

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

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

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

August 28, 2013

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, August 28, 2013 at 10:42 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Absent: Mayor Jackson and Director Flask.

Others: Jomarie Wasik, Director, Mayor's Office of Capital Projects, Natoya Walker-Minor, Interim Director, Office of Equal Opportunity.

Tiffany White, Commissioner, Purchases & Supplies.

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

Resolution No. 484-13.

By Director Dumas.

Resolved, by the Board of Control of the City of Cleveland that the bid of Meritech, Inc. for group V copiers for a cost-per-copy rental for the Division of Printing & Reproduction, Department of Finance, for the period of four (4) years beginning with the date of execution of a contract, with two (2) one-year options to renew, received on August 9, 2013, under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$180,900.00, is affirmed and approved as the lowest and best bid, and the Director of Finance is requested to enter into a requirement contract for the goods and/or services.

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

Be it further resolved that the employment of the following subcontractor by Meritech, Inc. for the above-mentioned requirement contract is approved:

<u>SUBCONTRACTOR</u>	<u>AMOUNT PERCENT</u>
Kenetics, Inc. (CSB/MBE)	\$350.00 0.193%

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson and Director Flask.

Resolution No. 485-13.

By Director Bender.

Whereas, under the authority of Ordinance No. 775-07, passed by the Council of the City of Cleveland on July 11, 2007, as amended by Ordinance No. 513-10, passed on May 10, 2010, and Resolutions Nos. 280-10, 604-11 and 269-12, respectively adopted by this Board of Control on July 14, 2010, December 21, 2011 and June 20, 2012, the City, through its Director of Public Utilities, entered into City Contract No. CT-2002-PS2010*257 with Itron, Inc. for professional services necessary for designing and implementing a meter automation, replacement, and water loss control program ("AMR Program") in the

amount \$66,086,742.26, for the Division of Water, Department of Public Utilities; and

Whereas, by its August 19, 2013 letter, Itron, Inc. requested the City's consent for an additional sub-contractor; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following additional sub-contractor by Itron, Inc. under Contract No. CT-2002-PS2010*257 for the above-mentioned AMR Program is approved:

<u>Sub-contractors</u>	<u>Work Percentage</u>
TowerMRL, Inc.	\$85,000.00 0.129%

Yeas: Directors Langhenry, Dumas, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.
Absent: Mayor Jackson and Director Flask.

Resolution No. 486-13.

By Director Bender.
Be it resolved, by the Board of Control of the City of Cleveland that all bids received on June 28, 2013 for the purchase of an estimated quantity of Splice Kits and Accessories for Wire and Cable for the Division of Cleveland Public Power, Department of Public Utilities, under the authority of the Codified Ordinances of Cleveland, Ohio, 1976, are rejected.

Yeas: Directors Langhenry, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Flask.

Resolution No. 487-13.

By Director Wasik.
Be it resolved by the Board of Control of the City of Cleveland, that under the authority of Ordinance No. 648-13, passed by the Council of the City of Cleveland on May 20, 2013 TranSystems, Inc. is selected upon the nomination of the Director of Capital Projects from a list of qualified engineering consultants or firms of such consultants determined to be available after a full and complete canvass by the Director of Capital Projects as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City to obtain the engineering and construction services necessary for the rehabilitation of Lorain Avenue between W. 150th Street and W. 117th Street.

Be it further resolved that the Director of Capital Projects is authorized to enter into a written contract with TranSystems, Inc. for the above-mentioned services based on its proposal dated June 28, 2013 which contract shall be prepared by the Director of Law, shall provide that the compensation to TranSystems, Inc. for the services shall not exceed \$673,260.14 and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following sub-

consultants by TranSystems, Inc. is approved:

Chagrin Valley Engineering, Ltd.
(CSB) — \$127,983.00 — (19.01%)

Behnke Associates, Inc.
(CSB) — \$84,457.00 — (12.54%)

C.P. Braman, Inc.
(CSB) — \$500.00 — (0.070%)

Yeas: Directors Langhenry, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Flask.

Resolution No. 488-13.

By Director Cox.
Whereas, Resolution No. 11-13, adopted January 2, 2013, under the authority of Section No. 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, approved VanCuren Services, Inc. as lowest and best bidder for an estimated quantity of City-wide tree/stump removal, all items, for the Division of Park Maintenance, Department of Public Works; and

Whereas, the City has received written notice that, effective May 22, 2013, VanCuren Services, Inc. has added the Markey Group as a sub-contractor; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following additional subcontractor by VanCuren Services, Inc. under the contract approved by Resolution No. 11-13, adopted January 2, 2013, to provide the City's requirements for an estimated quantity of City-wide tree/stump removal, for the Division of Park Maintenance, Department of Public Works, is approved:

<u>Subcontractor</u>	<u>Percentage Amount</u>
The Markey Group	2.04% (CSB/FBE) \$3,500.00

Yeas: Directors Langhenry, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Flask.

Resolution No. 489-13.

By Director Cox.
Whereas, the City of Cleveland owns and operates certain real property commonly known as the Willard Park Garage under the supervision and direction of the Director of Public Works; and

Whereas, MVP Valet Services wishes to use the Willard Park Garage on September 14, 2013 to offer valet parking services to the general public for the Charita Adia wedding reception to be held in the Cleveland City Hall Rotunda;

Whereas, the City is willing to grant MVP Valet Services the privilege, permit and license to use the Willard Park Garage for the above-mentioned purpose and term for a fee of \$450.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under Section 183.04 of the Cod-

ified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to enter into a concession agreement granting MVP Valet Services the privilege, permit and license to use Willard Park Garage on September 14, 2013 to offer valet parking services to the public for the Charita Adia wedding reception to be held in the Cleveland City Hall Rotunda, for a concession fee of \$450.00.

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

Yeas: Directors Langhenry, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Flask.

Resolution No. 490-13.

By Director Cox.
Whereas, the City of Cleveland owns and operates certain real property commonly known as the Willard Park Garage under the supervision and direction of the Director of Public Works; and

Whereas, MVP Valet Services wishes to use the Willard Park Garage to offer valet parking services to the general public for various events to be held at Cleveland Convention Center;

Whereas, the City is willing to grant MVP Valet Services the privilege, permit and license to use the Willard Park Garage for the above-mentioned purpose and term for a fee of \$450.00 per event plus \$5.00 per vehicle; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, under Section 183.04 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Works is authorized to enter into a concession agreement granting MVP Valet Services the privilege, permit and license to use Willard Park Garage for various events to be held at Cleveland Convention Center on the listed dates for a concession fee of \$450.00 per event plus \$5.00 per vehicle.

<u>EVENT</u>	<u>DATE</u>
Cleveland Clinic Gala	September 6, 2013
United Way Gala	September 21, 2013
Ohio State Campaign Launch	September 25, 2013

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

Yeas: Directors Langhenry, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.
Absent: Mayor Jackson, Directors Dumas and Flask.

Resolution No. 491-13.

By Director Rush.

Whereas, Board of Control Resolution No. 104-11, adopted March 16, 2011, authorized the sale and development of Permanent Parcel No. 133-04-065 to Cleveland New Construction Limited Partners for yard expansion, as part of the City Land Reutilization Program established under Ordinance No. 2076-76, passed by the Cleveland City Council on October 25, 1976; and

Whereas, in the fourth paragraph, Resolution No. 104-11 incorrectly identified the proposed purchaser of the parcel as "Cleveland New Construction Limited Partners"; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 104-11, adopted by this Board on March 16, 2011, authorizing the sale and development of Permanent Parcel No. 133-04-065 to Cleveland New Construction Limited Partners for yard expansion, is amended by substituting "Cleveland Housing Network Limited Partnership XX" for "Cleveland New Construction Limited Partners", where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 104-11 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Flask.

Resolution No. 492-13.

By Director Rush.

Whereas, Board of Control Resolution No. 456-13, adopted July 31, 2013, authorized the sale and development of Permanent Parcel No. 142-15-008 to Snow Bros. Appliance Inc. for a commercial/industrial parking lot as part of the City Land Reutilization Program established under Ordinance No. 2076-76, passed by the Cleveland City Council on October 25, 1976; and

Whereas, after Snow Bros. Appliance applied to purchase the Land Bank parcel, its owners advised the City they wished to purchase the parcel in the name of "4416 Lee Road Holdings, LLC", owned by the same persons, instead of Snow Bros. Appliance, Inc.; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 456-13, adopted by this Board July 31, 2013, authorizing the sale and development of Permanent Parcel No. 142-15-008 to Snow Bros. Appliance Inc. for commercial/industrial parking lot, is amended by substituting "4416 Lee Road Holdings, LLC" for "Snow Bros. Appliance Inc.," where appearing in the resolution.

Be it further resolved that all other provisions of Resolution No. 456-13 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Flask.

Resolution No. 493-13.

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. 107-08-051 vacant lot on East 81st 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, Hough Homes, LP 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 parcels 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 Hough Homes, LP for the sale and development of Permanent Parcel No. 107-08-051 located on vacant lot on 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 parcels shall be \$1.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Flask.

Resolution No. 494-13.

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 Nos. 104-28-027, 104-28-028 and 104-28-029 located on East 47th Street in Ward 8; 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, NorthEast Ohio Neighborhood Health Services, Inc. has proposed to the City to purchase and develop the parcels for parking lot; and

Whereas, the following conditions exist:

1. The member of Council from Ward 8 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 parcels 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 NorthEast Ohio Neighborhood Health Services, Inc. for the sale and development of Permanent Parcel Nos. 104-28-027, 104-28-028 and 104-28-029 located on East 47th 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 parcels shall be \$18,000.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Flask.

Resolution No. 495-13.

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 Nos. 126-31-012, 126-31-019 and 126-31-026 located on East 82nd Street in Ward 5; 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 lease Land Reutilization Program parcels; and

Whereas, West Creek Conservancy has proposed to the City to lease and develop the parcels for market gardens; and

Whereas, the following conditions exist:

1. The member of Council from Ward 5 has approved the proposed lease or has not disapproved or requested a hold of the proposed

lease within 45 days of notification of it;

2. The proposed lessee of the parcels 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 a lease for a term of five years which the Director of Community Development may terminate at the end of any term year upon 30 days' prior written notice, for and on behalf of the City of Cleveland, with West Creek Conservancy for the lease and development of Permanent Parcel Nos. 126-31-012, 126-31-019 and 126-31-026 located on East 82nd 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 lease of the parcels shall be a one-time fee of \$5.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Directors Langhenry, Acting Director Shaw, Directors Smith, Cox, Butler, Rush, Southerington, Nichols, Fumich and Acting Director O'Leary.

Nays: None.

Absent: Mayor Jackson, Directors Dumas and Flask.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ROBERT BENNETT,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, SEPTEMBER 16, 2013

9:30 A.M.

Calendar No. 13-187: A-AA Terry the Plumber, LLC Contract Number 68787

Terry Kordiac doing business as A-AA Terry the Plumber, LLC and also known as Terry the Plumber, Incorporated appeals under Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) from a decision on a proposed debarment issued on July 31, 2013 by the Commissioner of Purchases and Supplies, Department of Finance, pursuant to Article 6(A)(6), (7) and (10) of the City of Cleveland Debarment Policy and Section 181.27 of the Cleveland Codified Ordinances.

Calendar No. 13-188: 7200 Brookpark Road (Ward 13)

M&G Equities a New York Partnership, owner, and Guggenheim, Incorporated appeal to erect a 10' x 38' single faced, non-illuminated temporary banner on the north elevation wall of an existing building, located on an acreage parcel in a C3 Semi-Industry District; proposing 380 square feet contrary to the maximum square footage of 135.5 square feet that is allowed for a temporary banner according to the provisions under Section 350.12(a) of the Cleveland Codified Ordinances.

Calendar No. 13-189: 15831 Munn Road (Ward 19)

Mark Kopack, owner, appeals to construct a wood frame, two-car garage on an irregular shaped corner parcel in an A1 One-Family District; contrary to Section 337.23(a) proposing a distance of 12 inches from the property line where a minimum of 18 inches is required; and subject to Section 353.05 a residential accessory building shall not exceed a height of 15 feet or the distance from such building to a main building or potential location of a main building, whichever is less, and the proposed garage is within 11 feet of a residence on an adjoining lot; and subject to the provisions under Section 357.05(b)(2), requirements for a corner lot on a side street in any use district, where the rear lot line of the corner lot is also the side line of the butt lot in the rear of a corner lot, and a setback building line is established for such butt lot, no building shall be erected nearer to the side street at the rear line of the corner lot than the setback building line of the butt lot; provided that for each foot the building on the corner sets in from the rear lot line or from the center of a rear alley, it may be set one (1) foot nearer to the side street line, and the proposed garage is located within the required setback, contrary to the Cleveland Codified Ordinances.

Calendar No. 13-190: 9701 Rosewood Avenue (Ward 2)

Kenya Cassel, appeals to construct a wood frame 24' x 24' two-car garage on a 40' x 235.75' parcel

in an A1 One-Family District; subject to the restrictions under Section 337.23(a), a garage / accessory building shall be located on the rear half of the lot and the proposed garage is located within 111 feet of the lot depth that measures 235.75 feet.

Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, SEPTEMBER 3, 2013

At the meeting of the Board of Zoning Appeals on Monday, September 3, 2013, the following appeals were scheduled for hearing before the Board.

The following appeals were **APPROVED:**

Calendar No. 13-160: 1616 West 25th Street

Ojala Properties, LLC and Maria Keckan appealed from the plan approval and permit issued by the Cleveland Department of Building and Housing for repair to a billboard.

Calendar No. 13-164: 3000 Bridge Avenue

WSCH, LLC, owner, and Damon Taseff appealed to change use from office and educational to a store and 21 apartment units a four-story vacant structure in a B1 Two-Family District.

The following appeal was **DENIED:**

Calendar No. 13-165: 13021 West Avenue

AAA Asset Management, LLC and Ahmad Assad appealed from a decision rendered by the City of Cleveland Parking Violations Bureau, Waste Collection and Photo Safety Division.

The following appeals were **WITHDRAWN:**

Calendar No. 13-159: 1293 West 9th Street

Valentina Lucic dba Tomo Hibachi Restaurant and Lounge appealed from a disapproved application by the Director of the Office of Capital Projects for a temporary occupancy permit.

Calendar No. 13-161: 10019 Cliff Drive
William Gallagher appealed to change the roof height of an existing residential garage in an AA1 Limited One-Family District.

Calendar No. 13-163: 16625 Euclid Avenue

SNS Properties, LLC, owner, and Belal Odat appealed to establish use as a tire sales and service shop in a D2 Local Retail Business District.

The following appeal was **DISMISSED:**

None

The following appeals were **POSTPONED**:

Calendar No. 13-162: 5466 Broadway Avenue postponed to October 14, 2013

Calendar No. 13-189: 15831 Munn Road scheduled for September 16, 2013 postponed to September 23, 2013.

The following appeals heard by the Board on August 26, 2013 were adopted and approved on September 3, 2013.

The following appeals were **APPROVED**:

Calendar No. 13-147: 1879 West 58th Street

Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts; subject to condition.

Calendar No. 13-148: 5709 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts; subject to condition.

Calendar No. 13-149: 5711 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts; subject to condition.

Calendar No. 13-150: 5715 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts; subject to condition.

Calendar No. 13-151: 5717 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts; subject to condition.

Calendar No. 13-152: 5719 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts; subject to condition.

Calendar No. 13-153: 5721 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts; subject to condition.

Calendar No. 13-154: 5723 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1

Two-Family Districts; subject to condition.

Calendar No. 13-155: 5725 Bridge Avenue

Case Development LLC appealed to construct a fee simple townhouse on consolidated lots in split zoning between C1 Multi-Family and B1 Two-Family Districts; subject to condition.

Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of August 28, 2013

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

* * *

Docket A-120-13.

RE: Appeal of SCS Group LLC, Owner of the Property, located on the premises known as 8001 Carnegie Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated March 15, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to require the Appellant, within thirty (30) days, to adjust the boarding and repaint it to the City standards and neighborhood pleasantness, and on the first of December 2013 submit plans to the Building Department for rehabilitation of the property; noting that failure to meet either date will REMAND the property immediately; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

Docket A-132-13.

RE: Appeal of Albert Thrower, Owner of the Residential Property, located on the premises known as 9820 Cudell Avenue from a LIMITATION ON THE PERMITS, dated December 14, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant, by emergency resolution starting today based upon the hardship presented on both sides, thirty (30) days in which to complete abatement of the exterior violations and sixty (60) days in which to com-

plete abatement of all violations, extending all permits except the HVAC permit, but to require that the HVAC permit be reinstated within a week, noting that the granted time will be concurrent and that failure to meet any of the deadlines will REMAND the property immediately; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

Docket A-135-13.

RE: Appeal of Scranton-Averell, Inc., Owner of the F-1 Factory — Moderate Hazard (Combustibles) Four Story Masonry Walls/Wood Floors Property, located on the premises known as 1920 Scranton Road from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated April 17, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

No action this date, the docket will remain open.

* * *

Docket A-137-13.

RE: Appeal of Grenny Properties, LLC, Owner of the VL Vacant Lot Property, located on the premises known as 7009 Polonia Avenue from a NOTICE OF VIOLATION — POOR WORKMANSHIP, dated April 22, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to uphold the Violation Notice and find that the notice was properly issued, and to require that the fence on both sides and the setback, as indicated in the Violation Notice and the final permit, must be complied with for the length of the house on both sides; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

Docket A-140-13.

RE: Appeal of Kevin Billingsley, Owner of the Three Dwelling Units Three-Family Residence Two Story Masonry Property, located on the premises known as 10802 Orville Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE, dated July 11, 2011 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant six (6) months in which to complete abatement of the violations; with additional time at the discretion of the inspector, noting that all permits have been obtained and work has started; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

Docket A-141-13.

RE: Appeal of Brett Jones, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 3602 East 140th Street from a CONDEMNATION ORDER — MAIN STRUCTURE, dated October 24, 2011 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to DENY the request for additional time and to REMAND the property to the Department of Building and Housing for supervision and any required further action, noting that the property is deteriorated based upon photographic evidence, and the Appellant has not proceeded with any work and was not present for the hearing. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Gallagher.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

Docket A-144-13.

RE: Appeal of Right-A-Way Investments, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Wood Frame and S-2 Storage - Low Hazard (Non-combustibles) One & One/half Story Garage - Detached Property located on the premises known as 4221 East 110th Street from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated April 25, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant two (2) weeks in which to clean up all the trash and obtain all required permits, and six (6) months in which to complete abatement of the violations in accordance with the Codified Ordinances of the City of Cleveland; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Maschke and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

Docket A-145-13.

RE: Appeal of Jitendra Kapasi, Owner of the Residential Property, located on the premises known as 2024 West 93rd Street from a LIMITATION ON THE PERMITS, dated November 28, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-145-13 has been POSTPONED; to be rescheduled for September 25, 2013.

* * *

Docket A-146-13.

RE: Appeal of Kenneth M. Blackshaw, Owner of the Residential Property, located on the premises known as 2180 East 84th Street from a LIMITATION ON THE PERMITS, dated December 12, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant ninety (90) days in which to complete abatement of all the violations on the property; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

Docket A-147-13.

RE: Appeal of Claudia Czerkies, Owner of the One Story Garage - Detached Property, located on the premises known as 3548 West 98th Street from a CONDEMNATION ORDER — GARAGE, dated May 6, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-147-13 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-149-13.

RE: Appeal of Jose Dejesus, Owner of the One Dwelling Unit Single-Family Residence Two Story Wood Frame/Siding/Masonry Veneer Property, located on the premises known as 6001 Madison Avenue from a NOTICE OF VIOLATION — INTERIOR /EXTERIOR MAINTENANCE, dated May 30, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant six (6) months in which to complete the final abatement of the violations, which is the roof; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in

order. Motioned by Mr. Gallagher and seconded by Mr. Saab.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

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Docket A-150-13.

RE: Appeal of Suhair Wahdan, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame Property, located on the premises known as 3152 West 90th Street from a NOTICE OF VIOLATION — INTERIOR/EXTERIOR MAINTENANCE, dated May 7, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant thirty (30) days, from today, to complete abatement of all the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

Docket A-151-13.

RE: Appeal of David Martin, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame and One Story Garage Property, located on the premises known as 2939 East 121st Street from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated September 20, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-151-13 has been POSTPONED; to be rescheduled for September 25, 2013.

* * *

Docket A-152-13.

RE: Appeal of David Martin, Owner of the Two Dwelling Units Two-Family Residence Two & One/half Story Frame and One Story Garage - Detached; Property, located on the premises known as 12021 Continental Avenue from a CONDEMNATION ORDER — MAIN STRUCTURE & GARAGE, dated March 22, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-152-13 has been POSTPONED; to be rescheduled for September 25, 2013.

* * *

Docket A-153-13.

RE: Appeal of David Martin, Owner of the One Dwelling Unit Single-Family Residence Two & One/half Story Wood Property, located on the premises known as 3334 East 119th Street from a CONDEMNATION ORDER — MAIN

STRUCTURE, dated April 9, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-153-13 has been POSTPONED; to be rescheduled for September 25, 2013.

* * *

Docket A-155-13.

RE: Appeal of David Martin, Owner of the Two Dwelling Units Two-Family Residence Two & One-half Story Frame and One Story Garage - Detached; Property, located on the premises known as 12512 Forest Avenue from a CONDEMNATION ORDER - MAIN STRUCTURE & GARAGE, dated March 23, 2010 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-155-13 has been POSTPONED; to be rescheduled for September 25, 2013.

* * *

Docket A-185-13.

RE: Appeal of Bill Page, Owner of the Residential Property, located on the premises known as 10614 Tacoma Avenue from a LIMITATION ON THE PERMITS, dated December 5, 2012 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to require the Appellant to complete abatement of the exterior violations within thirty (30) days and to complete abatement of all the violations on the property within six (6) months; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

Docket A-187-13.

RE: Appeal of The K&D Group, Owner of the Property, located on the premises known as 1717 East 9th Street from an ADJUDICATION ORDER, dated June 24, 2013 of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-187-13 has been POSTPONED; to be rescheduled for September 25, 2013.

* * *

EXTENSION OF TIME:

Docket A-303-12.

Orville Strickland - 9001 Walker Avenue:

A motion is in order at this time to require that the exterior of the property to be abated within sixty

(60) days and the balance of the work to be abated in the additional four (4) months granted; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Gallagher and seconded by Mr. Maschke.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

AMENDED RESOLUTION FROM AUGUST 14, 2013:

Docket A-92-13.

Williams Burns - 1107 East 146th Street:

A motion is in order at this time include the main structure to this appeal and to grant the Appellant ninety (90) days in which to complete abatement of the violations; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

APPROVAL OF RESOLUTIONS:

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

- A-81-13 - Farley J. Seldon
- A-92-13 - William Burns (AMENDED)
- A-108-13 - Richard & Debbie Christopher
- A-112-13 - Courtney Gantt
- A-113-13 - Sam Riolo
- A-118-13 - Joel K. Barr Sr.
- A-119-13 - 72 East LLC
- A-123-13 - Hazel Williams
- A-124-13 - Sabrina Wright
- A-131-13 - Biland Corp.
- A-134-13 - Shoreline Capital Partners, LLC
- A-188-13 - Sam Riolo

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

APPROVAL OF MINUTES:

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

August 14, 2013

Yeas: Messrs. Denk, Gallagher, Saab, Bradley, Maschke Nays: None

* * *

JOSEPH F. DENK
Chairman

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

FRIDAY, SEPTEMBER 20, 2013

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

***THERE WILL BE A NON-REFUNDABLE FEE FOR PLANS AND SPECIFICATIONS IN THE AMOUNT OF ONE HUNDRED AND FIFTY DOLLARS (\$150.00) ONLY IN THE FORM OF A CASHIER'S CHECK OR A**

MONEY ORDER (NO COMPANY CHECKS, NO CASH AND NO CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING THURSDAY, SEPTEMBER 5, 2013 AT 11:30 A.M. CLEVELAND PUBLIC POWER, 1300 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. 155-13 — Installation of Thermo and Epoxy Paving Markings, for the Division of Traffic Engineering, Department of Public Works, as authorized by Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976.

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

August 28, 2013 and September 4, 2013

WEDNESDAY, SEPTEMBER 25, 2013

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

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

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

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

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

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

DAY, SEPTEMBER 6, 2013 AT 10:00 A.M. LOCATED MOTOR VEHICLE MAINTENANCE, BUILDING 1, 4150 EAST 49TH STREET, CLEVELAND, OHIO 44105.

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

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING FRIDAY, SEPTEMBER 6, 2013 AT 10:00 A.M. THE TOM L. JOHNSON BUILDING, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

August 28, 2013 and September 4, 2013

FRIDAY, SEPTEMBER 27, 2013

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

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

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

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

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

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

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

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

WEDNESDAY, SEPTEMBER 11, 2013 AT 10:00 A.M. THE WEST-SIDE MARKET TENANT ASSOCIATION OFFICE, 2ND FLOOR, 1979 WEST 25TH STREET, CLEVELAND, OHIO 44113.

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

THERE WILL BE A **NON-MANDATORY** PRE-BID MEETING WEDNESDAY, SEPTEMBER 11, 2013 AT 10:00 A.M. THE TOM L. JOHNSON BUILDING, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

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

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

August 28, 2013 and September 4, 2013

WEDNESDAY, OCTOBER 9, 2013

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

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

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

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

August 28, 2013 and September 4, 2013

THURSDAY, OCTOBER 3, 2013

File No. 148-13 - Denison Avenue Public Improvements Roadway Rehabilitation from Ridge Road to Denison Bridge over SR176 & Underground 138KV Transmission Circuit Infrastructure, for the Division of Engineering and Construction, Mayor's Office of Capital Projects, as authorized by Ordinance No. 908-12, passed by the Council of the City of Cleveland, August 8, 2012.

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

CREDIT CARDS WILL BE ACCEPTED TO PURCHASE PLANS).

THERE WILL BE A NON-MANDATORY PRE-BID MEETING FRIDAY, SEPTEMBER 13, 2013 AT 10:00 A.M. CLEVELAND CITY HALL, ROOM 518 601 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.

September 4, 2013 and September 11, 2013

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

COUNCIL COMMITTEE MEETINGS

Tuesday, September 3, 2013 9:30 a.m.

Community and Economic Development Committee: Present: Brancatelli, Chair; Dow, Vice Chair; Cummins, J. Johnson, Miller, Pruitt, Westbrook, Zone. Authorized Absence: Cimperman.

Index

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

Board of Building Standards and Building Appeals

Table listing various appeals with addresses, owners, and resolution dates. Includes entries like Carnegie Avenue, 8001, (Ward 6) - SCS Group LLC, owner - appeal resolved on 8/28/13.

Reyburn Road, 1826, (Ward 10) – Hazel Williams, owner — appeal adopted on 8/28/13
 (Doc. A-123-13) 1437

Scranton Road, 1920, (Ward 3) – Scranton-Averell, Inc., owner — no action on 8/28/13
 (Doc. A-135-13) 1435

Spafford Road, 7506, (Ward 12) – Sabrina Wright, owner — appeal adopted on 8/28/13
 (Doc. A-124-13) 1437

Tacoma Avenue, 10614, (Ward 8) – Bill Page, owner — appeal resolved on 8/28/13 (Doc. A-185-13) 1437

Walker Avenue, 9001, (Ward 2) – Orville Strickland, owner — extension of time granted on
 8/28/13 (Doc. A-303-12) 1437

West 14th Street, 2946, (Ward 3) – Richard & Debbie Christopher, owners — appeal adopted
 on 8/28/13 (Doc. A-108-13) 1437

West 90th Street, 3152, (Ward 16) – Suhair Wahdan, owner — appeal resolved on
 8/28/13 (Doc. A-150-13) 1436

West 93rd Street, 2024, (Ward 16) – Jitendra Kapasi, owner — appeal postponed to 09/25/13
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