

The City Record

Official Publication of the Council of the City of Cleveland



December the Twenty-Eighth, Two Thousand and Sixteen

Frank G. Jackson
Mayor

Kevin J. Kelley
President of Council

Patricia J. Britt
City Clerk, Clerk of Council

Ward Name

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

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www.clevelandcitycouncil.org

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Kevin J. Kelley

Ward	Name	Residence	
1	Terrell H. Pruitt	16920 Throckley Avenue	44128
2	Zack Reed	3734 East 149th Street	44120
3	Kerry McCormack	1429 West 38th Street	44113
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	Michael D. Polensek	17855 Brian Avenue	44119
9	Kevin Conwell	10647 Ashbury Avenue	44106
10	Jeffrey D. Johnson	9024 Parkgate Avenue	44108
11	Dona Brady	1272 West Boulevard	44102
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	Brian Kazy	4300 West 143rd Street	44135
17	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
 Martin J. Flask, Executive Assistant to the Mayor of Special Projects
 Monyka S. Price, Executive Assistant to the Mayor, Chief of Education
 Jenita McGowan, Executive Assistant to the Mayor, Chief of Sustainability
 Natoya J. Walker Minor, Executive Assistant to the Mayor, Chief of Public Affairs
 Edward W. Rybka, Executive Assistant to the Mayor, Chief of Regional Development
 Dan Williams, Media Relations Director

OFFICE OF CAPITAL PROJECTS – Matthew L. Spronz, Director

DIVISIONS:
 Architecture and Site Development – _____ Manager
 Engineering and Construction – Richard J. Switalski, Manager
 Real Estate – James DeRosa, Commissioner

OFFICE OF EQUAL OPPORTUNITY – Melissa K. Burrows, Ph.D., Director

DEPT. OF LAW – Barbara A. Langhenry, Director, Gary D. Singletary, Chief Counsel,
 Richard F. Horvath, Chief Corporate Counsel, Thomas J. Kaiser, Chief Trial Counsel,
 Victor R. Perez, Chief Assistant Prosecutor, Room 106; Robin Wood, Law Librarian,
 Room 100

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

Natasha Brandt, 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 – Robert L. Davis, Director, 1201 Lakeside Avenue

DIVISIONS:
 Cleveland Public Power – Ivan Henderson, Commissioner
 Utilities Fiscal Control – Frank Badalamenti, Chief Financial Officer
 Water – Alex Margevicius, Commissioner
 Water Pollution Control – Rachid Zoghaib, Commissioner

DEPT. OF PORT CONTROL – Fred Szabo, Interim 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 – Jeffrey Brown, Commissioner
 Park Maintenance and Properties – Richard L. Silva, Commissioner
 Parking Facilities – Kim Johnson, Interim Commissioner
 Property Management – Tom Nagle, Commissioner
 Recreation – Samuel Gissentaner, Interim Commissioner
 Streets – Frank D. Williams, Interim Commissioner
 Traffic Engineering – Robert Mavec, Commissioner
 Waste Collection and Disposal – Randell T. Scott, Interim Commissioner

DEPT. OF PUBLIC HEALTH – Merle Gordon, Director, 75 Erieview Plaza

DIVISIONS:
 Air Quality – George Baker, Commissioner
 Environment – Chantez Williams, Commissioner, 75 Erieview Plaza
 Health – _____, Commissioner, 75 Erieview Plaza

DEPT. OF PUBLIC SAFETY – Michael C. McGrath, Director, Room 230

DIVISIONS:
 Animal Control Services – Edward Jamison, Chief Animal Control Officer, 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 – Patrick Kelly, Chief, 1645 Superior Avenue
 Police – Calvin D. Williams, 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 – Ronald J.H. O'Leary, Director, Room 500

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

DEPT. OF HUMAN RESOURCES – Nycole West, 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, Eugene R. Miller (Board Lawyer), Roosevelt E. Coats, Jenice Contreras, Kathryn Hall, Yasir Hamdallah, Evangeline Hardaway, John O. Horton, Gary Johnson, Sr., Daniel McNea, Stephanie Morrison-Hrbek, Roland Muhammad, Gia Hoa Ryan, Peter Whitt.

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

SINKING FUND COMMISSION – Frank G. Jackson, President; Council President Kevin J. Kelley; Betsy Hruby, Asst. Sec'y.; Sharon Dumas, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members: Mary Haas McGraw, Joan Shaver Washington, Tim Donovan, Elizabeth Kukla, 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 Kevin J. Kelley.

BOARD OF SIDEWALK APPEALS – Capital Projects Director Matthew Spronz, Law Director Barbara A. Langhenry; Council Member Kenneth L. Johnson.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Barbara A. Langhenry; Public Utilities Director Robert L. Davis; Council President Kevin J. Kelley.

CITY PLANNING COMMISSION – Room 501 – Freddy L. Collier, Jr., 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 Kevin J. Kelley; Councilman Kevin Kelley.

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

CLEVELAND LANDMARKS COMMISSION – Room 519 – Julie Trott, Chair; Giancarlo Calicchia, Vice Chair; Laura M. Bala, Freddy L. Collier, Jr., Allan Dreyer, Council Member Terrell H. Pruitt, Robert Strickland, Donald Petit, Secretary.

AUDIT COMMITTEE – Yvette M. Ittu, Chairman; Debra Janik, Bracy Lewis, Diane Downing, Donna Sciarappa, Council President Kevin J. Kelley; 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 15C
 Judge Marilyn B. Cassidy – Courtroom 13A
 Judge Michelle Denise Earley – Courtroom 14C
 Judge Emanuella Groves – Courtroom 14B
 Judge Lauren C. Moore – Courtroom 14A
 Judge Charles L. Patton, Jr. – Courtroom 13D
 Judge Raymond L. Pianka (Housing Court Judge) – Courtroom 13B
 Judge Michael R. Sliwinski – Courtroom 13C
 Judge Janet Rath Colaluca – Courtroom 12B
 Judge Suzan Marie Sweeney – Courtroom 12C
 Judge Joseph J. Zone – Courtroom 14D

Earle B. Turner – Clerk of Courts, Russell R. Brown III – Court Administrator, Robert J. Furda – Chief Bailiff; Dean Jenkins – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate.

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Vol. 103

WEDNESDAY, DECEMBER 28, 2016

No. 5377

CITY COUNCIL

MONDAY, DECEMBER 26, 2016

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City Clerk, Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2015-2017

MONDAY — Alternating

9:30 A.M. — **Health and Human Services Committee:** Cummins (CHAIR), Mitchell (VICE-CHAIR), Brady, Cleveland, Conwell, J. Johnson, McCormack.

9:30 A.M. — **Municipal Services and Properties Committee:** K. Johnson (CHAIR), Dow (VICE-CHAIR), Brancatelli, Cummins, J. Johnson, Kazy, Reed.

MONDAY

2:00 P.M. — **Finance Committee:** Kelley (CHAIR), Cleveland (VICE-CHAIR), Brady, Brancatelli, Conwell, Keane, Mitchell, Pruitt, Zone.

TUESDAY

9:30 A.M. — **Development, Planning and Sustainability Committee:** Brancatelli (CHAIR), Cleveland (VICE-CHAIR), Cummins, Dow, McCormack, Pruitt, Zone.

TUESDAY — Alternating

1:30 P.M. — **Utilities Committee:** Pruitt (CHAIR), Brady (VICE-CHAIR), Brancatelli, Cummins, Keane, Mitchell, Polensek.

1:30 P.M. — **Workforce and Community Benefits Committee:** Cleveland (CHAIR), Zone (VICE-CHAIR), J. Johnson, Kazy, Polensek, Pruitt, Reed.

WEDNESDAY — Alternating

10:00 A.M. — **Safety Committee:** Zone (CHAIR), Conwell (VICE-CHAIR), Kazy, Keane, McCormack, Mitchell, Polensek.

10:00 A.M. — **Transportation Committee:** Keane (CHAIR), Dow (VICE-CHAIR), Conwell, J. Johnson, K. Johnson, Kazy, Reed.

The following Committees meet at the Call of the Chair:

Mayor's Appointments Committee: Mitchell (CHAIR), Brady, Cleveland, Dow, Kelley.

Operations Committee: Pruitt (CHAIR), Mitchell, Kelley, Keane, Zone.

Rules Committee: Kelley (CHAIR), Cleveland, Keane, Polensek, Pruitt.

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

December 21, 2016

The Regular meeting of the Board of Control convened in the Mayor's office on Wednesday, December 21, 2016 at 10:35 a.m. with Director Langhenry presiding.

Present: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
Absent: Mayor Jackson and Director Nichols.

Others: Deborah Midgett, Acting Commissioner, Purchases & Supplies.

Matthew Spronz, Director, Mayor's Office of Capital Projects.

Michael Curry, Acting Director, Office of Equal Opportunity.

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

Resolution No. 504-16.

By Director Davis.
Whereas, under the authority of Ordinance No. 1554-13, passed by the Council of the City of Cleveland on February 10, 2014, Board of Control Resolution No. 484-16, adopted November 30, 2016, approved Sona Construction, LLC as the lowest responsible bidder for the public

improvement of the Water Pollution Control Building Improvements Phase II - Garage Ventilation and Windows Project, for the Division of Water Pollution Control, Department of Public Utilities; and

Whereas, Ordinance No. 1276-16, passed by the Council of the City of Cleveland on November 28, 2016, generally authorizes like public improvements as Ordinance No. 1554-13 but also authorizes the Department of Public Utilities to utilize certain additional bond funds for the improvements to WPC facilities; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 484-16, adopted November 30, 2016, under the authority of Ordinance No. 1554-13, passed by the Council of the City of Cleveland on February 10, 2014, is amended by adding "Ordinance No. 1276-16, passed November 28, 2016," as authority for the aforementioned improvements to be performed by Sona Construction, LLC under the contract authorized to be entered into by Resolution No. 484-16.

Be it further resolved that all other terms of Resolution No. 484-16 not expressly amended by this resolution shall remain unchanged and in full force and effect.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 505-16.

By Director Davis.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Synergy, LLC for the public improvement of 1201 Lakeside Avenue Cooling Towers Replacement, including a \$30,770.00 contingency allowance, all items, for the Division of Water, Department of Public Utilities, received on September 30, 2016, under the authority of Ordinance No. 1554-13, passed February 10, 2014, upon a gross price for the improvement in the aggregate amount of \$338,470.00, is affirmed and approved as the lowest responsible bid, and the Director of Public Utilities is authorized to enter into a contract for the improvement with the bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Synergy, LLC for the above-mentioned public improvement is approved:

<u>SUBCONTRACTORS</u>	<u>WORK PERCENTAGE</u>
Alternalite Electric, Inc. (non-certified)	\$10,800.00 0.00%
CRS Metalworx (non-certified)	\$ 7,400.00 0.00%
Best Commercial Energy Solutions (non-certified)	\$ 5,000.00 0.00%
Shippers Highway Express (non-certified)	\$24,000.00 0.00%
R.H. Cochran & Associates (non-certified)	\$ 1,600.00 0.00%

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 506-16.

By Director Cox.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Stoneco Inc. dba Allied Corporation, for an estimated quantity of recycled or virgin asphalt concrete, all items, for the Division of Streets, Department of Public Works, for a period of two years, beginning with the date of execution of a contract, received on September 21, 2016 under the Ordinance 194-16, passed by Cleveland City Council on March 14, 2016, which on the basis of the estimated quantity would amount to \$9,611,800.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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 delivery orders separately certified to the contract.

Be it further resolved by the Board of Control the employment of the following subcontractors by Stoneco, Inc., dba Allied Corporation is approved:

<u>Subcontractor</u>	<u>Percentage</u>
RAR Contracting Co. Inc.	3.0%
	\$ 288,345.00
Cook Painting & Construction	17.0%
	\$1,634,006.00

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 507-16.

By Director Cox.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of McPhillips Plumbing,

Heating & Air Conditioning Company, for an estimated quantity of labor and materials for the capital maintenance and repair of city facilities-HVAC, all items, for the Division of Property Management, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, with an one-year option to renew, received on October 12, 2016 under the authority of Section No. 131.67 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$221,800.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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 delivery orders separately certified to the contract.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 508-16.

By Director Cox.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Lorain County Landfill, LLC, for an estimated quantity of transfer and disposal of municipal solid waste, bid option 2, for the Division of Waste Collection and Disposal, Department of Public Works, for a period of two years, beginning with the date of execution of a contract, with three one-year renewal options, received on October 5, 2016 under the authority of Ordinance No. 568-14, passed by Cleveland city council on May 12, 2014, which on the basis of the estimated quantity would amount to \$11,456,000.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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 delivery orders separately certified to the contract.

Be it further resolved by the Board of Control the employment of the following subcontractors by Lorain County Landfill, LLC is approved:

<u>Subcontractor</u>	<u>Percentage</u>
Ramos Trucking	20.1%
	\$2,298,000.00
R & J Trucking, Inc.	0%
	\$1,634,006.00

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
Nays: None.

Absent: Mayor Jackson and Director Nichols.

Resolution No. 509-16.

By Director Cox.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Valley Ford Truck, Inc., for an estimated quantity of Crane Carrier, parts and labor, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of three years, beginning with the date of execution of a contract, received on October 19, 2016 under the authority of Section No. 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$136,250.00 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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 delivery orders separately certified to the contract.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 510-16.

By Director Cox.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Northeast Lubricants, Ltd., for an estimated quantity of various regular and synthetic lubricants, part B, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a period of one year, beginning with the date of execution of a contract, received on October 26, 2016 under the authority of Section No. 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$61,156.54 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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 delivery orders separately certified to the contract.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 511-16.

By Director Cox.
Be it resolved, by the Board of Control of the City of Cleveland that the bid of Universal Oil, Inc., for an estimated quantity of various regular and synthetic lubricants, parts A, C, and D, all items, for the Division of Motor Vehicle Maintenance, Department of Public Works, for a

period of one year, beginning with the date of execution of a contract, received on October 26, 2016 under the authority of Section No. 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to \$177,466.05 (Net), is affirmed and approved as the lowest and best bid, and the Director of Public Works is requested to enter into a requirement contract for the goods and/or services specified.

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 delivery orders separately certified to the contract.

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 512-16.

By Director Nichols.

Whereas, under the authority of Ordinance No. 1118-16 passed October 3, 2016, by the Council of the City of Cleveland, the Director of Economic Development ("Director") is authorized, when directed by the Board of Control, to enter into an agreement with Cudell Improvement, Inc. or its designee ("Cudell") to sell roof tiles ("Property") salvaged from the demolition of the former Fifth Church of Christ Scientist for a fee per tile determined by the Board of Control; and

Be it resolved by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 1118-16 passed October 3, 2016, by Cleveland City Council, the Director of Economic Development is directed to enter into an agreement with Cudell Improvement, Inc. or its designee, to sell the Property; and

Be it further resolved by the Board of Control that the fee per tile shall be twenty percent (20%) of gross tile proceeds

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
Nays: None.
Absent: Mayor Jackson and Director Nichols.

Resolution No. 513-16.

By Director Spronz.

Be it resolved by the Board of Control of the City of Cleveland that the bid of R.W. Clark Company, Inc. for the public improvement of the City Hall Offices, MEP Assessments and Various Improvements, Base Bid Items A through E and Optional Items 6A and 7A, for the Department of Capital Projects, received on October 13, 2016 under the authority of Ordinance No. 733-14, passed June 9, 2014, upon a gross price basis for the improvement in the aggregate amount of \$413,792.00 is affirmed and approved as the lowest responsible bid, and the Director of the Office of Capital Projects is authorized to enter into contract with the bidder.

Be it further resolved, by the Board of Control of the City of Cleveland that the employment of

the following subcontractors by R.W. Clark Company, Inc. is hereby approved:

<u>Subcontractor</u> <u>Amount</u>	<u>CSB/MBE/FBE</u> <u>Percentage</u>
D.E. Williams Electric \$69,999.00	MBE 16.9%
Frank Novak and Sons \$8,450.00	FBE 2.0%
J.C. Sharp Corp. \$6,350.00	CSB 1.5%
R.J. Heating Co. \$99,500.00	Non-certified 0.0%
SRD Builders \$17,992.00	Non-certified 0.0%

Yeas: Directors Langhenry, Dumas, Davis, Interim Director Szabo, Directors Cox, Gordon, Acting Directors Hennessy, Cosgrove, Directors West, McNamara, and O'Leary.
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. There-after, 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, JANUARY 9, 2017

9:30 A.M.

Calendar No. 16-301: 7306 Detroit Avenue (Ward 15)

7306 Company LLC., owner, proposes to construct a parking lot in a K2 Local Retail Business District and a Pedestrian Retail Overlay District (PRO). The owner appeals for

relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 349.07(b) which states that accessory off-street parking spaces shall be provided with wheel or bumper guards and none are proposed.

2. Section 349.08 which states that where accessory off street parking spaces are provided and are located on a lot that is adjacent a lot containing dwelling units, such parking spaces shall be screened form all lots containing dwellings units by an opaque wall, a uniformly painted fence of fire-resistant material or a strip of land at least four feet wide and densely planted with shrubs that form a dense screen year round. Such wall, fence or shrub shall be at least (3) three feet but nor more than (6) six feet six (6) inches in height.

3. Section 358.05(a)(2) which states that in a Local Retail Business District fences in actual front yards and side street yards shall not exceed four (4) feet in height and shall be at least 50% open. (Filed November 28, 2016)

Calendar No. 16-304: 1810 West 48th Street (Ward 3)

Harstone Electric proposes to erect a 22' x 44' - 2" two story frame single family residence with detached garage in a B1 Two Family Residential District on a City of Cleveland Land Bank lot. The applicant appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 355.05 which states that the maximum gross floor area shall not be less than 50 percent of lot size or in this case 1,860 square feet and the appellant is proposing 1,896 square feet.

2. Section 357.09(b)(2)(B) which states that the required interior side yard shall not be less than 8.72' where the appellant is proposing 5' and 3'. The total of both Interior Side yards shall not be less than 10' proposing 8'. (Filed December 2, 2016)

Calendar No. 16-305: 1702 West 28th Street (Ward 3)

Kirt Montlack, owner, proposes to change use from office and apartment to 31 apartment units in C2 Local Retail Zoning District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 352.10 which states that a 6 foot wide landscape strip is required along West 28th Street and Fulton Road where the parking lot abuts a street.

2. Section 349.08 which states that a parking lot adjacent to dwelling unit or residential district shall be screened by an opaque wall, uniformly painted fence or year round 4' wide densely planted shrubs.

3. Section 349.15 which states that two bicycle parking spaces are required at the rate of one per twenty (car) parking spaces.

4. Section 358.05 which states that a fence in the actual front yard shall not exceed 4' in height and shall be at least 50% open the proposed fence in the actual front yard along West 28th Street exceeds 4' in height. (Filed December 2, 2016)

Calendar No. 16-306: 10001 Chester Avenue (Ward 7)

Innova Phase 2, owner, proposes to construct a new parking garage accessory to Chester Avenue Residential Building in B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

- 1. Section 357.04 which states that an 18' front yard is required and no front yard is shown.
- 2. Section 357.08(b)(1) which states that a 20' rear yard is required no rear yard is shown.
- 3. Section 357.05 which states that a 5 foot side yard is required and on the rear third corner of the lot a 10 foot side yard is required. No side street yard is shown.
- 4. Section 353.01(b) which states that a maximum height of 35' is allowed in the '1' Height District and 75 feet are proposed. (Filed December 2, 2016)

Calendar No. 16-308: 15708 Lorain Avenue (Ward 17)

HKM Corp., owner, proposes to establish use as a coffee shop with a patio, a parking lot in a C2 Local Retail Business District and a Pedestrian Retail Overlay District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

- 1. Section 349.04 which states that a minimum of seven (7) accessory off street parking spaces is required and three off street parking spaces are proposed.
- 2. Sections 352.08 through 352.12 which state that a landscape transition strip eight feet wide is required where the Local Retail Business District abuts Two-Family Residential District and none proposed.
- 3. Section 358.05(a)(2) which states that fences in rear and side street yards shall not exceed four (4) feet in height and the proposed fence height is six (6) feet. (Filed December 6, 2016)

THE FOLLOWING 3 CASES WERE POSTPONED FROM NOVEMBER 28, 2016.

Calendar No. 16-270: Appeal from Assessments and License suspension of vendor Permit LUVU16-00195 (Ward 3)

Thomas McCarthy appeals under the authority of Section 76-6(b) of the Charter of the City of Cleveland and Section 329.02(d) and Section 675.10 of the Cleveland Codified Ordinances from the decision of the Division of Assessments and Licenses to suspend the vendor permit # LUVU16-00195 in Zone 3 from October 7 through December 31, 2016 due to violations of Vendors Rules and Regulations. (Filed October 17, 2016)

Calendar No. 16-277: Appeal from Assessments and License suspension of vendor Permit LUVU16-00208 (Ward 3)

Art Wiskoff Jr. appeals under the authority of Section 76-6(b) of the Charter of the City of Cleveland and Section 329.02(d) and Section 675.10 of the Cleveland Codified Ordinances from the decision of the Division of Assessments and Licenses to suspend the vendor permit # LUVU16-00208 in Zone 3 from October 17 through December 31, 2016

due to violations of Vendors Rules and Regulations. (Filed October 21, 2016)

Calendar No. 16-278: Appeal from Assessments and License suspension of vendor Permit LUVU16-00209 (Ward 3)

Brian DiSanto appeals under the authority of Section 76-6(b) of the Charter of the City of Cleveland and Section 329.02(d) and Section 675.10 of the Cleveland Codified Ordinances from the decision of the Division of Assessments and Licenses to suspend the vendor permit # LUVU16-00208 in Zone 3 from October 17 through December 31, 2016 due to violations of Vendors Rules and Regulations. (Filed October 21, 2016 - No Testimony)

First postponement made at the request of the city for further review.

REPORT OF THE BOARD OF ZONING APPEALS

NO MEETING

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 Development, Planning and Sustainability

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Tuesday, January 10, 2017
9:30 a.m.**

Notice is hereby given to all interested property owners that the Council Committee on Development, Planning and Sustainability will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Tuesday, January 10, 2017, at 9:30 a.m., to consider the following ordinances now pending in the Council:

Ord. No. 1359-16.

By Council Member Zone.
An ordinance changing the Use, Area and Height Districts of parcels bounded by West 65th Street, Breakwater Avenue, West 58th Street and Herman Avenue to Semi-Industry, Townhouse and Open Space Recreation as described and as shown on the attached map (Map Change No. 2551).

Anthony Brancatelli, Chair
Committee on Development,
Planning and Sustainability

December 28, 2016 and January 4, 2017

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, JANUARY 11, 2017

File No. 157-16 — Rockport Avenue Sewer Project, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1141-16, passed by the Council of the City of Cleveland, October 17, 2016.

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 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, WEDNESDAY, JANUARY 4, 2017 AT 10:00 A.M. WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, WPC RED ROOM, CLEVELAND, OH 44108.

File No. 158-16 — Rocky River Drive Sewer Project, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1292-15,

passed by the Council of the City of Cleveland, December 7, 2015.

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 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, WEDNESDAY, JANUARY 4, 2017 AT 10:30 A.M. WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, WPC RED ROOM, CLEVELAND, OH 44108.

File No. 161-16 — Purchase of General Motors Chevrolet Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Works, as authorized by Section 131.64 of the Codified Ordinances of Cleveland, Ohio, 1976.

THERE WILL BE A NON-MANDATORY PRE-BID MEETING, THURSDAY, DECEMBER 29, 2016 AT 10:00 A.M. 4150 EAST 49TH STREET, BUILDING 1, CLEVELAND, OH 44105.

December 21, 2016 and December 28, 2016

FRIDAY, JANUARY 13, 2017

File No. 159-16 — West 83rd Street Sewer Replacement Project, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1141-16, passed by the Council of the City of Cleveland, October 19, 2016.

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 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, WEDNESDAY, JANUARY 4, 2017 AT 11:00 A.M. WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, WPC RED ROOM, CLEVELAND, OH 44108.

File No. 160-16 — East 186th Street Glendale Avenue Sewer Project, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1141-16, passed by the Council of the City of Cleveland, October 19, 2016.

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 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, WEDNESDAY, JANUARY 4, 2017 AT 11:30 A.M. WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, WPC RED ROOM, CLEVELAND, OH 44108.

December 21, 2016 and December 28, 2016

ADOPTED RESOLUTIONS AND ORDINANCES

NONE

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NO MEETINGS

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

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