

The Meeting will be live-streamed on YouTube. To view a livestream of the Meeting, click: <https://www.youtube.com/channel/UC4-grlgMPJy50hXISJ01lkQ>.

The following matters have been submitted to the secretary of the BOARD OF CONTROL for action at the meeting on Wednesday, February 1, 2023.

Page 1 of 3

DEPARTMENT	Rec. No.	Res. No.	SUBJECT
<b>FINANCE</b>	1		Approving The Exclusive Protection Services, LLC, as subcontractor to Universal Protection Service, LLC d/b/a Allied Universal Security Services, LLC under Contract No. RC2022*83 for 2022-2025 Citywide Unarmed Uniformed Security Services.
<b>PUBLIC UTILITIES</b>	2		Authorizing concession agreement with Pinkney Enterprise, LLC, dba Take A BREAK Quick Catering to operate a first-class food and beverage service concession at the Public Utilities building – 1201 Lakeside Avenue, for two years with two one-year renewal options, fee of 0% for the first calendar quarter and 4.5% of gross revenue with a cap of not to exceed \$850 per month for remainder of the initial contract term.
	3		Consenting to assignment of Contract No. RC2022*52 for automotive and truck parts and service by Lakefront Automotive Parts, Inc., and acceptance and assumption of obligations by Genuine Parts Company dba NAPA Cleveland.
	5-23		Rejecting all bids received on December 2, 2022 for Building Signs for Division of Water Facilities.

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The following matters have been submitted to the secretary of the BOARD OF CONTROL for action at the meeting on Wednesday, February 1, 2023.

Page 2 of 3

DEPARTMENT	Rec. No.	Res. No.	SUBJECT
<b>PORT CONTROL</b>	4		Fixing compensation to be paid SoundCom Corporation under Contract No. 2022*137 for professional services for installation of upgrades, maintenance, support, training for IED digital technology paging and sound systems at CHIA at not to exceed \$50,107.00 for the initial one-year term, \$41,245.00 for the second option year and \$69,309.00 for the third option year.
<b>CAPTIAL PROJECTS</b>	5		Authorizing contract with MKSK, Inc. to provide professional services for the design and public engagement of public improvements to Calgary and Neff Parks, and approving various sub-consultants --not to exceed \$371,344.13.
	6		Authorizing contract with HDR Engineering, Inc. for engineering services for Superior Midway bikeway improvement (Public Square East Roadway to East 55 <sup>th</sup> Street) and approving various sub-consultants -- not to exceed \$2,101,026, 30% of which, \$630,307.80, shall be paid by the City.
	7		Amending Res. No. 478-22, adopted November 16, 2022, authorizing contract to IKM Architecture by deleting “IKM Architecture” and “their proposal dated October 3, 2022”, and substituting “IKM Incorporated dba IKM Architecture” and “their services proposal dated August 5, 2022, as amended by their fee proposal dated October 3, 2022” respectively, where appearing.

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The following matters have been submitted to the secretary of the BOARD OF CONTROL for action at the meeting on Wednesday, February 1, 2023.

Page 3 of 3

DEPARTMENT	Rec. No.	Res. No.	SUBJECT
<b>CAPITAL PROJECTS (CONT'D)</b>	8		Authorizing license agreement with Ameresco, Inc. to design/install/operate/maintain roof-mounted and ground-mounted photovoltaic panels, battery storage and other related equipment to implement on-site Solar Project at certain City facilities not powered by Cleveland Public Power for not to exceed 5 years, with 2 five-year renewal options and approving various subcontractors.
	3-23		Approving contract with Terrace Construction Company, Inc. for the public improvement of South Moreland, Shaker Square, North Moreland Rehabilitation from Griffing Avenue to Larchmere Boulevard and approving various subcontractors -- \$8,854,972.42.
<b>COMMUNITY DEVELOPMENT</b>			Authorizing the Commissioner of Purchases and Supplies, when directed by the Director of Community Development, and requesting the Mayor, to execute official deeds, per Land Reutilization Program, selling the listed parcels to the following purchasers:
	9		Douglas Campbell, Jr., P.P. No. 106-02-010 -- \$200.00.
	10		LST Investment Group, LLC, P.P. No. 111-07-067 -- \$200.00.
	11		Lacardaire M. Thedford, Jr., P.P. No. 134-02-031 -- \$200.00.
	12		Jerome Timothy Wagner, Jr., P.P. No. 135-13-111 -- \$200.00.

**BOARD OF CONTROL**

Received .....

Approved.....

Adopted. ....

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Secretary

**RESOLUTION No.**

By: Director Abonamah

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BE IT RESOLVED by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Universal Protection Service, LLC, d/b/a Allied Universal Security Services, LLC, under City Contract No. RC2022\*83 for an estimated quantity of 2022-2025 Citywide Unarmed Uniformed Security Services for the various divisions of City government, Department of Finance, authorized by Ordinance No. 996-2022, passed by Cleveland City Council on October 3, 2022, and Board of Control Resolution No. 419-22, adopted October 5, 2022, is approved.

<u>Subcontractor</u>	<u>Amount</u>	<u>Percentage</u>
The Exclusive Protection Services, LLC (CSB/MBE/FBE)	\$845,600.30	29.8%

BOARD OF CONTROL

Received .....

Approved .....

Adopted .....

**RESOLUTION No.**

By: Director Keane

\_\_\_\_\_  
Secretary

BE IT RESOLVED by the Board of Control of the City of Cleveland that under the authority of Ordinance No. 348-2022, passed by the Council of the City of Cleveland on May 23, 2022, Pinkney Enterprise LLC, dba Take A BREAK Quick Catering ("Concessionaire") is selected from a list of firms determined after a full and complete canvass by the Director of Public Utilities as the firm to be employed by contract to operate a first-class food and beverage service concession at the Carl B. Stokes Public Utilities Building - 1201 Lakeside Avenue, as well as staffing, managing the staff for food service operations, marketing, and providing all necessary kitchen equipment needed for the operation of the kitchen and product sales of the concession, for a period of two years starting January 1, 2023, with two one-year options to renew. The Director of Public Utilities is authorized to enter into a concession agreement with the Concessionaire to provide those services at the Carl B. Stokes Public Utilities Building - 1201 Lakeside Avenue for the concession fee of 0% for the first calendar quarter of the term and a fee of 4.5% gross revenue with a cap of not to exceed \$850 per month for the remainder of the initial term of the contract.

BOARD OF CONTROL

Received .....

Approved .....

Adopted .....

**RESOLUTION No.**

By: Director Keane

\_\_\_\_\_  
Secretary

WHEREAS, under the authority of Section 181.101 of the Codified Ordinances of Cleveland, Ohio, 1976, and Board of Control Resolution No. 218-22 adopted by this Board of Control on June 8, 2022, the City of Cleveland entered into City Contract No. RC2022\*52 with Lakefront Automotive Parts, Inc. for an estimated quantity of automotive and truck parts and service, for a period of two years with an option to renew for one year, for the Division of Water Pollution Control, Department of Public Utilities; and

WHEREAS, National Auto Parts Association (NAPA) informed the City, by its letter dated January 19, 2023, that Lakefront Automotive Parts, Inc. has closed and is requesting the City's consent to assignment of City Contract No. RC2022\*52 to Genuine Parts Company dba NAPA Cleveland, which wishes to accept the assignment and assume the obligations; now, therefore,

BE IT RESOLVED by the Board of Control of the City of Cleveland, that this Board consents to the assignment of City Contract No. RC2022\*52, by Lakefront Automotive Parts, Inc. to Genuine Parts Company dba NAPA Cleveland.

BE IT FURTHER RESOLVED that the Director of Public Utilities is authorized to execute all documents and do all things necessary to effect the above-authorized assignment. A copy of this resolution and any written acknowledgement shall be filed with the original of the contract in the custody of the Commissioner of Accounts.

**Form "B"**  
**PURCHASE OF PUBLIC IMPROVEMENT**

**C of C 84-100a**

Recommendation No. 5-23 File No. 119-22 Date January 24, 2023

Director's Signature \_\_\_\_\_ Department of Public Utilities


Board of Control Resolution No. \_\_\_\_\_, adopted \_\_\_\_\_

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TO: The Honorable Mayor and Board of Control:

Under authority of Ordinance No. 372-2020 passed on June 17, 2020, sealed bids were opened and read by the Division of Purchases & Supplies on December 2, 2022 for the public improvement of Building Signs for CWD Facilities, for the Division of Water.

**We recommend all bids received be rejected.**

  
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Commissioner of Purchases & Supplies

**REMARKS:** The Division of Water is reviewing the bid specifications and will re-bid at a later date.

**BOARD OF CONTROL**

Received .....

Approved.....

Adopted .....

**RESOLUTION No.**

\_\_\_\_\_  
Secretary

By: Interim Director Kramer

**WHEREAS**, under City Contract No. 2022\*137 with SoundCom Corporation, the City acquired software licenses and services for the Innovative Electronic Designs("IED") digital technology audio paging/sound system (the "System") at Cleveland Hopkins International Airport and the professional software maintenance services necessary for installation of upgrades, maintenance, support and training for the System; and

**WHEREAS**, when a director has been authorized to contract with a software developer or vendor, division (d) of Section 181.102 C.O. authorizes the director of the department for which the software is acquired to enter into an agreement with the software vendor for professional services necessary to perform as-needed services to expand, enhance, implement or maintain the software, including but not limited to, integration, implementation, migration, installation, design, interfacing, maintenance, repair, upgrades, enhancements, training, testing and technical support; and

**WHEREAS**, under the authority of division (d) of Section 181.102 C.O. the City intends to enter into a contract with SoundCom Corporation to provide professional services necessary for the installation of upgrades, maintenance, support and training of the IED digital technology paging and sound systems at Cleveland Hopkins International Airport, for a term of one year with two one-year options to renew; now, therefore,

**BE IT RESOLVED** by the Board of Control of the City of Cleveland that, under the authority of division (e) of Section 181.102 C.O., the compensation to be paid SoundCom Corporation to provide the professional services necessary for the installation of upgrades, maintenance, support and training for the IED digital technology paging and sound systems at Cleveland Hopkins International Airport shall not exceed \$50,107.00 for the initial one-year term and shall not exceed \$41,245.00 for the second option year and \$69,309.00 for the third option year, if the options are exercised.



Board of Control

Received \_\_\_\_\_

Approved \_\_\_\_\_

Adopted \_\_\_\_\_

\_\_\_\_\_

Secretary

RESOLUTION No.

BY: Director DeRosa

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under the authority of Ordinance No. 532-2022, passed by the Council of the City of Cleveland on June 6, 2022, MKSK, Inc., is selected upon the nomination of 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 provide the professional services necessary for the design and public engagement for public improvements to Calgary and Neff Parks.

BE IT FURTHER RESOLVED that the Director of Capital Projects is authorized to enter into a written contract with MKSK, Inc., based upon their services proposal dated November 23, 2022, and fee proposal dated January 4, 2023, for a total cost not to exceed \$371,344.13, which contract shall be prepared by the Director of Law and shall provide for furnishing of professional services as stated in the proposal and shall contain such other terms and conditions 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 MKSK, Inc., is approved:

<u>Subconsultant:</u>	<u>CSB/MBE/FBE</u>	<u>Amount</u>	<u>Percentage</u>
Chagrin Valley Engineering	CSB	\$ 103,798.99	28.8%
Free by Design	NA	\$ 20,000.00	5.4%
Osborn Engineering	NA	\$ 31,625.00	8.5%

**RESOLUTION No.**

BY: Director DeRosa

BOARD OF CONTROL

Received .....  
Approved .....  
Adopted .....

\_\_\_\_\_  
Secretary

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that pursuant to the authority of Ordinance No. 1144-2022, passed by the Council of the City of Cleveland on January 23, 2023, HDR Engineering, Inc. is selected upon the nomination of the Director of Capital Projects from a list of Ohio Department of Transportation (“ODOT”) pre-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 services necessary for the Superior Midway bikeway improvement from Public Square East Roadway to East 55<sup>th</sup> Street, PID 108259.

BE IT FURTHER RESOLVED that the Director of Capital Projects is authorized to enter into a written contract with HDR Engineering, Inc. for engineering services based on its proposal dated December 8, 2022, provided that the compensation for engineering services shall not exceed \$2,101,026, of which 30%, in the amount of \$630,307.80, shall be paid by the City of Cleveland to HDR Engineering, Inc., and the remaining 70% shall be paid by ODOT. The agreement authorized hereby shall be prepared by the ODOT in conformance with the ODOT “LPA Federal ODOT-Let Project Documents and Procedures,” and shall be approved by the Director of Law.

BE IT FURTHER RESOLVED that the employment of the following subconsultants by HDR Engineering, Inc. for the above-authorized contract is approved:

<u>Sub-consultant</u>	<u>DBE Status</u>	<u>Dollar Amount</u>	<u>Percentage of Contract Amount</u>
2LMN, Inc.	DBE	\$350,248	19.4%
HZW Environmental, LLC	DBE	\$40,086	0.5%
Moody Engineering, Inc.	DBE	\$44,889	2.5%
OHM Advisors	--	\$191,407	10.6%
SME-USA, Inc.	--	\$27,625	1.5%
T2 UE, Inc.	--	\$207,945	9.9%

Board of Control

Received \_\_\_\_\_

Approved \_\_\_\_\_

Adopted \_\_\_\_\_

\_\_\_\_\_

Secretary

RESOLUTION No.

BY: Director DeRosa

**WHEREAS**, Board of Control Resolution No. 478-22, adopted November 16, 2022, under the authority of Ordinance No. 211-2021, passed May 17, 2021, by the Cleveland City Council, authorized the Director of Capital Projects to enter into contract with IKM Architecture to provide the professional services necessary for the design of the Rockefeller Greenhouse and Urban Forestry Capital Improvements and Master Plan; and

**WHEREAS**, Resolution No. 478-22 incompletely stated the name of the firm to be contracted and the dates of said firm’s professional services proposals; now, therefore,

**BE IT RESOLVED** by the BOARD OF CONTROL of the CITY OF CLEVELAND that Resolution No. 478-22, adopted by this Board November 16, 2022, is amended by deleting the phrase “IKM Architecture” wherever it appears and substituting “IKM Incorporated dba IKM Architecture.”

**BE IT FURTHER RESOLVED** that Resolution 478-22 is amended by deleting the phrase “their proposal dated October 3, 2022” wherever it appears and substituting “their services proposal dated August 5, 2022, as amended by their fee proposal dated October 3, 2022.”

**BE IT FURTHER RESOLVED** that all other provisions of Resolution No. 478-22 not expressly amended above shall remain unchanged and in full force and effect.

**BOARD OF CONTROL**

Received .....

Approved.....

Adopted .....

**RESOLUTION No.**

\_\_\_\_\_  
Secretary

By: Director DeRosa

**BE IT RESOLVED** by the Board of Control of the City of Cleveland that, under the authority of Ordinance No. 978-2020, passed by the Council of the City of Cleveland on November 7, 2022, the firm of Ameresco, Inc. ("Licensee") is selected upon the nomination of the Director of Capital Projects and the Director of Sustainability from a list of qualified persons or firms to be authorized, as licensee under a license agreement, to design, install, operate and maintain roof-mounted and ground-mounted photovoltaic panels, battery storage, and other related equipment to implement on-site solar at certain City facilities not powered by Cleveland Public Power (the "Solar Project") in anticipation of the purchase of electricity generated at the Solar Project locations.

**BE IT FURTHER RESOLVED** that the Director of Capital Projects is authorized to enter into a written license agreement with Ameresco, Inc. to implement the above-mentioned Solar Project for a period not to exceed five years, with two five-year options to renew, based upon Licensee's November 8, 2019 proposal, as revised May 20, 2020, July 24, 2020 and January 23, 2023, which license agreement shall be prepared by the Director of Law 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-contractors by Ameresco, Inc. is approved:

<u>Subcontractor</u>	<u>Certification</u>	<u>Amount</u>
Karpinski Engineering	CSB (33.11%)	\$108,000.00
G&T Associates, Inc.	CSB (16.19%)	\$52,800.00
Barber and Hoffman, Inc.	CSB (4.75%)	\$15,500.00
HZW Environmental Consultants, LLC	FBE (3.51%)	\$11,460.00
Pro Geotech Inc.	CSB (6.99%)	\$22,802.00
Ground Penetrating Radar Systems	N/A	\$15,600.00
BT Solar	CSB (56.60%)	\$3,166,731.00
Mars Electric	FBE (7.01%)	\$392,000.00
Petty Group	MBE (7.41%)	\$414,500.00
Ullman Electric	MBE/FBE (7.60%)	\$425,000.00
Baja Excavating	N/A	\$384,000.00

**Form "B"**  
**PUBLIC IMPROVEMENT**

C of C 84-100B

Recommendation No. 3-23 File # 122-22 Date January 25, 2023

Directors' Signature \_\_\_\_\_ Director of Mayor's Office of Capital Projects

Board of Control Resolution No. \_\_\_\_\_ Date: \_\_\_\_\_

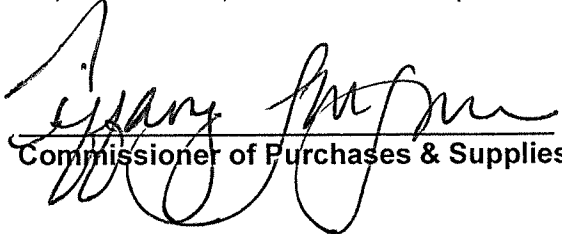
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TO: The Honorable Mayor and Board of Control:

Under the authority of Ordinance No. **333-2021** passed **June 7, 2021**, sealed bids were opened and read by the Division of Purchases & Supplies on **December 14, 2022** for the public improvement of: **South Moreland, Shaker Square, North Moreland Improvements (Griffing Avenue to Larchmere Boulevard)**, for the **Division of Engineering and Construction**.

We recommend that a public improvement be awarded upon a unit price basis to: **Terrace Construction Company, Inc. (LPE)**, located at 3965 Pearl Road, Cleveland, Ohio 44109, as the lowest responsible bidder,

in the aggregate amount of: **\$8,854,972.42**.

  
\_\_\_\_\_  
Commissioner of Purchases & Supplies

5 prospective bidders received plans and specifications. 2 prospective bidders attended the optional pre-bid conference. 2 bids were received.

Second Bid:            Perk Company, Inc.                            \$9,603,605.78

**Office of Equal Opportunity Report:**

The OEO goal for this project is 30% CSB participation. The recommended contractor has demonstrated a good faith effort to meet the subcontracting goals and documented efforts to contract with certified subcontractors.

**Subcontractors:**

The Vallejo Company	(CSB)	\$1,187,583.00	13.4%
Rockport Ready Mix Co.	(CSB)	\$1,132,772.00	12.8%
Zscape, LLC	(CSB)	\$ 91,842.00	1.0%
Trafftech, Inc.	(CSB)	\$ 294,190.00	3.3%
The Lakewood Supply Company	(CSB)	\$ 242,633.00	2.7%
D. Crawford Trucking, LLC	(N/A)	\$            TBD	0.0%

**BOARD OF CONTROL**

Received \_\_\_\_\_

Approved \_\_\_\_\_

Adopted \_\_\_\_\_

Secretary \_\_\_\_\_

**RESOLUTION No.**

**BY: Director Hernandez**

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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. 106-02-010 located at 1314 Giddings Avenue; 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, Douglas Campbell Jr. 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 either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;
2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested to execute an Official Deed for and on behalf of the City of Cleveland with Douglas Campbell Jr., for the sale and development of Permanent Parcel No. 106-02-010 located at 1314 Giddings Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

BE IT FURTHER RESOLVED THAT the consideration for the sale of the parcels shall be \$200.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

**BOARD OF CONTROL**

Received \_\_\_\_\_

Approved \_\_\_\_\_

Adopted \_\_\_\_\_

Secretary \_\_\_\_\_

**RESOLUTION No.**

**BY: Director Hernandez**

---

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. 111-07-067 located at 11505 Ablewhite Avenue; 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, LST Investment Group, LLC has proposed to the City to purchase and develop the parcel for yard expansion; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 10 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;
2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with LST Investment Group, LLC for the sale and development of Permanent Parcel No. 111-07-067 located at 11505 Ablewhite Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

BE IT FURTHER RESOLVED THAT the consideration for the sale of the parcels shall be \$200.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

**BOARD OF CONTROL**

Received \_\_\_\_\_

Approved \_\_\_\_\_

Adopted \_\_\_\_\_

Secretary \_\_\_\_\_

**RESOLUTION No.**

**BY: Director Hernandez**

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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. 134-02-031 located 7511 Park Avenue; 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, Lacardaire M. Thedford, Jr. has proposed to the City to purchase and develop the parcel for yard expansion; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 12 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;
2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Lacardaire M. Thedford, Jr. for the sale and development of Permanent Parcel No. 134-02-031 located 7511 Park Avenue, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

BE IT FURTHER RESOLVED THAT the consideration for the sale of the parcel shall be \$200.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.



**BOARD OF CONTROL**

Received \_\_\_\_\_

Approved \_\_\_\_\_

Adopted \_\_\_\_\_

Secretary \_\_\_\_\_

**RESOLUTION No.**

**BY: Director Hernandez**

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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. 135-13-111 located on East 114<sup>th</sup> Street; 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, Jerome Timothy Wagner, Jr. 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 2 has either approved the proposed sale or has not disapproved or requested a hold of the proposed sale within 45 days of notification of it;
2. The proposed purchaser of the parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

BE IT RESOLVED BY THE BOARD OF CONTROL OF THE CITY OF CLEVELAND that under Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is requested, to execute an Official Deed for and on behalf of the City of Cleveland, with Jerome Timothy Wagner, Jr. for the sale and development of Permanent Parcel No. 135-13-111 located on East 114<sup>th</sup> Street, according to the Land Reutilization Program in such manner as best carries out the intent of the program.

BE IT FURTHER RESOLVED THAT the consideration for the sale of the parcel shall be \$200.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.