

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, March 13, 2024.

Page 1 of 3

DEPARTMENT	Rec. No.	Res. No.	SUBJECT
<b>PUBLIC UTILITIES</b>	1	129-24	Authorizing contract with Middough, Inc. for professional consulting for General Engineering Services on an as-needed basis for Cleveland Public Power, for two years, and approving various sub-consultants, fee not exceeding -- \$2,000,000.00.
	2	130-24	Approving KAG Logistics, Inc. as subcontractor to Bonded Chemicals, Inc. under Contract No. RC2024-009 for an estimated quantity of sodium hypochlorite solution.
	40-24	131-24	Approving requirement contract to Zscape, LLC for goods and services to test, install, repair, replace and maintain landscaping at various Utilities facilities and City right-of-ways for the various divisions, for two years – \$418,797.00.
	41-24	132-24	Approving requirement contract to ESK Landscaping LLC for goods and services to test, install, repair, replace and maintain landscaping at various Utilities facilities and City right-of-ways for the various divisions, for two years – \$40,475.00.
<b>PORT CONTROL</b>	42-24	133-24	Approving requirement contract to Hi-Lite Airfield Services LLC, for labor and materials for painting and paint removal on roadways, taxiways, ramps and other surfaces, for various divisions of the Department of Port Control, for one year with 2 one-year renewal options -- \$7,193,600.00.

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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, March 13, 2024.

Page 2 of 3

DEPARTMENT	Rec. No.	Res. No.	SUBJECT
<b>COMMUNITY DEVELOPMENT</b>	3	134-24	Amending Res. No. 55-24, adopted January 31, 2024, authorizing the sale and development of P.P. No. 004-03-079 to Di Development, by substituting "Di Development LLC" for "Di Development", where appearing.  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:
	4	135-24	Family for Life L.L.C., P.P. Nos. 115-07-013, -014 -- \$400.00.
	5	136-24 Rejected	Nehemiah Collaborative Ltd, P.P. Nos. 106-07-025, -027, -028, -029, -026 -- \$1,000.00.
	6	137-24	Neighborhood Solutions, Inc., P.P. Nos. 106-14-008, -010, -012, -059, -089, -090, -105, -106 -- \$19,864.60.
<b>CITY PLANNING</b>	7	138-24	Setting the fee to accompany each application for a new or renewal registration of a Transportation Demand Management plan at \$150.00.

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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, March 13, 2024.

Page 3 of 3

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DEPARTMENT	Rec. No.	Res. No.	SUBJECT
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**THE FOLLOWING RESOLUTION WAS NOT ON THE AGENDA, BUT WAS ACCEPTED AND APPROVED BY THE BOARD OF CONTROL AT ITS MEETING MARCH 13, 2024.**

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<b>CAPITAL PROJECTS</b>	8	139-24	Amending Res. No.78-24 adopted February 14, 2024, by changing “Northern Ohio Trenching Service, Inc.” to “Northeast Ohio Trenching Service, Inc.”, where appearing.
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City of Cleveland Memorandum  
Justin M. Bibb, Mayor

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March 13, 2024

The meeting of the Board of Control convened in the Mayor's office on Wednesday, March 13, 2024 at 3:00 p.m. with Mayor Justin Bibb presiding.

MEMBERS PRESENT: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird, Director Margolius, Interim Director Drummond, Directors Hernandez, Cole, McNair, McNamara, Martin O'Toole

ABSENT: Director Abonamah

OTHERS PRESENT: Keshia Chambers, Assistant Director  
Mayor's Office of Capital Projects

Michael Curry, Assistant Director  
Office of Equal Opportunity

Tiffany White Johnson, Commissioner  
Division of Purchases & Supplies

Matthew Moss, City Planner  
City Planning

Tomasz Kacki, Paralegal  
Law Department

Stesia Swain,  
Documenters.org

On motions, the resolutions attached were adopted, except as may be otherwise noted. There being no further business, the meeting was adjourned at 3:10 p.m.

Jeffrey B. Marks  
Secretary – Board of Control

JK

BOARD OF CONTROL

RESOLUTION No. 129-24

Received 3/07/24  
Approved 3/11/24  
Adopted 3/13/24

*[Signature]*  
Secretary

By: Director Keane

BE IT RESOLVED by the Board of Control of the City of Cleveland that under the authority of Section 129.294 of the Codified Ordinances of Cleveland Ohio, 1976, Middough, Inc. 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 provide professional consulting services for General Engineering Services, on an as-needed basis, for a period of two years, for the Division of Cleveland Public Power, Department of Public Utilities.

BE IT FURTHER RESOLVED that the Director of Public Utilities is authorized to enter into a contract with Middough, Inc. based upon its proposal dated October 16, 2023, which contract shall be prepared by the Director of Law, shall provide that the compensation for the professional services described in the proposal shall not exceed \$2,000,000.00, 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 Middough, Inc. for the above-mentioned professional services is approved:

<u>SUB-CONSULTANTS</u>	<u>WORK</u>	<u>PERCENTAGE</u>
CCI Engineering Services (FBE)	\$100,000.00	5%
KS Associates (FBE)	\$100,000.00	5%
Prairie Wind Group, LLC (CSB/MBE)	\$125,000.00	6.25%
Reginald Clark Enterprises (CSB)	\$75,000.00	3.75%
Siemens Industry (Non-Certified)	TBD	0%
SEL Engineering Services (Non-Certified)	TBD	0%

Yeas: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird, Director Margolius, Interim Director Drummond, Directors Cole, McNair, McNamara, Martin O'Toole  
Nays: None  
Absent: Directors Abonamah, Hernandez

**RESOLUTION No.  
REQUIREMENT CONTRACT**

130-24

BOARD OF CONTROL

Received 3/07/24

Approved 3/11/24

Adopted 3/13/24

*Jeffrey A. Healy*  
Secretary

By: Director Keane

BE IT RESOLVED by the BOARD of CONTROL of the CITY of CLEVELAND that the employment of the following subcontractor by Bonded Chemicals, Inc. under City Contract No. RC2024-009 for an estimated quantity of sodium hypochlorite solution, for the Division of Water, Department of Public Utilities is approved.

<u>Subcontractor</u>	<u>Work</u>	<u>Percentage</u>
KAG Logistics, Inc.	TBD	0.00%

Yeas: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird, Director Margolius, Interim Director Drummond, Directors Cole, McNair, McNamara, Martin O'Toole  
Nays: None  
Absent: Directors Abonamah, Hernandez

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BOARD OF CONTROL

Received ... 3/7/24

Approved ... 3/11/24

Adopted ... 3/13/24

# RESOLUTION No. 131-24

*[Signature]*  
Secretary

By: Director Keane

BE IT RESOLVED, by the BOARD of CONTROL of the CITY OF CLEVELAND that the bid of Zscape, LLC for an estimated quantity of landscape materials, equipment, supplies and services needed for testing, maintaining, installing, repairing and replacing landscaping at various Public Utilities facilities and City right-of-ways for items 1-7 (all items) and items 9-12 (all items), for the various Divisions of the Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on February 8, 2024, under the authority of Ordinance No. 473-2023, passed May 15, 2023, which on the basis of the estimated quantity would amount to \$418,797.00 (0%/30 days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a REQUIREMENT contract for the goods and/or services necessary for the specified items.

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

Yeas: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird, Director Margolius, Interim Director Drummond, Directors Cole, McNair, McNamara, Martin O'Toole

Nays: None

Absent: Directors Abonamah, Hernandez

# RESOLUTION No. 132-24

*Jeffrey Keane*  
Secretary

By: Director Keane

BE IT RESOLVED, by the BOARD of CONTROL of the CITY OF CLEVELAND that the bid of ESK Landscaping LLC for an estimated quantity of landscape materials, equipment, supplies and services needed for testing, maintaining, installing, repairing and replacing landscaping at various Public Utilities facilities and City right-of-ways for item 8 (all items) for the various Divisions of the Department of Public Utilities, for a period of two years starting upon the later of the execution of a contract or the day following expiration of the currently effective contract for the goods or services, received on February 8, 2024, under the authority of Ordinance No. 473-2023, passed May 15, 2023, which on the basis of the estimated quantity would amount to \$40,475.00 (0%/30 days), is affirmed and approved as the lowest and best bid, and the Director of Public Utilities is requested to enter into a REQUIREMENT contract for the goods and/or services necessary for the specified items.

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

BE IT FURTHER RESOLVED by the Board of Control of the City of Cleveland that the employment of the following subcontractors by ESK Landscaping LLC for the above-mentioned contract is approved:

**SUBCONTRACTORS**

**WORK**

Top Designer Landscaping, LLC (CSB)  
L & L Management, LLC (CSB)

TBD  
TBD

Yeas: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird, Director Margolius, Interim Director Drummond, Directors Cole, McNair, McNamara, Martin O'Toole  
Nays: None  
Absent: Directors Abonamah, Hernandez

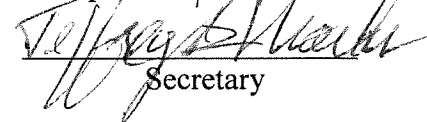


**BOARD OF CONTROL**

Received 3/07/24

Approved 3/11/24

Adopted 3/13/24

  
Secretary

**RESOLUTION No.** 133-24

**REQUIREMENT CONTRACT**

By: Director Francis

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BE IT RESOLVED, by the BOARD OF CONTROL of the CITY OF CLEVELAND, under the authority of Ordinance No. 771-2023, passed by Cleveland City Council on August 16, 2023, that the bid of

Hi-Lite Airfield Services LLC,

for the Labor and Materials Necessary for Painting and Paint Removal on Roadways, Taxiways, Ramps, and Other Paved Surfaces, for the various divisions of the Department of Port Control,

for a period of two years beginning with the date of execution of a contract, with two one-year options to renew, received on February 8, 2024, which on the basis of the estimated quantity would amount to \$7,193,600.00,

is affirmed and approved as the lowest and best bid, and the Director of Port Control 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: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird,  
Director Margolius, Interim Director Drummond, Directors Hernandez, Cole, McNair,  
McNamara, Martin O'Toole  
Nays: None  
Absent: Director Abonamah

BOARD OF CONTROL

Received 3/07/24

Approved 3/11/24

Adopted 3/13/24

*Jeffrey A. Neale*

Secretary

RESOLUTION No.

134-24

By: Director Hernandez

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WHEREAS, Board of Control Resolution No. 55-24, adopted January 31, 2024, authorized the sale and development of Permanent Parcel No. 004-03-079 to Di Development for new housing development, 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, the name of the purchaser of Permanent Parcel No. 004-03-079 in Resolution No. 55-24 should have read "Di Development LLC"; now, therefore,

BE IT RESOLVED by the BOARD OF CONTROL of the CITY OF CLEVELAND that Resolution No. 55-24, adopted January 31, 2024, authorizing the sale and development of Permanent Parcel No. 004-03-079 to Di Development, is amended by substituting "Di Development LLC" where "Di Development" appears in the resolution.

BE IT FURTHER RESOLVED that all other provisions of Resolution No. 55-24 not expressly amended above shall remain unchanged and in full force and effect.

Yeas: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird, Director Margolius, Interim Director Drummond, Directors Hernandez, Cole, McNair, McNamara, Martin O'Toole

Nays: None

Absent: Director Abonamah

BOARD OF CONTROL

Received	<u>3/07/24</u>
Approved	<u>3/11/24</u>
Adopted	<u>3/13/24</u>
Secretary	<u>To/for B/Leeks</u>

RESOLUTION No. 135-24

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(s). 115-07-013 and 115-07-014 located on St. Clair 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, Family For Life L.L.C. has proposed to the City to purchase and develop the parcels for pocket park/open space; 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 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 Family For Life L.L.C., for the sale and development of Permanent Parcel No(s). 115-07-013 and 115-07-014 located on St. Clair 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 \$400.00, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird, Director Margolius, Interim Director Drummond, Directors Hernandez, Cole, McNair, McNamara, Martin O'Toole

Nays: None

Absent: Director Abonamah

BOARD OF CONTROL

Received 2/22/24  
 Approved 2/27/24  
~~REJECTED~~ 3/13/24  
~~Adopted~~  
 Secretary [Signature]

**RESOLUTION No.** 136-24

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 Nos. 016-07-025, 016-07-027, 016-07-028, 016-07-029 located at 3208, 3202, 3198, and 3194 W. 61<sup>st</sup> Street and Permanent Parcel No. 016-07-026 with no assigned street address respectively; 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, Nehemiah Collaborative Ltd has proposed to the City to purchase and develop the parcels for a three quad-unit family home construction project; and

WHEREAS, the following conditions exist:

1. The member of Council from Ward 3 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 Nehemiah Collaborative Ltd, for the sale and development of Permanent Parcel Nos. 016-07-025, 016-07-027, 016-07-028, 016-07-029 located at 3208, 3202, 3198, and 3194 W. 61<sup>st</sup> Street and Permanent Parcel No. 016-07-026 with no assigned street address respectively, 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 \$1000.00, which amount is determined to be not less than the fair market value of the parcel for uses according to the Program.

Yeas: None  
 Nays: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird,  
 Director Margolius, Interim Director Drummond, Directors Hernandez, Cole, McNair,  
 McNamara, Martin O'Toole  
 Absent: Director Abonamah

BOARD OF CONTROL

Received 3/07/24  
 Approved 3/11/24  
 Adopted 3/13/24  
 Secretary [Signature]

RESOLUTION No. 137-24

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 Nos. 106-14-008, 106-14-010, 106-14-012, 106-14-059, 106-14-089, 106-14-090, 106-14-105 and 106-14-106 located 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, Neighborhood Solutions, Inc. has proposed to the City to purchase and develop the parcels for winery expansion and parking; 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 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 Neighborhood Solutions, Inc., for the sale and development of Permanent Parcel Nos. 106-14-008, 106-14-010, 106-14-012, 106-14-059, 106-14-089, 106-14-090, 106-14-105 and 106-14-106 located in Ward 7, 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 \$19,864.60, which amount is determined to be not less than the fair market value of the parcels for uses according to the Program.

Yeas: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird,  
 Director Margolius, Interim Director Drummond, Directors Hernandez, Cole, McNair,  
 McNamara, Martin O'Toole  
 Nays: None  
 Absent: Director Abonamah

**BOARD OF CONTROL**

Received 3/07/24

Approved 3/11/24

Adopted 3/13/24

*Jeffrey A. Walker*  
Secretary

RESOLUTION No. 138-24

By: Director Huang

**WHEREAS**, under the authority of Section 301.09 of the Codified Ordinances of Cleveland, Ohio, 1976, each application for a new or renewal registration of Transportation Demand Management plan shall be accompanied by a fee set by the Board of Control ; now, therefore,

**BE IT RESOLVED** by the Board of Control of the City of Cleveland, that under the authority of Section 301.09 of the Codified Ordinances of Cleveland, Ohio, 1976, the fee for each application for registration or renewal of registration of a Transportation Demand Management plan shall be \$150.00, effective April 15, 2024.

- Yeas: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird, Director Margolius, Interim Director Drummond, Directors Hernandez, Cole, McNair, McNamara, Martin O'Toole
- Nays: None
- Absent: Director Abonamah

Board of Control  
Received 3/13/24  
Approved 3/13/24  
Adopted 3/13/24  
*Jeffrey B. Nicolas*  
Secretary

RESOLUTION No. 139-24  
BY: Director DeRosa

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WHEREAS, BOARD of CONTROL Resolution No. 78-24, adopted February 14, 2024, authorized the Director of Capital Projects to enter into contract with Northern Ohio Trenching Service, Inc. for the public improvement of the Central Recreation Center Park Renovation for the Division of Architecture and Site Development, Office of Capital Projects; and

Whereas, the recommended bidder's name in the resolution was incorrect; now, therefore,

BE IT RESOLVED by the Board of Control of the CITY OF CLEVELAND that Resolution No. 78-24, adopted by this Board February 14, 2024, approving the bid of Northern Ohio Trenching Service, as the lowest responsible bid for the public improvement of the Central Recreation Center Park is amended by substituting "Northeast Ohio Trenching Service, Inc." for "Northern Ohio Trenching Service, Inc.", where appearing.

BE IT FURTHER RESOLVED that all other terms of Resolution No. 78-24 not expressly amended above shall remain unchanged and in full force effect.

Yeas: Mayor Justin Bibb, Directors Griffin, Keane, Acting Directors Kramer, Laird,  
Director Margolius, Interim Director Drummond, Directors Hernandez, Cole, McNair,  
McNamara, Martin O'Toole  
Nays: None  
Absent: Director Abonamah