

The City Record

Official Publication of the City of Cleveland

October the Twenty-Seventh, Nineteen Hundred and Ninety-Nine

Mayor	
Michael R. White	
President of Council	
Jay Westbrook	
Clerk of Council	
Cecelia R. Huffman	
Ward	Name
1	Joseph T. Jones
2	Robert J. White
3	Odelia V. Robinson
4	Kenneth L. Johnson
5	Frank G. Jackson
6	Patricia J. Britt
7	Fannie M. Lewis
8	William W. Patmon
9	Craig E. Willis
10	Roosevelt Coats
11	Michael D. Polensek
12	Edward W. Rybka
13	Joe Cimperman
14	Nelson Cintron, Jr.
15	Merle R. Gordon
16	Michael C. O'Malley
17	Timothy J. Melena
18	Jay Westbrook
19	Joseph J. Zone
20	Martin J. Sweeney
21	Michael A. Dolan

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL—LEGISLATIVE President of Council—Jay Westbrook

Ward	Name	Residence	
1	Joseph T. Jones.....	15601 Lotus Drive	44128
2	Robert J. White.....	3760 East 126th Street	44105
3	Odelia V. Robinson.....	3448 East 123rd Street	44120
4	Kenneth L. Johnson.....	2948 Hampton Road	44120
5	Frank G. Jackson.....	2327 East 38th Street	44115
6	Patricia J. Britt.....	12402 Britton Drive	44120
7	Fannie M. Lewis.....	7416 Star Avenue	44103
8	William W. Patmon.....	867 East Boulevard	44108
9	Craig E. Willis.....	11906 Beulah Avenue	44106
10	Roosevelt Coats.....	1775 Cliffview Road	44112
11	Michael D. Polensek.....	17855 Brian Avenue	44119
12	Edward W. Rybka.....	6832 Indiana Avenue	44105
13	Joe Cimperman.....	3053 West 12th Street	44113
14	Nelson Cintron, Jr.....	3032 Vega Avenue	44113
15	Merle R. Gordon.....	1700 Denison Avenue	44109
16	Michael C. O'Malley.....	6710 Brookside Drive	44144
17	Timothy J. Melena.....	6110 West Clinton Avenue	44102
18	Jay Westbrook.....	10513 Clifton Boulevard	44102
19	Joseph J. Zone.....	3323 West 130th Street	44111
20	Martin J. Sweeney.....	3632 West 133rd Street	44111
21	Michael A. Dolan.....	16519 West Park Road	44111

Clerk of Council – Cecelia R. Huffman, 216 City Hall, 664-2840.
First Assistant Clerk – Sandra Franklin.

MAYOR—Michael R. White
LaVonne Sheffield-McClain, Chief of Staff, Executive Assistant for Policy
Barry Withers, Executive Assistant for Administration
Judith Zimomra, Executive Assistant for Service
Kenneth Silliman, Executive Assistant for Economic Development
Laura Ann Williams, Director, Office of Equal Opportunity
Milan T. Polacek, Executive Assistant for Legislative Affairs

DEPT. OF LAW – Cornell P. Carter, Director, Lessie M. Milton, Chief Counsel, Room 106
George A. Pace, Jr., Chief Asst. Prosecutor; Criminal Branch – Justice Center, 8th Flr., Court Towers, 1200 Ontario Street
Karen E. Martines, Law Librarian, Room 100

DEPT. OF FINANCE – Martin L. Carmody, Director, Room 104; Carlean Alford, Manager, Internal Audit
DIVISIONS – Accounts – Gayle Goodwin Smith, Commissioner, Room 19
City Treasury – Algeron Walker, Treasurer, Room 115
Assessments and Licenses – Robert J. Schneider, Commissioner, Room 122
Purchases and Supplies – Myrana Branche, Commissioner, Room 128
Printing and Reproduction – James D. Smith, Commissioner, 1735 Lakeside Avenue
Taxation – Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue
Financial Reporting and Control – Robert Dolan, Controller, Room 18
Information Systems Services – Joyce Thomas, Acting Commissioner, 1404 E. 9th St.

DEPT. OF PUBLIC UTILITIES – Michael Konicek, Director, 1201 Lakeside Avenue
DIVISIONS – 1201 Lakeside Avenue
Water – Julius Ciaccia, Jr., Commissioner
Water Pollution Control – Darnell Brown, Commissioner
Utilities Fiscal Control – Morry Blech, Commissioner
Cleveland Public Power – James F. Majer, Commissioner
Street Lighting Bureau – Frank Schilling, Acting Chief.

DEPT. OF PORT CONTROL – Solomon F. Balraj, Director, Cleveland Hopkins International Airport, 5300 Riverside Drive; Cleveland Hopkins International Airport – Mark D. Vanloh, Commissioner Burke Lakefront Airport – Michael C. Barth, Commissioner

DEPT. OF PUBLIC SERVICE – Mark Ricchiuto, Director, Room 113
DIVISIONS – Waste Collection and Disposal – Randall T. Scott, Acting Commissioner, 5600 Carnegie Avenue.
Streets – Randall T. Scott, Commissioner, Room 25
Engineering and Construction – Randall E. DeVaul, Commissioner, Room 518
Motor Vehicle Maintenance, Daniel A. Novak, Acting Commissioner, Harvard Yards
Architecture – Paul Burik, Acting Commissioner, Room 517

DEPT. OF PUBLIC HEALTH – Michelle Whitlow, Acting Director, Mural Building, 1925 St. Clair Avenue
DIVISIONS – Health – Cheri Hahn, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
Environment – Robin Puriani-Rogers, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
Correction – Thomas Hardin, Commissioner, Cleveland House of Corrections, 4041 Northfield Road

DEPT. OF PUBLIC SAFETY – Henry Guzmán, Director, Room 230.
DIVISIONS – Police – Martin L. Flask, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street
Fire – Kevin G. Gerrity, Chief, 1645 Superior Avenue
Traffic Engineering & Parking – Mark Ricchiuto, Acting Commissioner, 4150 East 49th Street, Building #1
Dog Pound – John Baird, Chief Dog Warden, 2690 W. 7th Street
Emergency Medical Service – Bruce Shade, Commissioner, 1708 South Pointe Drive

DEPT. OF PARKS, RECREATION & PROPERTIES – Nicholas P. Jackson, Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.
DIVISIONS – Convention Center & Stadium – James Glending, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
Property Management – _____, Commissioner, East 49th & Harvard

Parking Facilities – Dennis Donahue, Acting Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
Park Maintenance and Properties – Richard L. Silva, Acting Commissioner, Public Auditorium – E. 6th & Lakeside.
Recreation – Michael Cox, Commissioner, Room 8
Research, Planning & Development – Mark Fallon, Commissioner, 1501 N. Marginal Road, Burke Lakefront Airport

DEPT. OF COMMUNITY DEVELOPMENT – Linda M. Hudecek, Director, 3rd Floor, City Hall.
DIVISIONS – Administrative Services – Terrence Ross, Commissioner.
Neighborhood Services – Louise V. Jackson, Commissioner.
Neighborhood Development – Donald T. Moss, Commissioner.
Building & Housing – Robert Vilkas, Acting Commissioner, 5th Floor, City Hall.

DEPT. OF PERSONNEL AND HUMAN RESOURCES – Jeffrey K. Patterson, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – Christopher P. Warren, Director, Room 210

DEPT. OF AGING – Susan E. Axelrod, Director, Room 122

COMMUNITY RELATIONS BOARD – Room 11, Dennis D. Dove, Acting Director; Mayor Michael R. White, Chairman Ex-Officio; Mary Adele Springman, Vice-Chairman; Councilmen Michael Polensek and Edward Rybka, City Council Representatives; Muqit Abdul Sabur, Louise Boddie, Charles E. McBee, Larry C. Liou, John Gallo, Emmett Saunders, Mary Jan Buckshot, Sr. Joaquina Carrion, Kathryn M. Hall, Hasan Muheisen, Barbara S. Rosenthal, Henry Simon.

CIVIL SERVICE COMMISSION – Room 119, Anne Bloomberg, President; Carolyn Watts Allen, Vice President; Gregory J. Wilson, Secretary; Timothy J. Cosgrove, Member, Rev. Earl Preston, Member.

SINKING FUND COMMISSION – Michael R. White, President; Betsy Hruba, Asst. Sec'y.; _____, Director; President of Council Jay Westbrook.

BOARD OF ZONING APPEALS – Room 516, Carol Johnson, Chairman; Members; Chris Carmody, Margreat Hopkins, Ozell Dobbins, Tony Petkovsek, Eugene Cranford, Jr., Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516, J. F. Denk, Chairman; J. Bowes, James Williams, Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, Arthur Saunders, J.S. Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Cornell P. Carter, President; Finance Director Martin L. Carmody, Jr., Secretary; Council President Jay Westbrook.

BOARD OF SIDEWALK APPEALS – Service Director Mark Ricchiuto; Law Director Cornell P. Carter; Councilman Roosevelt Coats.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Cornell P. Carter; Utilities Director Michael Konicek; Council President Jay Westbrook.

CITY PLANNING COMMISSION – Room 501 – Hunter Morrison, Director; Anthony J. Coyne, Acting Chairman; David Bowen, Lillian W. Burke, Lawrence A. Lumpkin, Gloria Jean Pinkney, Rev. Edward D. Small, Councilman Odelia V. Robinson.

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

MORAL CLAIMS COMMISSION – Law Director Cornell P. Carter; Chairman; Finance Director Martin L. Carmody, Jr.; Council President Jay Westbrook; Councilman Roosevelt Coats; Councilman Martin J. Sweeney.

BOARD OF EXAMINERS OF ELECTRICIANS – Samuel Montfort, Chairman; Donald Baulknight, Anton J. Eichmuller, J. Gilbert Steele, Raymond Ossovicki, Chief Electrical Inspector; Laszlo V. Kemes, Secretary to the Board.

BOARD OF EXAMINERS OF PLUMBERS – Joseph Gyorky, Chairman; Earl S. Bumgarner, Alfred Fowler, Jozef Valencik, _____, Chief Plumbing Inspector; Laszlo V. Kemes, Secretary to the Board.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Richard Schanfarber, Chairman; Paul Volpe, Vice Chairman; Paul Burik, James Gibans, Sandra Morgan, Hunter Morrison, Theodore Sande, Galen Schuerlein, Randall Shorr, Councilman Craig E. Willis, Councilman Joe Cimperman, Robert Keiser, Executive Secretary.

CLEVELAND MUNICIPAL COURT JUSTICE CENTER—1200 ONTARIO CENTRAL SCHEDULING DEPARTMENT

JUDGE COURTROOM ASSIGNMENTS		
Judge		Courtroom
Presiding and Administrative Judge Larry A. Jones		13C
Judge Ronald B. Adrine		15A
Judge Colleen C. Cooney		14A
Judge C. Ellen Connolly		15C
Judge Sean C. Gallagher		12B
Judge Mabel M. Jasper		14D
Judge Mary E. Kilbane		14C
Judge Kathleen A. Keough		12C
Judge Ralph J. Perk, Jr.		14B
Judge Raymond L. Pianka (Housing Court Judge)		13B
Judge Angela R. Stokes		13A
Judge Gerald F. Sweeney		13D
Judge Robert J. Triozzi		12A

Earle B. Turner – Clerk of Courts, Linda M. DeLillo—Court Administrator, Robert C. Townsend, II—Bailliff; Kenneth Thomas—Chief Probation Officer, Michelle L. Paris—Chief Magistrate

The City Record



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Vol. 86

WEDNESDAY, OCTOBER 27, 1999

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CITY COUNCIL

MONDAY, OCTOBER 25, 1999

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1998-2001

MONDAY

9:30 A.M.—**Public Parks, Property & Recreation Committee:** Jones, Chairman; White, Vice Chairman; Britt, Polensek, Sweeney, Willis, Zone.

MONDAY—Alternating

11:00 A.M.—**Public Service Committee:** Sweeney, Chairman; Melena, Vice Chairman; Britt, Cintron, Johnson, Jones, O'Malley, Patmon, Polensek.

11:00 A.M.—**Employment, Affirmative Action & Training Committee:** White, Chairman; Cintron, Vice Chairman; Gordon, Johnson, Lewis, O'Malley, Rybka.

MONDAY

2:00 P.M.—**Finance Committee:** Johnson, Chairman; Westbrook, Vice Chairman; Cintron, Coats, Gordon, Lewis, Melena, Patmon, Robinson, Sweeney, Willis.

TUESDAY

9:00 A.M.—**Community and Economic Development Committee:** Jackson, Chairman; Robinson, Vice Chairman; Cimperman, Cintron, Coats, Gordon, Jones, Lewis, Rybka.

TUESDAY—Alternating

1:00 P.M.—**Public Health Committee:** Gordon, Chairman; Cimperman, Vice Chairman; Britt, Cintron, Dolan, Jackson, Robinson.

1:30 P.M.—**Legislation Committee:** Zone, Chairman; Johnson, Vice Chairman; Britt, Cimperman, Jackson, Rybka, Westbrook.

WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Westbrook, Chairman; Sweeney, Vice Chairman; Cimperman, Dolan, Lewis, Patmon, White.

10:00 A.M.—**Public Safety Committee:** Coats, Chairman; Zone, Vice Chairman; Gordon, Jackson, Jones, Melena, O'Malley, White, Willis.

WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** Willis, Chairman; Coats, Vice Chairman; Britt, Jones, Melena, O'Malley, Robinson, Rybka, Sweeney.

1:30 P.M.—**City Planning Committee:** Robinson, Chairman; Cimperman, Vice Chairman; Dolan, Jackson, O'Malley, White, Willis.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, October 25, 1999.

The meeting of the Council was called to order, the President, Jay Westbrook in the Chair.

Councilmen present: Britt, Cimperman, Cintron, Coats, Dolan, Gordon, Jackson, Johnson, Jones, Lewis, Melena, O'Malley, Patmon, Polensek, Rybka, Sweeney, Westbrook, White, Willis, Zone.

Also present were Mayor White and Directors Konicek, Ricchiuto, Jackson, Hudecek, Patterson, Warren, Dove, Axelrod, Morrison and Acting Director Whitlow.

Absent: Directors Carter, Carmody and Guzman.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Rev. Dr. Rodney S. Thomas of St. James A.M.E. Church, located at 1804 East 81st Street in Ward 6. Pledge of Allegiance.

MOTION

On the motion of Councilman Sweeney, the reading of the minutes of the last meeting was dispensed with and the journal approved.

COMMUNICATIONS

File No. 1897-99.
From the Public Utilities Department: re: complaint form. Received.

File No. 1898-99.
From the Board of Building Standards and Building Appeals re: Agenda for Public Hearing, Wednesday, October 27, 1999. Received.

FROM THE DEPARTMENT OF LIQUOR CONTROL

File No. 1899-99.
Re: Transfer of Ownership Application - 36533340005 - Has & Kal, Inc., d.b.a. Convenient Food Mart 3-053, 5741 Memphis Avenue. (Ward 16). Received.

File No. 1900-99.
Re: Transfer of Ownership Application - 0437070 - Baramoil, Inc.,

13900 Kinsman Avenue & Gas Pumps. (Ward 3). Received.

File No. 1901-99.
Re: Transfer of Ownership Application - 0340792 - Ayah, Inc., 2145 Broadway Road. (Ward 15). Received.

File No. 1902-99.
Re: Transfer of Ownership and Location Application - 8781121 - Take 5 Coffee Company, 1505 Euclid Avenue. (Ward 13). Received.

MAYOR'S APPOINTMENT

File No. 1740-99-A.

October 25, 1999

To the Honorable Council of the City of Cleveland City Council

Ladies and Gentlemen:

Report of the Mayor's Appointment Committee's consideration of the Mayor's Appointments to the Police Review Board.

We have before us the Mayor's Letter of September 30, 1999, wherein he names his appointment to the Police Review Board:

Thomas F. Jones
Expires on August 8, 2002

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

Mayor's Appointment Committee

Roosevelt Coats, Chairman
Joseph J. Zone
Odelia V. Robinson
Martin Sweeney
Patricia J. Britt

Without objection, Mayor's Appointment approved. Yeas 20. Nays 0.

CONDOLENCES RESOLUTIONS

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

Res. No. 1921-99—Twinnette Brown.
Res. No. 1922-99—Frances Mary Gels Ledger.

Res. No. 1923-99—John Miceli.
Res. No. 1924-99—Clarence McAuther Gillespie.

Res. No. 1925-99—Harry Albritton.

CONGRATULATIONS RESOLUTIONS

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

Res. No. 1926-99—Donald Thomas McClintock.

Res. No. 1927-99—Janez Podobnik.
Res. No. 1928-99—Merrick House.

**FIRST READING EMERGENCY
ORDINANCES REFERRED**

Ord. No. 1903-99.
By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to enter into contracts with the Ohio Department of Public Health for performance of environmental assessments of the residences of Medicaid-eligible children, for the Division of Environment, Department of Public Health.

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

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

Section 1. That the Director of Public Health is hereby authorized to enter into two contracts with the State of Ohio, Department of Health, under which the City will perform environmental assessments for lead hazards in residences occupied by Medicaid-eligible children during the period from September 1, 1999 through June 30, 2000 and July 1, 2000 through June 30, 2001. The contracts shall provide that the City will receive compensation for performing such assessments in the estimated amount of \$18,750 for the contract from September 1, 1999 through June 30, 2000, and \$22,125.00 for the contract from July 1, 2000 through June 30, 2001, and such other funds that may become available during the contract periods. The Director of Finance is hereby authorized to receive and accept such compensation on behalf of the City and the Director of Public Health is authorized to sign such documents as are necessary to enter into said contract.

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

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

Ord. No. 1904-99.
By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Cuyahoga County Board of Health for the 2000 Immunization Action Plan Grant.

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

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

Section 1. That the Director of Public Health is hereby authorized to apply for and accept a grant in the approximate amount of \$125,658.00, and any other funds as they become available during the grant term, from the Cuyahoga County Board of Health, to conduct the 2000 Immunization Action Plan Grant, for the purposes set forth in

the program description and according thereto; that the Director of Public Health is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the program description for said grant.

Section 2. That the program description for said grant, File No. 1904-99-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

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

Ord. No. 1905-99.
By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Service to enter into a requirement contract without competitive bidding with Pavement Technology for the purchase of reclaimite asphalt rejuvenating agent, for the Division of Streets, Department of Public Service.

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

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

Section 1. That it is hereby determined that the within commodity is non-competitive and cannot be secured from any source other than Pavement Technology. Therefore, the Director of Public Service is hereby authorized to make a written requirement contract for the period of one year with said contractor for reclaimite asphalt rejuvenating agent, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Service.

Section 2. That the cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 8738)

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

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

Ord. No. 1906-99.

By Councilman Dolan.

An emergency ordinance to vacate a portion of Groveland Avenue hereinafter described.

Whereas, on the 14th day of June, 1999 the Council of the City of Cleveland adopted Resolution No. 1078-99 declaring its intention to vacate a portion of Groveland Avenue, hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 1078-99 has been served upon the owners of all the property abutting Groveland Avenue, affected by said Resolution, notifying the said property owners of the time and place at which objections can be heard before the Board of Revision of Assessments, and

Whereas, on the 13th day of October, 1999, the Board of Revision of Assessments approved the vacation of Calvin Court S.W., hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating Groveland Avenue, hereinafter described and that it will not be detrimental to the general interest and ought to be made; and

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

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

Section 1. That all that portion of Groveland Avenue (60.00 feet wide) extending Westerly from Lorain Avenue (width varies) and Riveredge Road (60.00 feet wide) to its Easterly terminus, be and the same is hereby vacated.

Section 2. That there be and hereby is reserved to the City of Cleveland an easement for existing Division of Water equipment and, Division of Fire equipment.

The description of the easement is as follows:

That portion of Groveland Avenue (60.00 feet wide) extending Westerly from Lorain Avenue (width varies) and Riveredge Road (60.00 feet wide) to its Easterly terminus.

That no structures shall be hereafter erected on the premises described in this easement except those constructed in accordance with the approval, and in compliance with plans approved by the Commissioner of Cleveland Public Power, and the Chief of the Division of Fire, of the City of Cleveland.

Section 3. That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of Groveland Avenue, herein provided by sending him a copy of this Ordinance.

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

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

Ord. No. 1907-99.

By Councilman Cintron.
An emergency ordinance to vacate a portion of Calvin Court S.W. hereinafter described.

Whereas, on the 7th day of June, 1999 the Council of the City of Cleveland adopted Resolution No. 34-99 declaring its intention to vacate a portion of Calvin Court S.W., hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 34-99 has been served upon the owners of all the property abutting Calvin Court N.W., affected by said Resolution, notifying the said property owners of the time and place at which objections can be heard before the Board of Revision of Assessments, and

Whereas, on the 13th day of October, 1999, the Board of Revision of Assessments approved the vacation of Calvin Court S.W., hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating Calvin Court S.W., hereinafter described and that it will not be detrimental to the general interest and ought to be made; and

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

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

Section 1. That all that portion of Calvin Court S.W. (12.00 feet wide) extending Easterly from the Easterly line of West 17th Street (60.00 feet wide) to the Southerly prolongation of the Easterly line of Sublot Number 98 in Brainards & Curtiss Allotment as shown by the recorded plat in Volume 12, Page 43 of Cuyahoga County Records, be and the same is hereby vacated.

Section 2. That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of Calvin Court S.W., herein provided by sending him a copy of this Ordinance.

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

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

Ord. No. 1908-99.

By Councilman Jackson.
An emergency ordinance to vacate a portion of Shepard Court S.E. hereinafter described.

Whereas, on the 14th day of June, 1999 the Council of the City of Cleveland adopted Resolution No. 741-99 declaring its intention to vacate a portion of Shepard Court S.E., hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 741-99 has been served upon the owners of all the property abutting Shepard Court S.E., affected by said Resolution, notifying the said property owners of the time and place at which

objections can be heard before the Board of Revision of Assessments, and

Whereas, on the 13th day of October, 1999, the Board of Revision of Assessments approved the vacation of Calvin Court S.W., hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating Shepard Court S.E., hereinafter described and that it will not be detrimental to the general interest and ought to be made; and

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

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

Section 1. That all that portion of Shepard Court S.E. (12.00 feet wide) extending Easterly from the Easterly line of East 30th Street (50.00 feet wide) to that portion of Shepard Court S.E. vacated by the Council of the City of Cleveland by Ordinance Number 2157-78, passed October 30, 1978, be and the same is hereby vacated.

Section 2. That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of Shepard Court S.E., herein provided by sending him a copy of this Ordinance.

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

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

Ord. No. 1909-99.

By Councilman Sweeney.
An emergency ordinance to vacate a portion of Postal Court S.W. hereinafter described.

Whereas, on the 24th day of May, 1999 the Council of the City of Cleveland adopted Resolution No. 35-99 declaring its intention to vacate a portion of Postal Court S.W., hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 35-99 has been served upon the owners of all the property abutting Postal Court S.W., affected by said Resolution, notifying the said property owners of the time and place at which objections can be heard before the Board of Revision of Assessments, and

Whereas, on the 13th day of October, 1999, the Board of Revision of Assessments approved the vacation of Calvin Court S.W., hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating Postal Court S.W., hereinafter described and that it will not be detrimental to the general interest and ought to be made; and

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

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

Section 1. That all that portion of Postal Court S.W. (20.00 feet wide) extending Westerly from the Westerly line of West 130th Street (60.00 feet wide) to its Westerly terminus, be and the same is hereby vacated.

Section 2. That there be and hereby is reserved to the City of Cleveland an easement for existing Cleveland Public Power equipment.

The description of the easement is as follows:

That portion of Postal Court S.W. (20.00 feet wide) extending Westerly from the Westerly line of West 130th Street (60.00 feet wide) to its Westerly terminus.

That no structures shall be hereafter erected on the premises described in this easement except those constructed in accordance with the approval, and in compliance with plans approved by the Commissioner of Cleveland Public Power of the City of Cleveland.

Section 3. That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of Shepard Court S.E., herein provided by sending him a copy of this Ordinance.

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

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

Ord. No. 1910-99.

By Councilman Westbrook.
An emergency ordinance to vacate a portion of Sommer Court N.W. hereinafter described.

Whereas, on the 16th day of November, 1998 the Council of the City of Cleveland adopted Resolution No. 1613-98 declaring its intention to vacate a portion of Sommer Court N.W., hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 1613-98 has been served upon the owners of all the property abutting Sommer Court N.W., affected by said Resolution, notifying the said property owners of the time and place at which objections can be heard before the Board of Revision of Assessments, and

Whereas, on the 13th day of October, 1999, the Board of Revision of Assessments approved the vacation of Sommer Court N.W., hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating Sommer Court N.W., hereinafter described and that it will not be detrimental to the general interest and ought to be made; and

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

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

Section 1. That all that portion of Sommer Court N.W. (12.00 feet wide) extending Westerly from the Westerly line of West 95th Street (50.00 feet wide), to the Easterly line of West 96th Street (30.00 feet wide), be and the same is hereby vacated.

Section 2. That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of Sommer Court N.W., herein provided by sending him a copy of this Ordinance.

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

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

Ord. No. 1911-99.

By Councilman Cintron.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2060 West 41st Street to Bailey Orchard Development Limited, LLC or designee.

Whereas, the City of Cleveland has elected to adopt and implement the procedures under Chapter 5722 of the Ohio Revised Code to facilitate reutilization of nonproductive lands situated within the City of Cleveland; and

Whereas, real property acquired under the City's Land Reutilization Program is acquired, held, administered and disposed of by the City of Cleveland through its Department of Community Development under the terms of Chapter 5722 of the Ohio Revised Code and Section 183.021 of Codified Ordinances of the City of Cleveland, 1976; and

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 007-01-024, as more fully described in Section 2 below, to Bailey Orchard Development Limited, LLC or designee.

Section 2. That the real property to be sold pursuant to Section 1 of this Ordinance is more fully described as follows:

P.P. No. 007-01-024

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 20 feet of Sublot No. 20 and all of Sublot No. 19 in Mueller and Meyer's Peach Orchard Allotment of part of Original Brooklyn Township Lot No. 52, as shown by the recorded plat in Volume 2 of Maps, Page 55 of Cuyahoga County Records, and together forming a parcel of land 50 feet front on the Westerly side of West 41st Street (formerly Burton Street) and extending back of equal width 125

feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 3. That all documents necessary to complete the conveyance authorized by this ordinance shall be executed within six (6) months of the effective date of this ordinance. If all of the documents are not executed within six (6) months of the effective date of this ordinance, or such additional time as may be granted by the Director of Community Development, this ordinance shall be repealed and shall be of no further force or effect.

Section 4. That the consideration for the subject parcel shall be established by the Board of Control and shall be not less than Fair Market Value taking into account such terms and conditions, restrictions and covenants as are deemed necessary or appropriate.

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest.

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

Referred to Directors of Economic Development, City Planning Commission, Finance, Law; Committees on Community Development, City Planning, Finance.

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 1912-99.

By Councilman Britt.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Cleveland Tenants' Organization to provide support services to tenant organizations in multi-family apartment buildings in Ward 6.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Cleveland Tenants' Organization to provide support services to tenant organizations in multi-family apartment buildings in Ward 6 of the City of Cleveland.

Section 2. That the costs of said contract shall be in an amount not to exceed Eleven Thousand Dollars (\$11,000.00) and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 20. Nays 0. Read second time. Read third time in full. Passed. Yeas 20. Nays 0.

Ord. No. 1913-99.

By Councilman Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the CROP Walk and Celebration of Life on November 10, 1999, sponsored by the Church World Services, a ministry of the National Council of Churches of Christ in the U.S.A.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves the holding of the CROP Walk and Celebration of Life, sponsored by the Churches World Services, a ministry of the National Council of Churches of Christ in the U.S.A., on November 10, 1999, with the participants to begin walking south from the Cleveland Convention Center to St. Clair Ave., proceed west down St. Clair Ave. to Ontario Ave., north on Ontario to Lakeside Ave., west on Lakeside to East 6th St., south on East 6th Street to St. Clair Ave., cross at stop light on East 6th St. and St. Clair Ave. to Sheraton Hotel; 2nd south in case of unfavorable weather, exit south out of Convention Center to St. Clair Ave., walk east on St. Clair Ave. to East 6th St. and St. Clair Ave., cross at stop light to the Sheraton Hotel, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 20. Nays 0. Read second time. Read third time in full. Passed. Yeas 20. Nays 0.

Ord. No. 1914-99.
By Councilmen Coats and Patmon.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the FAMICOS Foundation to construct and rehabilitate office space for outreach programs to benefit residents in and around the Glenville community.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with the FAMICOS Foundation to construct and rehabilitate office space for outreach programs conducted through the Lee Memorial AME Church to benefit residents in and around the Glenville community.

Section 2. That the costs of said contract shall be in an amount not to exceed Fifty Thousand Dollars (\$50,000.00) and shall be paid from Fund No. 10 SF 166, with Twenty-Five Thousand Dollars (\$25,000.00) to be paid from Ward 10 and Twenty-Five Thousand Dollars (\$25,000.00) to be paid from Ward 8.

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

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

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

The rules were suspended. Yeas 20. Nays 0. Read second time. Read third time in full. Passed. Yeas 20. Nays 0.

Ord. No. 1915-99.
By Councilman Patmon.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the FAMICOS Foundation to purchase and install playground equipment at Empire Computech Center in Ward 8.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with the FAMICOS Foundation to purchase and install playground equipment at Empire Computech Center located at 9113 Parmelee Avenue in Ward 8.

Section 2. That the costs of said contract shall be in an amount not to exceed Six Thousand Five Hundred Dollars (\$6,500.00) and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 20. Nays 0. Read second time. Read third time in full. Passed. Yeas 20. Nays 0.

Ord. No. 1916-99.
By Councilman Polensek.
An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Northeast Shores Development Corporation to stretch banners/holiday lights across E. 161st and Waterloo, 16006 Waterloo, 15812 Waterloo, 15800 Waterloo, 15712 Waterloo, 15704 Waterloo, E. 157th and Waterloo, 15610 Waterloo, 15602 Waterloo, 15504 Waterloo, 15430 Waterloo, 15414 Waterloo, 15322 Waterloo, 15300 Waterloo, 15311 Waterloo, Slov. Home Parking, 15425 Waterloo, 15509 Waterloo, 15515 Waterloo, 382 E. 156th St., 376 E. 156th St., 362 E. 156th St., 15613 Waterloo, 15718 Waterloo, 15813 Waterloo, 16005 Waterloo and 16021 Waterloo, for the period from November 25, 1999 to January 7, 2000, inclusive, publicizing the Holiday Season.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Service is hereby authorized and directed to issue a permit to Northeast Shores Development Corporation to install, maintain and remove banners/holiday lights across E. 161st and Waterloo (pole nos. A4075 & 18060), 16006 Waterloo, 15812 Waterloo, 15800 Waterloo (pole no. A2784), 15712 Waterloo (pole no. A2783), 15704 Waterloo (pole no. A2782), E. 157th and Waterloo, 15610 Waterloo, 15602 Waterloo, 15504 Waterloo (pole no. A2778), 15430 Waterloo, 15414 Waterloo (pole no. A2775), 15322 Waterloo, 15300 Waterloo, 15311 Waterloo, Slov. Home Parking (pole no. 723804), 15425 Waterloo (pole no. 723082), 15509 Waterloo (pole no. 518480), 15515 Waterloo (pole no. A2720), 382 E. 156th St., 376 E. 156th St., 362 E. 156th St. (pole no. A2672), 15613 Waterloo, 15718 Waterloo, 15813 Waterloo, 16005 Waterloo and 16021 Waterloo (pole no. 523906), for the period from November 25, 1999 to January 7, 2000, inclusive. Said banners/holiday lights shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banners/holiday lights will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners/holiday lights and said banners/holiday lights shall be removed promptly upon the expiration of said permit.

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

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

The rules were suspended. Yeas 20. Nays 0. Read second time. Read third time in full. Passed. Yeas 20. Nays 0.

Ord. No. 1917-99.
By Councilman Polensek.
An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Northeast Shores Development Corporation to stretch banners/holiday lights across East 185th Street at 18482 Lakeshore Blvd., 542 East 185th Street, 632 East 185th Street, 694 East 185th Street, 726 East 185th Street, 782 East 185th Street, 832 East 185th Street, 910 East 185th Street and 1010 East 185th Street, for the period from November 25, 1999 to January 7, 2000, inclusive, publicizing the Holiday Season.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Service is hereby authorized and directed to issue a permit to Northeast Shores Development Corporation to install, maintain and remove banners/holiday lights across East 185th Street at 18482 Lakeshore Blvd., 542 East 185th Street, 632 East 185th Street, 694 East 185th Street, 726 East 185th Street, 782 East 185th Street, 832 East 185th Street, 910 East 185th Street and 1010 East 185th Street, for the period from November 25, 1999 to January 7, 2000, inclusive. Said banners/holiday lights shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners/holiday lights and said banners/holiday lights shall be removed promptly upon the expiration of said permit.

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

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

The rules were suspended. Yeas 20. Nays 0. Read second time. Read third time in full. Passed. Yeas 20. Nays 0.

**FIRST READING EMERGENCY
RESOLUTIONS READ IN FULL
AND ADOPTED**

**Res. No. 1918-99.
By Councilman Rybka.**

An emergency resolution withdrawing objection to the transfer of ownership of a D5 Liquor Permit to 3578 Independence Road, and repealing Res. No. 1349-99, objecting to said transfer of ownership.

Whereas, this Council objected to the transfer of ownership of a D5 Liquor Permit to 3578 Independence Rd., by Res. No. 1349-99, adopted July 14, 1999; and

Whereas, this Council wishes to withdraw its objection to the above transfer of ownership and consents to said transfer of ownership; and

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

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

Section 1. That objection to the transfer of ownership of a D5 Liquor Permit to 3578 Independence Rd., be and the same is hereby withdrawn and Res. No. 1349-99, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership thereof.

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

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

The rules were suspended. Yeas 20. Nays 0. Read second time. Read third time in full. Adopted. Yeas 20. Nays 0.

**Res. No. 1919-99.
By Councilman Coats.**

An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 14625 Woodworth Ave.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 4422150, KT Woodworth Corp., 14625 Woodworth Ave., Cleveland, Ohio 44112, to Permit No. 4618855, Khalil Inc., DBA Woodworth Food Mart, 14625 Woodworth Ave., Cleveland, Ohio 44112; and

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

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

Whereas, the place for which the permit is sought has not conformed to the building, safety or

health requirements of the governing body of this County or City; and

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 4422150, K T Woodworth Corp., 14625 Woodworth Ave., Cleveland, Ohio 44112, to Permit No. 4618855, Khalil Inc., DBA Woodworth Food Mart, 14625 Woodworth Ave., Cleveland, Ohio 44112; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

The rules were suspended. Yeas 20. Nays 0. Read second time. Read third time in full. Adopted. Yeas 20. Nays 0.

**Res. No. 1920-99.
By Councilman Lewis.**

An emergency resolution objecting to the transfer of location of a C2 and C2X Liquor Permit to 8812 Hough Ave.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of location of a C2 and C2X Liquor Permit from Permit No. 1901813, Dana Distributors, Inc., DBA Hough Beverage & Deli, 8800 Hough Ave., 1st Fl., Cleveland, Ohio 44106, to Permit No. 19018130001, Dana Distributors Inc., DBA Hough Beverage & Deli, 8812 Hough Ave., Cleveland, Ohio 44106; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of location of a C2 and C2X Liquor Permit from Permit No. 1901813, Dana Distributors, Inc., DBA Hough Beverage & Deli, 8800 Hough Ave., 1st Fl., Cleveland, Ohio 44106, to Permit No. 19018130001, Dana Distributors Inc., DBA Hough Beverage & Deli, 8812 Hough Ave., Cleveland, Ohio 44106; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

The rules were suspended. Yeas 20. Nays 0. Read second time. Read third time in full. Adopted. Yeas 20. Nays 0.

SECOND READING EMERGENCY ORDINANCES PASSED**Ord. No. 1082-99.**

By Councilmen Westbrook and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into a First Amendment to Leases By Way of Concession with Host International, Inc. City Contract Nos. 42575 and 33958.

Approved by Directors of Port Control, Finance, Law; Finance, Law; Recommended by Committees on Aviation and Transportation, Finance; when amended as follows:

1. In Section 1, line 5, strike "as determined by the City" and insert in lieu thereof **"including flight crews"**.

2. In Section 1, line 6, after "items" insert **"excluding alcohol and tobacco products."**

3. In Section 1, at the end, insert the following new sentences: **"Every six months during the term of these two Leases, Contract Nos. 42575 and 33958, the Director of Port Control shall provide a written report to the Clerk of Council detailing the financial impact of this ordinance. The first such report will be due on June 1, 2000, and a report will thereafter be due each December 1 and June 1 during the term of these Leases."**

Amendments agreed to.

The rules were suspended. Yeas 20. Nays 0. Read third time in full. Passed. Yeas 20. Nays 0.

In compliance with Section 33 of the Charter, a copy of the legislation was furnished to each member of Council before final passage.

Ord. No. 1092-99.

By Councilman O'Malley.

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Sections 347.16 thereof, relating to drive-through establishments.

Approved by Directors of City Planning Commission, Law; Relieved of Committee on Legislation; Recommended by Committee on Finance; when amended as follows:

1. Insert the following new Whereas clauses before the existing one:

"Whereas, drive-through establishments produce noise, light and traffic that is disruptive to residents who live near to the drive-through establishments and is a threat to public health, safety and welfare, and

Whereas, drive-through establishments including existing drive-through establishments, are hereby declared to constitute a public nuisance; and

Whereas, this public nuisance may be abated by regulation of noise, light and traffic; and"

2. In Section 1, at division (a) of Section 347.16, line 5, after "drive-through operations" insert **"including noise, light and traffic,"**; and in line 7, between "hazardous" and the period, insert **"to children and pedestrians"**.

3. In Section 1, at the end of the division (g) of Section 347.16, insert new division (h) to read as follows:

"(h) Application to existing Drive-through Establishments. The Regulations contained in division (g) above shall apply to drive-through establishments that are legally existing as of the original date this section is enacted. These existing drive-through establishments rendered nonconforming by this section shall comply with the provisions of

this section no later than May 1, 2000."

Amendments agreed to.

The rules were suspended. Yeas 20. Nays 0. Read third time in full. Passed. Yeas 20. Nays 0.

In compliance with Section 33 of the Charter, a copy of the legislation was furnished to each member of Council before final passage.

Ord. No. 1120-99.

By Councilmen Jones and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of various electrical supplies, materials and equipment necessary for building maintenance, and renovation and improvement projects at various City facilities, for the Division of Property Management, Department of Parks, Recreation and Properties, for a period not to exceed three years.

Approved by Directors of Parks, Recreation and Properties, Finance, Law; Recommended by Committees on Public Parks, Property and Recreation, Finance; when amended as follows:

1. In Section 1, line 8, strike "as purchased during the preceding term" and insert in lieu thereof **"of \$410,000.00"**.

2. Insert new Section 3 to read as follows:

"Section 3. That the Director of Parks, Recreation and Properties shall report to the Clerk of Council the name of the contractor or contractors selected and the terms of the contract or contracts."

3. Renumber existing Section 3 to new **"Section 4"**.

Amendments agreed to.

The rules were suspended. Yeas 20. Nays 0. Read third time in full. Passed. Yeas 20. Nays 0.

In compliance with Section 33 of the Charter, a copy of the legislation was furnished to each member of Council before final passage.

Ord. No. 1418-99.

By Councilmen Cimperman, Westbrook and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into a lease agreement with the United States of America for certain space at Burke Lakefront Airport for use by the Federal Aviation Administration and authorizing the City to provide certain services to said leased space for a period of one year with ten one-year options to renew.

Approved by Directors of Port Control, Finance, Law; Recommended by Committees on Aviation and Transportation, Finance.

The rules were suspended. Yeas 20. Nays 0. Read third time in full. Passed. Yeas 20. Nays 0.

THIRD READING EMERGENCY ORDINANCES PASSED**Ord. No. 1410-99.**

By Councilmen Polensek, Willis, Robinson and Johnson (by departmental request).

An emergency ordinance determining the method of making the public improvement of remediating erosion affecting water facilities in portions of the Euclid Creek Reservation, including repairing and maintaining affected water mains, and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 1421-99.

By Councilman Cimperman (by request).

An emergency ordinance to change the name of Alpha Court S.E. to "Benjamin Rose Court S.E."

Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 1422-99.

By Councilman Cimperman (by request).

An emergency ordinance to change the name of Glass Avenue N.E. to "Lausche Avenue N.E."

Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 1559-99.

By Councilmen Britt, Coats, Johnson, Robinson, White and Willis (by departmental request).

An emergency ordinance determining the method of making the public improvement of replacing East 123rd Street sewer, and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 1560-99.

By Councilmen Zone, Coats, Robinson and Johnson (by departmental request).

An emergency ordinance determining the method of making the public improvement of replacing the Matherson Avenue sewer, and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 1703-99.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of one motor, for the Division of Water, Department of Public Utilities.

Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 1741-99.

By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the Director of Finance to enter into contract with Kronos Incorporated for the professional maintenance services for Kronos software, for the Division of Accounts, Department of Finance, for a period of not to exceed five years.

Read third time. Passed. Yeas 20. Nays 0.

THIRD READING ORDINANCES PASSED**Ord. No. 270-99.**

By Councilman Westbrook.

An ordinance to change the Use and Area Districts of lands on the north side of Madison Avenue, N.W. between West Boulevard and West 100th Street. (Map Change No. 1987, Sheet No. 1)

Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 898-99.

By Councilman Cimperman.

An ordinance to change the Use, Area, and Height Districts of lands on the southeasterly side of Glass Avenue, N.E. between E. 61 Street and Norwood Avenue, N.E. (Map Change No. 1992, Sheet No. 4)

Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 1093-99.

By Councilman Dolan.

An ordinance to change the Use District for the land area south of Old Lorain Road in the proposed expanded Fairview Hospital Riveredge parking facility to a Parking District and a 'C' Area District (Map Change No. 1993, Sheet No. 12).

Read third time. Passed. Yeas 20. Nays 0.

MOTION

By Councilman Sweeney, seconded by Councilman Britt and unanimously carried that the absence of Councilman Odellia V. Robinson, be and is hereby authorized.

The Council adjourned at 7:55 p.m. to meet on Monday, November 8, 1999, at 7:00 p.m.



Clerk of Council

THE CALENDAR

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

ORDINANCE**Ord. No. 594-99.**

By Councilman Coats.

An ordinance to change the Use and Area Districts of lands on the westerly corner of Cliffview Road, N.E. and Belvoir Boulevard, N.E. (Map Change No. 1990, Sheet No. 7)

BOARD OF CONTROL

October 20, 1999

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, October 20, 1999, at 11:00 a.m., with Mayor White presiding.

Present: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Absent: Director Carter.

Others: Myrna Branche, Commissioner, Purchases and Supplies, Laura Williams, Acting Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 698-99.

By Director Carmody.

Be it resolved by the Board of Control of the City of Cleveland, pursuant to the authority of Ordinance No. 638-99, passed by the Council of the City of Cleveland on May 17, 1999, Great Northern Consulting Services is hereby selected from a list of qualified consultants available for such employment to provide professional services of on-site and telephone maintenance for the Solaris Operating System which is a component of the CCA/MITIS computer system of the Department of Finance, Division of Taxation.

Be it further resolved that the Director of Finance is hereby directed to enter into a contract for one (1) year with two (2) one-year renewal options with Great Northern Consulting Services based on its proposal dated March 31, 1999, for an aggregate fee per year not in excess of \$25,000.00, which contract shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 699-99.

By Director Carmody.

Resolved, by the Board of Control of the City of Cleveland that the bid of William Wolf and Co. for an estimated quantity of Paint and Paint Materials (Group II) for the Division of various Divisions of City Government, Department of Finance, for the period of one (1) year beginning with the date of execution of a contract received on July 9th, 1999, pursuant to the authority of Ordinance No. 711-99, passed May 17th, 1999, which on the basis of the estimated quantity would amount to Twenty Five Thousand and 00/100 Dollars, (\$25,000.00), (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 09694

which shall be certified against such contract in the sum of One Thousand Two Hundred-Fifty and 00/100 Dollars (\$1,250.00).

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

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 700-99.

By Director Carmody.

Resolved by the Board of Control of the City of Cleveland that all bids received on July 9, 1999 for Paint and Paint Materials (one (1) thru 88 and Group III) for the Division of various divisions of City Government, Department of Finance, pursuant to the authority of Ordinance No. 711-99, passed by the Council of the City of Cleveland on May 17, 1999, be and the same are hereby rejected.

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery,

Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 701-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 468-99, adopted July 21, 1999, pursuant to the authority of Section 129.24 of the Codified Ordinances of Cleveland Ohio, 1976, approving the bid of Lucier Chemical Industries, Ltd. dba LCI, Ltd., as lowest and best for sodium fluorosilicate and fluorosilicic acid (all items), for the Division of Water, Department of Public Utilities, is hereby amended by deleting the contract amount of "One Hundred Twenty Five Thousand Dollars (\$125,000)" and adding the contract amount of "Three Hundred Twenty Eight Thousand Sixty Three Dollars and Eighty Cents (\$328,063.80)".

Be it further resolved that all other provisions of said Resolution No. 468-99 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 702-99.

By Director Konicek.

Resolved, by the Board of Control of the City of Cleveland that the bid of Advanced Roofing Systems, Inc. for an estimated quantity of Labor and Materials to Repair and/or Replace Roofs (Items 1A, 3A, 4B, 5B, 7B and 8B) for the Division of Water Pollution Control, Department of Public Utilities, for the period of one (1) year beginning with the date of execution of a contract received on September 2, 1999, pursuant to the authority of Ordinance No. 535-94, passed June 6, 1994, which on the basis of the estimated quantity would amount to One Hundred Twenty-Seven Thousand Six Hundred Fifteen and 00/100 Dollars, (\$127,615.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 11315

which shall be certified against such contract in the sum of One Hundred Twenty-Seven Thousand Six Hundred Fifteen and 00/100 Dollars (\$127,615.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors to Advanced Roofing Systems, Inc. for the contract authorized herein is approved:

SUBCONTRACTORS WORK

J & A Construction, Inc.

Roof Demolition/
Supply Roof
Materials

Burkshire Construction, Inc.

Carpentry/Roof
Demolition

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 703-99.

By Director Konicek.

Resolved by the Board of Control of the City of Cleveland that all bids received on September 2, 1999 for Labor and Materials to Repair and/or Replace Roofs (Items 1B, 2A, 2B, 3B, 4A, 5A, 6A, 6B, 7A and 8A) for the Division of Water Pollution Control, Department of Public Utilities, pursuant to the authority of Ordinance No. 535-94, passed by the Council of the City of Cleveland on June 6, 1994, be and the same are hereby rejected.

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 704-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Electrical Constructors for an estimated quantity of labor and material to maintain the high voltage static pipe type transmission cable system, all items, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract received on the 23rd day of September, 1999, pursuant to the authority of Ordinance No. 564-97, passed June 2, 1997 on the basis of the estimated quantity would amount to One Hundred Forty Nine Thousand Eight Hundred Eighty and no/100 Dollars, (\$149,880.00), (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 14564

which shall be certified against such contract in the sum of Seventy Five Thousand no/100 Dollars (\$75,000.00).

Said requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for such commodities, whether more or less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director

Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 705-99.

By Director Balraj.

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 472-99, adopted July 21, 1999, as amended by Resolution No. 598-99, adopted September 8, 1999, pursuant to the authority of Ordinance No. 561-97, passed June 18, 1997, approving the bid of Perfecturf, Inc. as lowest and best for the Consolidated Rental Car Facility Ready Return Building, Site Landscaping Package, is hereby further amended by changing the words "Alternates Nos. 1 and 2" to "Alternates No. 2 and 3," where appearing.

Be it further resolved that all other terms and provisions of said Resolution No. 472-99, as amended by Resolution No. 598-99, not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 706-99.

By Director Ricchiuto.

Be it resolved by the Board of Control of the City of Cleveland that the employment of the following sub contractor under City contract no. 52301 entered into with Waste Management of Ohio, Inc. pursuant to Ordinance No. 256-97 passed May 5, 1997, and Board of Control Resolution No. 759-97 adopted September 17, 1997, for Solid Waste Disposal Services (Contract W. Alternate 1) for the Division of Waste Collection and Disposal, Department of Public Service, hereby is approved:

Refuse Transfer Systems, Inc.

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 707-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Republic Waste Services for an estimated quantity of disposal of tires (Contract T) for the Division of Waste Collection and Disposal, Department of Public Service, for the period of two years beginning with the date of execution of a contract received on September 15, 1999, pursuant to the authority of Ordinance No. 579-99, passed May 17, 1999, which on the basis of the estimated quantity would amount to One Hundred Seventy Three Thousand Eight Hundred and No/100 Dollars, (\$173,800.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial

amount of such contract of the following:

Requisition No. 3555

which shall be certified against such contract in the sum of Eight Thousand Six Hundred and 90/100 Dollars (\$8,690.00).

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

Be it further resolved, that the employment of the following sub-contractor to Republic Waste Services, is hereby approved:

Granger Trucking, Inc.

(MBE) 30%

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 708-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Jack Doheny Supplies, Inc. for an estimated quantity of Elgin sweeper parts and labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of two (2) years beginning with the date of execution of a contract received on September 24, 1999, pursuant to the authority of Ordinance No. 1074-99, passed June 14, 1999, which on the basis of the estimated quantity would amount to approximately Two Hundred Thousand and no/100 Dollars, (\$200,000.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 09698

which shall be certified against such contract in the sum of Ten Thousand Dollars and no/100 Dollars (\$10,000.00).

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

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 709-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Columbus Equipment Co. for an estimated quantity of Gallon equipment parts and labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public

Service, for the period of two (2) years beginning with the date of execution of a contract, received on September 17, 1999, pursuant to the authority of Ordinance No. 1118-99, passed July 14, 1999, which on the basis of the estimated quantity would amount to approximately Two Hundred Thousand and no/100 Dollars, (\$200,000.00), (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 09697

which shall be certified against such contract in the sum of Ten Thousand Dollars and no/100 Dollars (\$10,000.00).

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

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 710-99.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland that all bids received on September 23, 1999 for Grayton Road Access to Cleveland Business Park, for the Division of Engineering & Construction, Department of Public Service, pursuant to the authority of Ordinance No. 1786-97 & 506-99, passed by the Council of the City of Cleveland on September 22, 1997 & June 14, 1999, respectively, be and the same are hereby rejected.

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 711-99.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland that all bids received on September 15, 1999 for the transfer and disposal of municipal solid waste (Contract W) and bulk waste (Contract B) for the Division of Waste Collection and Disposal, Department of Public Service, pursuant to the authority of Ordinance Nos. 577-99 and 578-99, passed by the Council of the City of Cleveland on May 17, 1999, be and the same are hereby rejected.

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 712-99.

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that the bid of Metzger Photo Supply Co. for an estimated quantity of photo supplies, group I all items, group II of all items, group III item no. 18 to item no. 21, item no. 23 to item no. 30 and group IV item no. 31 to item no. 40, item no. 42, item no. 43, item no. 45 to item no. 48, item no. 52 and item no. 54 to item no. 62, for the Division of Police, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract received on June 24, 1999, pursuant to the authority of Ordinance No. 98-98, passed April 26, 1999, which on the basis of the estimated quantity would amount to Two Hundred Eighty-Three Thousand, Nine Hundred Seventy-Four and 68/100 Dollars, (\$283,974.68), (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 06004

Item 1 to Item 6, as specified which shall be certified against such contract in the sum of Fourteen Thousand Four Hundred-Six and 75/100 Dollars (\$14,406.75).

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

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 713-99.

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that all bids received on June 24, 1999 for Photo Supplies, item no. 22, for the Division of Police, Department of Public Safety, pursuant to the authority of Ordinance No. 98-99, passed April 26, 1999, be and the same are hereby rejected.

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 714-99.

By Director Hudecek.

Resolved, by the Board of Control of the City of Cleveland that the bid of Tesco Builders, Inc. for an estimated quantity of boarding up of structures for the drug house board-up program for the Division of Building and Housing, Department of Community Development, for the period of two (2) years beginning with the date of execution of a contract received on the 9th day of Sept., 1999, pursuant to the authori-

ty of Ordinance No. 690-98, passed May 18th, 1998, which on the basis of the estimated quantity would amount to Six Hundred Fifty Seven Thousand Eight Hundred Thirty Seven and 50/100 Dollars, (\$657,837.50), is hereby affirmed and approved as the lowest and best bid, and the Director of Community Development is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 1923

which shall be certified against such contract in the sum of Dollars (\$60,000.00).

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

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 715-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of General Safety Equipment, LLC for an estimated quantity of two (2) 109' aerial ladders, including options 1, 3, 6, 7, 8 (2 units), for each vehicle and 9 (3 months rental) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on September 29, 1999, pursuant to the authority of Ordinance No. 1058-99, passed June 14, 1999, which on the basis of the estimated quantity would amount to approximately Nine Hundred Forty-Six Thousand Five Hundred Forty and 00/100 Dollars, (\$946,540.00), (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 09707

which shall be certified against such contract in the sum of Nine Hundred Forty-Six Thousand Five Hundred Forty and 00/100 Dollars (\$946,540.00).

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

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

Resolution No. 716-99.

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that the bid of Independence Communications, Inc. for an estimated quantity of PSAP TDD Modules all items, for the Division of Police, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract received on October 8, 1999, pursuant to the authority of Ordinance No. 182-99, passed June 7, 1999, which on the basis of the estimated quantity would amount to Twenty-Nine Thousand, Six Hundred Twenty-Five and 00/100 Dollars, (\$29,625.00), (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 12325

All items, as specified

which shall be certified against such contract in the sum of Twenty-Nine Thousand, Six Hundred Twenty-Five and 00/100 Dollars (\$29,625.00).

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

Yeas: Mayor White, Acting Director Marks, Directors Carmody, Konicek, Acting Director Barokhovich, Director Ricchiuto, Acting Director Montgomery, Director Guzman, Acting Director Miller, Directors Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: Director Carter.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ANNE BLOOMBERG,
President

CIVIL SERVICE NOTICE

ANNOUNCEMENT - 1999

Announcement No.	Classification
68	Project Director (Open) (Divisional)
69	Project Director (Non-Competitive)
70	Receptionist-Department of Personnel (Open)
71	Systems Analyst (Open)

PROOF OF CITY RESIDENCY

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

Lease - from rental agency.

Lease - from independent party. Must include copy of cancelled check or money order receipts for previous rent and/or security deposit, and fully executed; otherwise, it is unacceptable.

Utility bills bearing the property address and your name.

Post Office change of address form properly date stamped.

Official documents relating to home ownership including deed, purchase agreement, or insurance policy.

Bank statements (Within last three months).

School registration of children.

Car insurance documents.

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

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

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

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

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

Library cards.

Voter registration cards.

Birth certificates.

Notarized letters or affidavits.

Social Security card.

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

**APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 68**

PROJECT DIRECTOR (OPEN) (DIVISIONAL)

Public Notice is hereby given by the Civil Service Commission of Cleveland, OH, of an open examination for the above mentioned classification.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 1, 1999 UNTIL 4:30 P.M. ON FRIDAY NOVEMBER 5, 1999.**

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, NOVEMBER 5, 1999.

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

EXAMINATION INFORMATION

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

NOTE: Each applicant is required to submit a detailed Resume of education and experience.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$22,333.40 to \$63,385.82.

DUTIES OF THE POSITION

Under Administrative direction, coordinates and supervises all phases of designated program and project development and administration. Assists with, or performs, special projects as assigned. Provides training and technical assistance within and outside of the department as directed. Prepares and delivers presentations. Plans, develops, and administers projects and programs within a work unit. Reviews and evaluates program/project impact. Identifies project resources, requirements, methods, and techniques. Prepares funding proposals and government reports. Monitors program contracts for compliance with terms and specifications. Conducts field site visits as necessary. Performs other job-related duties as required.

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

Civil Service Commission/Residency Investigator: High school Diploma or G.E.D. required. Minimum of ten (10) years investigating experience required. Must possess superior written and verbal communication skills. Working experience with a governmental agency or any equivalent combination of education, training, and experience, which provides the requisite knowledge, skills, and abilities for this job. A valid Ohio Driver's License is required to perform the essential functions of this position.

Community Development/Neighborhood Services: Bachelor's Degree in Business/Public Administration or

related field required; three (3) years of managerial experience. Work experience with a non-profit or governmental agency required along with knowledge of housing repair programs and knowledge of federal regulations and guidelines; or, any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job. (One year of experience may substitute for each year of college education lacking.)

Community Relations Board: Bachelor's Degree is required; a law degree/admittance to the Ohio Bar is preferred. Experience with investigating claims of discrimination, statutory interpretation and exposure to case law. Experience with federal grants and budgets. Must possess managerial skills. Work experience with a non-profit or governmental agency required; or any equivalent combination of education, training, and experience that provides the requisite knowledge, skills, and abilities for this job. (One year of experience may substitute for each year of college education lacking.)

CPP/Public Utilities/Project Management Scheduler: Bachelor's Degree in Business Administration or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job. Also, five (5) years experience in the Electrical Utility Industry, preferably in the areas of construction, design, and purchasing. (One year of experience may substitute for each year of college education lacking.) Must possess excellent written and verbal communication skills. Must possess superior customer service skills. Proficiency is Microsoft Office 97 (Word, Excel and Access). A valid Ohio Driver's License is required to perform the functions of this position

CPP/Public Utilities/Contract Administrator: Bachelor's Degree in Business Administration or related area is required; along with ten (10) years experience with hands-on-field constructions. Must possess proven Project Management background. Knowledge and exposure to electrical, T & D, and Utility functions and procedures. Procurement and contract experience is a must. Must possess excellent written and verbal communication skills. A valid Ohio Driver's License is required to perform the functions of this position.

Department of Aging/Chore & Senior Homeowner Assistance Programs: Bachelor's Degree or equivalent work experience with a non-profit or governmental agency. Work experience with senior citizens or in a social service environment coordinating, organizing, marketing, and promoting community programs is required; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this job. (One year of experience may substitute for each year of college education lacking.) A valid Ohio Driver's License is required to perform the functions of this position.

Economic Development/Home Insulation Manager: High school diploma or G.E.D. required. Working knowledge or residential acoustical construction and quality control. Must possess superior communication and customer service skills along with

proven managerial experience. Work experience with a non-profit or governmental agency or any equivalent combination of education, training, and experience, which provides the requisite knowledge, skills, and abilities for this job. A valid Ohio Driver's License is required to perform the essential functions of this position.

Economic Development/Project Director: MBA or MPA in finance or economics, or equivalent financial experience required. Four (4) years of work experience in commercial lending or governmental economic development and familiarity with public grant and loan administration; or any equivalent combination of education, training, and experience that provides the requisite knowledge, skills, and abilities for this job. Possess superior credit analysis skills including fixed asset financing. (One year of experience may substitute for each year of college education lacking.) A valid Ohio Driver's License is required to perform the essential functions of this position.

Engineering and Construction: Bachelor's Degree in Geography/related field or any equivalent combination of education, training, and experience that provides the requisite knowledge, skills, and abilities for this position. Two (2) years experience in Geographic Information Systems and CAD. Proficient in INFO CAD and Microsoft Office 97. Must possess computer literacy, experience with the UNIX Operating System, and technical skills. Must possess excellent written and verbal communication skills. (One year of experience may substitute for each year of college education lacking.)

Finance, Purchases & Supplies Department: Bachelor's Degree in Marketing or related field, or any equivalent combinations of education, training, and experience that provides the requisite knowledge, skills, and abilities for this job. Minimum of four (4) years of prior purchasing experience is required. Proven supervisory skills is a must. Must possess computer and Internet proficiency. (One year of experience may substitute for each year of college education lacking.) A valid Ohio Driver's License is required.

Law: A Bachelor's Degree or three (3) years of related Project Management Experience. Must possess superior communication skills and proven supervisory experience. Work experience with a non-profit or governmental agency required; or any equivalent combination of education, training, and experience that provides the requisite knowledge, skills, and abilities for this job.

Police/Public Safety/Grant Coordinator: Bachelor's Degree in Communication, Marketing, Business Administration, Political Science, or related field required. Must possess superior communication skills and proven Grant Management Administration and Grant Research. Work experience with a non-profit or governmental agency or any equivalent combination of education, training, and experience, which provides the requisite knowledge, skills, and abilities for this job. (One year of experience may substitute for each year of college education lacking.) A valid Ohio Driver's License is required to perform the essential functions of this position.

Public Safety/Information System Service/Administrative Assistant: Bachelor's Degree in Accounting, Finance, Business, or Public Administration. Proven experience and skills in bookkeeping, budget planning, and contract administration. Must possess computer literacy and basic technical skills. Work experience with a non-profit or governmental agency, or any equivalent combination of education, training, and experience that provides the requisite knowledge, skills, and abilities for this job.

Water/Public Utilities/Capital Construction: An Associates Degree in Construction or five (5) years of construction experience. Must possess superior communication skills and proven supervisory skills. Knowledge of Federal, State, and Local Safety and Environmental Rules and Regulations. Work experience with a governmental agency or any equivalent combination of education, training, and experience, which provides the requisite knowledge, skills, and abilities for this job. (One year of experience may substitute for each year of college education lacking.) A valid Ohio Driver's License is required to perform the essential functions of this position.

Water/Public Utilities/Environmental Programs Manager: A Bachelor's Degree in Environmental Science or related field is required; a Master Degree along with Environmental & Safety Training is preferred. Minimum of three (3) years of work experience in the environmental field and three (3) years of experience in program/project management. Proficiency is Microsoft Office 97 (Word, Excel and Access). Work experience with a governmental agency or any equivalent combination of education, training, and experience, which provides the requisite knowledge, skills, and abilities for this job. A valid Ohio Driver's License is required to perform the essential functions of this position.

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

NOTE: Applicants will be required to pay a \$10.00 filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt. . No fee, once paid, shall be refunded for reason of the applicant's failure to appear for the test or otherwise; provided, however, than when an applicant is disqualified from taking an examination on the basis of age; education or failure to meet other minimum entrance requirements, the fee paid by such applicant shall be refunded to such applicant upon the applicant's request in writing made within ten (10) days after the date of examination.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 69

PROJECT DIRECTOR (NON-COMPETITIVE)

Public Notice is hereby given by the Civil Service Commission of Cleveland, OH, of an open examination for the above mentioned classification.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 1, 1999 UNTIL 4:30 P.M. ON FRIDAY NOVEMBER 5, 1999.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, NOVEMBER 5, 1999.

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

EXAMINATION INFORMATION

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

NOTE: Each applicant is required to submit a detailed Resume of education and experience.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$22,333.40 to \$63,385.82.

DUTIES OF THE POSITION

Under Administrative direction, coordinates and supervises all phases of designated program and project development and administration. Assists with, or performs, special projects as assigned. Provides training and technical assistance within and outside of the department as directed. Prepares and delivers presentations. Plans, develops, and administers projects and programs within a work unity. Reviews and evaluates program/project impact. Identifies project resources, requirements, methods, and techniques. Prepares funding proposals and government reports. Monitors program contracts for compliance with terms and specifications. Conducts field site visits as necessary. Performs other job-related duties as required.

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

Must currently be employed as a Project Director (T.A. status) with the City of Cleveland.

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

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES ANNOUNCEMENT NO. 70

RECEPTIONIST—DEPARTMENT OF PERSONNEL (OPEN)

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

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$6.06 to \$12.08 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 1 UNTIL 4:30 P.M. ON FRIDAY, NOVEMBER 5, 1999.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 5, 1999.

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

EXAMINATION INFORMATION

TYPE: WRITTEN EXAMINATION

DUTIES OF THE POSITION

Under general direction, to assist the public by providing information or redirection either by telephone or in person; to sort and distribute mail; to assist other staff members in their understanding of and possible resolution of visitors problems, and other related duties as required.

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

High School diploma or G.E.D. is required; One year of experience in an office setting is required, two years is preferred; or any equivalent combination of education, training and experience which provides the requisite knowledge, skills and abilities for this job. Candidate should have the ability to communicate effectively. Customer service experience is preferred.

NOTE: Applicants will be required to pay a nonrefundable \$10.00 filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Civil Service will make copies for a standard fee.

NOTE: Those persons who are residents of the City of Cleveland and who received passing scores shall have ten (10) additional points added to their grades. See accompanying list of acceptable forms of proof of residency applicants need to present at time of filing.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES ANNOUNCEMENT NO. 71

SYSTEMS ANALYST (OPEN)

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

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$18,627.62 to \$42,557.04 per year.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 1 UNTIL 4:30 P.M. ON FRIDAY, NOVEMBER 5, 1999.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 5, 1999.

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

EXAMINATION INFORMATION

TYPE: WRITTEN EXAMINATION

DUTIES OF THE POSITION

Under supervision, performs computer systems design, implementation, and management tasks. Assists in, or performs, special project work as assigned. Troubleshoots computer system problems and provides other technical assistance as needed. Performs other job-related duties as required.

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

Associate's Degree Computer Science or a closely related field and two (2) years of full-time experience in set up and configuration of personal computers onto Novell and/or Microsoft NT network(s). Substitution(s): Two (2) years of related experience may be substituted for each year of education lacking. (30 semester/45 quarter hours equals one (1) year college).

NOTE: Applicants will be required to pay a nonrefundable \$10.00 filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Civil Service will make copies for a standard fee.

NOTE: Those persons who are residents of the City of Cleveland and

who received passing scores shall have ten (10) additional points added to their grades. See accompanying list of acceptable forms of proof of residency applicants need to present at time of filing.

AN EQUAL OPPORTUNITY EMPLOYER

ANNE BLOOMBERG,
President

October 27, 1999

**SCHEDULE OF THE BOARD
OF ZONING APPEALS**

MONDAY, NOVEMBER 8, 1999

9:30 A.M.

Calendar No. 99-193: 3129 West 25th Street (Ward 14)

Donald G. Ksiezzyk, owner, and Doned Inc. c/o Donald G. Ksiezzyk and S. Robert E. Lazzaro, attorney, appeal to establish the use of an existing 78' x 133' commercial building as an Adult Entertainment Cabaret situated on a 30' x 132' parcel and located in a General Retail District on the northeast corner of West 25th Street and Kinkel Avenue at 3129 West 25th Street; said use being contrary to the Specific Uses Regulations of Sections 347.07(1), 347.07(2), 347.07(2)(A), 347.07(4), 347.07(5) and 347.07(6) and where an Adult Cabaret is not permitted in a General Retail District but subject to the Enforcement and Penalty Requirements of Sections 327.99 and 327.03 and the Jurisdiction and Power of Section 329.02 of the Codified Ordinances.

Calendar No. 99-278: 3000 West 121st Street (Ward 19)

Kurt Schuster, owner, and Tony LaVecchia, agent, appeal to add a one-story 60' x 200' masonry warehouse building to an existing 202' x 220' one-story masonry warehouse building situated on an approximate 302' x 291' irregular shaped corner parcel located in a General Industry District on the west side of West 121st Street at 3000 West 121st Street; said addition being contrary to the Off-Street Loading and Parking Requirements where such docks or platforms shall be not less than 50' from building line as stated in Section 349.17 of the Codified Ordinances.

Calendar No. 99-280: 14914 St. Clair Avenue (Ward 10)

J&W Five Points Assoc., LP, owner c/o Walter Samuels, and Duane Wagg, agent, appeal to construct a 28,000 sq. ft. one-story human service building for Cuyahoga County as part of Five Points Shopping Center all situated on an approximate 142' x 308' parcel located in a Shopping Center District on the east side of St. Clair Avenue at 14914 St. Clair Avenue; said construction being contrary to the Off-Street Loading and Parking Requirements of Section 349.04(g) and (i) where 362 parking spaces are required and 302 are provided and where a 6' landscaping strip is required between the street and parking area as stated in Sections 349.10 and 349.11 of the Codified Ordinances.

Calendar No. 99-281: 6301 Meadowbrook Avenue (Ward 16)

Janet Giachetti, owner, and David Hershman, agent c/o Patio Enclosures, appeal to construct a 21' x 8' porch enclosure to an existing one family dwelling unit situated on an approximate 45' x 125' corner parcel and located in a Single-Family District on the southwest corner of West 63rd Street and Meadowbrook Avenue; said enclosure being contrary to the Yards and Courts Requirements of Section 357.04(a) where the required front yard setback is 35' and the proposed front yard setback is 22'-4" and where the proposed front porch projecting not more than 4' and does not aggregate a vertical area in any story more than 20% of the area facade in that story as stated in Section 357.13(b)(4) of the Codified Ordinances.

Calendar No. 99-282: 2358 West 5th Street (Ward 13)

Urban Housing Development, owner, and Doug Perkowski, agent, appeal to construct a 25'-4" x 76' two-story, two dwelling units house to be situated on a 33' x 189' parcel located in a Two-Family District on the southwesterly side of West 5th Street at 2358 West 5th Street; said construction being contrary to the Yards and Courts Requirements where an 8' side yard setback is provided and a 10' side yard setback is required as stated in Section 357.09(b)(2)(B) of the Codified Ordinances.

Calendar No. 99-285: 6605-6607 Wade Park Avenue (Ward 7)

Willie Redd, owner, appeals to convert an approximate 72' x 99' parcel into a patio with landscaping and 6' high board-on-board fencing to the west of an existing Tavern located in a General Retail District on the northeast corner of Wade Park Avenue and East 66th Street at 6605-6607 Wade Park Avenue; said conversion being contrary to the Off-Street Loading and Parking Requirements of Section 349.03 where there is an increase of more than 15% in accessory Off-Street Parking and Section 349.04 where 42 spaces are required and 18 are provided and contrary to the Landscaping and Screening Requirements of Section 352.09 where a heavy 10' transition strip is required and no transition strip is provided and where a table containing screening intensity is required as stated in Section 352.11 of the Codified Ordinances.

BOARD OF APPEALS

9:30 A.M.

Calendar No. 99-276: Appeal of Dino Konstantinou

Dino Konstantinou, appeals under Section 76-6 of the Charter of the City of Cleveland and Section 675.07 of the Codified Ordinances from being denied his application to obtain a Peddlers Temporary Sidewalk Permit for the location identified as the corner of 4507 Clark Avenue by written notice from Robert J. Schneider, Commissioner of Assessments and Licenses, upon the recommendation of Mark Ricchiuto, Director of Public Service.

EUGENE CRANFORD, JR.,
Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

MONDAY, OCTOBER 25, 1999

At the meeting of the Board of Zoning Appeals on Monday, October 25, 1999, the following appeals were heard by the Board:

The following appeals were **Approved**:

Calendar No. 99-264: 17528 Tarkington Avenue

Lisa Wallace, owner, appealed to change the use of an existing 27' x 38' one dwelling house on a 50' x 140' parcel in a One-Family District into a daycare facility for children ages 6 months to 12 years; approval upon input from Council rep and with restriction that no more than 12 children be on the premises at any given time day or night.

Calendar No. 99-265: 17209 Lorain Avenue

Kamms Plaza, owner c/o Lisa Hanna, appealed to construct approximately 23 linear feet of 6' high chain link fencing to enclose a 12'-6" x 10'-6" area for a dumpster in a General Retail District; chain link fencing to be upscaled with inclusion of green heavy vinyl basket weave.

Calendar No. 99-268: 3804 East 93rd Street

Adelmo DiFranco, owner, appealed to construct a 92' x 89' one-story masonry building to an existing 47' x 89' one-story masonry plumbing storage building on a 139' x 115' parcel in a Semi-Industry District; appellant to provide duly executed lot consolidation document and contact the Council rep to advise of proposed project.

Calendar No. 99-279: 1018 Huron Road, a.k.a. 1008-1020 Huron Road

Osborn Square Ltd., owner c/o Thomas Knapp, appealed to change the use of an existing 7 floors, 81,297 sq. ft. office building into retail space and 67 apartment units on a 65' x 165' parcel in a General Retail District.

Calendar No. 99-284: 13920 Triskett Road

Aniello Miele, owner, appealed to change the use of an existing 50' x 27' one-story gas station building into a retail store and auto maintenance shop situated on a 150' x 120' parcel in a General Retail District; approval upon condition that auto repair be limited to strictly minor maintenance, that the Council rep is in agreement that no more than 10 vehicles may be kept on the premises at one time; that the barbed wire on fencing to the rear be removed and a detailed landscaping plan submitted for approval.

The following appeals were **Withdrawn**:

Calendar No. 99-266: 1173-1175 East 60th Street

Renaissance International Enterprises, owner c/o Michael Ujciec, appealed to construct a 75' x 50' "L" shaped garage to the rear of a 50' x 160' parcel in a Two-Family District.

Calendar No. 99-271: 2357 East 61st Street

Gabriel's Green Limited Partnership, owner, and Tesco Building Inc., c/o Delores Graham, appealed

to construct a 26' x 26' two-story single family dwelling house and a 12' x 24' one-story detached garage on a 40' x 160' lot in a B-Multi-Family District.

Calendar No. 99-213: 14235 Lorain Avenue

Madison Development Corporation, owner, appealed to install 80 linear feet of 6' high board on board fencing including gates and 55 linear feet of 6' high chain link fencing to enclose an existing dumpster on a 156' x 300' parcel in a Multi-Family District.

The following appeals were **Postponed:**

Calendar No. 99-267: 1477 West 25th Street postponed to November 8, 1999.

BOARD OF APPEALS

The following appeal was **Denied:**

Calendar No. 99-214: Appeal of Lynda J. Gillinov

Lynda J. Gillinov, owner, appealed under Section 209.01 of the Codified Ordinances from the decision of Richard L. Silva, Commissioner of Park Maintenance and Properties, that parcel numbers 124-02-032, 124-03-075, 124-03-076, 124-05-038, 124-05-045, 124-05-046 and 126-31-043 were in violation of Codified Ordinances Section 209.01 and for which violations city maintenance services were required and appellant was billed accordingly.

On Monday, October 25, 1999, in Executive Session:

On Monday, October 18, 1999, the following appeals were heard and said decisions were approved and adopted by the Board on October 25, 1999.

The following appeals were **Approved:**

Calendar No. 99-257: 3001 Carroll Avenue

St. Ignatius High School, owner, appealed to construct an approximate 28' x 70' three-story addition to an existing 120' x 70' three-story masonry science building in a Two-Family District.

Calendar No. 99-263: 3510 East 149th Street

Evangelistic Temple of Faith, owner, and Nancy Borchert, agent, appealed to install 307 linear feet of 6' high ornamental fencing to the north, south and east sides of a 190' x 122' acreage parcel near the southeast corner of East 149th Street and Kinsman; approval to install a 5' height to the front and continuation of the existing 6' height around the balance of the property perimeter.

The following appeals were **Denied:**

Calendar No. 99-254: 3468 Martin Luther King Boulevard

Patricia G. Hall, owner, appealed to change the use of a 30' x 35' one and one-half dwelling house in a Two-Family District to a daycare facility.

Calendar No. 99-255: 1912 West 52nd Street

Karl Mueller, owner, appealed to construct a 10' x 9' two-story frame structure at the rear of a one and

one-half dwelling house on a 60' x 132' parcel in a Two-Family District.

Calendar No. 99-259: 5721 Harvard Avenue

Susan Soeder, owner, appealed to use an existing 42' x 122' asphalt parking lot and driveway for outdoor storage of five food trailers, two boats, heating wood and miscellaneous catering business equipment in a General Retail Business District.

Calendar No. 99-261: 1873 West 48th Street

Luis Jimenez, owner, appealed to construct a 13'-6" x 12' enclosed front porch to a 20' x 48' one and one-half dwelling house on a 35' x 126' parcel in a Two-Family District.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

The following are in violation of C.O. 623.14:

Richard Alt, last known address, 1742 West 29th Street, Cleveland, Ohio 44113.

Richard Norris, last known address, 10127 South Blvd., Apartment 2, Cleveland, Ohio 44108.

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE Code, each prime bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Therefore, any prime contractor wishing to receive credit for using an MBE or FBE should ensure that applications for certifi-

cation 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, NOVEMBER 10, 1999

Diving and Underwater Inspection Services, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 509-99, passed by the Council of the City of Cleveland, May 17, 1999.

October 20, 1999 and October 27, 1999

THURSDAY, NOVEMBER 11, 1999

Landscaping and Snow Removal, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1260-99, passed by the Council of the City of Cleveland, August 11, 1999.

A PRE-BID CONFERENCE WILL BE HELD AT 10:00 A.M. ON THURSDAY, THE 4TH DAY OF NOVEMBER, 1999 AT THE CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114. ATTENDANCE AT THE PRE-BID CONFERENCE IS MANDATORY FOR ALL BIDDERS. BIDS RECEIVED FROM THOSE NOT IN ATTENDANCE WILL BE DISQUALIFIED AS NON-COMPLIANT.

Continental Airlines — Cleveland 2000 Bid Package 31 — 400Hz Central Systems at Concourse C, for the Department of Port Control. Plans and specifications are available from Morse Diesel International, 5900 South Cargo Road, Cleveland, Ohio 44135 for a deposit of \$100.00.

A PRE-BID MEETING WILL BE HELD ON OCTOBER 28, 1999, 10:00 A.M. BIDS WILL BE RECEIVED AT CONTINENTAL AIRLINES, INC., CTC BUILDING, 5900 SOUTH CARGO ROAD, CLEVELAND, OHIO 44135, ATTN: FRANK ROETZEL UNTIL NOVEMBER 11, 1999, 3:00 P.M. PLEASE CONTACT MORSE DIESEL INTERNATIONAL AT (216) 265-4880 (VOICE) OR (216) 265-4908 (FAX) FOR FURTHER INFORMATION.

Fleet Washing, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 707-99, passed by the Council of the City of Cleveland, May 17, 1999.

Plumbing Supplies, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 713-99, passed by the Council of the City of Cleveland, May 17, 1999.

October 20, 1999 and October 27, 1999

FRIDAY, NOVEMBER 12, 1999

Diesel Fuel, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 950-99, passed by the Council of the City of Cleveland, June 7, 1999.

Two (2) 6 X 6 Cab/Chassis With Dump Body and Plow, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1058-99, passed by the Council of the City of Cleveland, June 14, 1999.

One (1) 6 X 4 Cab/Chassis Yard Mule Type, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1058-99, passed by the Council of the City of Cleveland, June 14, 1999.

October 20, 1999 and October 27, 1999

THURSDAY, NOVEMBER 11, 1999

Renal and/or Purchase of Flashers, Safety Lights, Arrow Bars and Traffic Control Devices, for the Divisions of Water Pollution Control and Water, Department of Public Utilities, as authorized by Ordinance No. 1945-98, passed by the Council of the City of Cleveland, December 14, 1998.

A MANDATORY PRE-BID MEETING WILL BE HELD ON WEDNESDAY, NOVEMBER 3, 1999, 9:30 A.M. AT THE OFFICE OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE. BIDDERS WHO DO NOT ATTEND WILL NOT BE CONSIDERED.

Biological Testing Media and Apparatuses, for the Division of Water, Department of Public Utilities, as authorized by Section 129.28 of the Codified Ordinances of the City of Cleveland, 1976.

Physiocontrol Lifepak 500 Automated External Defibrillators and AFD Trainer Units, for the Department of Public Safety, as authorized by Ordinance No. 1954-98, passed by the Council of the City of Cleveland, December 14, 1998.

October 27, 1999 and November 3, 1999

WEDNESDAY, NOVEMBER 17, 1999

Labor and Materials to Repair or Replace Fire Hydrants, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1071-99, passed by the Council of the City of Cleveland, June 14, 1999.

Glycol Collection Services, for the Department of Port Control, as authorized by Ordinance No. 991-98, passed by the Council of the City of Cleveland, June 15, 1998.

A MANDATORY PRE-BID MEETING WILL BE HELD ON MONDAY, NOVEMBER 8, 1999, 10:00 A.M. AT THE ENGINEERING OFFICES OF CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5 POINTS AND CARGO ROAD.

October 27, 1999 and November 3, 1999

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 1864-99.
By Mayor White and Councilmen Westbrook, Jones, White, Robinson, Johnson, Jackson, Britt, Lewis, Patton, Willis, Coats, Polensek, Rybka, Cimperman, Cintron, Gordon, O'Malley, Melena, Zone, Sweeney and Dolan.

An emergency resolution supporting the revised eligibility requirements of the Linked Deposit Loan Program to include all residential properties in the City of Cleveland.

Whereas, pursuant to Ordinance No. 1062-99, passed by the Council of

the City of Cleveland on July 14, 1999, the City entered into a Linked Deposit Loan Program Agreement with the Cuyahoga County Treasurer; and

Whereas, through the Linked Deposit Loan Program, qualified financial institutions provide low interest rate loans to eligible borrowers for certain housing repairs and improvements; and

Whereas, the County has committed a total of \$40 million for loans to be made through the Linked Deposit Loan Program; and

Whereas, in its first three months of operation, a total of 1066 loans in the amount of \$13,221,283.00, or 33% of the total amount allocated for the program, have been processed for the City of Cleveland and its inner-ring suburbs, with the majority of the loans being made to the inner-ring suburban areas; and

Whereas, in the City of Cleveland, eligibility for the Linked Deposit Loan Program has been limited to 5 unit-or-more multi-family structures; and

Whereas, in order to provide greater benefits to the residents of the City of Cleveland, the County and the City have sought to expand the Linked Deposit Loan Program to also include all single family homes and 1-4 unit multi-family structures; and

Whereas, the Linked Deposit Loan Program will work in tandem with the Cleveland Action to Support Housing (CASH) program to offer low interest loans to residents for home improvements, but will be able to provide additional loans through the Linked Deposit Loan Program since that program has a broader definition of home improvements, including landscaping, decks, driveway and sidewalk repair and room additions; and

Whereas, the Council of the City of Cleveland supports the revised eligibility requirements of the Linked Deposit Loan Program to include all residential properties; and

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, property, health or safety in that the revised eligibility requirements will help spur the necessary investment to renovate many Cleveland homes and aid in the development of additional move-up housing in the City; now, therefore,

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

Section 1. That the Council of the City of Cleveland supports the expansion of the Linked Deposit Loan Program with the Cuyahoga County Treasurer to include all residential housing in the City of Cleveland and urges residents to avail themselves of the loans made available through the program.

Section 2. That the Council of the City of Cleveland supports the efforts of the Cuyahoga County Treasurer to cause the State Treasurer to adopt a statewide Linked Deposit Loan Program to further enhance the program described in Section 1.

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

shall take effect and be in force from and after the earliest period allowed by law.

Adopted October 18, 1999.
Effective October 25, 1999.

Res. No. 1865-99.

By Councilman Coats.

An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 14625 Woodworth Ave.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 4422150, K T Woodworth Corp., 14625 Woodworth Ave., Cleveland, Ohio 44112, to Permit No. 4618855, Khalil Inc., DBA Woodworth Food Mart, 14625 Woodworth Ave., Cleveland, Ohio 44112; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 4422150, K T Woodworth Corp., 14625 Woodworth Ave., Cleveland, Ohio 44112, to Permit No. 4618855, Khalil Inc., DBA Woodworth Food Mart, 14625 Woodworth Ave., Cleveland, Ohio 44112, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted October 18, 1999.
Effective October 25, 1999.

Res. No. 1866-99.

By Councilman Cimperman.

An emergency resolution withdrawing objection to the transfer of ownership of a C2 and C2X Liquor Permit to 4409 Payne Avenue, 1st Fl., and repealing Res. No. 1483-99, objecting to said transfer of ownership.

Whereas, this Council objected to the transfer of ownership of a C2 and C2X Liquor Permit to 4409 Payne Ave., 1st Fl., by Res. No. 1483-99, adopted August 11, 1999; and

Whereas, this Council wishes to withdraw its objection to the above transfer of ownership and consents to said transfer of ownership; and

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

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

Section 1. That objection to the transfer of ownership of a C2 and C2X Liquor Permit to 4409 Payne Ave., 1st Fl. be and the same is hereby withdrawn and Res. No. 1483-99, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership thereof.

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

Adopted October 18, 1999.
Effective October 25, 1999.

Res. No. 1867-99.

By Councilman Gordon.

An emergency resolution objecting to the transfer of ownership and location of a D2, D2X, D3 and D3A Liquor Permit to 3829 Denison Ave.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership and location of a D2, D2X, D3 and D3A Liquor Permit from Permit No. 1467219, Chuggers Unlimited Inc. John Kulig RCVR, DBACHuggers, 3824 E. 65th St., 1st Fl., Cleveland, Ohio 44105, to Permit No. 9841822, Joseph Youhas, 3829 Denison Ave., Cleveland, Ohio 44109; and

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

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard

of the laws, regulations or local ordinances of this state or any other state; and

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership and location of a D2, D2X, D3, D3A Liquor Permit from Permit No. 1467219, Chuggers Unlimited Inc. John Kulig RCVR, DBA Chuggers, 3824 E. 65th St., 1st Fl., Cleveland, Ohio 44105, to Permit No. 9841822, Joseph Youhas, 3829 Denison Ave., Cleveland, Ohio 44109, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted October 18, 1999.
Effective October 25, 1999.

Res. No. 1868-99.

By Councilman Melena.

An emergency resolution objecting to the transfer of ownership and location of a C1 and C2 Liquor Permit to 5910 Detroit Ave.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership and location of a C1 and C2 Liquor Permit from Permit No. 8384851, Evelyn Joy Sorma, DBA Lorain Grocery, 4010 Lorain Avenue, 1st Fl., Cleveland, Ohio 44113, to Permit No. 91255550005, Two N Inc., DBAConvenient Food Mart 3112, 5910 Detroit Ave., Cleveland, Ohio 44102; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership and location of a C1 and C2 Liquor Permit from Permit No. 8384851, Evelyn Joy Sorma, DBALorain Grocery, 4010 Lorain Avenue, 1st Fl., Cleveland, Ohio 44113, to Permit No. 91255550005, Two N Inc., DBAConvenient Food Mart 3112, 5910 Detroit Ave., Cleveland, Ohio 44102, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted October 18, 1999.
Effective October 25, 1999.

Res. No. 1869-99.

By Councilman Polensek.

An emergency resolution objecting to the transfer of ownership of a D5 Liquor Permit to 768 E. 200th St.

Whereas, Council has been notified by the Director of Liquor Control of an application for the trans-

fer of ownership of a D5 Liquor Permit from Permit No. 9937218, Zigman Enterprises Inc., DBASveteks Tavern, 768 E. 200th St., 1st Fl. & Bsmt., Cleveland, Ohio 44119, to Permit No. 2655482, Fat Boys Inc., 768 E. 200th St., 1st Fl. & Bsmt., Cleveland, Ohio 44119; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a D5 Liquor Permit from Permit No. 9937218, Zigman Enterprises Inc., DBASveteks Tavern, 768 E. 200th St., 1st Fl. & Bsmt., Cleveland, Ohio 44119, to Permit No. 2655482, Fat Boys Inc., 768 E. 200th St., 1st Fl. & Bsmt., Cleveland, Ohio 44119, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted October 18, 1999.
Effective October 25, 1999.

Res. No. 1870-99.
By Councilman Polensek.
An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 1201 E. 185th St.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 4184515, J & E Oil Inc., DBAPetro Mart, 1201 E. 185th St., Cleveland, Ohio to Permit No. 3375224, Grey-stone Petroleum LLC, DBAPetro-mart, 1201 E. 185th St., Cleveland, Ohio 44119; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 4184515, J & E Oil Inc., DBAPetro Mart, 1201 E. 185th St., Cleveland, Ohio, to Permit No. 3375224, Grey-stone Petroleum LLC, DBAPetro-mart, 1201 E. 185th St., Cleveland, Ohio 44119, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

shall take effect and be in force from and after the earliest period allowed by law.

Adopted October 18, 1999.
Effective October 25, 1999.

Res. No. 1871-99.
By Councilmen Cimperman, Melena, Sweeney, Coats, White and Zone.
An emergency resolution urging the State of Ohio Lottery Commission to reconsider its decision to hold a second Pick 3 and Pick 4 drawing.

Whereas, the State of Ohio Lottery Commission has recently decided to expand its Pick 3 and Pick 4 number games in Ohio, and specifically in Cleveland; and

Whereas, pursuant to an article appearing in the Plain Dealer on October 10, 1999, the lottery is generating an incredible amount of money from the residents of the City of Cleveland; and

Whereas, while this Council of the City of Cleveland respects the rights of citizens to freely choose the manner in which to spend their money and to take part in these state sponsored games of chance, Council is deeply concerned about the Ohio Lottery Commission taking money from working families who could more wisely spend their money on other expenditures such as food, housing and clothing; and

Whereas, a second Pick 3 and Pick 4 drawing of the lottery may unfairly and unwisely target residents of neighborhoods in which other economic, community and human developments should be funding priorities, rather than games of chance; now, therefore

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

Section 1. That the Council of the City of Cleveland urges the State Lottery Commission to reconsider its decision to hold a second Pick 3 and Pick 4 drawing, and to weigh the potential for minimal winnings with the tremendous negative side effects in our neighborhoods.

Section 2. That the Council hereby requests that the Lottery Commission provide a full accounting of its expenditures that benefit the neighborhoods and residents of the City of Cleveland and that the Director of the Lottery Commission appear before the Council to present that accounting.

Section 3. That the Council requests that the Lottery Commission identify the amount of money generated by the Pick 3 and Pick 4 in each neighborhood and expend a proportionate amount for the betterment of that specific neighborhood.

Section 4. That, in the interest of our residents, the Lottery Commission meet with local elected officials to discuss the proposed expansion of any lottery games prior to their expansion.

Section 5. That this Council urges the State legislature to review the advantages and disadvantages of holding a state sponsored lottery.

Section 6. That the Clerk of Council is hereby requested to transmit a copy of this Resolution to the following: Governor Robert Taft; all Cleveland area State Representatives and State Senators; Ohio Secretary of State J. Kenneth Blackwell; and Mitchell Brown, Director of the Lottery Commission.

Section 7. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Adopted October 18, 1999.
Effective October 25, 1999.

Ord. No. 414-99.

By Councilmen Britt, Willis, Sweeney, Robinson and Johnson (by departmental request).

An emergency ordinance to appropriate property for public use for the improvement to a portion of Stokes Boulevard.

Whereas, the Council of the City of Cleveland, by Resolution No. 425-99, adopted August 11, 1999, declared the necessity and intention of appropriating the temporary easement interests herein described for the public purpose of improving a portion of Stokes Boulevard; and

Whereas, notice of the adoption of such Resolution has been served upon the persons in possession or having an interest in such property; and

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

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

Section 1. That for the public purpose of improving a portion of Stokes Boulevard, the following described temporary easement interests be and the same are hereby appropriated:

PARCEL NO. 3T

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original Lots No. 410 and No. 411 and bounded and described as follows:

Commencing at the intersection of the centerline of Fairhill Road with the centerline of Cedar Avenue;

Thence South 41° 47' 50" East 628.39 feet along the centerline of Fairhill Road;

Thence North 48° 12' 10" East 50.00 feet to a point in the North-easterly line of Fairhill Road being 50.00 feet left of station 15+28.39 of Fairhill Road centerline and the principal place of beginning;

Thence North 57° 14' 00" East 47.00 feet along Grantor's North-westerly line to a point;

Thence North 54° 24' 43" East 3.60 feet along Grantor's Northwesterly line to a point;

Thence South 20° 44' 20" East 77.93 feet to a point in Grantor's Southeasterly line;

Thence South 57° 14' 00" West 22.28 feet along Grantor's South-easterly line to a point in the North-easterly line of Fairhill Road;

Thence North 41° 47' 50" West 76.99 feet along the North-easterly line of Fairhill Road to the Point of Beginning.

Description of the above parcel is based on a survey made by George R. Ericsson, Registered Surveyor Number 6748.

It is understood that the strip of land above described contains 2770 square feet (0.0636 acres), more or less.

PARCEL NO. 3T-1

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original Lots No. 410 and No. 411 and bounded and described as follows:

Commencing at the intersection of the centerline of Fairhill Road with the centerline of Cedar Avenue;

Thence South 41° 47' 50" East 562.77 feet along the centerline of Fairhill Road;

Thence South 48° 12' 10" West 30.00 feet to a point in the South-westerly line of Fairhill Road being 30.00 feet right of Station 14+62.77 of Fairhill Road centerline and the principal place of beginning;

Thence South 41° 47' 50" East 97.06 feet along the Southwesterly line of Fairhill Road to a point in Grantor's Southeasterly line;

Thence South 57° 14' 00" West 30.38 feet along Grantor's South-easterly line to a point;

Thence North 68° 13' 59" West 45.26 feet to a point;

Thence North 32° 46' 00" West 10.00 feet to a point;

Thence North 57° 14' 00" East 34.00 feet to a point;

Thence North 24° 10' 34" West 49.55 feet to the Point of Beginning.

Description of the above parcel is based on a survey made by George R. Ericsson, Registered Surveyor Number 6748.

It is understood that the strip of land above described contains 2368 square feet (0.0544 acres), more or less.

Section 2. That the Director of Law is hereby directed to apply to a court of competent jurisdiction to have a jury impaneled to make inquiry into and assess the compensation to be paid for the temporary easement interests hereinbefore described.

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

Passed October 18, 1999.
Effective October 25, 1999.

Ord. No. 1130-99.

By Councilman Cintron.

An ordinance to change the Use District of lands on the northerly side of Detroit Avenue, N.W., between W. 45 Street and west of W. 38 Street (Map Change No. 1996, Sheet No. 1)

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

Section 1. That the Use District of lands bounded and described as follows,

Beginning at the intersection of the southeasterly extension of the southwesterly line of the Cleveland Memorial Shoreway right of way line and the center line of Detroit Avenue, N.W.; thence southwesterly along said center line of Detroit Avenue, N.W. to the center line of West 45 Street; thence northerly along said center line of West 45 Street to its intersection with the westerly extension of the southerly right of way line of Cleveland Memorial Shoreway; thence easterly along said westerly extension and easterly, northerly, easterly, northerly, easterly, southerly, easterly and

southeasterly along said right of way line of said Cleveland Memorial Shoreway and along its south-easterly extension to the place of beginning, and as outlined in red on the map hereto attached, be and the same is hereby changed to a Local Retail Use District.

Section 2. That said changed designation of lands described in Section 1 shall be identified as Map Change No. 1996, Sheet No. 1 and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for such purpose by the City Planning Commission.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed October 18, 1999.
Effective November 27, 1999.

Ord. No. 1427-99.

By Councilmen Gordon, Jones and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to lease Brookside Park Ball Diamond #1 to St. Ignatius High School, for a term not to exceed ten years with two five-year options to renew.

Whereas, the City of Cleveland owns certain property known as Brookside Park Ball Diamond #1 which is suitable for lease and operation by another party for a public use; and

Whereas, St. Ignatius High School has proposed to lease said property from the City for the exclusive use by St. Ignatius High School baseball team for use as their home baseball field in exchange for making annual site improvements to the baseball field; and

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

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

Section 1. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Parks, Recreation and Properties is authorized to lease to St. Ignatius High School, exclusively, the Brookside Park Ball Diamond #1, from March 1 through June 1, during daylight hours only, which is determined to be suitable for operation by the Lessee for the public purpose of securing site improvements at no cost to the City and by providing a home field to the St. Ignatius High School baseball team for the term of the lease.

Section 2. That the term of the lease authorized by Section 1 shall not exceed ten (10) years, with two options exercisable by the Director of Parks, Recreation and Properties, to renew for additional five-year terms, and cancelable upon thirty days written notice by said director.

Section 3. That the property described in Section 1 shall be leased to St. Ignatius High School at no rental fee, but St. Ignatius High School shall make site improvements to the baseball diamond in the approximate amount of \$1,500 to \$2,000 annually for each year of the lease.

Section 4. That the lease may authorize the lessee to make improvements to the leased premises subject to the approval of appropriate City agencies and officials.

Section 5. That the lease shall be prepared by the Director of Law and shall contain such authorized terms and conditions as are required to protect the interests of the City. The Director of Parks, Recreation and Properties shall include such provisions in the lease as are necessary to ensure that the use of Brookside Park by St. Ignatius High School under this lease does not disrupt league play by City-sponsored little league teams.

Section 6. That the Director of Parks, Recreation and Properties and the Director of Law, and other appropriate City officials, are authorized to execute such other documents and certificates, and take such other actions as may be necessary or appropriate to effect the lease authorized by this ordinance.

Section 7. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 18, 1999.

Effective October 25, 1999.

Ord. No. 1428-99.

By Councilmen Jones and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into a concession agreement for the operation of soft drink, candy, snack and other vending machines throughout City parks and various City-owned and City-leased buildings.

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

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

Section 1. That, notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Parks, Recreation and Properties is hereby authorized to enter into a concession agreement on the basis of competitive proposals, for the operation of soft drink, candy, snack and other vending machines throughout City parks and various City-owned and City-leased buildings under the control of the Department of Parks, Recreation and Properties and under the control of other City departments where the director of the department authorizes participation in the concession agreement, except City recreation centers and the Humphrey Sports Complex, for a period not to exceed three (3) years. The selection of said concessionaire shall be made by the Board of Control upon the nomination of the Director of Parks, Recreation and Properties.

Section 2. That, to the extent provided by law, fifty percent (50%) of the City revenues derived from the vending machines described in Section 1 shall be deposited into Fund No. 01-70-04-8420 or 01-70-04-8740 for the improvement of, use of, and maintenance of City of Cleveland recreation centers.

Section 3. That the Director of Parks, Recreation and Properties shall report to the Clerk of Council the name of the concessionaire and the terms of the concession agreement.

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

Passed October 18, 1999.

Effective October 25, 1999.

Ord. No. 1437-99.

By Councilman Jackson.
An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 5708-10 Woodland Avenue, to First Beulah Baptist Church.

Whereas, the City of Cleveland has elected to adopt and implement the procedures under Chapter 5722 of the Ohio Revised Code to facilitate reutilization of nonproductive lands situated within the City of Cleveland; and

Whereas, real property acquired under the City's Land Reutilization Program is acquired, held, administered and disposed of by the City of Cleveland through its Department of Community Development under the terms of Chapter 5722 of the Ohio Revised Code and Section 183.021 of Codified Ordinances of the City of Cleveland, 1976; and

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 124-12-086, as more fully described in Section 2 below, to First Beulah Baptist Church.

Section 2. That the real property to be sold pursuant to Section 1 of this Ordinance is more fully described as follows:

P.P. No. 124-12-086

Parcel #1
Situating in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 3 in Bomford and Butler's Subdivision of part of Original One Hundred Acre Lots Nos. 331 and 332, as shown by the recorded plat in Volume "W" of Deeds, Page 721 of Cuyahoga County Records and bounded and described as follows:

Beginning on the Southerly line of Woodland Avenue, S.E., 493 feet 9-1/2 inches Easterly from the point of intersection of the Southerly line of Woodland Avenue, S.E., and Northerly line of Kinsman Road, S.E., as the same were laid out and established before the widening of Woodland Avenue, S.E.; thence Southerly at right angles with Woodland Avenue, S.E., 215 feet, thence Easterly parallel with the Southerly line of Woodland Avenue,

S.E., 14 feet; thence Northerly parallel with said Westerly line, 215 feet to the Southerly line of Woodland Avenue, S.E.; thence Westerly along said Southerly line, 14 feet to the place of beginning as appears by said plat, be the same more or less, but subject to all legal highways. Excepting about 10 feet across the front of the aforesaid premises taken by the City to widen Woodland Avenue, S.E., to a width of 80 feet.

Parcel #2

Situating in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 3 in Bomford and Butler's Subdivision of part of Original One Hundred Acre Lots Nos. 331 and 332, as shown by the recorded plat in Volume "W" of Deeds, Page 721 of Cuyahoga County Records and bounded and described as follows:

Beginning on the Southerly line of Woodland Avenue, S.E., (formerly Kinsman Avenue) 80 feet wide, at its intersection with the Westerly line of land conveyed to Aaron G. Harbaugh, by deed dated January 31, 1871, and recorded in Volume 184, Page 26 of Cuyahoga County Records; thence Westerly along the Southerly line of Woodland Avenue, S.E., 50 feet to the Easterly line of land conveyed to W.S. Wood, by deed dated July 16, 1869, and recorded in Volume 166, Page 418 of Cuyahoga County Records; thence Southerly along the Easterly line so conveyed 165 feet to the Northerly line of land conveyed to the Rock Investment Company, by deed dated February 10, 1917 and recorded in Volume 1904, Page 359 of Cuyahoga County Records; thence Easterly along the Northerly line of land so conveyed 50 feet to the Westerly line of land conveyed to Aaron G. Harbaugh, as aforesaid; thence Northerly along the Westerly line of land so conveyed to Aaron G. Harbaugh, 165 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 3. That all documents necessary to complete the conveyance authorized by this ordinance shall be executed within six (6) months of the effective date of this ordinance. If all of the documents are not executed within six (6) months of the effective date of this ordinance, or such additional time as may be granted by the Director of Community Development, this ordinance shall be repealed and shall be of no further force or effect.

Section 4. That the consideration for the subject parcel shall be established by the Board of Control and shall be not less than Fair Market Value taking into account such terms and conditions, restrictions and covenants as are deemed necessary or appropriate.

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest.

Section 6. That as a condition of sale, the City Planning Commission shall review and approve any plans for the initial design or development of the property.

Section 7. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 18, 1999.

Effective October 25, 1999.

Ord. No. 1561-99.
By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the Mayor to apply for and accept a Water Supply Revolving Loan Account loan to finance portions of Phase I of the Plant Enhancement Program at the Morgan Water Works Plant; and authorizing the Director of Public Utilities to employ one or more professional consultants necessary to design the improvement.

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

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

Section 1. That the Mayor is hereby authorized to apply for and accept a Water Supply Revolving Loan Account ("WSRLA") loan in the approximate amount of \$700,000 to finance the design of yard piping and reservoir rehabilitation projects at the Morgan Water Works Plant, which projects are part of Phase I of the Plant Enhancement Program at the Morgan Water Works Plant (the "Improvement").

Section 2. That the Mayor is authorized to enter into a loan agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for a WSRLA loan, which loan agreement shall be in substantially the same form as the Water Supply Revolving Loan Account Agreement, File No. 1561-99-A, and shall contain such additional terms as are acceptable to the Director of Law to protect the public interest. The Mayor is further authorized to file all papers and execute all documents necessary to receive the funds under said loan agreement; and said loan funds are hereby appropriated for the purposes set forth in the loan agreement.

Section 3. That upon execution of the loan agreement, a copy of the loan agreement shall be forwarded to the Council for distribution to each member of the Public Utilities Committee.

Section 4. That upon execution of the loan agreement, the Director of Public Utilities is authorized to repay the loan funds to the WSRLA in accordance with the terms and conditions of the loan agreements, from the operating revenues of the Division of Water.

Section 5. That the Director of Public Utilities is hereby authorized to employ by contract one or more design consultants or one or more firms of design consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design the Improvement.

The selection of said consultants for such services shall be made by the Board of Control upon the nomination of the Director of Public

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

Section 6. That the costs for such services herein contemplated shall be paid from the fund or funds to which are credited the loan proceeds received as authorized by this ordinance.

Section 7. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed October 18, 1999.

Effective October 19, 1999.

Ord. No. 1567-99.
By Councilmen White and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Personnel and Human Resources to enter into contract with Recovery Resources for employee assistance program services for City employees, for the Department of Personnel and Human Resources.

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

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

Section 1. That the Director of Personnel and Human Resources is hereby authorized to enter into contract with Recovery Resources for professional services necessary to provide employee assistance program services to City employees on the basis of their proposal dated August 6, 1999, in the total sum of \$140,000.00, payable from Fund No. 01-999800-638000, Request No. 3095, for the Department of Personnel and Human Resources.

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

Passed October 18, 1999.

Effective October 25, 1999.

Ord. No. 1662-99.
By Councilmen Westbrook, Jackson, Robinson and Johnson (by departmental request).

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located at the southeast corner of Willard Avenue and West 93rd Street to Trinity Freewill Baptist Church.

Whereas, the Director of Community Development has requested the sale of City-owned property no

longer needed for public use and located at the southeast corner of Willard Avenue and West 93rd Street; and

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

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

Section 1. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is hereby found and determined that the following described property is no longer needed for public use:

Permanent Parcel Numbers
005-28-059 and 060

Parcel 1
Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 44 in L.T. and R.F. Denison Allotment of part of Original Brooklyn Township Lots Nos. 13 and 14, as shown by the recorded plat in Volume 13 of Maps, Page 41 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Parcel 2
Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublots Nos. 107, 108 and 109 in the Denison Allotment of part of Original Brooklyn Township Lots Nos. 13 and 14 as shown by the recorded Plat in Volume 17 of Maps, Page 13 of Cuyahoga County Records and together forming a parcel of land having a frontage of 116.72 feet on the Southerly side Willard Avenue, N.W., and extending back 130 feet on the Easterly line, 130 feet on the Westerly line and having a rear line of 116.28 feet, as appears by said Plat, be the same more or less, but subject to all legal highways.

Section 2. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to the Trinity Freewill Baptist Church at a price not less than fair market value as determined by the Board of Control.

Section 3. That the conveyance shall be made by official deed to be prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain provisions including such restrictive covenants and reversionary interests as may be specified by the Board of Control or Director of Law protecting the parties as their respective interests require and shall specifically contain a provision against the erection of any advertising signs or billboards except permitted identification signs.

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

Passed October 18, 1999.

Effective October 25, 1999.

Ord. No. 1845-99.
By Councilmen Jackson, Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Directors of Community Development and Public Health to enter into contract with Cleveland State University to provide a program survey and for evaluation services relating to the Housing Opportunities for Persons with AIDS program.

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

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

Section 1. That the Directors of Community Development and Public Health are hereby authorized to enter into contract with Cleveland State University to provide a program survey and for evaluation services relating to the Housing Opportunities for Persons with AIDS program. ("HOPWA").

Section 2. That the cost of said contract shall be in an amount not to exceed \$58,851.00, and shall be paid from Fund No. 14 SF 024, Request No. 1171.

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

Passed October 18, 1999.
 Effective October 25, 1999.

Ord. No. 1857-99.
By Councilmen Jackson and Johnson (by departmental request).

An emergency ordinance to amend the fourth whereas clause and Section 2 of Ordinance No. 1088-99, passed June 14, 1999, relating to a purchase agreement with Cartech Company, Ltd., for City-owned property located in the Village of Highland Hills, with an option to Gliatech to purchase additional property within the first five years.

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

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

Section 1. That the fourth whereas clause and Section 2 of Ordinance No. 1088-99, passed June 14, 1999, are hereby amended to read, respectively, as follows:

Whereas, Cartech Company, Ltd. ("Cartech"), an Ohio Limited Liability Company, has proposed to purchase from the City 10.593 acres of land in order to construct a multi-story office building to serve as the corporate headquarters for Gliatech Medical Inc. ("Gliatech"), an Ohio corporation, which Gliatech estimates will house 117 Gliatech employees; and

Section 2. That the Project Agreement shall provide that Gliatech shall have an option to purchase the following described property ("Option Parcel"), which option expires at the end of the "Option Period" which shall be the first 5 years from the date of the recording of conveyance of the Sale Parcel

from the City to Cartech ("Conveyance Date"), which property is determined to be no longer needed for public use;

Section 2. That the fourth whereas clause and Section 2 of Ordinance No. 1088-99, passed June 14, 1999, are hereby repealed.

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

Passed October 18, 1999.
 Effective October 19, 1999.

Ord. No. 1858-99.
By Councilmen Sweeney, Robinson and Johnson (by departmental request).

An emergency ordinance to amend the title and Section 7 of Ordinance No. 457-99, passed June 7, 1999, relating to the repair and resurfacing of Shaker Boulevard.

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

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

Section 1. That the title and Section 7 of Ordinance No. 457-99, passed June 7, 1999, are hereby amended to read, respectively, as follows:

An emergency ordinance giving consent of the City of Cleveland for the repair and resurfacing of Shaker Boulevard to the State of Ohio; authorizing the Director of Public Service to enter into any agreements relative thereto; and authorizing said director to cause payment of the City's share to the State of Ohio for the cost of the improvement.

Section 7. That the Council hereby authorizes payment to the State for the City's share of the cost of the Improvement, from Fund No. 20 SF 334, Request No. 4330.

Section 2. That the existing title and Section 7 of Ordinance No. 457-99, passed June 7, 1999, are hereby repealed.

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

Passed October 18, 1999.
 Effective October 25, 1999.

Ord. No. 1859-99.
By Councilman Cimperman.
An emergency ordinance to vacate a portion of East 13th Street hereinafter described.

Whereas, on the 14th day of June, 1999 the Council of the City of Cleveland adopted Resolution No. 978-99 declaring its intention to vacate a portion of East 13th Street, hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 978-99 has been served upon the owners of all the property abutting East 13th

Street, affected by said Resolution, notifying the said property owners of the time and place at which objections can be heard before the Board of Revision of Assessments, and

Whereas, on the 4th day of October, 1999, the Board of Revision of Assessments approved the vacation of East 13th Street, hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating East 13th Street, hereinafter described and that it will not be detrimental to the general interest and ought to be made; and

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

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

Section 1. That all that portion of East 13th Street (formerly East 14th Street, 31.68 feet wide), extending Northerly from the Easterly prolongation of the Northerly line of Lakeside Avenue N.E. (99.00 feet wide) to the Southerly line of that portion of East 13th Street vacated by the Council of the City of Cleveland by Ordinance Number 2736-53, passed February 8, 1954, be and the same is hereby vacated.

Section 2. That there be and hereby is reserved to the City of Cleveland an easement for existing Division of Water equipment, Cleveland Public Power equipment, Water Pollution Control equipment, and access for Division of Fire equipment.

Section 3. That there and hereby be paid to the City of Cleveland Divisions of Water, Water Pollution Control, and Cleveland Public Power all pending charges as specified for removal and/or relocation of equipment.

Section 4. That an easement be maintained for Fire Department equipment to service the rear of 1275 Lakeside Avenue from the West side of the Building,

The description of the easement is as follows:

That portion of East 13th Street (formerly East 14th Street, 31.68 feet wide), extending Northerly from the Easterly prolongation of the Northerly line of Lakeside Avenue N.E. (99.00 feet wide) to the Southerly line of that portion of East 13th Street vacated by the Council of the City of Cleveland by Ordinance Number 2736-53, passed February 8, 1954.

That no structures shall be hereinafter erected on the premises described in this easement except those constructed in accordance with the approval of, and in compliance with, plans approved by the Commissioner of the Division of Water, the Commissioner of the Division of Light and Power, and the Chief of the Division of Fire of the City of Cleveland.

Section 5. That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of East 13th Street, herein provided by sending him a copy of this Ordinance.

Section 6. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of

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

Passed October 18, 1999.

Effective October 25, 1999.

Ord. No. 1860-99.
By Councilmen White and Johnson (by departmental request).
An emergency ordinance to amend Section 2 of Ordinance No. 1173-99, passed June 14, 1999, relating to contracts with various entities to provide services under Titles II and III of the Job Training Partnership Act.

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

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

Section 1. That Section 2 of Ordinance No. 1173-99, passed June 14, 1999, is hereby amended to read as follows:

Section 2. That the Director of Personnel and Human Resources is authorized to enter into contract with United Labor Agency for the delivery of adult and youth employment and training services under Title III of the Job Training Partnership Act, in an amount not to exceed \$953,958.00.

Section 2. That existing Section 2 of Ordinance No. 1173-99, passed June 14, 1999, is hereby repealed.

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

Passed October 18, 1999.

Effective October 25, 1999.

Ord. No. 1861-99.
By Councilman Johnson.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Buckeye Area Development Corporation to conduct a home repair assistance program.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Buckeye Area Development Corporation to conduct a home repair assistance program.

Section 2. That the cost of said contract authorized herein shall be in an amount not to exceed Thirty-Five Thousand Dollars (\$35,000.00) and shall be paid from Fund No. 10 SF 166. This contract shall be in addition to any agreement authorized by Ordinance No. 1449-99, passed by the Council of the City of Cleveland on August 11, 1999.

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

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

Passed October 18, 1999.

Effective October 25, 1999.

Ord. No. 1862-99.
By Councilman Johnson.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Buckeye Area Development Corporation to improve and landscape an area located at East 116th Street and Buckeye Road.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Buckeye Area Development Corporation to perform various services and to improve and landscape an area located at East 116th Street and Buckeye Road.

Section 2. That the costs of said contract shall be in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000.00) and shall be paid from Fund No. 10 SF 166.

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

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

Passed October 18, 1999.

Effective October 25, 1999.

Ord. No. 1863-99.
By Councilman Patmon.
An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Glenville Harvest Festival Committee to stretch banners across St. Clair Avenue at the intersections of East 111th Street and at East 88th Street for the period from October 12, 1999 to October 29, 1999, inclusive, publicizing its 2nd Annual Harvest Festival.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Service is hereby authorized and directed to issue a permit to the Glenville Harvest Festival Committee to install, maintain and remove banners across St. Clair Avenue at the intersections of East 111th Street and at East 88th Street for the period from October 12, 1999 to October 29, 1999, inclusive. Said banners shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which banners will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners and said banners shall be removed promptly upon the expiration of said permit.

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

Passed October 18, 1999.

Effective October 25, 1999.

COUNCIL COMMITTEE MEETINGS

Monday, October 25, 1999

Public Parks, Property and Recreation Committee: 9:30 A.M.— Present: Jones, Chairman; Britt, Sweeney, Willis, Zone. Excused: White, Vice Chairman, Polensek.

Public Service Committee: 11:00 A.M.— Present: Sweeney, Chairman; Melena, Vice Chairman; Britt, Cintron, Jones, O'Malley, Polensek. Excused: Johnson, Patmon.

Mayor's Appointment Committee: 1:00 P.M.— Present: Coats, Chairman; Robinson, Sweeney, Britt. Excused: Zone.

Finance Committee: 2:00 P.M.— Present: Johnson, Chairman; Westbrook, Vice Chairman; Cintron, Coats, Gordon, Lewis, Melena, Patmon, Robinson, Sweeney, Willis.

Tuesday, October 26, 1999

Community and Economic Development Committee: 9:00 A.M.— Present: Jackson, Chairman; Robinson, Vice Chairman; Cimperman, Cintron, Coats, Gordon, Jones, Lewis, Rybka.

Public Health Committee: 1:00 P.M.— Present: Gordon, Chairman; Cimperman, Vice Chairman; Cintron, Dolan, Jackson, Robinson. Excused: Britt.

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Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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 Inc. - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 708-99) 2041

Galion equipment parts and labor - contract pursuant to Ord. 1118-99 to
 Columbus Equipment Co. - Division of Motor Vehicle Maintenance, Dept. of Public
 Service (BOC Res. 709-99) 2041

Ladders, aerial 109' - contract pursuant to Ord. 1058-99 to General Safety Equipment, LLC
 - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 715-99) 2042

Board of Control - Police Division

Photo supplies - contract pursuant to Ord. 98-99 to Metzger Photo Supply Co. - Division
 of Police, Dept. of Public Safety (BOC Res. 712-99) 2042

Photo supplies - pursuant to Ord. 98-99 - bids rejected - Division of Police, Dept. of
 Public Safety (BOC Res. 713-99) 2042

PSAP TDD Modules - contract pursuant to Ord. 182-99 to Independence Communications, Inc.
 - Division of Police, Dept. of Public Safety (BOC Res. 716-99) 2043

Board of Control - Port Control Department

Consolidated Rental Car Facility Ready Return Building site landscaping package - amend
 contract pursuant to BOC Res. 472-99 and BOC Res. 598-99 - Division
 of Cleveland Hopkins International Airport, Dept. of Port Control (BOC Res. 705-99) 2041

Board of Control - Professional Service Contracts

Solaris Operating System, on-site and telephone maintenance of - contract pursuant
 to Ord. 638-99 to Great Northern Consulting Services - Division of Taxation, Dept.
 of Finance (BOC Res. 698-99) 2040

Board of Control - Public Improvement Contracts

Consolidated Rental Car Facility Ready Return Building site landscaping package - amend
 contract pursuant to BOC Res. 472-99 and BOC Res. 598-99 - Division
 of Cleveland Hopkins International Airport, Dept. of Port Control (BOC Res. 705-99) 2041

Board of Control - Public Safety Department

Photo supplies - contract pursuant to Ord. 98-99 to Metzger Photo Supply Co. - Division
 of Police, Dept. of Public Safety (BOC Res. 712-99) 2042

Photo supplies - pursuant to Ord. 98-99 - bids rejected - Division of Police, Dept. of
 Public Safety (BOC Res. 713-99) 2042

PSAP TDD Modules - contract pursuant to Ord. 182-99 to Independence Communications, Inc.
 - Division of Police, Dept. of Public Safety (BOC Res. 716-99) 2043

Board of Control - Public Service Department

Elgin sweeper parts and labor - contract pursuant to Ord. 1074-99 to Jack Doheny Supplies
 Inc. - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 708-99) 2041

Galion equipment parts and labor - contract pursuant to Ord. 1118-99 to
 Columbus Equipment Co. - Division of Motor Vehicle Maintenance, Dept. of Public
 Service (BOC Res. 709-99) 2041

Grayton Road access to Cleveland Business Park - pursuant to Ord. 1786-97 and 506-99 -
 all bids rejected - Division of Engineering and Construction, Dept. of Public
 Service (BOC Res. 710-99) 2042

Ladders, aerial 109' - contract pursuant to Ord. 1058-99 to General Safety Equipment, LLC
 - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 715-99) 2042

Solid waste and bulk waste, transfer and disposal of - pursuant to Ord. 577-99 and 578-99
 - all bids rejected - Division of Waste Collection and Disposal, Dept. of
 Public Service (BOC Res. 711-99) 2042

Solid waste disposal services - amend contract pursuant to BOC Res. 759-97 with Waste Management of Ohio, Inc. - Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 706-99) 2041

Tires, disposal of - contract pursuant to Ord. 579-99 to Republic Waste Services - Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 707-99) 2041

Board of Control - Public Utilities Department

High voltage static pipe-type transmission cable, maintenance of - contract pursuant to Ord. 564-97 to Electrical Constructors - Division of Cleveland Public Power, Dept. of Public Utilities (BOC Res. 704-99)..... 2041

Roofs, labor and materials to repair and/or replace - contract pursuant to Ord. 535-94 to Advanced Roofing Systems, Inc. - Division of Water Pollution Control, Dept. of Public Utilities (BOC Res. 702-99) 2040

Roofs, labor and materials to repair and/or replace - pursuant to Ord. 535-94 - bids rejected - Division of Water Pollution Control, Dept. of Public Utilities (BOC Res. 703-99) 2041

Sodium fluorosilicate and fluorosilicic acid - amend BOC Res. 468-99 - Division of Water, Dept. of Public Utilities (BOC Res. 701-99) 2040

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Drug House Board-up Program - contract pursuant to Ord. 690-98 to Tesco builders, Inc. - Division of Building and Housing, Dept. of Community Development (BOC Res. 714-99) 2042

Elgin sweeper parts and labor - contract pursuant to Ord. 1074-99 to Jack Doheny Supplies Inc. - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 708-99) 2041

Gallon equipment parts and labor - contract pursuant to Ord. 1118-99 to Columbus Equipment Co. - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 709-99) 2041

High voltage static pipe-type transmission cable, maintenance of - contract pursuant to Ord. 564-97 to Electrical Constructors - Division of Cleveland Public Power, Dept. of Public Utilities (BOC Res. 704-99)..... 2041

Ladders, aerial 109' - contract pursuant to Ord. 1058-99 to General Safety Equipment, LLC - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 715-99) 2042

Paint and paint materials - contract pursuant to Ord. 711-99 to William Wolf and Co. - Dept. of Finance (BOC Res. 699-99)..... 2040

Photo supplies - contract pursuant to Ord. 98-99 to Metzger Photo Supply Co. - Division of Police, Dept. of Public Safety (BOC Res. 712-99) 2042

PSAP TDD Modules - contract pursuant to Ord. 182-99 to Independence Communications, Inc. - Division of Police, Dept. of Public Safety (BOC Res. 716-99) 2043

Roofs, labor and materials to repair and/or replace - contract pursuant to Ord. 535-94 to Advanced Roofing Systems, Inc. - Division of Water Pollution Control, Dept. of Public Utilities (BOC Res. 702-99) 2040

Sodium fluorosilicate and fluorosilicic acid - amend BOC Res. 468-99 - Division of Water, Dept. of Public Utilities (BOC Res. 701-99) 2040

Solid waste disposal services - amend contract pursuant to BOC Res. 759-97 with Waste Management of Ohio, Inc. - Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 706-99) 2041

Tires, disposal of - contract pursuant to Ord. 579-99 to Republic Waste Services - Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 707-99) 2041

Board of Control - Taxation Division

Solaris Operating System, on-site and telephone maintenance of - contract pursuant to Ord. 638-99 to Great Northern Consulting Services - Division of Taxation, Dept. of Finance (BOC Res. 698-99) 2040

Board of Control - Waste Collection and Disposal Division

Solid waste and bulk waste, transfer and disposal of - pursuant to Ord. 577-99 and 578-99 - all bids rejected - Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 711-99)..... 2042

Solid waste disposal services - amend contract pursuant to BOC Res. 759-97 with Waste Management of Ohio, Inc. - Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 706-99) 2041

Tires, disposal of - contract pursuant to Ord. 579-99 to Republic Waste Services - Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 707-99) 2041

Board of Control - Water Division

Sodium fluorosilicate and fluorosilicic acid - amend BOC Res. 468-99 - Division of Water, Dept. of Public Utilities (BOC Res. 701-99) 2040

Board of Control - Water Pollution Control Division

Roofs, labor and materials to repair and/or replace - contract pursuant to Ord. 535-94 to Advanced Roofing Systems, Inc. - Division of Water Pollution Control, Dept. of Public Utilities (BOC Res. 702-99) 2040

Roofs, labor and materials to repair and/or replace - pursuant to Ord. 535-94 - bids rejected - Division of Water Pollution Control, Dept. of Public Utilities (BOC Res. 703-99) 2041

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Carroll Avenue, 3001, (Ward 14) - St. Ignatius High School, owner - appeal granted and adopted on 10/25/99 (Cal. 99-257) 2047

East 149th Street, 3510, (Ward 3) - Evangelistic Temple of Faith, owner and Nancy Borchert, agent - appeal granted and adopted on 10/25/99 (Cal. 99-263) 2047

East 60th Street, 1173-1175, (Ward 13) - Renaissance International Enterprises, owner c/o Michael Ujcicu - appeal withdrawn on 10/25/99 (Cal. 99-266) 2046

East 61st Street, 2357, (Ward 5) - Gabriel's Green Limited Partnership, owner and Tesco Building Inc., c/o Delores Graham - appeal withdrawn on 10/25/99 (Cal. 99-271) 2046

East 93rd Street, 3840, (Ward 2) - Adelmo DiFranco, owner - appeal heard on 10/25/99 (Cal. 99-268) 2046

Gillinov, Lynda J. - appeal heard on 10/25/99 (Cal. 99-214) 2047

Harvard Avenue, 5721, (Ward 12) - Susan Soeder, owner - appeal denied and adopted on 10/25/99 (Cal. 99-259) 2047

Huron Road aka 1008-1020 Huron Road, 1018, (Ward 13) - Osborn Square Ltd., owner c/o Thomas Knapp - appeal heard on 10/25/99 (Cal. 99-279) 2046

Lorain, 17209, (Ward 21) - Kamms Plaza, owner c/o Lisa Hanna - appeal heard on 10/25/99 (Cal. 99-265) 2046

Lorain Avenue, 14235, (Ward 19) - Madison Development Corporation, owner - appeal withdrawn on 10/25/99 (Cal. 99-213) 2047

Martin Luther King Boulevard, 3468, (Ward 3) - Patricia G. Hall, owner - appeal denied and adopted on 10/25/99 (Cal. 99-254) 2047

Tarkington Avenue, 17528, (Ward 1) - Lisa Wallace, owner - appeal heard on 10/25/99 (Cal. 99-264) 2046

Triskett Road, 13920, (Ward 19) - Aniello Miele, owner - appeal heard on 10/25/99 (Cal. 99-284) 2046

West 25th Street, 1477, (Ward 14) - C.M.H.A., owner c/o Harry Roberts - appeal postponed to 11/8/99 on 10/25/99 (Cal. 99-267) 2047

West 48th Street, 1873, (Ward 14) - Luis Jimenez, owner - appeal denied and adopted on 10/25/99 (Cal. 99-261) 2047

West 52nd Street, 1912, (Ward 17) - Karl Mueller, owner - appeal denied and adopted on 10/25/99 (Cal. 99-255) 2047

Board of Zoning Appeals - Schedule

Konstantinou, Dino - appeal to be heard on 11/8/99 (Cal. 99-276) 2046

Meadowbrook Avenue, 6301, (Ward 16) - Janet Giachetti, owner and David Hershman, agent, c/o Patio Enclosures - appeal to be heard on 11/8/99 (Cal. 99-281) 2046

St. Clair Avenue, 14914, (Ward 10) - J&W Five Points Assoc., LP, owner, c/o Walter Samuels and Duane Wagg, agent - appeal to be heard on 11/8/99 (Cal. 99-280) 2046

Wade Park Avenue, 6605-6607, (Ward 7) - Willie Redd, owner - appeal to be heard on 11/8/99 (Cal. 99-285) 2046

West 121st Street, 3000, (Ward 19) - Kurt Schuster, owner and Tony LaVecchia, agent - appeal to be heard on 11/8/99 (Cal. 99-278) 2046

West 25th Street, 3129, (Ward 14) - Donald G. Ksiezyk, owner, and Doned Inc., c/o Donald G. Ksiezyk and S. Robert E. Lazzaro, attorney - appeal to be heard on 11/8/99 (Cal. 99-193) 2046

West 5th Street, 2358, (Ward 13) - Urban Housing Development, owner and Doug Perkowski, agent - appeal to be heard on 11/8/99 (Cal. 99-282) 2046

Brookside Park

Brookside Park Ball Diamond #1 - lease - St. Ignatius High School (O 1427-99) 2051

Buckeye Area Development Corporation

East 116th Street and Buckeye Road - Buckeye Area Development Corporation - agreement - Community Development (O 1862-99) 2055

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Federal Aviation Administration — lease agreement — Burke Lakefront Airport — United States of America (O 1418-99).....2039

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Cab / chassis (6 X 6) with dump body and plow - Department of Public Service - Division of Motor Vehicle Maintenance - per Ord. 1058-99 - bid due November 12, 1999 (advertised 10/20/99 and 10/27/99) 2048
Continental Airlines - Cleveland 2000, Bid Package 31 - 400 Hz Central Systems at Concourse C - Department of Port Control - bid due November 11, 1999 (advertised 10/20/99 and 10/27/99) .. 2047
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Physiocontrol Lifepak 500 automated external defibrillators and AFD trainer units - Department of Public Safety - per Ord. 1954-98 - bid due November 11, 1999 (advertised 10/27/99 and 11/3/99)..... 2048
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Housing Opportunities for Persons with AIDS Program — survey and evaluation — Cleveland State University — Community Development Department — Health Department (O 1845-99)..... 2054

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 Phase I — Mayor (O 1561-99).....**2053**
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Village of Highland Hills

Village of Highland Hills — purchase agreement — Cartech Company, Ltd. — Gliatech —
 amend fourth whereas clause and Section 2 of Ordinance No. 1088-99 (O 1857-99)**2054**

Water Division

One Motor — Water Division — Utilities Department (O 1703-99)2039

Zoning

Cliffview Road, N.E. and Belvoir Boulevard, N.E. — Change the Use and Area Districts
 (O 594-99)2040
 Detroit Avenue, N.W. between West 45th St. and West 38th St. — change the Use District
 (O 1130-99).....**2051**
 Fairview Hospital Riveredge parking facility — change the Use District — Parking
 District and ‘C’ Area District (O 1093-99)2040
 Glass Avenue, southeasterly side — change Use, Area and Height Districts (Ward 13)
 (O 898-99)2039
 To change the use and area districts of lands on the north side of Madison Avenue, N.W.
 between West Park Boulevard and West 100th Street (Map Change No. 1987, Sheet No.
 1) (O 270-99).....2039