

The City Record

Official Publication of the City of Cleveland

April the Eighteenth, Two Thousand and One

Mayor	
Michael R. White	
President of Council	
Michael D. Polensek	
Clerk of Council	
Ruby F. Moss	
Ward	Name
1	Joseph T. Jones
2	Robert J. White
3	Zachary Reed
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	Dona Brady
20	Martin J. Sweeney
21	Michael A. Dolan

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL—LEGISLATIVE

President of Council—Michael D. Polensek

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Robert J. White	3760 East 126th Street	44105
3	Zachary Reed	3232 East 119th 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.	3004 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	Dona Brady	3466 Bosworth Road	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

MAYOR – Michael R. White

Judith Zimomra, Chief of Staff
 Barry Withers, Executive Assistant for Administration
 Susan E. Axelrod, Senior Executive Assistant for Health and Human Services
 Kenneth Silliman, Executive Assistant for Development
 Nicholas P. Jackson, Executive Assistant for Services
 Nina Turner, Executive Assistant for Legislative Affairs
 Marvin Hayes, Executive Assistant for Intergovernmental Affairs
 Lucille Ambroz, Director, Office of Equal Opportunity

DEPT. OF LAW – Cornell P. Carter, Director, Pinky Carr, Chief Counsel, Room 106

Lauren Moore, Chief City Prosecutor; Criminal Branch – Justice Center
 8th Floor, Court Towers, 1200 Ontario Street
 Karen E. Martines, Law Librarian, Room 100

DEPT. OF FINANCE – Ronald E. Brooks, Director, Room 104;

Frank Badalamenti, Manager, Internal Audit
 DIVISIONS – Accounts – Marilyn Henderson, Commissioner, Room 19
 City Treasury – Algeron Walker, Treasurer, Room 115
 Assessments and Licenses – Robert C. Brown, Commissioner, Room 122
 Purchases and Supplies – Myrna Branche, Commissioner, Room 128
 Printing and Reproduction – Diante Fitzgerald, Acting Commissioner, 1735 Lakeside Avenue
 Taxation – Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue
 Financial Reporting and Control – Robert Dolan, Controller, Room 18
 Information Systems Services – Daniel Jarvis, 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 – Reuben Sheperd, Director,

Cleveland Hopkins International Airport, 5300 Riverside Drive;
 Cleveland Hopkins International Airport – Mark D. Vanloh, Commissioner
 Burke Lakefront Airport – Khalid Bahkur, Commissioner

DEPT. OF PUBLIC SERVICE – Mark Ricchiuto, Director, Room 113

DIVISIONS – Waste Collection and Disposal – Ron Owens, 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, Commissioner, Harvard Yards
 Architecture – Kurt Weibusch, Commissioner, Room 517

DEPT. OF PUBLIC HEALTH – Michele C. Whitlow, Director, Mural Building 1925 St. Clair Avenue

DIVISIONS – Health – Cheri Hahn, Commissioner, Mural Building, 1925 St. Clair Avenue
 Environment – Donald Culp, 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 – Robert Mavec, Commissioner, 4150 East 49th Street, Building #1
 Dog Pound – John Baird, Chief Dog Warden, 2690 W. 7th Street
 Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive

DEPT. OF PARKS, RECREATION & PROPERTIES – Alfred T. Miller, Jr., 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 – Tom Nagle, Commissioner, East 49th & Harvard

Parking Facilities – Dennis Donahue, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.

Park Maintenance and Properties – Richard L. Silva, 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, 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 – Dolores Alexander, Director, Room 122

COMMUNITY RELATIONS BOARD – Room 11, Dennis D. Dove, Director; Mayor Michael R. White, Chairman Ex-Officio; Mary Adele Springman, Vice-Chairman; Councilman Dona Brady, Councilman Joe Cimperman, City Council Representatives; Rev. Bruce Goode, Paula Castleberry, Charles E. McBee, Mary Adele Springman, Esq., Terez E. Woods, Emmett Saunders, John Banno, Mary Jane Buckshot, Kathryn M. Hall, Raymond Negron, Evangeline Hardaway, Edna Fuentes-Casiano, Janet Jankura, Gia Hoa Ryan.

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

SINKING FUND COMMISSION – Michael R. White, President; Betsy Hruby, Asst. Sec'y; _____, Director; Council President Michael D. Polensek.

BOARD OF ZONING APPEALS – Room 516, Carol Johnson, Chairman; Members: Chris Carmody, Margaret 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 Ronald E. Brooks, Secretary; Council President Michael D. Polensek.

BOARD OF SIDEWALK APPEALS – Service Director Mark Ricchiuto; Law Director Cornell P. Carter; Councilman Nelson Cintron, Jr.

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

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 Joseph Cimperman.

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

MORAL CLAIMS COMMISSION – Law Director Cornell P. Carter; Chairman; Finance Director Ronald E. Brooks; Council President Michael D. Polensek; Councilman Bill Patmon; Councilman Martin J. Sweeney.

BOARD OF EXAMINERS OF ELECTRICIANS – Samuel Montfort, Chairman; Donald Baulknlight, 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, Lawrence Skule, Chief Plumbing Inspector; Laszlo V. Kemes, Secretary to the Board.

CLEVELAND LANDMARKS COMMISSION – Room 519 – Richard Schanfarber, Chairman; Paul Volpe, Vice Chairman; N. Kurt Wiebush, James Gibans, Sandra Morgan, Hunter Morrison, Theodore Sande, Galen Schuerlein, Randall Shorr, Councilman Joseph Cimperman, Councilman Timothy J. Melena, 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	13A
Judge Ronald B. Adrine	15C
Judge C. Ellen Connally	15C
Judge Sean C. Gallagher	12C
Judge Mabel M. Jasper	14D
Judge Kathleen Ann Keough	13D
Judge Mary E. Kilbane	14C
Judge Ralph J. Perk, Jr.	14B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Angela R. Stokes	13A
Judge Robert J. Triozzi	14A
Judge Joseph J. Zone	12A

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

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WEDNESDAY, APRIL 18, 2001

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CITY COUNCIL

MONDAY, APRIL 16, 2001

The City Record

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Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1998-2001

MONDAY

9:30 A.M.—**Public Parks, Property & Recreation Committee:** Rybka, Chairman; Dolan, Vice Chairman; Brady, Britt, Johnson, Reed, Sweeney.

MONDAY—Alternating

11:00 A.M.—**Public Service Committee:** Cintron, Chairman; Sweeney, Vice Chairman; Coats, Johnson, Jones, Melena, O'Malley, Westbrook, Willis.

11:00 A.M.—**Employment, Affirmative Action & Training Committee:** White, Chairman; Lewis, Vice Chairman; Cintron, Coats, Gordon, Johnson, Jones.

MONDAY

2:00 P.M.—**Finance Committee:** Patmon, Chairman; Rybka, Vice Chairman; Britt, Cintron, Dolan, Lewis, Melena, O'Malley, Polensek, Sweeney, White.

TUESDAY

9:30 A.M.—**Community and Economic Development Committee:** Melena, Chairman; Lewis, Vice Chairman; Brady, Cimperman, Cintron, Jackson, Johnson, Jones, Willis.

TUESDAY—Alternating

1:00 P.M.—**Public Health Committee:** Gordon, Chairman; Brady, Vice Chairman; Cimperman, Jackson, Reed, Westbrook, Willis.

1:30 P.M.—**Legislation Committee:** Lewis, Chairman; Jones, Vice Chairman; Coats, Gordon, Reed, Westbrook, White.

WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Dolan, Chairman; O'Malley, Vice Chairman; Brady, Jones, Patmon, Rybka, Sweeney.

10:00 A.M.—**Public Safety Committee:** Polensek, Chairman; Patmon, Vice Chairman; Britt, Cimperman, Coats, Gordon, Jackson, Melena, Sweeney.

WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** O'Malley, Chairman; Patmon, Vice Chairman; Britt, Coats, Dolan, Melena, Polensek, Westbrook, Willis.

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

The following Committee is subject to the Call of the Chairman:

Mayor's Appointment Committee: O'Malley, Chairman; Britt, Cimperman, Patmon, Sweeney.

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

April 11, 2001

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, April 11, 2001, at 11:00 a.m. with Director Carter presiding.

Present: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Absent: Mayor White.

Others: Myrna Branche, Commissioner, Purchases and Supplies, Lucille Ambroz, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 226-01.

By Director Brooks.

Resolved, by the Board of Control of the City of Cleveland that the bid of Allstate Peterbilt of Eastern Ohio, LLC for an estimated quantity of cab/chassis, Peterbilt, with McNeilus refuse packer, including Option A, (Item #2) 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 February 16, 2001, pursuant to the authority of Ordinance No. 1685-2000, passed by the Council of the City of Cleveland on October 30, 2000, and Ordinance No. 99-01, passed by the Council of the City of Cleveland on January 22, 2001, which on the basis of the estimated quantity, would amount to Three Million Five Hundred Fifty-One Thousand Six Hundred and 00/100 Dollars (\$3,551,600.00) (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. 29580 which shall be certified against such contract in the sum of Two Million One Hundred Thirty Thousand Nine Hundred Sixty and 00/100 Dollars (\$2,130,960.00).

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 subcontractor by Allstate Peterbilt of Eastern Ohio, LLC for the above mentioned purchase is hereby approved:

Independent Brokers, Ltd.
MBE — \$500.00 per unit

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.

Absent: Mayor White.

Resolution No. 227-01.

By Director Brooks.

Resolved, by the Board of Control of the City of Cleveland that the bid

of Wise International Trucks of Ohio for an estimated quantity of cab/chassis, International, with Heil refuse packer (item #1) 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 February 16, 2001, pursuant to the authority of Ordinance No. 1685-2000, passed by the Council of the City of Cleveland on October 30, 2000, and Ordinance No. 99-01, passed by the Council of the City of Cleveland on January 22, 2001, which on the basis of the estimated quantity, would amount to Two Hundred Eighty-One Thousand Four Hundred Forty-Eight and 00/100 Dollars (\$281,448.00) (Net 15 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 Nos. 29578 and 29579 which shall be certified against such contract in the sum of Two Hundred Eighty-One Thousand Four Hundred Forty-Eight and 00/100 Dollars (\$281,448.00).

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: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 228-01.

By Director Konicek.
Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 51-01, adopted January 31, 2001, pursuant to Ordinance No. 818-2000, passed October 9, 2000, approving Ohio Diversified Services, Inc. for the public improvement of the Nottingham Blower Building/Guardhouse Project, for the Division of Water, Department of Public Utilities, is hereby amended by including the employment of the following subcontractors:

NAME	MBE/FBE
Perk Company, Inc.	\$405,000.00 (MBE)
Dmytryka Jacobs Engineers, Inc.	\$75,000.00 (MBE)

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 229-01.

By Director Konicek.
Resolved by the Board of Control of the City of Cleveland that the bid of Pitney Bowes, Inc. for the following: One (1) Folding/Inserting System, all items, for the Division of Cleveland Public Power, Department of Public Utilities, received on the 15th day of March 2001, pursuant to the authority of Ordinance No. 1677-2000, passed November 27, 2000, which on the basis of the order quantity would amount to \$160,240.00 (Net), is hereby approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into contract for such items.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 230-01.

By Director Konicek.
Be it resolved, by the Board of Control of the City of Cleveland that all bids received on March 15, 2001 for powdered activated carbon (items 2 and 4) for the Division of Water, Department of Public Utilities, pursuant to the authority of Codified Ordinances of the City of Cleveland, Section 129.24 are hereby rejected.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 231-01.

By Director Konicek.
Be it resolved by the Board of Control of the City of Cleveland that the bid of Acticarb, A Division of Royal Oak Enterprises, Inc. for an estimated quantity of powdered activated carbon (items 1 and 3) for the Division of Water, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on the 15th day of March, 2001, pursuant to the authority of Section 129.24 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to Three Hundred Fifteen Thousand Five Hundred Forty-Two and 40/100 Dollars (\$315,542.40), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 33827 which shall be certified against such contract in the sum of Fifty Thousand Dollars (\$50,000.00).

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: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 232-01.

By Director Sheperd.
Whereas, Hermes Sports and Events wishes to utilize the lobby at Burke Lakefront Airport (the "Airport") for registration at a cycling event for the Cleveland Corporate Challenge (the "Event") to be held on July 29, 2001; and

Whereas, the City is willing to grant Hermes Sports and Events the privilege, permit and license to conduct the Event at the Airport; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.04 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of the Department of Port Control is hereby authorized to enter into an agreement (the "Agreement") granting Hermes Sports and Events the privilege, permit and license to conduct the Event in the lobby at Burke Lakefront Airport from 8:00 a.m. to 11:00 a.m. on July 29, 2001, and to use and occupy the room for such period of time before the Event as necessary for preparation. Hermes Sports and Events shall pay the City a \$100.00 fee for the Event, shall reimburse the City for the cost of two (2) City employees to perform custodial and building maintenance work related to the conduct of the Event, shall arrange for the conduct of the Event and such other activities approved as appropriate and incidental to the Event, and shall be responsible at its expense for providing traffic control, security and clean up.

Be it further resolved that the Agreement authorized hereby shall be prepared by the Director of Law and shall contain such other provisions as the Director deems necessary to benefit and protect the public interest.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 233-01.

By Director Sheperd.
Whereas, Board of Control Resolution No. 104-01, adopted February 21, 2001, authorized the Director of Port Control to enter into contract with Able Construction Group, Inc. for labor and materials necessary to install, maintain and repair fencing, for the Division of Cleveland Hopkins International Airport, Department of Port Control; and

Whereas, in said Resolution No. 104-01, the requisition number was incorrectly stated; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 104-01, adopted February 21, 2001, approving bid of Able

Construction Group, Inc. as lowest and best for labor and materials to install, maintain and repair fencing is hereby amended by changing Requisition No. 55957 to Requisition No. 35848.

Be it further resolved that all other terms of said Resolution No. 104-01 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 234-01.

By Director Sheperd.
Whereas, Jeannie Johnson wishes to utilize the banquet room at Burke Lakefront Airport (the "Airport") for a wedding reception (the "Event") to be held on June 16, 2001; and

Whereas, the City is willing to grant Jeannie Johnson the privilege, permit and license to conduct the Event at the Airport; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.04 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of the Department of Port Control is hereby authorized to enter into an agreement (the "Agreement") granting Jeannie Johnson the privilege, permit and license to conduct the Event in the banquet room at Burke Lakefront Airport from 1:00 p.m. to 4:00 p.m. on June 16, 2001, and to use and occupy the room for such period of time before the Event as necessary for preparation. Jeannie Johnson shall pay the City a \$350.00 fee for the Event, shall reimburse the City for the cost of two (2) City employees to perform custodial and building maintenance work related to the conduct of the Event, shall arrange for the conduct of the Event and such other activities approved as appropriate and incidental to the Event, and shall be responsible at its expense for providing traffic control, security and clean up.

Be it further resolved that the Agreement authorized hereby shall be prepared by the Director of Law and shall contain such other provisions as the Director deems necessary to benefit and protect the public interest.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 235-01.

By Director Sheperd.
Be it resolved by the Board of Control of the City of Cleveland that pursuant to Board of Control Resolution No. 82-01, adopted February 14, 2001, pursuant to Ordinance Nos. 552-2000, passed June 19, 2000, and 1234-2000, passed July 17, 2000, approving Anthony Allega Cement Contractors, Inc., for the public improvement of new Runway 5L-23R (6L-24R) Stage 1, for the Division of Cleveland Hopkins International

Airport, Department of Port Control, the employment of the following subcontractors for the above-mentioned public improvement project is hereby approved:

SUBCONTRACTORS DESCRIPTION

Vermillion Tree and Landclearing Service, Inc.
49040 Cooper Foster Park Road
Amherst, Ohio 44001

Clearing & Grubbing

Aero-Mark, Inc.
10423 Danner Drive
Streetsboro, Ohio 44241

Pavement Marking/Marking Removals

Safety Grooving & Grinding, LP
P.O. Box 431
Napoleon, Ohio 43545

Saw Cut Grooving

The C.J. Zak Co., Inc.
4903 Alger Road
Richfield, Ohio 44286

Landscaping (Seeding, Mulching, Sodding)

Pyramid Electric
5069 Corbin Drive
Bedford Hts., Ohio 44128

Electrical, Lighting, Signing, NAVAID Partial

Erie Affiliates, Inc.
29017 Chardon Road, Suite 200
Willoughby Hills, Ohio 44092

General Contractor EV-10 Building

Swank Associated Companies, Inc.
200 Hunt Valley Road
New Kensington, PA 15068

Concrete Paving Joint Sealing

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 236-01.

By Director Guzman.
Resolved by the Board of Control of the City of Cleveland that the bid of Law Crime Scene Products for an estimated quantity of Mini Crime-scopes, 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 March 8, 2001, pursuant to the authority of Ordinance No. 1005-2000, which was passed by Cleveland City Council on July 17, 2000, which on the basis of the estimated quantity would amount to Nineteen Thousand, Nine Hundred Fifty and 00/100 Dollars (\$19,950.00) (2% 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. 32460 as specified, which shall be certified against such contract in the sum of Nineteen Thousand, Nine Hundred Fifty and 00/100 Dollars (\$19,950.00).

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: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 237-01.

By Director Guzman.
Resolved by the Board of Control of the City of Cleveland that the bid of W. Nuhsbaum, Inc., for an estimated quantity of Compound Microscopes, 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 March 8, 2001, pursuant to the authority of Ordinances No. 1005-2000, which was passed by Cleveland City Council on July 17, 2000, which on the basis of the estimated quantity would amount to Seven Thousand, Nine Hundred and 60/100 Dollars (\$7,009.60) (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. 32461 as specified, which shall be certified against such contract in the sum of Seven Thousand, Nine Hundred and 60/100 Dollars (\$7,009.60).

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: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.
Absent: Mayor White.

Resolution No. 238-01.

By Director Miller.
Whereas, pursuant to the authority of Ordinance No. 847-2000, passed June 19, 2000 by the Council of the City of Cleveland, the Commission-

er of Purchases and Supplies is authorized by and at the direction of the Board of Control to sell certain City-owned property, no longer needed for public use, described therein and located at 8245 Broadway Avenue, Permanent Parcel Number 133-27-030A, to Patrick L. Montgomery; and

Whereas, said Ordinance No. 847-2000 provided that the consideration to be paid for the property shall be at a price not less than the fair market value as determined by the Board of Control; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Ordinance No. 847-2000, passed by the Council of the City of Cleveland on June 19, 2000, the Commissioner of Purchases and Supplies is hereby directed to sell certain City-owned property, no longer needed for public use, described therein and located at 8245 Broadway Avenue, Permanent Parcel Number 133-27-030A to Patrick L. Montgomery. The consideration to be paid for said property is hereby fixed at Thirty-Four Thousand Six Hundred Dollars (\$34,600.00), which amount is determined to be not less than the fair market value.

Be it further resolved that the Mayor of the City of Cleveland is hereby requested to execute and deliver the official deed of the City of Cleveland conveying said property which document shall contain such additional terms and conditions as the Director of Law shall deem necessary to protect and benefit the public interest.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.

Absent: Mayor White.

Resolution No. 239-01.

By Director Hudecek.

Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") in accordance with the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under said Program, the City has acquired Permanent Parcel No. 123-19-078 located at 4480 Douse Avenue in Ward 13; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels to adjacent or abutting landowners; and

Whereas, Ronald Liuzzo, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 13 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. The proposed purchaser of said parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Ronald Liuzzo for the sale and development of Permanent Parcel No. 123-19-078 located at 4480 Douse Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.

Absent: Mayor White.

Resolution No. 240-01.

By Director Hudecek.

Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") in accordance with the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under said Program, the City has acquired Permanent Parcel No. 007-21-104 located at 3405 Erin Avenue in Ward 14; and

Whereas, Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976 authorizes the Commissioner of Purchases and Supplies, when directed by the Director of Community Development and when certain specified conditions have been met, to sell Land Reutilization Program parcels to adjacent or abutting landowners; and

Whereas, Terry Shkurka, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 14 has consented to the proposed sale;

2. The parcel is either less than 4,800 square feet or less than 40 feet frontage;

3. The proposed purchaser of said parcel is neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Terry Shkurka for the sale and development of Permanent Parcel No. 007-21-104 located at 3405 Erin Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.

Absent: Mayor White.

Resolution No. 241-01.

By Director Hudecek.

Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program in accordance with the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, City has acquired Permanent Parcel Nos. 126-22-004, 126-22-011, 126-22-012, 126-22-013, 126-22-061, 126-22-062, 126-22-063, 126-22-064, 126-22-065, 126-22-066, 126-22-067, and 126-22-071, under said Land Reutilization Program; and

Whereas, Ordinance No. 1114-2000 passed March 26, 2001, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Allegheny West Conference of Seventh Day Adventist has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1114-2000 passed March 26, 2001, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Allegheny West Conference of Seventh Day Adventist for the sale and development of Permanent Parcel Nos. 126-22-004, 126-22-011, 126-22-012, 126-22-013, 126-22-061, 126-22-062, 126-22-063, 126-22-064, 126-22-065, 126-22-066, 126-22-067, and 126-22-071, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$1,200.00, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.

Absent: Mayor White.

Resolution No. 242-01.

By Director Hudecek.

Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program in accordance with the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, City has acquired Permanent Parcel Nos. 008-02-020, 008-11-064, 008-11-065, 008-11-100, 008-11-109, 008-11-110, 008-15-048, 008-16-105, 008-16-057, 008-16-089, and 008-16-090

under said Land Reutilization Program; and

Whereas, Ordinance No. 123-2001 passed March 26, 2001, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Cleveland Housing Network, Inc. has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 123-2001 passed March 26, 2001, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Cleveland Housing Network, Inc. for the sale and development of Permanent Parcel Nos. 008-02-020, 008-11-064, 008-11-065, 008-11-100, 008-11-109, 008-11-110, 008-15-048, 008-16-105, 008-16-057, 008-16-089, and 008-16-090, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$1,100.00, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.

Absent: Mayor White.

Resolution No. 243-01.

By Director Ricchiuto.

Whereas, pursuant to Ordinance No. 315-99, passed by the Council of the City of Cleveland on May 3, 1999, the City of Cleveland, on September 2, 1999, entered into City Contract No. 54816 with Gregory J. Norman, Inc. for the requirements of towing services for a two year period; and

Whereas, in the course of providing towing services pursuant to City Contract No. 54816, Gregory J. Norman, Inc. has failed, on several occasions, to dispatch tow trucks and respond to service calls within the time required by Section C-8 of City Contract No. 54816; and

Whereas, the City attempted to notify Gregory J. Norman, Inc. of its failure to perform in accordance with the specifications set forth in City Contract No. 54816 by correspondence dated January 4, 2001, January 17, 2001, and January 30, 2001; and

Whereas, the needs of the City require that towing service be provided in a timely manner and Section B-10 of City Contract No. 54816 authorizes the City to cancel the contract for failure to meet specifications; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that it is hereby determined that, in accordance with Sections B-10 and B-16 of City Contract No. 54816, with Gregory J. Norman, Inc. for the City's requirements for towing services for a two year period, canceling City Contract No. 54816 is in the best interests of the City of Cleveland.

Yeas: Directors Carter, Brooks, Konicek, Acting Director Borokhovich, Directors Ricchiuto, Whitlow, Acting Director Smith, Director Miller, Acting Director Dumas, Director Patterson, Acting Director Huth and Director Alexander.

Nays: None.

Absent: Mayor White.

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

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, APRIL 30, 2001

9:30 A.M.

Calendar No. 01-63: 12702 Bellaire Road (Ward 19)

Tom Padgett, owner, was denied a change of use variance for an existing 46' x 28' one-story masonry garage and an 18' x 16' shed into a limousine service for vehicle dispatching, parking and repairs in 1999; now Tom Padgett, owner, along with Charles and Angela Holloway, tenants, appeal to change the use of the same existing premises into an office and transportation service for vehicle dispatching, all situated on a 133' x 126' triangular shaped corner parcel located in a General Retail Business District on the southwest corner of Wanda Avenue and Bellaire Road at 12702 Bellaire Road; said change of use being contrary to the Off-Street Parking and Loading Requirements of Section 349.07(b) and (c) where bumper guards are required and none are proposed and the maximum width of driveway proposed is 78' wide and 30' is permitted and contrary to the Landscaping and Screening Requirements of Section 352.11 where a 6' medium strip is

required along Wanda Avenue and Bellaire Road and 0' is proposed, and contrary to the Yards and Courts Requirements where a setback depth is not proposed and a 20' setback along Bellaire Road is required as stated in Section 357.07(a) of the Codified Ordinances.

Calendar No. 01-64: 511 Spring Road (Ward 15)

Pat Manco, owner, appeals to construct a 20' x 20' one-story garage to the rear of an existing one family dwelling house situated on an approximate 95' x 68' corner parcel located in a One-Family District on the northeasterly corner of West 6th Street and Spring Road at 511 Spring Road; said construction being contrary to the Yards and Courts Requirements where the proposed setback along West 6th Street is 14' and 15' is required as stated in Section 357.05 of the Codified Ordinances.

Calendar No. 01-65: 13420 Sherry Avenue (Ward 20)

Sharon Minter, owner, appeals to enclose an existing 7'-1" x 28' front porch of an existing one dwelling house situated on a 40' x 125' parcel located in a One-Family District on the north side of Sherry Avenue at 13420 Sherry Avenue; said porch enclosure being contrary to the Yards and Courts Requirements where a 7'-1" projection is proposed and enclosed front porches shall not project more than 4' as stated in Section 357.13(B)(4) of the Codified Ordinances.

Calendar No. 01-66: 3305 West 44th Street (Ward 14)

Ronald Edvon, owner, appeals from the denial of permission to park a motor vehicle in the driveway of an existing one dwelling house situated on a 35' x 125' parcel located in a Two-Family District on the east side of West 44th Street at 3305 West 44th Street, said parking request being contrary to the Off-Street Parking and Loading Requirements of Section 349.05 where no such parking shall be located within 10' of any wall of a residential building containing ground floor openings to provide light and/or ventilation and contrary to the Residential District Requirements where all parking spaces shall be on the rear half of lot a minimum of 18" from a property line and at least 10' from a main building on an adjoining lot in a Residence District as stated in Section 337.23 of the Codified Ordinances.

Calendar No. 01-69: 576 East 152d Street (Ward 10)

Thomas Gettings, owner, appeals to expand an existing Rooming House by adding a 12' x 22' one-story, drive-through concession trailer to sell hot dogs, all situated on a 70' x 101' corner parcel located in a General Retail Business District on the north west corner of Thames Avenue and East 152nd Street at 576 East 152nd Street; said expansion and construction being contrary to the Business District Regulations of Section 343.18(a) where 2 driveways in lot frontage less than 150' requires approval from the Department of Traffic and Engineering and contrary to the Off Street Parking and Loading Requirements of Section 349.07(a) where parking

spaces, driveway and maneuvering area shall be graded for drainage and contrary to the Specific Use Regulations of Section 347.16(f) where the minimum lot area required for a drive-through establishment is 12,000 sq. ft. and 7,070 sq. ft. is proposed and the operational period permitted is from 6 a.m. through 11 p.m. as slated in Section 347.16(e)(6) of the Codified Ordinances.

Calendar No. 01-70: 6301 Dellbank Drive (Ward 16)

Robert W. Beech, owner, appeals to install approximately 73 linear feet of 5' high ornamental fencing with a gate to the rear of an approximate 53' x 125' corner parcel located in a One-Family District on the northwest corner of West 63rd Street and Dellbank Drive at 6301 Dellbank Drive; said installation being contrary to the Fence Regulations where a 5' high fence is proposed and the maximum height of fencing allowed is 4' as stated in Section 358.04(a) of the Codified Ordinances.

Calendar No. 01-75: 6005 Parkridge Avenue (Ward 16)

Jerrold L. Zarlenga, owner, appeals to construct a 28' x 38' two-story, frame single family house on an irregular shaped parcel located in a One-Family District on the south side of Parkridge Avenue at 6005 Parkridge Avenue; said construction being contrary to the Yards and Courts Requirements where a 20.8' front yard setback is proposed and 30' is required as stated in Section 357.04(a) of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, APRIL 16, 2001

At the meeting of the Board of Zoning Appeals on Monday, April 16, 2001, the following appeals were heard by the Board:

The following appeal was **Approved:**

Calendar No. 01-55: 1151 East 71st Street

Family Transitional Housing c/o E. Sims, and Acme Fencing c/o Frank Vernotzy, appealed to install 23 linear feet of 6' high chain link fencing to the north, south and west of a 65' x 213' parcel in a Multi-Family District.

The following appeal was **Denied:**

Calendar No. 01-56: 3110 East 65th Street

Ernest Fisco Family Partnership, owner, appealed to change the use of the front half of a two-story masonry building currently used as one store on the first floor and two dwelling units on the second floor into three dwelling units in a Two-Family District.

The following appeals were **Postponed:**

Calendar No. 01-52: 3784 West 117th Street postponed to May 21, 2001.

Calendar No. 01-54: Appeal of Sylvia Foxworth, d.b.a. Johnny's South of the Border postponed to May 21, 2001.

On Monday, April 16, 2001, in Executive Session:

The following appeals were heard on Monday, April 9, 2001, and said decisions were approved and adopted by the Board on April 16, 2001:

The following appeals were **Approved:**

Calendar No. 01-47: 1871 West 25th Street

Paul Cirjak, owner, appealed to change the use of a 60' x 84' store building into a nightclub on a 66' x 157' parcel in a General Retail Business District.

Calendar No. 01-49: 13607 St. Clair Avenue

Norman and Susan Kirchner, owner, appealed to change the use of an existing used car lot into an impound and auto repair shop and storage facility in a Semi-Industry District.

Calendar No. 01-50: 13608 S1. Clair Avenue

Norman and Susan Kirchner, owners, appealed to change the use of an existing used car lot and a one-story commercial masonry building into an impound and auto repair shop and storage in a Local Retail Business District.

The following appeals were **Denied:**

None.

The following appeal was **Dismissed:**

Calendar No. 01-53: 1775 East 45th Street

Georges Investment, owner c/o Gene Farmer, project manager, appealed to change the use of an existing mechanical contractors' office to mechanical contractors' office and outside storage in a Semi-Industry District.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of
April 11, 2001

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

* * *

Docket A-7-01.

RE: Appeal of Broadway Properties Inc., Owner of the Property located on the premises known as 11550 Lorain Avenue from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated January 2, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

RE: Appeal of OWM Corp. (Owner, and The Peltz Group Of Ohio (Tenant), of the Two Story Masonry & Metal Paper Recycling Plant located on the premises known as 965 Wayside Road from a NOTICE OF VIOLATION/GENERAL MAINTENANCE of the Commissioner of the Division of Building and Housing, dated December 21, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to find that the existing gas-fired baking oven system, with the maintenance of an exhaust connection and fan from the oven itself, is in compliance with the Codified Ordinances of the City of Cleveland. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Docket A-11-01.

RE: Appeal of OWM Corp. (Owner, and The Peltz Group Of Ohio (Tenant), of the Two Story Masonry & Metal Paper Recycling Plant located on the premises known as 965 Wayside Road from a NOTICE OF VIOLATION/GENERAL MAINTENANCE of the Commissioner of the Division of Building and Housing, dated December 21, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-11-01 has been POSTPONED; to be rescheduled for May 9, 2001.

* * *

Docket A-13-01.

RE: Appeal of William J. Svoboda, Owner of the One Family Residential Property and Swimming Pool located on the premises known as 16705 Elsienna Avenue from a NOTICE OF NONCONFORMANCE of the Commissioner of the Division of Building and Housing, dated January 23, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to the ten (10) foot setback and side and permit the pool to be installed in the location indicated, noting that there are no electrical violations. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Bowes.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Docket A-17-01.

RE: Appeal of Michael T. Oliver, Owner of the One Story Brick Garage located on the premises known as 18712 Arrowhead Avenue from a 30 DAY FIRE DAMAGE/REPAIR GARAGE of the Commissioner of the Division of Building and Housing, dated January 8, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to require the Appellant to obtain a Homeowner's Permit and request a final inspection of the garage by the City to assure the safety and proper construction of the garage. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Williams.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

Docket A-18-01.

RE: Appeal of Kinsman Road Realty, Owner of the Two Story Commercial Complex Property located on the premises known as 8701-19 Kinsman Road from a FORTHWITH FIRE CONDEMNATION ORDER/MS of the Commissioner of the Division of Building and Housing, dated January 24, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's FORTHWITH FIRE CONDEMNATION ORDER/MS and LETTER OF INTENTION TO DEMOLISH by granting the Appellant until October 1, 2001 in which to obtain permits and complete demolition of the property. Upon passage of this motion, this matter shall be REMANDED at this time to the Commissioner of the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Docket A-22-01.

RE: Appeal of All City Recycling Inc., Owner of the General Industry Recycling Property, located on the premises known as 17149 St. Clair Avenue from a NOTICE OF VIOLATION/COMMERCIAL VIOLATION of the Commissioner of the Division of Building and Housing dated January 12, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-22-01 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-29-01.

RE: Appeal of Vanessa Whitmore, Owner of the Commercial/Restaurant Property located on the premises known as 15301 Kinsman Avenue from a NOTICE OF VIOLATION/HVAC of the Commissioner of the Division of Building and Housing dated February 26, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to approve the installation as proposed of the American Hood System as submitted on the drawing, noting the fire suppression, the hood enclosure and the explanation of the Appellant. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Saunders.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

Docket A-46-01.

RE: Appeal of Henry Kirksey, Owner of the Property, located on the premises known as 3560 East 93rd Street from an ORDER TO VACATE of the Commissioner of the Division of Building and Housing dated March 29, 2001, requiring compliance with the Codified Ordina-

nances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action this date; the docket will be rescheduled for April 25, 2001.

* * *

Docket A-48-01.

RE: Appeal of Old Arcade, LLC, Owner of the Property located on the premises known as 410 Superior Avenue from a NOTICE OF VIOLATION/ELEVATOR of the Commissioner of the Division of Building and Housing, dated April 2, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to ANSI A17.1 and permit the elevator car to be installed with 36" clearance in lieu of the required 42" clearance, noting that bright orange signs stating "WARNING — 36" OVERHEAD CLEARANCE AT TOP OF SHAFT" will be posted on each wall at each level of the shaft, on the top of the car and at the operators station, and that there are car top controls. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Williams.

Yeas: Messrs. Denk, Bowes, Williams, Saunders, Sullivan. Nays: None.

* * *

APPROVAL OF RESOLUTIONS:

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

- A-1-01—Joseph K. McGervey.
- A-9-01—Ola M. Hinsley.
- A-25-01—James and Clara Nelson.
- A-31-01—George N. Zakaib.
- A-39-01—Orca House, Inc.

Yeas: Messrs. Denk, Bowes, Saunders, Sullivan. Nays: None. Not Voting: Mr. Williams.

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

- A-33-01—NB Development LLC.
- A-37-01—Collier International.

Yeas: Messrs. Denk, Bowes, Saunders, Sullivan. Nays: None. Not Voting: Mr. Williams.

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

- A-5-01—Georgia Grays.
- A-16-01—Debora A. Armstead.
- A-27-01—Mohammed Salisu Shoaga.

Yeas: Messrs. Denk, Bowes, Saunders, Sullivan. Nays: None. Not Voting: Mr. Williams.

* * *

APPROVAL OF MINUTES:

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

March 28, 2001

Yeas: Messrs. Denk, Bows, Saunders, Sullivan. Nays: None. Not Voting: Mr. Williams.

JOSEPH F. DENK,
CHAIRMAN

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, APRIL 25, 2001

Breakfasts, Lunch and Snacks for the Summer Food Program, for the Division of Recreation, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 2156-2000, passed by the Council of the City of Cleveland, December 18, 2000.

Food Beverages and Paper Products, for the Division of Recreation, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 2156-2000, passed by the Council of the City of Cleveland, December 18, 2000.

Natural Gas, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 173-01.

Various Equipment and Appurtenances for Vac-All Catch Basin Cleaners (Re-bid), for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 2048-99, passed by the Council of the City of Cleveland, January 31, 2000.

Ward 20 Parks Site Improvements, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance Nos. 1728-00 and 504-01.

A DEPOSIT OF TWENTY FIVE DOLLARS (\$25.00) CERTIFIED CHECK OR MONEY ORDER WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

April 11, 2001 and April 18, 2001

FRIDAY, APRIL 27, 2001

New Tires, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 133-2000, passed by the Council of the City of Cleveland, March 19, 2001.

Mower Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 133-2000, passed by the Council of the City of Cleveland, March 19, 2001.

April 11, 2001 and April 18, 2001

THURSDAY, MAY 3, 2001

Rehabilitation of Eagle Avenue Lift Bridge, for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance No. 1642-97, passed by the Council of the City of Cleveland, November 24, 1997.

A DEPOSIT OF FIFTY DOLLARS (\$50.00) CERTIFIED CHECK OR MONEY ORDER WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION

WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE. A PRE-BID MEETING WILL BE HELD ON THURSDAY, APRIL 26, 2001, 2:30 P.M., ROOM 514, CITY HALL, 601 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Chiller Unit for the Cleveland Police 1st District, for the Division of Property Management, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 2106-98, passed by the Council of the City of Cleveland, February 1, 1999.

Pharmaceutical Supplies, for the Division of Correction, Department of Public Health, as authorized by Ordinance No. 1804-2000, passed by the Council of the City of Cleveland, November 27, 2000.

Inmate Clothing, for the Division of Correction, Department of Public Health, as authorized by Ordinance No. 1803-2000, passed by the Council of the City of Cleveland, November 27, 2000.

Plumbing Repairs to Lines Damaged Within Various Buildings and Property, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 2101-2000, passed by the Council of the City of Cleveland, January 29, 2001.

A PRE-BID CONFERENCE WILL BE HELD ON THURSDAY, APRIL 26, 2001, 10:00 A.M., AT THE OFFICE OF CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114. ATTENDANCE AT THE PRE-BID CONFERENCE IS MANDATORY.

Plumbing Repairs to Lines Damaged by Pole Replacements, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1723-2000, passed by the Council of the City of Cleveland, November 27, 2000.

A PRE-BID CONFERENCE WILL BE HELD ON THURSDAY, APRIL 26, 2001, 10:00 A.M., AT THE OFFICE OF CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114. ATTENDANCE AT THE PRE-BID CONFERENCE IS MANDATORY.

April 11, 2001 and April 18, 2001

WEDNESDAY, MAY 2, 2001

Brookpark Road Waterline Relocation — 30" and 42" Gate Valves Project, for the Department of Port Control.

BID PACKAGES CAN BE PURCHASED FROM THE DIVISION OF PURCHASES AND SUPPLIES, 601 LAKESIDE AVENUE, ROOM 128, CITY HALL, CLEVELAND, OHIO 44114, FOR NON-REFUNDABLE FEE OF SEVENTY FIVE DOLLARS (\$75.00) CERTIFIED CHECK OR MONEY ORDER ONLY. PROSPECTIVE BIDDERS WILL RECEIVE A VOUCHER TO PRESENT TO THE DESIGNATED PRINTER FOR PLANS AND SPECIFICATIONS. OUT OF AREA BIDDERS SHOULD PROVIDE FEDERAL EXPRESS, UPS OR OTHER ACCOUNT INFORMA-

TION FOR SHIPMENT. PACKAGE INCLUDES PLANS, TECHNICAL SPECIFICATIONS, GENERAL AND CONTRACTUAL REQUIREMENTS AND ANY ADDENDA.

PROJECT DETAILS: FURNISH FOUR (4) 30" HORIZONTAL GATE VALVES WITH POSITION INDICATOR AND BYPASS VALVE AND VALVE BOX COMPLETE AND VITAUIC ENDS, AND FOUR (4) 42" HORIZONTAL GATE VALVES WITH POSITION INDICATOR AND BYPASS VALVE AND VALVE BOX COMPLETE AND VITAUIC ENDS, IN ACCORDANCE WITH TECHNICAL SPECIFICATIONS AND PROCUREMENT PROCEDURES. FAX ANY QUESTIONS TO DEBORAH MIDGETT AT (216) 664-2177 UNTIL CUT-OFF DATE OF **THURSDAY, APRIL 26, 2001.**

Computer Hardware, for the various divisions of City Government, Department of Finance, as authorized by Ordinance No. 1863-2000, passed by the Council of the City of Cleveland, November 20, 2000.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, APRIL 25, 2001, 1:30 P.M. IN THE CONFERENCE ROOM OF THE DIVISION OF INFORMATION TECHNOLOGIES, 1401 EAST 9TH STREET, CLEVELAND, OHIO. THOUGH NOT MANDATORY, ATTENDANCE IS STRONGLY RECOMMENDED.

Labor and Materials Necessary to Repair and Replace Fire Hydrants, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 2100-2000, passed by the Council of the City of Cleveland, January 29, 2001.

A PRE-BID MEETING WILL BE HELD ON THURSDAY, APRIL 26, 2001, 10:00 A.M., IN THE TRAINING ROOM OF THE WATER DISTRIBUTION MAINTENANCE FACILITY, 4600 HARVARD AVENUE, CLEVELAND, OHIO 44114. ATTENDANCE IS MANDATORY.

Labor and Materials to Install and Repair Fencing, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1958-2000, passed by the Council of the City of Cleveland, February 12, 2001.

April 18, 2001 and April 25, 2001

THURSDAY, MAY 10, 2001

Furniture, for the Division of Fire, Department of Public Safety, as authorized by Ordinance No. 1005-2000, passed by the Council of the City of Cleveland, July 17, 2000.

April 18, 2001 and April 25, 2001

FRIDAY, MAY 11, 2001

Rental of Large 17-Ton Capacity Trucks with Operators, for the Division of Streets, Department of Public Service, as authorized by Ordinance No. 129-01, passed by the Council of the City of Cleveland, March 19, 2001.

April 18, 2001 and April 25, 2001

THURSDAY, MAY 17, 2001

Remove Rubber and Paint from Paved Surfaces. for the various divisions of the Department of Port Control, as authorized by Ordinance No. 1576-2000, passed by the Council of the City of Cleveland, February 12, 2001.

A PRE-BID MEETING WILL BE HELD ON TUESDAY, MAY 8, 2001, 1:00 P.M., IN THE DEPARTMENT OF PORT CONTROL'S BAGGAGE CLAIM CONFERENCE ROOM, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO 44135. WHILE ATTENDANCE IS NOT MANDATORY, BIDDERS ARE CAUTIONED THAT QUESTIONS, CLARIFICATIONS AND INFORMATION MAY RESULT FROM THIS MEETING WHICH COULD SIGNIFICANTLY AFFECT YOUR BID. IN ADDITION, BY CITY POLICY, THIS WILL PROVIDE THE ONLY OPPORTUNITY FOR BIDDERS TO TALK DIRECTLY TO DEPARTMENT OF PORT CONTROL PERSONNEL PRIOR TO AWARD OF CONTRACT.

On-Site Soil Remediation During Airport Expansion. for the Department of Port Control.

BID PACKAGES CAN BE PURCHASED FROM THE DIVISION OF PURCHASES AND SUPPLIES, 601 LAKESIDE AVENUE, ROOM 128, CITY HALL, CLEVELAND, OHIO 44114, FOR THE NON-REFUNDABLE FEE OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK OR MONEY ORDER ONLY. PROSPECTIVE BIDDERS WILL RECEIVE A VOUCHER TO PRESENT TO THE DESIGNATED PRINTER FOR PLANS AND SPECIFICATIONS. OUT OF AREA BIDDERS SHOULD PROVIDE FEDERAL EXPRESS, UPS OR OTHER ACCOUNT INFORMATION FOR SHIPMENT. PACKAGE INCLUDES PLANS, TECHNICAL SPECIFICATIONS, GENERAL AND CONTRACTUAL REQUIREMENTS AND ANY ADDENDA.

PROJECT DETAILS: THE CITY IS SOLICITING BIDS FROM EXPERIENCED CONTRACTORS FOR ON-SITE SOIL REMEDIATION SERVICES DURING THE PERIOD FROM MAY 2001 THROUGH JUNE 2004. DURING CONSTRUCTION PLANNED AT CLEVELAND HOPKINS INTERNATIONAL AIRPORT (CHIA), THE CITY ANTICIPATES THAT SOIL, IMPACTED BY DEICING OR AVIATION FUEL COMPOUNDS MAY BE ENCOUNTERED. IN THAT EVENT, WE MAY BE REQUIRED, OR OTHERWISE FIND IT PRUDENT, TO TEST, SEGREGATE, STORE, TREAT AS NECESSARY, AND DISPOSE OF IMPACTED SOIL. THE CITY PLANS TO ISSUE A ONE-YEAR CONTRACT, WHICH, SUBJECT TO ACCEPTABLE PERFORMANCE AND SUBSEQUENT APPROVAL, MAY BE EXTENDED.

QUESTIONS SHOULD BE FAXED TO DEBORAH MIDGETT AT (216) 664-2177.

A PRE-BID MEETING IS SCHEDULED FOR THURSDAY, APRIL 26, 2001, 10:00 A.M. TO 11:00 A.M. IN THE PROGRAM MANAGEMENT TEAM (PMT) CONFERENCE ROOM, 19501 FIVE POINTS

ROAD, CLEVELAND, OHIO 44135 (SITUATED ON THE SOUTH-EAST CORNER OF SOUTH CARGO AND FIVE POINTS ROADS).

April 18, 2001 and April 25, 2001

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 672-01.

By Councilman Brady.

An emergency resolution withdrawing objection to the issuance of a C1 Liquor Permit to 3934 West 117th Street, and repealing Res. No. 558-01 objecting to said issuance.

Whereas, this Council objected to the issuance of a C1 Liquor Permit to 3934 West 117th Street by Res. No. 558-01 adopted by Council March 26, 2001; and

Whereas, this Council wishes to withdraw its objection to the above issuance and consents to said issuance; 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 issuance of a C1 Liquor Permit to 3934 West 117th Street, be and the same is hereby withdrawn and Res. No. 558-01, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate issuance 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 April 9, 2001.

Effective April 16, 2001.

Res. No. 673-01.

By Councilman Brady.

An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit to 11022 Bellaire Rd., 1st Fl., and repealing Res. No. 35-01 objecting to said transfer of ownership.

Whereas, this Council objected to the transfer of ownership of a C1 and C2 Liquor Permit to 11022 Bellaire Rd., 1st Fl. by Res. No. 35-01 adopted by Council on January 8, 2001; 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 C1 and C2 Liquor Permit to 11022 Bellaire Rd., 1st Fl., be and the same is hereby withdrawn and Res. No. 35-01, containing said objection, be and the

same is hereby repealed and that this Council consents to the immediate transfer 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 April 9, 2001.

Effective April 16, 2001.

Res. No. 674-01.

By Councilman Britt.

An emergency resolution withdrawing objection to the renewal of a D1, D2 and D6 Liquor Permit to 9808 Cedar Road, and repealing Res. No. 1329-2000 objecting to said renewal.

Whereas, this Council objected to the renewal of a D1, D2 and D6 Liquor Permit to 9808 Cedar Road by Res. No. 1329-2000 adopted by Council July 28, 2000; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; 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 renewal of a D1, D2 and D6 Liquor Permit to 9808 Cedar Road, be and the same is hereby withdrawn and Res. No. 1329-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal 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 April 9, 2001.

Effective April 16, 2001.

Res. No. 675-01.

By Councilman Polensek.

An emergency resolution objecting to the issuance of a C2 Liquor Permit to 781 Wayside Road.

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a C2 Liquor Permit to Permit No. 9445449, Wayside Mart Inc., DBA Wayside Mart, 781 Wayside Rd., Cleveland, Ohio 44110; 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, prosperity, 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 issuance of a C2 Liquor Permit to Permit No. 9445449, Wayside Mart Inc., DBA Wayside Mart, 781 Wayside Rd., Cleveland, Ohio 44110 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 is hereby 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 April 9, 2001.

Effective April 16, 2001.

Res. No. 676-01.

By Councilman Rybka,

An emergency resolution objecting to the transfer of ownership and location of a D2, D2X and D3 Liquor Permit to 5007 Fleet Avenue.

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 and D3 Liquor Permit from Permit No. 3538114, Agnes Haltuch, DBA Lads Tavern, 7705 Broadway Avenue, 1st Fl. & Bsmt., Cleveland, Ohio 44105 to Permit No. 2262626, Dopa Domani Inc., DBA Dopa Domani, 5007 Fleet Avenue, Cleveland, Ohio 44105; 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, prosperity, 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 and D3 Liquor Permit from Permit No. 3538114, Agnes Haltuch, DBA Lads Tavern, 7705 Broadway Avenue, 1st Fl. & Bsmt., Cleveland, Ohio 44105 to Permit No. 2262626, Dopa Domani Inc., DBA Dopa Domani, 5007 Fleet Avenue, Cleveland, Ohio 44105 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 is hereby 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 April 9, 2001.

Effective April 16, 2001.

Res. No. 677-01.

By Councilman Willis,

An emergency resolution withdrawing objection to the renewal of a C2 and C2X Liquor Permit to 891 Lakeview Road, and repealing Res. No. 1545-2000 objecting to said renewal.

Whereas, this Council objected to the renewal of a C2 and C2X Liquor Permit to 891 Lakeview Road by Res. No. 1545-2000 adopted by Council August 28, 2000; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; 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 renewal of a C2 and C2X Liquor Permit to 891 Lakeview Road, be and the same is hereby withdrawn and Res. No. 1545-2000, containing said objection, be and the same is hereby repealed and that this council consents to the immediate renewal 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 April 9, 2001.

Effective April 16, 2001.

Ord. No. 1728-2000.

By Councilmen Rybka, Cimperman and Patmon (by departmental request).

An emergency ordinance determining the method of making the public improvement of constructing, rehabilitating, renovating, replacing or otherwise improving certain City-owned parks, playgrounds, and recreational facilities including site improvements and appurtenances, and Highland Park and Seneca golf courses; authorizing the Director of Parks, Recreation and Properties to enter into contract for the making of such improvement; authorizing said director to employ one or more professional consultants to design the improvement; authorizing the purchase by contract of furniture, supplies, materials and equipment necessary for the improvement; and authorizing the direct employment of the necessary labor for areas not otherwise improved; for the Department of Parks, Recreation and Properties.

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 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of constructing, rehabilitating, renovating, replacing or otherwise improving certain City-owned recreation facilities, including all site improvements and appurtenances necessary and incidental thereto, for the Division of Recreation, Department of Parks, Recreation and Properties, by contract duly let to the lowest responsible bidder after competitive bidding for a gross price for the improvement.

Section 2. That, provided the City of Cleveland sells the general obligation bonds of the City of Cleveland authorized by Ordinance No. 898-2000, passed June 19, 2000, the Director of Parks, Recreation and Properties is hereby authorized to enter into contract for the making of the above public improvement with the lowest responsible bidder after competitive bidding for a gross price for the

improvement provided however, that each separate trade and each distinct component part of said improvement may be treated as a separate improvement, and each, or any combination, of such trades or components may be the subject of a separate contract for a gross price. Upon request of said Director the contractor shall furnish a correct schedule of unit prices, including profit and overhead, for all items constituting units of said improvement.

Section 3. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of constructing, rehabilitating, renovating, replacing or otherwise improving certain City-owned parks and playgrounds, Highland Park and Seneca golf courses, including all site improvements and appurtenances necessary and incidental thereto, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

Section 4. That, provided the City of Cleveland sells the general obligation bonds of the City of Cleveland authorized by Ordinance No. 898-2000, passed June 19, 2000, the Director of Parks, Recreation and Properties is hereby authorized to enter into contract for the making of the above public improvement with the lowest responsible bidder after competitive bidding for a gross price for the improvement provided however, that each separate trade and each distinct component part of said improvement may be treated as a separate improvement, and each, or any combination, of such trades or components may be the subject of a separate contract upon a unit basis.

Section 5. That, provided the City of Cleveland sells the general obligation bonds of the City of Cleveland authorized by Ordinance No. 898-2000, passed June 19, 2000, the Director of Parks, Recreation and Properties is hereby authorized to employ by contract one or more consultants or one or more firms of 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 design the public improvement authorized above.

The selection of said consultants for such services shall be made by the Board of Control upon the nomination of the Director of Parks, Recreation and Properties from a list of qualified consultants available for such employment as may be determined after a full and complete canvass by the Director of Parks, Recreation and Properties 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 Parks, Recreation and Properties, and certified by the Director of Finance.

Section 6. That the design of the public improvement authorized herein shall be reviewed by the City Planning Commission.

Section 7. That the costs of architectural and engineering services for the capital items detailed in File No. 1728-2000-A shall not exceed \$149,100.00; the construction contin-

gency for the same capital items shall not exceed \$186,900.00; and the total costs of the capital items detailed in the above mentioned file, including the architectural and engineering services and construction contingency, shall not exceed \$1,582,000.00.

Section 8. That the public improvement of constructing, rehabilitating, renovating, replacing or otherwise improving the Highland Park and Seneca golf courses shall include the employment of one or more consultants or one or more firms of consultants, in accordance with Section 5, in order to obtain professional services necessary to design improvements to the Seneca Golf Course. Forty-five (45) days after the effective date of this Ordinance, the Director of Parks, Recreation and Properties shall provide the Chairman of the Public Parks, Property and Recreation Committee with a report on the status of employing such consultants and provide a copy of the request for proposal for Seneca golf course improvements.

Section 9. That, provided the City of Cleveland sells the general obligation bonds of the City of Cleveland authorized by Ordinance No. 898-2000, passed June 19, 2000, the Director of Parks, Recreation and Properties is hereby authorized to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: furniture, supplies, materials and equipment necessary for the above mentioned public improvements, including the rental of necessary equipment if necessary, to be purchased or procured by the Commissioner of Purchases and Supplies upon a unit basis for the Department of Parks, Recreation and Properties.

Section 10. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of renovating, rehabilitating and otherwise improving recreation facilities not otherwise improved pursuant to this ordinance, for the Division of Property Management, Department of Parks, Recreation and Properties, by the direct employment of the necessary labor and the purchase or rental of the necessary supplies and materials for the making of such improvement, with a separate accounting as to each improvement so made.

Section 11. That the cost of said improvements, professional services, purchases and procurements hereby authorized shall be paid from Fund Nos. 20 SF 323, 20 SF 330, 20 SF 343, 20 SF 354, 20 SF 361 and from the fund or funds to which are credited the proceeds of the sale of general obligation bonds of the City of Cleveland issued for this purpose and authorized by Ordinance No. 898-2000, passed June 19, 2000, Request No. 5073.

Section 12. 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 April 9, 2001.

Effective April 16, 2001, without the signature of the Mayor.

Ord. No. 2212-2000.

By Councilmen Willis, Rybka, Cimperman and Patmon (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 on Parklawn Avenue to Northeastern Neighborhood Development Corporation.

Whereas, the Director of Parks, Recreation and Properties has requested the sale of City-owned property no longer needed for public use and located on Parklawn Avenue; 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:

PPN: 110-18-042

Situated in the City of Cleveland in the County of Cuyahoga and State of Ohio and known as being all of Sublot No. 14 and the Southerly part of Sublot No. 13 in the Parklawn Subdivision of part of Original 100 Acre Lot No. 371, as shown by the recorded plat in Volume 91 of Maps, Page 37 of Cuyahoga County Records, and together forming a parcel of land bounded and described as follows:

Beginning on the Southerly line of said Subdivision at the Southwesterly corner of said Sublot No. 14;

Thence Easterly along the Southerly line of said Subdivision, 261.27 feet to Southeasterly corner of said Sublot No. 14;

Thence Northwesterly along the Northeasterly line of said Subdivision, 137.32 feet to the most Easterly corner of land conveyed to Jacob Fisher by deed recorded in Volume 5485, Page 355 of Cuyahoga County Records;

Thence Southwesterly along the Southeasterly line of land so conveyed to Jacob Fisher about 143 feet to the Easterly curved line of Parklawn Avenue N.E.;

Thence Southwesterly along said curved line of Parklawn Avenue N.E., 65.19 feet to the Westerly line of said Sublot No. 14;

Thence Southerly along said Westerly line 5 feet to the place of beginning, 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 Northeastern Neighborhood Development Corporation 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 the house and site designs for the above-mentioned properties shall be reviewed by the City Planning Commission.

Section 5. 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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 80-01.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the procurement by requirement contract for the rental of covered golf carts for Highland and Seneca golf courses, Department of Parks, Recreation and Properties, for a period of 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 Director of Parks, Recreation and Properties is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of five years for the necessary items of the rental of covered golf carts for Highland and Seneca golf courses in the approximate amount as purchased during the preceding term, to be procured by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Recreation, Department of Parks, Recreation and Properties. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than five years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term. All golf carts rented under the authority of this ordinance shall have covers or hoods. Annually during the term of the contract, the Director of Parks, Recreation and Properties shall give a status report to the Public Parks, Property and Recreation Committee and the Community and Economic Development Committee which shall include the amount of revenues generated and the City's of Cleveland's share of the same.

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 procurement thereunder, which procurement, together with all subsequent procurements, 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 32502)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 81-01.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of food and beverage items, golf-related merchandise, and labor, materials and supplies necessary to maintain the golf courses for the Division of Recreation, Department of Parks, Recreation and Properties, for a period not to exceed two 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 Director of Parks, Recreation and Properties is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years for the operation of Seneca and Highland Golf Courses the necessary items of food and beverage items, golf-related merchandise, and labor, materials and supplies necessary to maintain the golf courses in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Recreation, Department of Parks, Recreation and Properties. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of said contract shall not exceed \$425,000.00 and 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 32533)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 87-01.

By Councilmen Lewis, Melena, Cimperman and Patmon (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1176, 1178, 1174 East 79th Street to The House of God, The Church of the Living God, The Pillar and the Ground of the Truth, The House of Prayer for All People, Inc. of Kentucky.

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). 105-32-163, 105-32-164 and 105-32-165, as more fully described below, to The House of God, The Church of the Living God, The Pillar and the Ground of the Truth, The House of Prayer for All People, Inc. of Kentucky.

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

**P. P. Nos. 105-32-163 and 105-32-164
Parcel No. 1**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 99 in Beckwith, Fuller and Stone's Subdivision of part of Original One Hundred Acre Lot No. 348, as shown by the recorded plat in Volume 9 of Maps, Page 23 of Cuyahoga County Records and being 51 feet 8-1/2 inches front on the Westerly side of East 79th Street (formerly Woolsey Street), 130 feet on the Southerly line, (which is also the Northerly line of Donald Avenue, N.E.), 130 feet on the Northerly line, and having a rear line of 51 feet 8 inches as appears by said plat, be the same more or less, but subject to all legal highways.

Parcel No. 2

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 30 feet of Sublot No. 72 in J.T. Avery's Subdivision of part of Original One Hundred Acre Lots Nos. 348 and 350 as shown by the recorded plat in Volume 17 of Maps, Page 26 of Cuyahoga County Records, and bounded and described as follows:

Beginning in the Southwest corner of said Sublot, thence Northerly along the Westerly line of Sublot No. 72, 34.85 feet to the Northwesterly corner thereof, thence East-

erly along the Northerly line of said Sublot, 30 feet, thence Southerly parallel with said Westerly line of said Sublot to a point the Southerly line thereof, which is distant 30 feet Easterly from the Southwesterly corner of said Sublot, thence Westerly along said Southerly line, 30 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

P. P. No. 105-32-165

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly part of Sublot No. 72 in J.T. Avery's Subdivision of part of Original One Hundred Acre Lots Nos. 348 and 350, as shown by the recorded plat in Volume 17 of Maps, Page 26 of Cuyahoga County Records, bounded and described as follows:

Beginning on the Westerly line of East 79th Street (formerly Woolsey Street), at the Southeast corner of said Sublot No. 72; thence Northerly along said Westerly line of East 79th Street, 35 feet to the Northeast corner of said Sublot No. 72; thence Westerly along the Northerly line of said Sublot No. 72, 100 feet; thence Southerly on a line parallel to the Westerly line of said Sublot No. 72 about 34.96 feet to the Southerly line of said Sublot No. 72; thence Easterly along said Southerly about 100 feet to the place of beginning, 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 including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 171-01.
By Councilmen Jones, Melena, Cimperman and Patmon (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on scattered sites to Amistad Development Corporation.

Whereas, the City of Cleveland adopted and implemented 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. 141-06-043 as more fully described below, to Amistad Development Corporation.

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. 141-06-043

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and bounded and described as follow, to wit:

And known as being Sublot Nos. 275 and 276 and part of an unnamed 12 foot alley vacated in the Sorrento Park Subdivision of part of Original Warrensville Township Lot Nos. 72 and 82, as shown by the recorded plat in Volume 15 of Maps, Page 13 of Cuyahoga County Records and together forming a parcel of land having a frontage of 50 feet on the Westerly side of East 163rd Street (formerly Garder Avenue) and extending back of equal width 131 feet to the center line of the aforesaid vacated alley (12 feet wide) as shown and vacated by the recorded plat in Volume 182 of Maps, Page 38 of Cuyahoga County Records, as appears by said plat, be the same more or less, but subject to all legal highways.

Prior Instrument Reference: Volume 90-5125, Page 56, Records of County Recorder of Cuyahoga County, State of Ohio.

Section 3. 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. 141-07-087 as more fully described below, to Amistad Development Corporation.

Section 4. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 141-07-087

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot Nos. 297 and 298 in Joseph M. Boyle's Sorrento Park Subdivision of

part of Original Warrensville Township Lot Nos. 72 and 82, as shown by the recorded plat in Volume 15 of Maps, Page 13 of Cuyahoga County Records together forming a parcel of land 50 feet front on the westerly side of East 163rd 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.

Also subject to zoning ordinances, if any.

Section 5. 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. 141-08-013 as more fully described below, to Amistad Development Corporation.

Section 6. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 141-08-013

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 624 in the Miles Harvard Park Subdivision No. 5 of part of Original Warrensville Township Lot No. 72, as shown by the recorded plat in Volume 88 of Maps, Page 26 of Cuyahoga County Records, and being 35 feet front on the Northerly side of South Lotus Drive, and extending back 110 feet on the Westerly line, 110 feet on the Easterly line, and having a rear line of 35 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 7. 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. 141-08-014 as more fully described to Amistad Development Corporation.

Section 8. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 141-08-014

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 623 in Miles Harvard Park Subdivision No. 5 of part of Original Warrensville Township Lot No. 72 and Re-subdivision of Sublot Nos. 391 and 404 inclusive, and 410 and 413 inclusive, in Miles-Harvard Park Subdivision No. 4 recorded in Volume 68 of Maps, Page 30 of Cuyahoga County Records, as shown on the plat of said Subdivision No. 5 recorded in Volume 88 of Maps, Page 26 of Cuyahoga County Records and being 35 feet front on the Northerly side of South Lotus Drive, S.E., and extending back 110 feet deep, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 9. 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 Nos. 143-01-054 as more fully described below, to Amistad Development Corporation.

Section 10. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 143-01-054

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as Sublot No. 15 in H.J. Sheet's Lee Road Subdivision, of a part of Original Warrensville Township Lot No. 91, as shown by the recorded plat in Volume 87 of Maps, Page 35 of Cuyahoga County Records, and being 40 feet front on the northerly side of Tarkington Avenue, S.E., and extending back between parallel lines 160 feet, be the same more or less, but subject to all legal highways and also subject to the conditions and restrictions as contained in the Deed from Lawrence A. Boyd and William H. Boyd to Charles S. Millspaugh and Violet A. Millspaugh, same being Land Title Registration Document No. 16301.

Section 11. 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. 143-02-010 as more fully described below, to Amistad Development Corporation.

Section 12. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 143-02-010

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 29 in H.J. Steets Lee Road Subdivision of part of Original Warrensville Township Lot No. 91 as shown by the recorded plat in Volume 87 of Maps, Page 35 of Cuyahoga County Records and being 40 feet front on the Southerly side of Tarkington Avenue, S.E., and extending back of equal width 160 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 13. 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. 143-13-059 as more fully described below, to Amistad Development Corporation.

Section 14. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 143-13-059

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 171 in William J. Lang's Lee Heights Allotment of part of Original Warrensville Township Lots Nos. 83, 84, 92 and 93 as shown by the recorded plat in Volume 89 of Maps, Page 16 of Cuyahoga County Records, and being 45 feet front on the Northerly side of Lipton Avenue, S.E., (formerly Starr Avenue) 160 feet deep on the Easterly line, 160.005 feet deep on the Westerly line and 43.685 feet wide in the rear, 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 15. 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 Commu-

nity Development, this ordinance shall be repealed and shall be of no further force or effect.

Section 16. 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 17. 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 including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

Section 18. 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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 175-01.

By Councilman Polensek.

An emergency ordinance authorizing the Director of Community Development is authorized to enter into a grant agreement with Lake Shore Golden Age Center to provide funding for operating expenses in order to carry out the public purpose of providing social programs for senior citizens through the use of Ward 11 Neighborhood Equity Funds.

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 a grant agreement with Lake Shore Golden Age Center to provide funding for the purchase of a copy machine in order to carry out the public purpose of providing social programs for senior citizens through the use of Ward 11 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$5,000 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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 215-01.

By Councilman Coats.

An emergency ordinance to amend the Title and Section 1 of Ordinance No. 949-2000, passed May 22, 2000 to authorize the Director of Community Development to enter into a grant agreement with the Euclid - St. Clair Development Corporation to conduct an impact study related to the Water Tower Park site on Coit Road, through the use of Ward 10 Neighborhood Equity Funds.

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 1 of Ordinance No. 949-2000, passed May 22, 2000, are hereby amended to read as follows:

An emergency ordinance authorizing the Director of Community Development to enter into a grant agreement with the Euclid - St. Clair Development Corporation to conduct an impact study related to the Water Tower Park site on Coit Road, through the use of Ward 10 Neighborhood Equity Funds.

Section 1. That the Director of Community Development is authorized to enter into a grant agreement with the Euclid - St. Clair Development Corporation to conduct an impact study related to the Water Tower Park site on Coit Road, through the use of Ward 10 Neighborhood Equity Funds.

Section 2. That the Title and Section 1 of Ordinance No. 949-2000, passed May 22, 2000, 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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 216-01.

By Councilman Jackson.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Burten, Bell Carr Development, Inc. for various youth recreation activities and educational programs, field trips and related costs to further the public purpose of providing recreation and extracurricular programs for children and youth residents of the City of Cleveland through the use of Ward 5 Neighborhood Equity Funds.

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 Burten, Bell Carr Development, Inc. for various youth recreation activities and educational programs, field trips and related costs to further the public purpose of providing recreation and extracurricular programs for children and youth residents of the City of Cleveland

through the use of Ward 5 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$10,000 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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 218-01.

By Councilmen Melena and Patmon (by departmental request).

An emergency ordinance authorizing the Executive Director of the Community Relations Board to apply for and accept a grant from Freddie Mac for the Don't Borrow Trouble 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 Executive Director of the Community Relations Board is hereby authorized to apply for and accept a grant in the amount of \$25,000, from Freddie Mac, to conduct the Don't Borrow Trouble Program, for the purposes set forth in the program description and according thereto; that the Executive Director of the Community Relations Board 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. 218-01-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.

Passed April 9, 2001.
Effective April 16, 2001.

Ord. No. 221-01.

By Councilman Patmon.

An emergency ordinance authorizing the Director of Community Development to enter into a grant agreement with Famicos Foundation for acquisition and renovation a vacant commercial building into a community center in order to carry out the public purpose of providing social service programs to the residents of Cleveland through the use of Ward 8 Neighborhood Equity Funds.

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 a grant agreement with Famicos Foundation for acquisition and renovation a vacant commercial building into a community center in order to carry out the public purpose of providing social service programs to the residents of Cleveland through the use of Ward 8 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$30,000 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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 223-01.

By Councilman Patmon.

An emergency ordinance authorizing the Director of Community Development to enter into a grant agreement with Famicos Foundation for completing Phase II of the Notre Dame building renovation at 1325 Ansel Rd., creating office space for community services in order to carry out the public purpose of providing community and social service programs to the residents of Cleveland through the use of Ward 8 Neighborhood Equity Funds.

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 to enter into a grant agreement with Famicos Foundation for completing Phase II of the Notre Dame building renovation at 1325 Ansel Rd., creating office space for community services in order to carry out the public purpose of providing community and social service programs to the residents of Cleveland through the use of Ward 8 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$50,000 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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 286-01.

By Mayor White.

An emergency ordinance authorizing the purchase by requirement contract of key cards and accessories, for the various divisions of the Department of Port Control.

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 Port Control is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of key cards and accessories in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$50,000.00 and 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 30915)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 287-01.

By Mayor White.

An emergency ordinance, authorizing the Director of Port Control to enter into a requirement contract with Aero-Mark, Inc. for labor and materials necessary for painting and paint removal of roadways, runways and other paved areas, for the various Divisions of the Department of Port Control.

Whereas, the City of Cleveland, in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, invited bids for labor and materials necessary for painting and paint removal of roadways, runways and other paved areas; and

Whereas, in response to such invitation to bid, the City received a bid only from Aero-Mark, Inc.; and

Whereas, this Council finds that Aero-Mark, Inc. is the lowest and best bidder; 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 the Director of Port Control is hereby authorized to enter into a written requirement contract with Aero-Mark, Inc. in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for a period of one year for the necessary items of labor and materials, necessary for painting and paint removal of roadways, runways and other paved areas, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control.

Section 2. That the cost of said contract shall not exceed \$478,890 and 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 30910)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 289-01.
By Councilmen Polensek, and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Law to apply for and accept a grant from the Criminal Justice Service Agency for the Team Approach to Violence Against Women 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 Law is hereby authorized to apply for and accept a grant in the amount of \$224,375, from the Criminal Justice Service Agency, to conduct the Team Approach to Violence Against Women Program, for the purposes set forth in the Application Title Page and according thereto; that the Director of Law 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 Application Title Page for said grant.

Section 2. That the Application Title Page for said grant, File No. 289-01-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

Section 3. That the Director of Law shall supply quarterly reports to all members of City Council regarding the statistics and operation of this program.

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 291-01.
By Councilmen Brady, Rybka and Patmon (by departmental request).

An emergency ordinance to amend Sections 11, 12 and 14 of Ordinance No. 104-2000, passed April 17, 2000, relating to, among other things, a public improvement of replacing and renovating various portions of Halloran Park skating rink.

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 Sections 11, 12 and 14 of Ordinance No. 104-2000, passed April 17, 2000, are hereby amended to read, respectively, as follows:

Section 11. That all expenditures under the contract authorized pursuant to Sections 9 and 10 of this ordinance shall not exceed \$170,000.00 provided that not more than \$145,000.00 shall be paid from the fund or funds to which are credited the proceeds of the sale of property described in Section 12 below.

Section 12. That the cost of said improvements and purchases hereby authorized shall be paid from Fund No. 01-701207-692000 and from the fund or funds to which are credited the proceeds of the sale of property authorized by Ordinance No. 512-99, passed June 7, 1999, as described in Section 3 of that ordinance, Request No. 05042.

Section 14. That all public improvement contracts, except the public improvement contract for replacing fencing at various swimming pools and the contract with Saf-Dek, authorized by Sections 5 and 9, respectively, of this ordinance, entered into pursuant to this ordinance shall be executed no later than ninety (90) days after passage of this ordinance and all work authorized herein, except replacing fencing at various swimming pools and repairing and maintaining Saf-Dek's safety surfaces, shall be completed no later than November 1, 2000. However, all netting authorized by this ordinance for Halloran Park shall be substantially installed within thirty (30) days after passage of this ordinance. Furthermore, the Director of

Parks, Recreation and Properties shall provide a written report by the 1st of each month detailing the status of each public improvement project authorized herein.

Section 2. That existing Sections 11, 12 and 14 of Ordinance No. 104-2000, passed April 17, 2000, 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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 292-01.
By Councilmen Polensek, Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into contract with Salvation Army, for administrating and facilitating recreational services in Ward 11, for the Department of Parks, Recreation and Properties.

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 Parks, Recreation and Properties is hereby authorized to enter into contract with Salvation Army (Temple Corps), 17625 Groveswood Avenue, Cleveland, Ohio, or its designee, for professional services necessary to administer and facilitate recreational services in the Collinwood Community in Ward 11, in the total sum of \$55,000, payable from Fund No. 01-700401-638000, Request No. 32610, for the Department of Parks, Recreation and Properties.

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 293-01.
By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into contract with City Year to perform community service work and to collaborate with various non-profit agencies.

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 Parks, Recreation and Properties is

hereby authorized to enter into contract with City Year to perform community service work and to collaborate with non-profit agencies, in an amount not to exceed \$100,000.00, payable from Fund No. 01-700401-638000, Request No. 32609.

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 294-01.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into contract with the Cleveland Municipal Football Association to conduct a City-wide football 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 Parks, Recreation and Properties is hereby authorized to enter into contract with the Cleveland Municipal Football Association to conduct a City-wide football program, in an amount not to exceed \$65,000, payable from Fund No. 01-700401-638000, Request No. 32608.

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 295-01.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to employ one or more certified medical professionals to provide physical examinations for children and staff attending overnight camp during the 2001 summer 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 the Director of Parks, Recreation and Properties is hereby authorized to employ by contract one or more certified medical professionals for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide physical examinations for children and staff attending overnight camp during the 2001 summer season.

The selection of said professionals for such services shall be made by the Board of Control upon the nomination of the Director of Parks, Recreation and Properties from a list of qualified consultants available for such employment as may be determined after a full and complete canvass by the Director of Parks, Recreation and Properties 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 Parks, Recreation and Properties, and certified by the Director of Finance.

Section 2. That the costs for such services herein contemplated shall be paid from Fund No. 01-700406-638000, Request No. 32605.

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 296-01.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into a contract with the National Junior Tennis League of Cleveland to provide a summer tennis 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 Parks, Recreation and Properties is hereby authorized to enter into a contract during June through August, 2001, with the National Junior Tennis League of Cleveland to provide youth tennis services.

Section 2. That the cost of such contract shall not exceed \$35,000 and shall be paid from Fund No. 01-700402-638000, Request No. 32606.

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 297-01.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to maintain City Hall elevators, for the Division of Property Management, Department of Parks, Recreation and Properties, for a period not to exceed 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 Director of Parks, Recreation and Properties is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of five years for the necessary items of labor and materials necessary to maintain City Hall elevators in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Property Management, Department of Parks, Recreation and Properties. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than five years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

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 21948)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 298-01.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into an agreement with Neighborhood Centers Association to implement educational, recreational and cultural programs in various school buildings during evening hours.

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 Parks, Recreation and Properties is hereby authorized to enter into an agreement with Neighborhood Centers Association to implement educational, recreational and cultural programs in various school buildings during evening hours in accordance with the recommendations and pilot program proposed by the

Committee of the Cleveland Summit on Education, in an amount not to exceed One Hundred Fifty Thousand Dollars (\$150,000), payable from Fund No. 01-700401-638000, Request No. 32607.

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 April 9, 2001.

Effective April 16, 2001.

Ord. No. 299-01.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by contract of maintenance services of fire alarm systems, for the Division of Property Management, Department of Parks, Recreation and Properties, for a period not to exceed one year.

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 Parks, Recreation and Properties is hereby authorized to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: maintenance services of fire alarm systems, to be purchased by the Commissioner of Purchases and Supplies for a gross price for the Division of Property Management, Department of Parks, Recreation and Properties for a period not to exceed one year.

Section 2. That the cost of said contract hereby authorized shall not exceed \$90,000.00 and shall be paid from Fund No. 01-701110-662500, Request No. 22251.

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 April 9, 2001.

Effective April 16, 2001.

Ord. No. 305-01.

By Councilmen Lewis, Melena, Cimperman and Patmon (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 5906 Luther Avenue to Joanne Teague.

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 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). 104-17-159, as more fully described below, to Joanne Teague.

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

P. P. No. 104-17-159

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 80 feet of Sublot No. 13 in the John Kelly Allotment of part of Original One Hundred Acre Lot No. 343, as shown by the recorded plat in Volume 4 of Maps, Page 44 of Cuyahoga County Records and being 50 feet front on the Southerly side of Luther Avenue, N.E., (formerly Kelly Avenue) and extending back of equal width 80 feet, 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 including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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 April 9, 2001.

Effective April 16, 2001.

Ord. No. 359-01.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to maintain Chrysler, Dodge, Plymouth and Jeep motor vehicles, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to maintain Chrysler, Dodge, Plymouth and Jeep motor vehicles, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$12,000 and 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 29495)

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 April 9, 2001.

Effective April 16, 2001.

Ord. No. 360-01.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair and replace automotive, truck and equipment glass, including related repairs, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to repair and replace automotive, truck and equipment glass, including related repairs, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$85,000 and 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 29508)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 361-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of rebuilt or remanufactured automatic Allison transmissions, including installation if necessary, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of rebuilt or remanufactured automatic Allison transmissions, including installation if necessary, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle

Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$165,000 and 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 29514)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 362-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of Leach packer parts, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of Leach packer parts, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$200,000 and 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 29491)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 363-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair Crane Carrier cab and chassis, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to repair Crane Carrier cab and chassis, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$165,000 and 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 29492)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 364-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair Police motorcycles, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to repair Police motorcycles, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$50,000 and 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 29489)

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 April 9, 2001.
 Effective April 16, 2001.

Ord. No. 365-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair and maintain Ford trucks, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized

to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to repair and maintain Ford trucks, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$100,000 and 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 29493)

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 April 9, 2001.
 Effective April 16, 2001.

Ord. No. 366-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of towing service, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of towing service in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate

bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year. The contract authorized by this ordinance shall include a requirement that the vendor have the capability to tow the City's heavy duty and commercial vehicles as well as passenger vehicles.

Section 2. That the cost of said contract shall not exceed \$100,000 and 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 29494)

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 April 9, 2001.
 Effective April 16, 2001.

Ord. No. 367-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of salt spreader, insert and plow parts, including installation if necessary, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of salt spreader, insert and plow parts, including installation if necessary, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$150,000 and 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 29513)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 368-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair and replace Galion-Dresser equipment, including installation if necessary, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to repair and replace Galion-Dresser equipment, including installation if necessary, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$200,000 and 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 29509)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 369-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of Elgin sweeper parts, including installation if necessary, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of Elgin sweeper parts, including installation if necessary, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$200,000 and 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 29510)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 370-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of emulsion and purging solution, and labor and materials necessary to maintain emulsion equipment, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of emulsion and purging solution, and labor and materials necessary to maintain emulsion equipment in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$100,000 and 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 16377)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 371-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair vehicle frames and for vehicle alignments, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to repair vehicle frames and for vehi-

cle alignments, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$95,000 and 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 29487)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 372-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to maintain Blaw Knox pavers, Case equipment, Caterpillar equipment and Grad-all equipment, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to maintain Blaw Knox pavers, Case equipment, Caterpillar equipment and Grad-all equipment, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if

deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$200,000 and 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 29483)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 373-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of guard rail elements, posts, end wings, and hardware, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of guard rail elements, posts, end wings, and hardware in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$60,000 and 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 16383)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 374-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of traffic cones, safety drums, warning flashers and lights, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of traffic cones, safety drums, warning flashers and lights in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$25,000 and 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 16376)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 375-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of plow blades and curb bumpers, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of plow blades and curb bumpers in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$45,000 and 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 16382)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 376-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of SSI tack coat, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of SSI tack coat in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of

Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$150,000 and 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 16380)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 377-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of cold mix material, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of cold mix material in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$150,000 and 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 16381)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 378-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of gutter broom sets and tube and gutter brooms, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of gutter broom sets and tube and gutter brooms in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$60,000 and 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 16378)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 379-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair, rebuild and replace cylinders, pumps, motors, valves, fuel injectors, drive shafts, gear boxes and trailers, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to repair, rebuild and replace cylinders, pumps, motors, valves, fuel injectors, drive shafts, gear boxes and trailers, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$280,000 and 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 29512)

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 April 9, 2001.
 Effective April 16, 2001.

Ord. No. 380-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair, clean, recore and replace radiators, heater cores, gas tanks and air conditioning units, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to repair, clean, recore and replace radiators, heater cores, gas tanks and air conditioning units, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$60,000 and 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 29511)

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 April 9, 2001.
 Effective April 16, 2001.

Ord. No. 381-01.
By Councilmen Cintron and Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of anti-freeze, for the Division of Motor Vehicle Maintenance, 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 the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of anti-freeze in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance,

Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$30,000 and 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 29482)

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 April 9, 2001.
 Effective April 16, 2001.

Ord. No. 489-01.
By Councilman Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of Jacobsen mower parts, for the various divisions of City government, for a period not to exceed one year.

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 Finance is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year of the necessary items of Jacobsen mower parts, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of City government. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than one year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of said contract shall not exceed \$9,000 and shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which pur-

chase, 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 3081)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 490-01.
By Councilman Patmon (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of paper and cloth wipers, for the various divisions of City government, for a period not to exceed one year.

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 Finance is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year of the necessary items of paper and cloth wipers, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of City government. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than one year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of said contract shall not exceed \$55,000 and 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 3080)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 491-01.
By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of lumber and supplies, for the various divisions of City government.

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 Finance is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year of the necessary items of lumber and supplies, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of City government. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than one year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$375,000 and 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 3082)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 547-01.
By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of ball diamond clay, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for a period not to exceed one year.

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 Parks, Recreation and Properties is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year of the necessary items of

ball diamond clay, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than one year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of said contract shall not exceed \$44,000 and 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 42301)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 549-01.
By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into contract with ParkWorks, formerly Clean-Land, Ohio, to conduct a vacant lot maintenance program for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for a period of one year, with a one year option to renew.

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 any ordinance of the City to the contrary, the Director of Parks, Recreation and Properties is hereby authorized to enter into a contract with ParkWorks, formerly Clean-Land, Ohio, to conduct a vacant lot maintenance program with City residents on the basis of its proposal dated February 12, 2001, payable from Fund No. 01-701217-638000, Request No. 42302, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for a period of one year, with one (1) option exercisable by the Director of Parks, Recreation and Properties, to renew for an additional one-year term, and cancellable upon thirty days written notice by said Director, under the same terms and conditions with the compensation to be fixed by the Board of Control.

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 550-01.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to employ one or more temporary employment agencies, to provide professional services to supply temporary and seasonal personnel for the Department of Parks, Recreation and Properties for a period of one year.

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 Parks, Recreation and Properties is hereby authorized to employ by contract one or more temporary employment agency or agencies 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 supply temporary and seasonal personnel for a period of one year for the Department of Parks, Recreation and Properties from a list of qualified consultants available for such employment as may be determined after a full and complete canvass by the Director of Parks, Recreation and Properties 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 Parks, Recreation and Properties, and certified by the Director of Finance.

Section 2. That the costs for such services herein contemplated shall be paid from Fund Nos. 13 SF 716, 62 SF 001, 63 SF 001, and 01-701207-638000, Request No. 42311.

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 April 9, 2001.
Effective April 11, 2001.

Ord. No. 551-01.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of small equipment necessary for groundskeeping and landscaping, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties.

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 Parks, Recreation and Properties is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of small equipment necessary for groundskeeping and landscaping, including but not limited to chain saws, pole pruners, leaf blowers, edgers, outside vacuums, drills, lawnmowers and spraying equipment, in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. That the cost of said contract shall not exceed \$75,000 and 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 42304)

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 608-01.

By Councilmen Britt, Melena, Cimperman and Patmon (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 8110 Carnegie Avenue to Regin Schlachet and Jaye Schlachet.

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 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). 119-21-008, as more fully described below, to Regin Schlachet and Jaye Schlachet.

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

P. P. No. 119-21-008

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot Nos. 34 and 35 in H. and A. Jaynes's Subdivision of part of Original One Hundred Acre Lot No. 399, as shown by the recorded plat in Volume 5 of Maps, Page 24 of Cuyahoga County Records and together forming a parcel of land bounded and described as follows:

Beginning on the Southerly line of Carnegie Avenue, S.E., (formerly East Prospect Street) as now established, at its point of intersection with the Easterly line of Sublot No. 35; thence Southerly along said Easterly line of said Sublot No. 35, about 197 feet 6 inches to the South-easterly corner of Sublot No. 35; thence Westerly along the Southerly line of Sublot Nos. 35 and 34 about 97 feet 6 inches to the southwest corner of Sublot No. 34; thence Northerly along the Westerly line of said Sublot No. 34, 40 feet; thence Easterly parallel with the Southerly line of Sublot No. 34, 46 feet, 6 inches to the Westerly line of land conveyed to Lillian G. Towslee by deed filed for record November 25, 1902 and recorded in Volume 862, Page 350 of Cuyahoga County Records; thence Northerly along the Westerly line of land so conveyed to Lillian G. Towslee, 157 feet 6 inches to said Southerly line of Carnegie Avenue, S.E., thence Easterly, along said Southern line of Carnegie Avenue, S.E., about 51.17 feet to the place of beginning, 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 including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 664-01.

By Councilman Cintron.

An emergency ordinance authorizing the Director of Community Development to amend Contract No. 56405 with Clark Metro Development Corporation to provide for additional staffing necessary to perform redevelopment activities and services.

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 amend Contract No. 56405 with Clark Metro Development Corporation to provide for additional staffing necessary to perform redevelopment activities and services and to increase the amount of the contract by \$40,000 for a total of \$160,000. Said increase shall be paid from Fund No. 14 SF 026, Request No. 20697.

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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 665-01.

By Councilman Cintron.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Hispanic Political Action Committee to stretch one (1) banner on Lorain Avenue at West 29th Street for Minority Health Fair on C.P.P. utility poles (by separate permission) for the period of April 2, 2001 to April 23, 2001, inclusive.

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 Hispanic Political Action Committee, 1729 Superior Avenue, Suite 400, Cleveland, Ohio 44114, to install, maintain and remove one (1) banner to be placed on Cleveland Public Power utility poles, (by separate permission), for the period of April 2, 2001 to April 23, 2001, inclusive, publicizing the Minority Health Fair, and which banner is to be placed at the following pole locations and on the following pole numbers: across Lorain Avenue at the intersection East of West 29th Street; Pole # (S) AO61-5 and (N) AO62-5; and which poles location and banner 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 placed must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner, and said banner 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 April 9, 2001.
Effective April 16, 2001.

Ord. No. 666-01.

By Councilman Cimperman.

An emergency ordinance authorizing and directing the Commissioner of Licenses & Assessments to issue a permit to Precious Cargo for purposes of operating a carriage business throughout various locations in Ward 13.

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 provisions of the Codified Ordinances to the contrary, the Commissioner of Licenses and Assessments is authorized and directed to issue a permit to Precious Cargo for purposes of operating a carriage business throughout various locations in Ward 13 of the City of Cleveland so long as such operations are con-

ducted in accordance with the rules and regulations promulgated by the Division of Licenses and Assessments.

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 April 9, 2001.

Effective April 16, 2001, without the signature of the Mayor.

Ord. No. 667-01.

By Councilman Lewis.

An emergency ordinance consenting and approving the issuance of a permit for the New Day in Hough Race and Parade on May 12, 2001, sponsored by a New Day In Hough Committee.

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 a Race and Parade, on May 12, 2001, sponsored by a New Day in Hough Committee with the Race assembling at Thurgood Marshall Recreation Center, go west on Hough Avenue to East 79th Street, north on East 79th to Lexington, west on Lexington to East 66th Street, south on East 66th Street to Hough, east on Hough to Thurgood Marshall and the Parade route also assembling at Thurgood Marshall Recreation Center, from Thurgood Marshall, west on Hough Avenue to East 71st Street, north on East 71st Street to Linwood, east on Linwood to East 79th Street, south on East 79th Street to Hough Avenue, east on Hough Avenue to Thurgood Marshall, 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 or 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.

Passed April 9, 2001.
Effective April 16, 2001.

Ord. No. 668-01.**By Councilman Polensek.**

An emergency ordinance to amend Section 1 of Ordinance No. 2582-90, passed October 22, 1990, relating to certain expenditures by the Clerk of Council.

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 1 of Ordinance No. 2582-90 passed October 22, 1990, is hereby amended to read as follows:

Section 1. That the Clerk of Council of the Clerk's designee is authorized to expend funds to provide coffee and other beverages to members of Council, the Council's staff, and persons conducting business with the Council in Council's offices and to provide tokens of condolence or congratulations to members of Council and Council's staff.

Section 2. That existing Section 1 of Ordinance No. 2582-90 passed October 22, 1990, 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 April 9, 2001.

Effective April 16, 2001.

Ord. No. 669-01.**By Councilman Polensek and Mayor White.**

An emergency ordinance consenting and approving the issuance of a permit for a Unity Walk in support of the City of Cleveland's annual Unity Day/Week activities and the Harvest for Hunger campaign on April 28, 2001, sponsored by the Community Relations Board.

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 a Unity Walk, sponsored by the City of Cleveland's Community Relations Board on April 28, 2001, beginning at Sam Miller Park, and continuing West on East 88th Street to Martin Luther King Boulevard; south on Martin Luther King Boulevard arriving at the City lagoon; turning around at the City lagoon and returning North up Martin Luther King Boulevard to the Superior Avenue access road; East on Superior Avenue access road to East Boulevard; North on East Boulevard and finishing at Sam Miller Park, 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.

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 April 9, 2001.

Effective April 16, 2001.

Ord. No. 670-01.**By Councilman Rybka.**

An emergency ordinance to amend Section 1 of Ordinance No. 868-2000, passed June 12, 2000 concerning the Scenic Byways Program.

Whereas, Ordinance No. 868-2000 authorized the Director of the City Planning Commission to apply for and accept a grant from the Federal Highway Administration for the Scenic Byways Program; and

Whereas, in order to use the grant funds as effectively as possible, the City desires to enter into agreement with the Cleveland Metroparks for purposes of trail and overlook construction; 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 Section 1 of Ordinance No. 868-2000, passed June 12, 2000, is hereby amended to read as follows:

Section 1. That the Director of the City Planning Commission is hereby authorized to apply for and accept a grant in the amount of \$280,000, from the Federal Highway Administration, to conduct the Scenic Byways Program, for the purposes set forth in the project summary and according thereto; that the Director of the City Planning Commission 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 project summary for said grant. Upon receipt or credit of the grant funds, the Director of the City Planning Commission shall enter into an agreement with the Cleveland Metroparks which enables the grant funds received by or credited to the City to be used by the Cleveland Metroparks for the purposes of the Scenic Byways trail and overlook construction.

Section 2. That existing Section 1 of Ordinance 868-2000 passed June 12, 2000 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 April 9, 2001.

Effective April 16, 2001.

Ord. No. 671-01.**By Councilman White.**

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Miles Avenue YMCA to stretch one (1) banner on Miles Avenue at East 113th Street (westbound) on Cleveland Electric Illuminating Company utility poles (by separate permission) for the period of June 9, 2001 to July 9, 2001, inclusive, publicizing their special event.

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 Miles Avenue YMCA, 11023 Miles Avenue, Cleveland, Ohio 44105, to install, maintain and remove one (1) banner to be stretched on Cleveland Electric Illuminating utility poles, (by separate permission) publicizing their special event for the period of June 9, 2001 to July 9, 2001, inclusive, and which banner is to be hung at the following pole locations and on the following pole numbers: Cleveland Electric Illuminating utility poles (by separate permission) at 11300 Miles Avenue, pole # 929137; and at East 113th Street and Miles Avenue (westbound) pole # 652584; and which poles location and banner 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 banner, and said banner 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 April 9, 2001.

Effective April 16, 2001.

**COUNCIL COMMITTEE
MEETINGS**

NO MEETINGS

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Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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