

The City Record

Official Publication of the City of Cleveland


November the Twenty-Ninth, Two Thousand

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	Odelia V. Robinson
4	Kenneth L. Johnson
5	Frank G. Jackson
6	Patricia J. Britt
7	Fannie M. Lewis
8	William W. Patmon
9	Craig E. Willis
10	Roosevelt Coats
11	Michael D. Polensek
12	Edward W. Rybka
13	Joe Cimperman
14	Nelson Cintron, Jr.
15	Merle R. Gordon
16	Michael C. O'Malley
17	Timothy J. Melena
18	Jay Westbrook
19	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	Odelia V. Robinson	3448 East 123rd Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	William W. Patmon	867 East Boulevard	44108
9	Craig E. Willis	11906 Beulah Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cintron, Jr.	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
 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. Martinez, 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 – Myrana Branche, Commissioner, Room 128
 Printing and Reproduction – Diante Fritzgerald, 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 – _____, Commissioner

DEPT. OF PUBLIC SERVICE – Mark Ricchiuto, Director, Room 113
DIVISIONS – Waste Collection and Disposal – Randell T. Scott, Acting Commissioner, 5600 Carnegie Avenue.
 Streets – Randell T. Scott, Commissioner, Room 25
 Engineering and Construction – Randall E. DeVaul, Commissioner, Room 518
 Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards
 Architecture – Paul Burik, Acting 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 – Lt. Richard Petrencsik, 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 Baulknigh, 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; Paul Burik, 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	13C
Judge Ronald B. Adrine	15A
Judge Colleen C. Cooney	14A
Judge C. Ellen Connolly	15C
Judge Sean C. Gallagher	12B
Judge Mabel M. Jasper	14D
Judge Mary E. Kilbane	14C
Judge Kathleen Ann Keough	13D
Judge Ralph J. Perk, Jr.	14B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Angela R. Stokes	13A
Judge Robert J. Triozzi	12C
Judge Joseph J. Zone	12A

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

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WEDNESDAY, NOVEMBER 29, 2000

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CITY COUNCIL

MONDAY, NOVEMBER 27, 2000

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, Sweeney, White.

MONDAY—Alternating

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

TUESDAY

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

TUESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

Cleveland, Ohio

Monday, November 27, 2000.

The meeting of the Council was called to order, the President, Michael D. Polensek, in the Chair.

Councilmen present: Brady, Britt, Cimperman, Cintron, Coats, Dolan, Gordon, Jackson, Jones, Lewis, Melena, O'Malley, Patmon, Polensek, Robinson, Sweeney, White and Willis.

Also present were Mayor White and Directors Brooks, Konicek, Richiuto, Whitlow, Guzman, Miller, Hudecek, Warren, Alexander, Dove and Acting Directors Carr and Balraj.

Absent: Directors Carter, Sheperd and Patterson.

Pursuant to Ordinance No. 2976-76, the Council Meeting was opened with a prayer offered by Rev. Andrea Baldyga of St. Luke's Episcopal Church, located at West 78th Street and Lake Avenue in Ward 17. Pledge of Allegiance.

MOTION

On the motion of Councilman Robinson, the reading of the minutes of the last meeting was dispensed with and the journal approved. Seconded by Councilman Dolan.

COMMUNICATION

File No. 2141-2000.

From the Department of Public Service re: Gift Received from Waste Management. Received.

CONDOLENCE RESOLUTIONS

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

Res. No. 2142-2000—Ola Mae Jordan.

Res. No. 2143-2000—William Coyne, Jr.

Res. No. 2144-2000—John A. Collins.

Res. No. 2145-2000—Alan Chappell, Jr.

CONGRATULATION RESOLUTIONS

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

Res. No. 2146-2000—Civilization in Tremont.

Res. No. 2147-2000—Carolyn Bridges.

Res. No. 2148-2000—Glenville High School Football Team.

Res. No. 2149-2000—Farah M. Walters.

Res. No. 2150-2000—Second Saint John Missionary Baptist Church.

RECOGNITION RESOLUTIONS

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

Res. No. 2151-2000—Detective Helen L. Parries.

Res. No. 2152-2000—Brother Circle of Cleveland.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 2153-2000.

By Mayor White.

An emergency ordinance authorizing the Mayor, or his designee, to accept registration fees, enter into contract for the purchase of materials, course supplies and refreshments, in connection with the James H. Walker Construction Management Training Course to be conducted by the Office of Equal Opportunity.

Whereas, the Office of Equal Opportunity is required, pursuant to Section 123.08 of the Codified Ordinances of Cleveland, Ohio, 1976, and the MBE/FBE Code contained in Chapter 187 thereof, to hold periodic training seminars to assist minority and female business firms; and

Whereas, from March 13, 2001 through May 22, 2001, the Office of Equal Opportunity will be sponsoring the James H. Walker Construction Management Training Course; and

Whereas, the Council of the City of Cleveland has determined that collection of fees and the purchase of materials, course supplies, refreshments and a graduation dinner in connection with said training courses constitute a public purpose; 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 Mayor, or his designee, is hereby authorized to accept a registration fee of Two Hundred Twenty-Five Dollars (\$225.00) from every registrant attending the James H. Walker Construction Management Training Course, being held March 13, 2001 through May 22, 2001; and to purchase materials, course supplies, refreshments and food required for the training course and graduation dinner. Such materials, services and food shall be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Office of Equal Opportunity, and shall be paid from Fund No. 01-999800-632000, Request No. 10718. The registration fees shall be deposited in Fund No. 01-999800-632000.

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

Referred to Directors of Office of Equal Opportunity, Finance, Law; Committees on Employment, Affirmative Action and Training, Finance.

Ord. No. 2154-2000.
By Councilmen Gordon and Patton (by departmental request).

An emergency ordinance authorizing the Director of Public Health to consent to assignment of Contract Nos. 56573 and 56577 from the AIDS Housing Council of Greater Cleveland, Inc. to the AIDS Taskforce of Greater Cleveland.

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

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

Section 1. That the Director of Public Health is hereby authorized to consent to the request of the AIDS Housing Council of Greater Cleveland, Inc. ("AHC") and the AIDS Taskforce of Greater Cleveland ("ATGC") to assign the delivery obligations of AHC under Contract Nos. 56573 and 56577 to ATGC for the provision of AIDS-related services.

Section 2. That the Director of Public Health is hereby authorized

to execute all documents and do all things necessary and appropriate to effect such consent to the assignments. A copy of each assignment shall be filed in the office of the Commissioner of Accounts.

Section 3. That these assignments shall be prepared and approved by the Director of Law and shall contain such provisions as he deems necessary to protect and benefit the public 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.

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

Ord. No. 2155-2000.
By Councilman O'Malley.
An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into an agreement with Deaconess Hospital, LLC to maintain, improve and adopt certain real estate belonging to the City; and authorizing the Director of Public Utilities to lease certain City-owned property to the Cleveland Area Soap Box Derby Association, for a term not to exceed twenty years, with two five-year options to renew both for general recreation purposes.

Whereas, the City of Cleveland owns certain property which is suitable for Deaconess Hospital, LLC to maintain, improve and adopt such property for general recreation purposes; and

Whereas, the City of Cleveland owns certain property which is suitable for lease and operation by the Cleveland Area Soap Box Derby Association for general recreation purposes; 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. Notwithstanding and as an exception to Section 133.24 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Parks, Recreation and Properties is authorized to enter into an agreement with Deaconess Hospital, LLC to maintain, improve and adopt the following real estate for general recreation purposes belonging to the City of Cleveland:

P. P. No. 014-15-010

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as Sublot No. 71 in the Charles & John Henritze's allotment of part of Original Brooklyn Township Lots Nos. 58 and 63, as shown by the recorded plat in Volume 19 of Maps, Page 14 of Cuyahoga County Records, and being 40 feet front on the Northerly side of Henritze Avenue and extending back of equal width 122 feet, as appears by said plat, be the same

more or less, but subject to all legal highways.

P. P. No. 014-15-011

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as Sublot No. 72 in the Charles & John Henritze's allotment of part of Original Brooklyn Township Lots Nos. 58 and 63, as shown by the recorded plat in Volume 19 of Maps, Page 14 of Cuyahoga County Records, and being 40 feet front on the Northerly side of Henritze Avenue and extending back of equal width 122 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Such property adoption as authorized herein shall not be construed as the conveyance of any right, title or interest in public property but merely as the grant of a privilege, revocable at will.

Section 2. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Utilities is authorized to lease to the Cleveland Area Soap Box Derby Association, certain property which is determined to be not needed for public use for the term of the lease and which is suitable for operation by the Lessee for the recreational purpose of constructing and maintaining a soap box derby track. Such property is described in File No. 2155-2000-A.

Section 3. That the term of the lease authorized by this ordinance shall not exceed twenty years, with two (2) options exercisable by the Director of Public Utilities, to renew for additional five-year terms, and cancellable upon thirty days, written notice by said Director.

Section 4. That the property shall be leased at a rental of \$1.00 per year.

Section 5. That the lease may authorize the Lessee to make improvements to the leased premises subject to the approval of appropriate City agencies and officials.

Section 6. That the lease shall be prepared by the Director of Law and shall contain such authorized terms and conditions as are required to protect the interests of the City.

Section 7. That the Director of Public Utilities and the Director of Law, and other appropriate City officials, are authorized to execute such other documents and certificates, and take such other actions as may be necessary or appropriate to effect the lease authorized by this ordinance.

Section 8. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Parks, Recreation and Properties, Public Utilities, City Planning Commission, Finance, Law; Committees on Public Parks, Property, and Recreation, Public Utilities, City Planning, Finance.

Ord. No. 2156-2000.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to apply for and accept a grant from the Ohio Department of Education for the 2001 Summer Food Program; authorizing the purchase by requirement contract of breakfasts, lunches and snacks for said Program and for food, food products, beverages, condiments and paper products needed for a food service operation to be served at Camp George L. Forbes as part of said Program, and for the Division of Recreation, Department of Parks, Recreation and Properties; and authorizing said Director to contract with various non-profit organizations for the implementation of said 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 apply for and accept a grant in the approximate amount of \$250,000.00, from the Ohio Department of Education, to conduct the 2001 Summer Food Program for the purposes set forth in the program description and according thereto; that the Director of Parks, Recreation and Properties 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. 2156-2000-A, made a part hereof as if fully rewritten herein is hereby approved in all respects.

Section 3. 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 three months (June, July and August, 2001) for the breakfast, lunch and snack program to be served at nineteen City recreation centers and various non-profit agencies and such other agencies or recreation facilities as determined by the Director, 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.

Section 4. 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 32601)

Section 5. That provided the agencies meet the eligibility requirements of the Ohio Department of Education, the Director of Parks, Recreation and Properties is hereby authorized to make written contracts with the following agencies and such additional agencies as determined by said Director for implementation of the 2001 Summer Food Program:

Broken Pieces Fellowship Church
Emile deSauze
El Centro Hispano deJouenes
New Bethlehem Baptist Church
St. Paul AME
2nd Calvary Baptist Church

Section 6. That the cost of said contract hereby authorized shall be paid from the funds or funds to which are credited the proceeds of the grant accepted pursuant to Section 1 of this ordinance, Request No. 32601.

Section 7. 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 various natural foods, food products, beverages, condiments and paper products as set forth in detail on file in the Office of the Division of Purchases and Supplies and attached to Request No. 32601, to be served as part of the meal program at Camp George L. Forbes, 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.

Section 8. 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 32601)

Section 9. That, notwithstanding the provisions of Section 181.24 of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, bidders for the contracts authorized by this ordinance shall be required to submit a bid bond in the amount of five percent of the amount of the bid, as required by United States Treasury Circular 570.

Section 10. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Parks, Recreation and Properties, Finance, Law; Committees on Public Parks, Property, Recreation, Finance.

Ord. No. 2157-2000.

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

An emergency ordinance authorizing the Director of Economic Development to enter into Enterprise Zone Agreements with Pubco Corporation, Kelley Avenue Partnership and Smith Corona Corporation to provide for ten year abatements for certain tangible personal property and real estate taxes as an incentive to acquire machinery and equipment, to transfer and acquire inventory, and to make improvements to real property at 3830 Kelley Avenue located in the Cleveland Area Enterprise Zone.

Whereas, pursuant to Ordinance No. 948-95, passed June 19, 1995, this Council designated an area which is in the City of Cleveland and described in File No. 948-95-A, as the Cleveland Area Enterprise Zone (the "Zone") pursuant to Chapter 5709 of the Ohio Revised Code; and

Whereas, in August, 1995, the Director of Development of the State of Ohio determined that the Zone contains the characteristics set forth in Section 5709.61(A) of the Revised Code and certified said area as an "Urban Jobs and Enterprise Zone" pursuant to Chapter 5709 of the Revised Code; and

Whereas, Pubco Corporation, Kelley Avenue Partnership and Smith Corona Corporation (the "Enterprises") have proposed to acquire machinery and equipment, to transfer and acquire inventory, and to make improvements to real property at 3830 Kelley Avenue; and

Whereas, the Enterprises have certified to the City that, but for abatement of personal property and real estate taxes the Enterprises would be at competitive disadvantages by operating at this location; and

Whereas, this ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety, property, and welfare and for the further reason that its enactment is a necessary prerequisite to providing immediate assistance to create and preserve job opportunities and advance and promote commercial and economic development in the City of Cleveland, such assistance being immediately necessary or such jobs will be lost; now, therefore,

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

Section 1. That this Council hereby approves the applications of the Enterprises for enterprise zone incentives on the basis that the Enterprises are qualified by financial responsibility and business experience to create and preserve employment opportunities in the Cleveland Area Enterprise Zone and to improve the economic climate of the City of Cleveland.

Section 2. That the Director of Economic Development is authorized to enter into Enterprise Zone Agreements with the Enterprises to provide for ten (10) year abate-

ments for certain tangible personal property and real estate taxes as an incentive to acquire machinery and equipment, to transfer and acquire inventory, and to make improvements to real property at 3830 Kelley Avenue; said abatements shall be subject to annual review of the Tax Incentive Review Council.

Section 3. That the terms of said tax abatements shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 2157-2000-A. The terms of said file notwithstanding, the terms of the tax abatements shall not be amended, nor shall the tax abatements be assignable or transferrable to any entity, without the prior legislative authorization by Cleveland City Council.

Section 4. That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable under Chapter 5709 of the Revised Code and such funds are hereby appropriated for the purposes set forth in Chapter 5709 of the Revised Code. Such fees shall be deposited to and expended from Fund No. 17 SF 305, Loan Fees Fund.

Section 5. That the Director of Law shall prepare and approve said agreements and that said agreements shall contain such terms and provisions as he deems necessary to protect the City's interest.

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

Referred to Directors of Economic Development, Finance, Law; Committees on Community and Economic Development, Finance.

Ord. No. 2158-2000.

By Councilmen Patmon and Melena (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into an Empowerment Zone Section 108 loan and an Economic Development Initiative Grant Agreement with Famicos Foundation to provide economic development assistance to partially finance the renovation of real property located at 1325 Ansel Road, Cleveland, Ohio 44106.

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 Economic Development is hereby authorized to enter into an Empowerment Zone Section 108 loan with Famicos Foundation to provide economic development assistance to partially finance the renovation of real property located at 1325 Ansel Road, Cleveland, Ohio (the "Im-

provement").

Section 2. That the Director of Economic Development is hereby authorized to enter into an Economic Development Initiative Grant Agreement with Famicos Foundation to provide Economic Development Initiative Grant funds to partially finance the above-described Improvement.

Section 3. That the terms of said loan and grant shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 2158-2000-A.

Section 4. That the costs of said contract shall not exceed a loan amount of \$200,000 and a grant amount of \$50,000. The loan shall be paid from Fund Nos. 18 SF 001 and 18 SF 003 and the grant shall be paid from Fund No. 18 SF 003, Request No. 13138.

Section 5. That the Director of Economic Development is hereby authorized and directed to accept collateral as set forth in the Executive Summary contained in the file referenced in this ordinance in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

Section 6. That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 18 SF 002.

Section 7. That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable fees under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. Such fees shall be deposited and expended from Fund No. 18 SF 004.

Section 8. That the Director of Law is hereby authorized to prepare said contract and such other documents as may be appropriate to complete the transaction.

Section 9. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Economic Development, Finance, Law; Committees on Community and Economic Development, Finance.

Ord. No. 2159-2000.

By Councilmen Patmon and Melena (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into an Empowerment Zone Section 108 loan and an Economic Development Initiative Grant Agreement with Strowder's Funeral Chapel, Inc. to provide economic development assistance to partially finance the acquisition and renovation of real property located at 796-818 East 105th Street, Cleveland, Ohio 44108.

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 Economic Development is hereby authorized to enter into an Empowerment Zone Section 108 loan with Strowder's Funeral Chapel, Inc. to provide economic development assistance to partially finance the acquisition and renovation of real property located at 796-818 East 105th Street, Cleveland, Ohio (the "Improvement").

Section 2. That the Director of Economic Development is hereby authorized to enter into an Economic Development Initiative Grant Agreement with Strowder's Funeral Chapel, Inc. to provide Economic Development Initiative Grant funds to partially finance the above-described Improvement.

Section 3. That the terms of said loan and grant shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 2159-2000-A.

Section 4. That the costs of said contract shall not exceed a loan amount of \$600,000 and a grant amount of \$150,000. The loan shall be paid from Fund Nos. 18 SF 001 and 18 SF 003 and the grant shall be paid from Fund No. 18 SF 003, Request No. 13140.

Section 5. That the Director of Economic Development is hereby authorized and directed to accept collateral as set forth in the Executive Summary contained in the file referenced in this ordinance in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

Section 6. That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 18 SF 002.

Section 7. That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable fees under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. Such fees shall be deposited and expended from Fund No. 18 SF 004.

Section 8. That the Director of Law is hereby authorized to prepare said contract and such other documents as may be appropriate to complete the transaction.

Section 9. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Economic Development, Finance, Law; Committees on Community and Economic Development, Finance.

**FIRST READING EMERGENCY
ORDINANCES READ IN FULL
AND PASSED**

Ord. No. 2160-2000.

By Councilman Cimperman.

An emergency ordinance authorizing the Director of Community Development to enter into a grant agreement with Cleveland Municipal School District for partial support of their "Count Me Smart" program at Case Elementary School to carry out the public purpose of providing education and tutoring services to residents of the City of Cleveland through the use of Ward 13 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 the Cleveland Municipal School District for partial support of their "Count Me Smart" program at Case Elementary School to carry out the public purpose of providing education and tutoring services to residents of the City of Cleveland through the use of Ward 13 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$12,000, and shall apply to purchases or services rendered by the grantee on or after July 1, 2000, and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 2161-2000.

By Councilman Cimperman.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Slavic Village Development for assisting with the acquisition and construction of new housing in order to carry out the public purpose of providing housing through the use of Ward 13 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 Slavic Village Development for assisting with the acquisition and construction of new housing in order to carry out the public purpose of providing housing through the use of Ward 13 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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 2162-2000.

By Councilman Cintron.

An emergency ordinance to amend the Title and Sections 1 and 2 of Ordinance No. 429-2000, passed March 20, 2000, relating to the Roberto Clemente Little League Baseball Program, to carry out the public purpose of providing recreational programs for the residents of the City of Cleveland, through the use of Ward 14 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 Sections 1 and 2 of Ordinance No. 429-2000, passed March 20, 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 Spanish American Committee for the Roberto Clemente Little League Baseball Program, to carry out the public purpose of providing recreational programs for the residents of the City of Cleveland, through the use of Ward 14 Neighborhood Equity Funds.**

Section 1. That the Director of Community Development is authorized to enter into a grant agreement with **The Spanish American Committee for the Roberto Clemente Little League Baseball Program, to carry out the public purpose of providing recreational programs for the residents of the City of Cleveland, through the use**

of Ward 14 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 2. That the existing Title and Sections 1 and 2 of Ordinance No. 429-2000, passed March 20, 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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 2163-2000.

By Councilman Gordon.

An emergency ordinance authorizing the Director of City Planning to enter into an agreement with Northeast Ohio Areawide Coordinating Agency for partial support of the Big Creek Environmental Study to carry out the public purpose of conducting an environmental planning study through the use of Ward 15 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 City Planning is authorized to enter into an agreement with Northeast Ohio Areawide Coordinating Agency for partial support of the Big Creek Environmental Study to carry out the public purpose of conducting an environmental planning study through the use of Ward 15 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$68,000 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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 2164-2000.
By Councilmen Gordon and O'Malley.

An emergency ordinance authorizing the Director of Community Development to enter into a grant agreement with Senior Resources, Inc. for assistance with rent expenses for its office located at 5202 Memphis Avenue to carry out the public purpose of supporting the operations of a non-profit social service agency through the use of Wards 15 and 16 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 Senior Resources, Inc. for rent expenses for its office located at 5202 Memphis Avenue to carry out the public purpose of supporting the operations of a non-profit social service agency through the use of Wards 15 and 16 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$25,000 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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 2165-2000.
By Councilman Polensek.

An emergency ordinance authorizing the Clerk of Council to further extend the term of the current contract with Legal News Publishing Company, City Contract No. 52710, 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. Notwithstanding and as an exception to Ordinance No. 1444-98, the Clerk of Council is hereby authorized to further extend the term of the contract with Legal News Publishing Company, City Contract No. 52710, for a period not to exceed one year provided, however, that all other terms of said contract shall remain the same.

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

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

Ord. No. 2172-2000.
By Councilman Jackson.

An emergency ordinance to amend the Title and Section 1 of Ordinance No. 1237-2000, passed July 17, 2000, relating to a commemorative sculpture for Colonel Charles Young Square at East 46th Street and Prospect Avenue, 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 Title and Section 1 of Ordinance No. 1237-2000, passed July 17, 2000, are hereby amended to read as follows:

An emergency ordinance authorizing the Director of Community Development to enter into a grant agreement with **Midtown Cleveland** for a commemorative sculpture for Colonel Charles Young Square at East 46th Street and Prospect Avenue, **to carry out the public purpose of making improvements to a public park through the use of Ward 5 Neighborhood Equity Funds.**

Section 1. That the Director of Community Development is authorized to enter into a grant agreement with **Midtown Cleveland** for a commemorative sculpture for Colonel Charles Young Square at East 46th Street and Prospect Avenue, **to carry out the public purpose of making improvements to a public park through the use of Ward 5 Neighborhood Equity Funds.**

Section 2. That the existing Title and Section 1 of Ordinance No. 1237-2000, passed July 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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Passed. Yeas 18. Nays 0.

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 2166-2000.
By Councilman Brady.

An emergency resolution objecting to the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit to 13429 Lakewood Hgts. Blvd., 1st Fl. & Bsm. Excl. 2nd Fl.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit from Permit No. 1410123, Cheer-Up Inc., 13429

Lakewood Hgts. Blvd., 1st Fl. & Bsm. Excl. 2nd Fl., Cleveland, Ohio 44107 to Permit No. 8850749, Terrapin Station Ltd., 13429 Lakewood Hgts. Blvd., 1st Fl. & Bsm. Excl. 2nd Fl., Cleveland, Ohio 44107; 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 of a D1, D2, D3, D3A and D6 Liquor Permit from Permit No. 1410123, Cheer-Up Inc., 13429 Lakewood Hgts. Blvd., 1st Fl. & Bsm. Excl. 2nd Fl., Cleveland, Ohio 44107 to Permit No. 8850749, Terrapin Station Ltd., 13429 Lakewood Hgts. Blvd., 1st Fl. & Bsm. Excl. 2nd Fl., Cleveland, Ohio 44107 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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Adopted. Yeas 18. Nays 0.

Res. No. 2167-2000.**By Councilman Brady.**

An emergency resolution objecting to the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit to 11730 Lorain Avenue, 1st Fl./Front.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D1, D2, D3, D3A and D6 Liquor Permit from Permit No. 7220737, Ray Bons Inc., 11730 Lorain Avenue, 1st Fl./Front to Permit No. 2095642, Desolve Inc., DBA Neighborhood Bar & Grill, 11730 Lorain Avenue, 1st Fl./Front; 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 of a D1, D2, D3, D3A and D6 Liquor Permit from Permit No. 7220737, Ray Bons Inc., 11730 Lorain Avenue, 1st Fl./Front to Permit No. 2095642, Desolve Inc., DBA Neighborhood Bar & Grill, 11730 Lorain Avenue, 1st Fl./Front 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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Adopted. Yeas 18. Nays 0.

Res. No. 2168-2000.**By Councilman Cimperman.**

An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 819 Jefferson Avenue, 1st Fl.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 4121072, Ideal Market Inc., 819 Jefferson Avenue, 1st Fl., Cleveland, Ohio 44113 to Permit No. 1595175, Thomas K. Bell, 819 Jefferson Avenue, 1st Fl., Cleveland, Ohio 44113; 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 of a C1 and C2 Liquor Permit from Permit No.

4121072, Ideal Market Inc., 819 Jefferson Avenue, 1st Fl., Cleveland, Ohio 44113 to Permit No. 1595175, Thomas K. Bell, 819 Jefferson Avenue, 1st Fl., Cleveland, Ohio 44113 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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Adopted. Yeas 18. Nays 0.

Res. No. 2169-2000.**By Councilman Gordon.**

An emergency resolution withdrawing objection to the stock transfer of a C1 and C2 Liquor Permit to 2118 Broadview Road, and repealing Res. No. 1534-2000 objecting to said stock transfer.

Whereas, this Council objected to the stock transfer of a C1 and C2 Liquor Permit to 2118 Broadview Road by Res. No. 1534-2000 adopted by Council on August 28, 2000; and

Whereas, this Council wishes to withdraw its objection to the above stock transfer and consents to said stock transfer; 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 stock transfer of a C1 and C2 Liquor Permit to 2118 Broadview Road, be and the same is hereby withdrawn and Res. No. 1534-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate stock transfer thereof.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Adopted. Yeas 18. Nays 0.

Res. No. 2170-2000.**By Councilman Jones.**

An emergency resolution urging the Administration to issue at least \$10 million in general obligation bonds in 2001, doubling the amount from 2000, for the repair and rehabilitation of our streets and sidewalks throughout the neighborhoods of the City of Cleveland.

Whereas, many streets and sidewalks throughout the neighborhoods of the City of Cleveland are in deteriorated condition; and

Whereas, the deteriorated condition of our streets and sidewalks present safety hazards for our residents and detract for the quality of life in our neighborhoods; and

Whereas, the City of Cleveland allocates money annually for the resurfacing and rehabilitation of the City's streets and sidewalks, with \$4 million being allocated in 2000 for street resurfacing and \$1 million being allocated in 2000 for sidewalk repair; and

Whereas, this Council of the City of Cleveland believes that such funding should be increased by 100% in 2001 and that the Administration should plan to issue at least \$10 million in general obligation bonds in 2001 for street and sidewalk repairs in our neighborhoods; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

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

Section 1. That this Council of the City of Cleveland urges the Administration to plan on issuing at least \$10 million in general obligation bonds in 2001, doubling the amount from 2000, for the repair and rehabilitation of our streets and sidewalks throughout the neighborhoods of the City of Cleveland.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Adopted. Yeas 18. Nays 0.

Res. No. 2171-2000.**By Councilman Sweeney.**

An emergency resolution objecting to the transfer of ownership of a C1 Liquor Permit to 4611 West 130th Street.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 Liquor Permit from Permit No. 84189840500, Speedway Superamerica LLC, DBA Speedway #3371, 4611 West 130th Street, Cleveland, Ohio 44135 to Permit No. 91610350015, United Petroleum Marketing LLC, DBA UPM 201, 4611 West 130th Street, Cleveland, Ohio 44135; 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 of a C1 Liquor Permit from Permit No. 84189840500, Speedway Superamerica LLC, DBA Speedway #3371, 4611 West 130th Street, Cleveland, Ohio 44135 to Permit No. 91610350015, United Petroleum Marketing LLC, DBA UPM 201, 4611 West 130th Street, Cleveland, Ohio 44135 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.

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Adopted. Yeas 18. Nays 0.

**SECOND READING
EMERGENCY ORDINANCES****Ord. No. 1397-2000.****By Mayor White.**

An emergency ordinance authorizing the purchase by contract of transformers, switchgear and circuitry for the Redundant Electrical Source, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

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

1. In Section 2, line 2, strike "\$1,400,000.00" and insert in lieu thereof the following: "**\$2,200,000.00**".

2. In Section 2, line 6, after "herein," insert "**All expenditures authorized herein shall occur within one (1) year from the passage date of this ordinance.**".

Amendments agreed to.

Ord. No. 1687-2000.**By Councilmen Jones, Melena and Patmon (by departmental request).**

An emergency ordinance to amend the title and Section 2 of Ordinance No. 944-2000, passed June 19, 2000, relating to the sale of City-owned property no longer needed for public use located in Block A-5 of the Cleveland Industrial Park.

Approved by Directors of Economic Development, Finance, Law; Recommended by Committees on Community and Economic Development, Finance.

Ord. No. 1881-2000.**By Councilmen Jackson, Britt, Lewis, Patmon, Willis, Cimperman and Melena (by departmental request).**

An emergency ordinance authorizing the Director of Economic Development to apply for and accept a grant from the U.S. Department of Labor for the School-to-Work Grant, Year II; and to enter into contract with the Cleveland Municipal School District and Youth Opportunities Unlimited to implement the program.

Approved by Directors of Economic Development, Finance, Law; Recommended by Committees on Community and Economic Development, Finance.

Ord. No. 1965-2000.**By Councilman Cimperman.**

An emergency ordinance authorizing the Director of Public Service to issue a permit to Network Parking Company, LTD to encroach into a four (4) foot area of the public right-of-way of Columbus Road N.W. for landscaping and a parking lot.

Approved by Directors of Public Service, City Planning Commission, Finance, Law; Relieved of Committee on Public Service, City Planning; Recommended by Committee on Finance.

**SECOND READING
EMERGENCY RESOLUTION****Res. No. 1690-2000.****By Councilmen Dolan, O'Malley, Rybka, Melena, Polensek, Patmon and Lewis.**

An emergency resolution strongly opposing proposed mergers of major air carriers including the proposed merger of US Airways and United

Airlines and urging the U.S. Senate to disapprove said proposed merger as not being in the public interest.

Contents noted by Director of Port Control; Approved by Director of Law; Recommended by Committees on Aviation and Transportation, Legislation; when amended as follows:

1. In Section 2, line 4, strike "and" and insert "," and line 5, after "Steven LaTourette" insert "**and Ralph Regula**".

Amendment agreed to.

SECOND READING EMERGENCY ORDINANCE PASSED

Ord. No. 1876-2000.

By Councilmen Melena and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Community Development to expend funds and to enter into contract with various non-profit agencies for the implementation of homeless assistance activities and with Cuyahoga County for the operation of the Cleveland/Cuyahoga County Office of Homeless Services. Approved by Directors of Community Development, Finance, Law; Recommended by Committees on Community and Economic Development, Finance.

The rules were suspended. Yeas 18. Nays 0. Read third time in full. Passed. Yeas 18. Nays 0.

THIRD READING EMERGENCY ORDINANCES PASSED

Ord. No. 849-2000.

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 2363 East 83rd Street to Diocese of Cleveland, Bishop Anthony Pilla (St. Adalbert Church). Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 850-2000.

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 11210 Woodland Avenue to The Pentecostal Faith Holiness Church of God.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1103-2000.

By Mayor White.

An emergency ordinance authorizing the Director of Port Control to enter into a Lease By Way of Concession with Air Services of Cleveland, Inc. for use and occupancy of certain space in the Secondary Hangar at Cleveland Hopkins International Airport and for ramp and parking areas adjacent to the premises.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1107-2000.

By Councilman Cimperman.

An emergency ordinance to vacate a portion of Branch Avenue S.W. hereinafter described.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1401-2000.

By Councilmen Jackson and Cimperman (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to Maingate Business

Development Corporation to encroach into the public right-of-way of various streets in Wards 5 and 13 with six (6) Entryway Identification Signs. Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1409-2000.

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

An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Bredt-Zanick LLC to provide economic development assistance to partially finance site improvements, machinery and equipment acquisition and the construction and renovation of real property located at 2850 West 3rd Street, Cleveland, Ohio 44113.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1410-2000.

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

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with Bredt-Zanick LLC to provide for a ten year abatement for certain tangible personal property and real estate taxes as an incentive to make site improvements, acquire machinery and equipment and construct on and renovate the real property located at 2850 West 3rd Street, Cleveland, Ohio 44113.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1584-2000.

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

An emergency ordinance giving consent of the City of Cleveland for the resurfacing of East 13th Street/Chester Avenue between Superior Avenue and East 22nd Street to the State of Ohio; and authorizing the Director of Public Service to enter into any agreements relative thereto.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1587-2000.

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

An emergency ordinance determining the method of making the public improvement of rehabilitating East 40th Street, Phase 3, and authorizing the Director of Public Service to enter into contract for the making of such improvement.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1588-2000.

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

An emergency ordinance determining the method of making the public improvement of rehabilitating East 55th Street, Phase 3, and authorizing the Director of Public Service to enter into contract for the making of such improvement.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1589-2000.

By Councilman Westbrook.

An emergency ordinance to vacate a portion of Tuscan Avenue N.W. hereinafter described.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1590-2000.

By Councilmen Dolan, O'Malley, Cimperman and Patmon (by departmental request).

An emergency ordinance to amend the title, Section 1 and Section 3 of Ordinance No. 1000-2000, passed June 19, 2000, relating to the public improvement of rehabilitating sewers on Westpark and Lydian Roads and authorizing the Director of Public Utilities to enter into contract therefor; to supplement said ordinance by adding new Section 4 relating to an agreement with the Northeast Ohio Regional Sewer District to allow the City to accept additional allocations to partially finance the improvement; and to renumber existing Section 4 to Section 5.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1594-2000.

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

An emergency ordinance to amend the title and Section 2 and Section 8 of Ordinance No. 930-2000, passed June 19, 2000, relating to a grant from the Ohio Department of Natural Resources for Phase II of the Woodland Recreation Center site improvements.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1595-2000.

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 on Hough Avenue to Mansfield S. Frazier and Brenda W. Frazier.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1600-2000.

By Councilmen Willis, 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 11307 Parklawn Avenue to Northeastern Development Corporation or designee.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1636-2000.

By Mayor White and Councilman Polensek.

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 2001 Federal AIDS Prevention Program and to enter into contract with various agencies to implement the program.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1638-2000.

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

An emergency ordinance authorizing the Mayor to apply to the District One Public Works Integrating Committee for state funding of various infrastructure capital improvement projects and state funding to obtain credit enhancements and loan assistance in support of the City's 2000 general obligation issued for road and bridge improvements; and authorizing the Mayor to accept grants from the Ohio Public Works Commission for improvements to

Central Avenue, Western Avenue East 79th Street, Kinsman Road, Belaire Road and St. Clair Avenue.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1639-2000.

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

An emergency ordinance giving consent of the City of Cleveland for the cleaning of the structure and drainage system and the removal of a portion of the catwalk of the Main Avenue Bridge No. 193 over the Cuyahoga River to the County of Cuyahoga; authorizing the Director of Public Service to enter into any agreements relative thereto; and to apply for and accept an allocation of County Motor Vehicle License Tax Funds for the improvement.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1640-2000.

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

An emergency ordinance giving consent of the City of Cleveland for the sealing of the concrete decks of various bridges to the County of Cuyahoga; authorizing the Director of Public Service to enter into any agreements relative thereto; and to apply for and accept an allocation of County Motor Vehicle License Tax Funds for the improvement.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1641-2000.

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 Florida Avenue to Amistad Development Corporation or designee.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1677-2000.

By Councilmen O'Malley and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by contract of one folding/insert system, for the Division of Cleveland Public Power, Department of Public Utilities.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1678-2000.

By Councilmen O'Malley and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by contract of not to exceed fifteen meter reading computers, for the Division of Cleveland Public Power, Department of Public Utilities.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1681-2000.

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

An emergency ordinance determining the method of making the public improvement of grinding pavement and authorizing the Director of Public Service to enter into a public improvement requirement contract for the making of such improvement.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1688-2000.

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

An emergency ordinance authorizing the Director of Economic Development to enter into a Neighborhood Development Investment Fund contract and a grant agreement with the Eliza Jennings Group to provide economic development assistance to partially finance the renovation of real property and the acquisition of personal property located at 10603 Detroit Avenue, Cleveland, Ohio.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1723-2000.

By Councilmen O'Malley and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair and replace various water, sewer and gas lines and labor and materials necessary to make plumbing repairs to various items damaged by pole replacements, for the Division of Cleveland Public Power, Department of Public Utilities, for a period not to exceed two years.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1803-2000.

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of inmate clothing, bedding and shoes, for the Division of Corrections, Department of Public Health.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1804-2000.

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of prescription and non-prescription drugs for inmates, for the Division of Corrections, Department of Public Health.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1807-2000.

By Councilmen Polensek, 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 15231 Plato Avenue, and 791 East 156th Street to North-east Shores Development Corporation.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1870-2000.

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Cuyahoga County Board of Health for the 2001 Cardiovascular Disease Grant.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1871-2000.

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Cuyahoga County Solid Waste District for the 2001 Solid Waste Program.

Read third time. Passed. Yeas 18. Nays 0.

Ord. No. 1969-2000.

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to lease space at the Mural Building, located at 1925 St. Clair Avenue, and associated parking lots, from Mural Properties Company, or its designee, for a term not to exceed two years, for the purpose of providing office and administrative space for the Department of Public Health.

Read third time. Passed. Yeas 18. Nays 0.

THIRD READING EMERGENCY RESOLUTIONS ADOPTED

Res. No. 1605-2000.

By Councilman Rybka (by request).

An emergency resolution declaring the intention to vacate a portion of East 73rd Place.

Read third time. Adopted. Yeas 18. Nays 0.

Res. No. 1813-2000.

By Councilman Cimperman (by request).

An emergency resolution declaring the intention to vacate a portion of Marquette Street N.E.

Read third time. Adopted. Yeas 18. Nays 0.

MOTION

Councilman Dolan moved that Ordinance No. 995-2000 be re-referred to the Finance Committee. Councilman Patmon seconded the motion. The Council President instructed the Clerk to read the legislation.

Ord. No. 995-2000.

By Mayor White.
An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976 by enacting new Section 443.051 of the Codified Ordinances of Cleveland, Ohio, 1976, to require the installation of protective shields or a surveillance system in taxicabs and to amend Section 621.03 thereof to increase the penalty for assault upon a taxicab driver.

A roll call ensued. Yeas 18. Nays 0. Those voting yea were Councilmen: Polensek, Brady, Britt, Cimperman, Cintron, Coats, Dolan, Gordon, Jackson, Jones, Lewis, Melena, O'Malley, Robinson, Sweeney, White, Willis.

Without objection, Ordinance No. 995-2000 was re-referred to the Finance Committee.

MOTION

By Councilman Robinson and seconded by Councilman Dolan, and unanimously carried that the absence of Councilman Kenneth L. Johnson, Councilman Edward W. Rybka and Councilman Jay Westbrook be and is hereby authorized.

MOTION

The Council adjourned at 8:05 p.m. to meet on Monday, December 4, 2000, at 7:00 p.m. in the Council Chambers.



Clerk of Council

THE CALENDAR

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

ORDINANCES

Ord. No. 1397-2000.

By Mayor White.

An emergency ordinance authorizing the purchase by contract of transformers, switchgear and circuitry for the Redundant Electrical Source, for the Division of Cleveland Hopkins International Airport, 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 contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: transformers, switchgear, and other equipment necessary for the Redundant Electrical Source, to be purchased by the Commissioner of Purchases and Supplies for a gross price, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

Section 2. That the cost of any expenditures authorized herein shall not exceed a total amount of **\$2,200,000.00** and shall be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 106, and the fund and/or subfunds to which are credited the proceeds of any general airport revenue bonds issued for the purpose of the Project authorized herein. **All expenditures authorized herein shall occur within one (1) year from the passage date of this ordinance.** (Request No. 8296)

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.

Ord. No. 1687-2000.

By Councilmen Melena and Patmon (by departmental request).

An emergency ordinance to amend the title and Section 2 of Ordinance No. 944-2000, passed June 19, 2000, relating to the sale of City-owned property no longer needed for public use located in Block A-5 of the Cleveland Industrial Park.

Ord. No. 1881-2000.

By Councilmen Jackson, Britt, Lewis, Patmon, Willis, Cimperman, Melena (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to apply for and accept a grant from the U.S. Department of Labor for the School-to-Work Grant, Year II; and to enter into contract with the Cleveland Municipal School District and Youth Opportunities Unlimited to implement the program.

Ord. No. 1965-2000.

By Councilman Cimperman.

An emergency ordinance authorizing the Director of Public Service to issue a permit to Network Parking Company, LTD to encroach into a four (4) foot area of the public right-of-way of Columbus Road N.W. for landscaping and a parking lot.

RESOLUTION

Res. No. 1690-2000.

By Councilmen Dolan, O'Malley, Rybka, Melena, Polensek, Patmon and Lewis.

An emergency resolution strongly opposing proposed mergers of major air carriers including the proposed merger of US Airways and United Airlines and urging the U.S. Senate to disapprove said proposed merger as not being in the public interest.

Whereas, airport authorities, consumer groups, economists, and many members of Congress have raised many problems with the proposed merger of United Airlines and US Airways; and

Whereas, most observers agree that the United Airlines/US Airways merger would be the beginning of a final industry consolidation that could result in only three major carriers (eg. American/Northwest; Delta/Continental/TWA; and United/US Airways) serving 80-90% of domestic air travelers; and

Whereas, approval of proposed mergers such as that of United Airlines and US Airways would substantially reduce competition at most airports, potentially increase air fares for local travelers and adversely affect existing relationships between airlines and airports; and

Whereas, approval of proposed mergers such as that of United Airlines and US Airways would cause all airports to have a more difficult time attracting low fare competitors; and

Whereas, such mergers could enable the three remaining air carriers, without violating antitrust laws, to divide the U.S. market into three locational monopolies where they would have absolute control of pricing and schedules; and

Whereas, on July 25, 2000, Senate Commerce Committee Chairman McCain and Aviation Subcommittee Chairman Gorton introduced Resolution 344 stating that the United Airlines/US Airways merger is not in the public interest and should be disapproved; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

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

Section 1. That this Council strongly opposes proposed mergers of major air carriers, including the proposed merger of United Airlines and US Airways and urges the U.S. Senate to follow Resolution 344 calling for the disapproval of the United Airlines/US Airways merger as not being in the public interest.

Section 2. That the Clerk of Council is hereby directed to transmit certified copies of this resolution to Senate Commerce Committee Chairman McCain and Aviation Subcom-

mittee Chairman Gorton; to U.S. Senators Mike DeWine and George Voinovich; to U.S. Representatives Dennis Kucinich, Stephanie Tubbs-Jones, Sherrod Brown, Steven LaTourette and **Ralph Regula** to Airports Council International — North America, and to Association of American Airport Executives.

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.

BOARD OF CONTROL

November 22, 2000

NO MEETING

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, DECEMBER 11, 2000

9:30 A.M.

Calendar No. 00-323: 5402 Bridge Avenue (Ward 17)

Bridge Housing Corporation, owner, appeals to construct a 15' x 38' three-story one family dwelling unit and an attached one car garage as part of a 7 unit townhouse situated on a 25' x 84' parcel and located in a C-1 Multi-Family District on the north side of Bridge Avenue near the northwest corner of West 54th Street and Bridge Avenue at 5402 Bridge Avenue; said construction being contrary to the Area Require-

ments Regulations of Section 355.04 where a one family dwelling unit in a "C" Multi-Family District requires 40' minimum street frontage and 25' is proposed and the maximum gross floor area cannot exceed 1/2 of the total lot area and 1,305 sq. ft. is proposed and 1,057 sq. ft. is permitted and a minimum of 4,800 sq. ft. is required for construction of a single family dwelling and 2,114 sq. ft. is proposed and contrary to the Yards and Courts Requirements where a 3' minimum interior side yard is required and 0' is proposed and no building may be constructed less than 10' from a main building on an adjoining lot as stated in Section 357.09(b)(2) of the Codified Ordinances.

Calendar No. 00-324: 5404 Bridge Avenue (Ward 17)

Bridge Housing Corporation, owner, appeals to construct a 15' x 38' three-story one family dwelling unit and an attached one car garage as part of a 7 unit townhouse situated on a 15' x 84' parcel and located in a C-1 Multi-Family District on the north side of Bridge Avenue on the northwest corner of West 54th Street and Bridge Avenue at 5404 Bridge Avenue; said construction being contrary to the Area Requirements Regulations of Section 355.04 where a one family dwelling unit in a "C" Multi-Family District requires 40' minimum street frontage and 15' is proposed and the maximum gross floor area cannot exceed 1/2 of the total lot area and 1,305 sq. ft. is proposed and 654 sq. ft. is permitted and a minimum of 4,800 sq. ft. is required for construction of a single family dwelling and 1,308 sq. ft. is proposed and contrary to the Yards and Courts Requirements where a 3' minimum and 10' aggregate interior side yard is required and 0' interior side yards are provided and no building may be constructed less than 10' from a main building on an adjoining lot as stated in Section 357.09(b)(2) of the Codified Ordinances.

Calendar No. 00-325: 5406 Bridge Avenue (Ward 17)

Bridge Housing Corporation, owner, appeals to construct a 15' x 38' three-story one family dwelling unit and an attached one car garage as part of a 7 unit townhouse situated on a 15' x 84' parcel and located in a C-1 Multi-Family District on the north side of Bridge Avenue on the northwest corner of West 54th Street and Bridge Avenue at 5406 Bridge Avenue; said construction being contrary to the Area Requirements Regulations of Section 355.04 where a one family dwelling unit in a "C" Multi-Family District requires 40' minimum street frontage and 15' is proposed and the maximum gross floor area cannot exceed 1/2 of the total lot area and 1,305 sq. ft. is proposed and 654 sq. ft. is permitted and a minimum of 4,800 sq. ft. is required for construction of a single family dwelling and 1,308 sq. ft. is proposed and contrary to the Yards and Courts Requirements where a 3' minimum and 10' aggregate interior side yard is required and 0' interior side yards are provided and no building may be constructed less than 10' from a main building on an adjoining lot as stated in Section 357.09(b)(2) of the Codified Ordinances.

Calendar No. 00-326: 5408 Bridge Avenue (Ward 17)

Bridge Housing Corporation, owner, appeals to construct a 15' x 38' three-story one family dwelling unit and an attached one car garage as part of a 7 unit townhouse situated on a 15' x 84' parcel and located in a C-1 Multi-Family District on the north side of Bridge Avenue on the northwest corner of West 54th Street and Bridge Avenue at 5408 Bridge Avenue; said construction being contrary to the Area Requirements Regulations of Section 355.04 where a one family dwelling unit in a "C" Multi-Family District requires 40' minimum street frontage and 15' is proposed and the maximum gross floor area cannot exceed 1/2 of the total lot area and 1,305 sq. ft. is proposed and 654 sq. ft. is permitted and a minimum of 4,800 sq. ft. is required for construction of a single family dwelling and 1,308 sq. ft. is proposed and contrary to the Yards and Courts Requirements where a 3' minimum and 10' aggregate interior side yard is required and 0' interior side yards are provided and no building may be constructed less than 10' from a main building on an adjoining lot as stated in Section 357.09(b)(2) of the Codified Ordinances.

Calendar No. 00-327: 5410 Bridge Avenue (Ward 17)

Bridge Housing Corporation, owner, appeals to construct a 15' x 38' three-story one family dwelling unit and an attached one car garage as part of a 7 unit townhouse situated on a 15' x 84' parcel and located in a C-1 Multi-Family District on the north side of Bridge Avenue on the northwest corner of West 54th Street and Bridge Avenue at 5410 Bridge Avenue; said construction being contrary to the Area Requirements Regulations of Section 355.04 where a one family dwelling unit in a "C" Multi-Family District requires 40' minimum street frontage and 15' is proposed and the maximum gross floor area cannot exceed 1/2 of the total lot area and 1,305 sq. ft. is proposed and 654 sq. ft. is permitted and a minimum of 4,800 sq. ft. is required for construction of a single family dwelling and 1,308 sq. ft. is proposed and contrary to the Yards and Courts Requirements where a 3' minimum and 10' aggregate interior side yard is required and 0' interior side yards are provided and no building may be constructed less than 10' from a main building on an adjoining lot as stated in Section 357.09(b)(2) of the Codified Ordinances.

Calendar No. 00-328: 5412 Bridge Avenue (Ward 17)

Bridge Housing Corporation, owner, appeals to construct a 15' x 38' three-story one family dwelling unit and an attached one car garage as part of a 7 unit townhouse situated on a 15' x 84' parcel and located in a C-1 Multi-Family District on the north side of Bridge Avenue on the northwest corner of West 54th Street and Bridge Avenue at 5412 Bridge Avenue; said construction being contrary to the Area Requirements Regulations of Section 355.04 where a one family dwelling unit in a "C" Multi-Family District requires 40' minimum street frontage and 15' is proposed and the maximum gross floor area cannot exceed 1/2 of the total lot area and 1,305 sq. ft. is proposed and 654 sq. ft. is permitted and

a minimum of 4,800 sq. ft. is required for construction of a single family dwelling and 1,308 sq. ft. is proposed and contrary to the Yards and Courts Requirements where a 3' minimum and 10' aggregate interior side yard is required and 0' interior side yards are provided and no building may be constructed less than 10' from a main building on an adjoining lot as stated in Section 357.09(b)(2) of the Codified Ordinances.

Calendar No. 00-329: 5414 Bridge Avenue (Ward 17)

Bridge Housing Corporation, owner, appeals to construct a 15' x 38' three-story one family dwelling unit and an attached one car garage as part of a 7 unit townhouse situated on a 32' x 84' parcel and located in a C-1 Multi-Family District on the north side of Bridge Avenue near the northwest corner of West 54th Street and Bridge Avenue at 5414 Bridge Avenue; said construction being contrary to the Area Requirements Regulations of Section 355.04 where a one family dwelling unit in a "C" Multi-Family District requires 40' minimum street frontage and 32' is proposed and a minimum of 4,800 sq. ft. is required for construction of a single family dwelling and 2,683 sq. ft. is proposed and contrary to the Yards and Courts Requirements where a 3' minimum interior side yard is required and 0' is proposed and no building may be constructed less than 10' from a main building on an adjoining lot as stated in Section 357.09(b)(2) of the Codified Ordinances.

Calendar No. 00-330: 4703 Pearl Road (Ward 16)

John and Mandy Siakantaris, owners, and Michael M. Ellis, tenant, appeal to change the use of an existing 23' x 39' one-story masonry building at the rear of an approximate 53' x 182' parcel into an automobile laundry located in a Local Retail District on the east side of Pearl Road at 4703 Pearl Road; said change of use being contrary to the Business District Regulations where an automobile laundry is first allowed in a General Retail District as stated in Section 343.11(h)(2) and not allowed in a Local Retail District and said proposed laundry is adjacent to a Residential District and shall not be less than 100' from a Residence District as stated in Section 343.01 of the Codified Ordinances.

Calendar No. 00-331: 13605 Puritas Avenue (Ward 20)

Kimberly L. Hess, owner, appeals to install approximately 200 linear feet of 6' high wooden fencing to the north, west, south and east of a 40' x 120' corner parcel located in a One-Family District at the southwest corner of West 136th Street and Puritas Avenue at 13605 Puritas Avenue; said installation being contrary to the Yards and Courts Requirements where a 6' high fence is proposed within the setback area and the maximum height of fencing allowed within the setback area is 4'-6" as stated in Section 357.13(b)(3) of the Codified Ordinances.

Calendar No. 00-332: Appeal of John McDonald, 818 East 185th Street (Ward 11)

John McDonald, owner, and Ted Roberts, tenant d.b.a. Peddler's Exchange, appeal from a Warning

Notice issued for the property at 818 East 185th Street by the Division of Building and Housing on October 17, 2000, for failure to comply with the Business District Regulations, where the display of goods or merchandise in the front yard of a set-back building line is prohibited as stated in Section 343.01(b) of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, NOVEMBER 27, 2000

At the meeting of the Board of Zoning Appeals on Monday, November 27, 2000, the following appeals were heard by the Board:

The following appeals were **Approved**:

Calendar No. 00-308: 2862 Martin Luther King Boulevard a.k.a. 2856 MLK Boulevard
Full Gospel Church, owner, and Great Lakes Fence, agent, appealed to install 600 linear feet of 5' high ornamental fencing to the north and east of a 359' x 198' corner parcel in a Two-Family District.

Calendar No. 00-311: 4682 Broadale Road
Petros and Samrong Avgerinos, owners, appealed from a Warning Notice issued September 5, 2000 by the Division of Building and Housing.

Calendar No. 00-337: 775 East 152nd Street
North Point Properties, Inc., owners, and Volunteers of America of Northeast and North Central Ohio, Inc., prospective purchasers, c/o of Dennis J. Kresak, agent, appealed to change the use of a day care building into a transitional housing facility for homeless veterans situated in Local Retail and Two-Family Districts.

The following appeals were **Denied**:

Calendar No. 99-272: 11601 Shaker Boulevard
Prima Marketing LLC, owner, c/o Brian Healey, agent, appealed to construct a one-story Mini-Mart and Gas Station with 4 islands and dispensing equipment on a corner parcel in a Local Retail Business District.

Calendar No. 00-257: 1820 Belvoir Boulevard
Thomas Branch, owner, appealed to change the use of a one-story gas station to a tire service center on a corner parcel in a Local Retail Business District.

The following appeals were **Withdrawn**:

Calendar No. 00-267: 15234 Triskett Road
R.H.B., Inc., owner, c/o Mark Lesner, agent, appealed to construct a one-story masonry retail sales building and an 18 car parking lot on a corner parcel in a Local Retail Business District.

Calendar No. 00-290: 6014 Franklin Boulevard

Barry Tutin, owner, appealed to change the use of a two-story frame four dwelling unit building into an office building in a Two-Family District.

The following appeals were **Postponed**:

Calendar No. 00-303: 4239 Archwood Avenue. Appeal of Osvaldo Luna postponed to January 2, 2001.

Calendar No. 00-309: 16013 Seville Road postponed to January 16, 2001.

On Monday, November 20, 2000, in Executive Session:

The following appeals were heard on Monday, November 20, 2000 and said decisions were approved and adopted by the Board on November 27, 2000.

The following appeals were **Approved**:

Calendar No. 00-302: 9333 Miles Avenue
Jesus Christ Church, c/o Reverend President Wilson, appealed to change the use of an existing one-story office building into a church and day care facility in split zoning between General Retail Business and Two-Family Districts,

Calendar No. 00-304: 2197 East 78th Street
Adam A. Licht, owner, and Beth Gangidine, tenant, appealed to install 135 linear feet of 6' high wooden fencing to the rear of a corner parcel in a One-Family District.

Calendar No. 00-281: 3315 East 55th Street
Hershel and Dora Pauley, owners, appealed to change the use of a one-story commercial building with an attached three story commercial building into a day care facility and church assembly building in a General Retail Business District.

The following appeal was **Denied**:

Calendar No. 00-295: Appeal of Tony Minko Hack License Suspension
Tony Minko appealed from a 2-day suspension for transporting passengers with open containers of alcohol and a 1-day suspension for failure to prepare trip sheets as required.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of
November 22, 2000

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 L-21-00.

RE: Appeal of Jerome M. Mikonsky, appeals from a LETTER OF DENIAL FOR RENEWAL OF JOURNEYMAN PLUMBER LICENSE of the Commissioner of the Division of Assessments & Licenses dated October 12, 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 permit Mr. Mikonsky to renew his JOURNEYMAN PLUMBER LICENSE without retaking the test and without payment of the late filing fees. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Williams.

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

* * *

Docket A-40-00.

RE: Appeal of GMS Management Co., Inc. & Stuart J. Graines, Owner of the Property located on the premises known as 2720 Van Aken Boulevard from a NOTICE OF VIOLATION/ELECTRICAL of the Commissioner of the Division of Building and Housing dated March 1, 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 require the Appellant to obtain permits under the appropriate addresses and to abate the most hazardous electrical code violations within two (2) weeks; and to grant the Appellant ninety (90) days in which to complete abatement of all the electrical violations on the property; the property is REMANDED at this time to 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. Williams, Saunders, Sullivan. Nays: None. Absent: Messrs. Denk, Bowes.

* * *

Docket A-142-00.

RE: Appeal of Michael S. Weiss, Owner of the Semi Industry Auto Wrecking Yard located on the premises known as 3789 Ridge Road from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated July 25, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-142-00 has been POSTPONED; to be rescheduled for December 6, 2000.

* * *

Docket A-143-00.

RE: Appeal of Michael S. Weiss, Owner of the One Story Masonry Semi Industry Manufacturing Factory located on the premises known as 3819 Ridge Road from a NOTICE OF VIOLATION / COMMERCIAL MAINTENANCE of the Commissioner of the Division of Building and Housing dated July 25, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and

the Ohio Basic Building Code (OBBC).

Docket A-143-00 has been POSTPONED; to be rescheduled for December 6, 2000.

* * *

Docket A-144-00.

RE: Appeal of Michael S. Weiss, Owner of the Semi Industry Auto Wrecking Yard located on the premises known as 3805 Ridge Road from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated July 25, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-144-00 has been POSTPONED; to be rescheduled for December 6, 2000.

* * *

Docket A-157-00.

RE: Appeal of Adelpia Foods, Owner of the Two Story Masonry Business/Multi-Family Property, located on the premises known as 5901 Franklin Avenue from a NOTICE OF VIOLATION/GENERAL MAINTENANCE of the Commissioner of the Division of Building and Housing dated August 18, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-157-00 has been POSTPONED; to be rescheduled for December 6, 2000.

* * *

Docket A-161-00.

RE: Appeal of William Kozik, Owner of the Commercial Property located on the premises known as 3753 East 93rd Street from a VACATE ORDER/30 DAY DETERIORATED CONDEMNATION ORDER/MS of the Commissioner of the Division of Building and Housing dated August 22, 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 uphold the Commissioner's VACATE ORDER and require the Appellant to vacate the building **immediately**; and to modify the Commissioner's 30 DAY DETERIORATED CONDEMNATION ORDER/MS and LETTER OF INTENTION TO DEMOLISH by granting the Appellant thirty (30) days in which to obtain the proper permits for abatement of the violations, and to grant the Appellant sixty (60) days in which to submit plans to the Building Department for the use of the building. 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. All other provisions of the VACATE ORDER/30 DAY DETERIORATED CONDEMNATION ORDER/MS and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by March 6, 2001. Motion so in order.

Motioned by Mr. Saunders and seconded by Mr. Williams.

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

* * *

Docket A-164-00.

RE: Appeal of Gene & Janice Thoms, Owners of the Residential Property located on the premises known as 16113 Munn Road from a PERMIT TO ENTER UPON PREMISES of the Commissioner of the Division of Building and Housing dated September 1, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-164-00 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-176-00.

RE: Appeal of United Companies Lending Corporation, Mortgagee of the Two & One-half Story Frame Residential Property located on the premises known as 1315 East 86th Street from a 30 DAY CONDEMNATION ORDER/MS of the Commissioner of the Division of Building and Housing dated August 4, 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 modify the Commissioner's 30 DAY CONDEMNATION ORDER/MS and LETTER OF INTENTION TO DEMOLISH by granting the Appellant three (3) months in which to obtain the permits and abate the violations, and to require that the property be boarded and secured to include the second floor rear window and garage and that the property be made debris free including removal of all cars on 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. All other provisions of the 30 DAY CONDEMNATION ORDER/MS and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by March 6, 2001. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Williams.

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

* * *

Docket A-181-00.

RE: Appeal of Donald Lyle, Owner of the Property located on the premises known as 8214 Gill Avenue from a ORDER TO VACATE of the Commissioner of the Division of Building and Housing dated October 31, 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 uphold the

Commissioner's ORDER TO VACATE and to REMAND the property at 8214 Gill Avenue to 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. Williams, Saunders, Sullivan. Nays: None. Absent: Messrs. Denk, Bowes.

* * *

Docket A-190-00.

RE: Appeal of Tower City Land Corp., Owner of the Tower City/Federal Courthouse Pedestrian Walkway Connector located on the premises known as 230 West Huron Road from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated November 2, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-190-00 has been POSTPONED; to be rescheduled for December 6, 2000.

* * *

APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Saunders and seconded by Mr. Williams 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-145-00—Charles C. Pearson.
A-150-00—Gene A. Sardon, Sr.
A-151-00—Bankers Trust Company of California N.A.
A-152-00—Conseco Finance Servicing Corp.
A-170-00—T-Rex Development.
A-173-00—West Sixth Group.
A-174-00—Arlene Stevar.
A-175-00—Mentor Square Management.
A-183-00—Edward E. Hulesch.
A-184-00—Ohio Savings Management.

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

* * *

APPROVAL OF MINUTES:

Separate motions were entered by Mr. Saunders and seconded by Mr. Williams, 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):

November 8, 2000

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

JOSEPH F. DENK,
CHAIRMAN

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING**Notice of Public Hearing
By the Council Committee
On City Planning**

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Wednesday, December 13, 2000
1:00 P.M.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, December 13, 2000, at 1:00 P.M., to consider the following ordinances now pending in the Council:

Ord. No. 1118-2000.

By Councilmen Brady and Westbrook.

An ordinance establishing the Clifton Road / West Boulevard Historic Landmark District Extension (Map Change No. 2014, Sheet Nos. 1 & 2)

Ord. No. 1643-2000.

By Councilman Jones.

An ordinance establishing the Lee-Harvard Business Revitalization District (BRD). (Map Change No. 2017, Sheet No. 10).

Ord. No. 1763-2000.

By Councilman Brady.

An ordinance to change the Use, Area and Height Districts on both sides of Lorain Avenue, N.W. between W. 119 Street and W. 115 Street and both sides of West 117 Street between Triskett Road, N.W. and Governor Avenue, S.W. (Map Change No. 2020, Sheet Nos. 2 & 12)

Ord. No. 1882-2000.

By Councilman Melena.

An ordinance to change the Use District of lands located on the northwesterly corner of West 54 Street and Bridge Avenue, N.W. (Map Change No. 2021, Sheet No. 1)

All interested persons are urged to be present or to be represented at the above time and place.

JOSEPH C. CIMPERMAN,
Chairman
Committee on City Planning

November 29, 2000 and December 6, 2000

NOTICE OF PUBLIC HEARING**Notice of Public Hearing
By the Joint Board
Regarding Extracurricular Activities**

**Board Library Room, 3rd floor
Cleveland Municipal School District
1380 East 6th Street
Cleveland, Ohio 44114
Friday, December 8, 2000
9:00 A.M.**

Notice is hereby given to all interested parties that the Joint Board, created by Ordinance No. 1025-A-95, will hold a public hearing in the Board Library Room, 3rd floor of the Cleveland Municipal School District, 1380 East 6th Street, Cleveland, Ohio on Friday, December 8, 2000 at 9:00

a.m. in order to receive an update regarding the Cleveland Municipal School District's recreational, cultural and extracurricular activities.

All interested persons are urged to be present or to be represented at the above time and place.

November 29, 2000 and December 6, 2000

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, DECEMBER 13, 2000

Nottingham Filter Rehabilitation Project, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 818-2000, passed by the Council of the City of Cleveland, October 9, 2000. A NON-REFUNDABLE FEE OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK, BANK CHECK OR MONEY ORDER WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. PROSPECTIVE BIDDERS WILL RECEIVE A VOUCHER TO PRESENT TO THE DESIGNATED PRINTER FOR BID DOCUMENTS. OUT OF AREA BIDDERS — PLEASE PROVIDE FEDERAL EXPRESS, UPS OR OTHER ACCOUNT INFORMATION FOR SHIPMENT. PACKAGE/FEE INCLUDES PLANS, TECHNICAL SPECIFICATIONS AND CONTRACTUAL REQUIREMENTS AND ANY ADDENA.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, NOVEMBER 29, 2000, 10:00 A.M., AT THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, AUDITORIUM. THOUGH NOT MANDATORY, ATTENDANCE IS STRONGLY RECOMMENDED. ALL QUESTIONS PRIOR TO AND/OR SUBSEQUENT TO THE PRE-BID MEETING MUST BE SUBMITTED IN WRITING VIA FACSIMILE TO MITCHELL BROOKS IN THE DIVISION OF PURCHASES AND SUPPLIES (FAX 216-664-2611). A COPY MUST ALSO BE FORWARDED TO DAVE ROSSETTI, PROGRAM MANAGEMENT CONSULTANT (FAX 216-623-2683). QUESTIONS WILL BE RECEIVED UNTIL 5:00 P.M., WEDNESDAY, DECEMBER 6, 2000.

PROJECT SCOPE INCLUDES, BUT IS NOT LIMITED TO: SIX (6) OF TWENTY-FOUR (24) RAPID SAND FILTERS WILL BE REMOVED FROM SERVICE AND RELATED EQUIPMENT DEMOLISHED. THE CAPACITY OF THE EIGHTEEN (18) REMAINING FILTERS WILL BE INCREASED BY PROCESS AND MECHANICAL REHABILITATION TO COMPENSATE FOR THE FILTERS THAT ARE TO BE REMOVED FROM SERVICE. ALSO AS PART OF THIS PROJECT, ARCHITECTURAL/STRUCTURAL RENOVATION AND MODIFICATION OF THE FILTER BUILDING, LOW VOLTAGE ELECTRICAL, PIPING, VALVES AND HVAC RENOVATION, AND UPGRADING FILTER INSTRUMENTATION AND CONTROL IS PLANNED.

November 15, 2000, November 22, 2000 and November 29, 2000

FRIDAY, DECEMBER 15, 2000

Nottingham Blower Building Project, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 818-2000, passed by the Council of the City of Cleveland, October 9, 2000. A NON-REFUNDABLE FEE OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK, BANK CHECK OR MONEY ORDER WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. PROSPECTIVE BIDDERS WILL RECEIVE A VOUCHER TO PRESENT TO THE DESIGNATED PRINTER FOR BID DOCUMENTS. OUT OF AREA BIDDERS — PLEASE PROVIDE FEDERAL EXPRESS, UPS OR OTHER ACCOUNT INFORMATION FOR SHIPMENT. PACKAGE/FEE INCLUDES PLANS, TECHNICAL SPECIFICATIONS AND CONTRACTUAL REQUIREMENTS AND ANY ADDENA.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, NOVEMBER 29, 2000, 10:00 A.M., AT THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, AUDITORIUM. THOUGH NOT MANDATORY, ATTENDANCE IS STRONGLY RECOMMENDED. ALL QUESTIONS PRIOR TO AND/OR SUBSEQUENT TO THE PRE-BID MEETING MUST BE SUBMITTED IN WRITING VIA FACSIMILE TO

MITCHELL BROOKS IN THE DIVISION OF PURCHASES AND SUPPLIES (FAX 216-664-2611). A COPY MUST ALSO BE FORWARDED TO DAVE ROSSETTI, PROGRAM MANAGEMENT CONSULTANT (FAX 216-623-2683). QUESTIONS WILL BE RECEIVED UNTIL **5:00 P.M., WEDNESDAY, DECEMBER 6, 2000.**

PROJECT SCOPE INCLUDES, BUT IS NOT LIMITED TO: CONSTRUCTION OF A NEW AIR SCOUR BUILDING, BLOWER MECHANICAL EQUIPMENT, VALVES AND ASSOCIATED PIPING. CIVIL/ARCHITECTURAL WORK AS WELL AS HVAC, ELECTRICAL, AND PLUMBING/FIRE PROTECTION WILL BE INCLUDED. ALSO AS PART OF THIS PROJECT, A NEW GUARDHOUSE AND SITE FENCING WILL BE CONSTRUCTED TO ENHANCE PLANT SECURITY CONTROL.

November 15, 2000, November 22, 2000 and November 29, 2000

FRIDAY, DECEMBER 8, 2000

Labor and Materials to Maintain and Repair Fuel and Oil Water Separators, for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 328-2000, passed by the Council of the City of Cleveland.

Maintenance and Repair of Overhead Doors, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 472-2000, passed by the Council of the City of Cleveland, April 17, 2000.

First Aid Supplies, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 315-2000, passed by the Council of the City of Cleveland, April 17, 2000.

November 22, 2000 and November 29, 2000

WEDNESDAY, DECEMBER 13, 2000

Labor and Materials to Install Tubes and Valves in Burnham #1 Boiler and for Hydrostatic Testing, for the Division of Streets, Department of Public Service, as authorized by Ordinance No. 1585-2000, passed by the Council of the City of Cleveland, October 23, 2000.

November 22, 2000 and November 29, 2000

THURSDAY, DECEMBER 14, 2000

Tree Planting — Spring 2001, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 934-2000, passed by the Council of the City of Cleveland.

November 22, 2000 and November 29, 2000

FRIDAY, DECEMBER 15, 2000

One (1) Aerial Bucket with Chip Dump Body, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1685-2000, passed by the Council of the City of Cleveland, October 30, 2000.

One (1) Passenger Bus, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1685-2000, passed by the Council of the City of Cleveland, October 30, 2000.

One (1) Step Van, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1685-2000, passed by the Council of the City of Cleveland, October 30, 2000.

Various Automotive and Truck Parts, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1264-99, passed by the Council of the City of Cleveland, August 11, 1999.

November 22, 2000 and November 29, 2000

WEDNESDAY, JANUARY 10, 2001

Baldwin Filter Rehabilitation Project, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 818-2000, passed by the Council of the City of Cleveland, October 9, 2000. A NON-REFUNDABLE FEE OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK, BANK CHECK OR MONEY ORDER WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. PROSPECTIVE BIDDERS WILL RECEIVE A VOUCHER TO PRESENT TO THE DESIGNATED PRINTER FOR BID DOCUMENTS. OUT OF AREA BIDDERS — PLEASE PROVIDE FEDERAL EXPRESS, UPS OR OTHER ACCOUNT INFORMATION FOR SHIPMENT. PACKAGE/FEE INCLUDES PLANS, TECHNICAL SPECIFICATIONS AND CONTRACTUAL REQUIREMENTS AND ANY ADDENDA.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, DECEMBER 6, 2000, 10:00 A.M., AT THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, AUDITORIUM. THOUGH NOT MANDATORY, ATTENDANCE IS STRONGLY RECOMMENDED. ALL QUESTIONS PRIOR TO AND/OR SUBSEQUENT TO THE PRE-BID MEETING MUST BE SUBMITTED IN WRITING VIA FACSIMILE TO MITCHELL BROOKS IN THE DIVISION OF PURCHASES AND SUPPLIES (FAX 216-664-2611). A COPY MUST ALSO BE FORWARDED TO DAVE ROSSETTI, PROGRAM MANAGEMENT CONSULTANT (FAX 216-623-2683). QUESTIONS WILL BE RECEIVED UNTIL **5:00 P.M., WEDNESDAY, JANUARY 3, 2001.** PROJECT SCOPE INCLUDES, BUT IS NOT LIMITED TO: TWENTY (20) OF FORTY (40) RAPID SANDS FILTERS WILL BE REMOVED FROM SERVICE AND RELATED EQUIPMENT DEMOLISHED. THE CAPACITY OF THE TWENTY REMAINING FILTERS WILL BE INCREASED BY PROCESS AND MECHANICAL REHABILITATION TO COMPENSATE FOR THE FILTERS THAT ARE TO BE REMOVED FROM SERVICE. ALSO PLANNED LOW VOLTAGE ELECTRICAL, PIPING, VALVES AND HVAC RENOVATION, AND UPGRADING FIL-

TER INSTRUMENTATION AND CONTROL. WATER CONDUIT MODIFICATIONS AND CONSTRUCTION OF NEW BUILDING STAIRS IS PLANNED.

November 22, 2000, November 29, 2000 and December 3, 2000

Request for Proposal

Bid Package 52 — Master Plan Phase II— Part 3: HUP OPS, Flight OPS, Terminal OPS, FAC MX, and ATO Customer Service — Continental Airlines, Inc. — Cleveland 2000, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

PLANS AND SPECIFICATIONS ARE AVAILABLE AT:

Morse Diesel International, Inc.
5900 South Cargo Road
Cleveland, Ohio 44135
(216) 501-4224 (Telephone)
(216) 501-4238 (Facsimile)

A PRE-BID MEETING WILL BE HELD ON

WEDNESDAY, NOVEMBER 29, 2000
10:00 A.M. AT THE

CTC Building,
5900 South Cargo Road
Cleveland, OH44135

Proposal Fee: \$100.00

PROPOSAL DUE DATE:

THURSDAY, DECEMBER 7, 2000
3:00 P.M.

PROPOSALS WILL BE RECEIVED AT:

Continental Airlines, Inc.
CTC Building
5900 South Cargo Road
Cleveland, Ohio 44135

Attn: Jon Hefner

November 22, 2000 and November 29, 2000

THURSDAY, DECEMBER 14, 2000

Rock Salt, for the Division of Streets, Department of Public Service, as authorized by Ordinance No. 1680-2000, passed by the Council of the City of Cleveland, November 13, 2000.

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

November 29, 2000 and December 6, 2000

WEDNESDAY, DECEMBER 20, 2000

STRUCTURAL EXPANSION JOINTS INCLUDING ELASTOMERIC COMPRESSION SEAL (MATERIAL FURNISH ONLY), BEGINNING DECEMBER 4, 2000, AN ALL-INCLUSIVE BID PACKAGE MAY BE PURCHASED IN THE DIVISION OF PURCHASES AND SUPPLIES, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114, FOR THE NON-REFUNDABLE FEE OF SEVENTY-FIVE DOL-

LARS (\$75.00) **CERTIFIED CHECK OR MONEY ORDER ONLY**). PACKAGE FEE INCLUDES PLANS, TECHNICAL SPECIFICATIONS GENERAL AND CONTRACTUAL REQUIREMENTS AND ANY ADDENDA. PROSPECTIVE BIDDERS WILL RECEIVE A VOUCHER TO PRESENT TO THE DESIGNATED PRINTER FOR BID DOCUMENTS. OUT OF AREA BIDDERS — PLEASE INCLUDE FEDERAL EXPRESS OR OTHER ACCOUNT NUMBER FOR PROMPT SHIPMENT. DETAILS: THE WORK SHALL INCLUDE FURNISHING OF ALL MATERIALS, LABOR, SERVICES, TOOLS, EQUIPMENT AND INCIDENTALS NECESSARY TO DESIGN, PREPARE SHOP DRAWINGS, FABRICATE, SHOP PAINT/PRIME, INSPECT, TEST, AND DELIVER TO THE PROJECT SITE, SIX (6) EXPANSION JOINT ASSEMBLIES FOR THE INGRESS/EGRESS-UPPER ROADWAY PROJECT, IN THE CITY OF CLEVELAND, OHIO. THE EXPANSION JOINTS ASSEMBLIES SHALL BE DELIVERED TO THE PROJECT SITE NO LATER THAN MARCH 29, 2001. ALL QUESTIONS MUST BE DIRECTED TO DEBORAH MIDGETT IN THE DIVISION OF PURCHASE AND SUPPLIES VIA FACSIMILE AT (216) 664-2177. THE CUT-OFF DATE FOR QUESTIONS IS **MONDAY, DECEMBER 11, 2000.**

November 29, 2000 and December 6, 2000

THURSDAY, DECEMBER 28, 2000

Photo Supplies, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 741-2000, passed by the Council of the City of Cleveland, June 12, 2000.

November 29, 2000 and December 6, 2000

Request for Qualifications (RFQ): WBS No. M246 — Electrical Vaults 5 and 7 Project

Interested firms may obtain Qualification Packages beginning December 1, 2000 by going to:

www.clevelandairport.com

Submit Questions (prior to the Pre-Qualification meeting) via the website or e-mail at:

proposal@clevelandairport.com

SUBMITTAL DUE DATE:

THURSDAY, JANUARY 4, 2001
AT 12:00 O'CLOCK NOON

PRE-QUALIFICATION MEETING:

MONDAY, DECEMBER 11, 2000
10:00 a.m.
Program Management
Team Office
19501 Five Points Road
Cleveland, Ohio 44135

For Further Information Contact:

Denise Hale, M-F 8 A.M. to 5 P.M.
(216) 676-9699 x 103
(216) 676-9778 (fax)

November 29, 2000 and December 6, 2000

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 2138-2000.

By Councilman Cintron.

An emergency resolution welcoming German Cardona, Mayor of Manizales, Colombia and declaring Manizales, Colombia a sister city to the City of Cleveland.

Whereas, German Cardona, Mayor of Manizales, Colombia, is visiting the City of Cleveland to explore different aspects of local government, the local political process and large and small city administrative structures;

Whereas, Manizales, Colombia, with a population of 400,000 people, is the most populated City in Colombia; and

Whereas, Manizales, Colombia is located in the middle of Colombia in the Andean region; and

Whereas, Manizales, Colombia boasts a university and is the coffee capital of Colombia; and

Whereas, the City of Cleveland supports being a sister city to Manizales, Colombia in order to exchange political, cultural and economic ideas; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

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

Section 1. That this Council welcomes German Cardona, Mayor of Manizales, Colombia to the City of Cleveland and declares Manizales, Colombia a sister city to the City of Cleveland.

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Res. No. 2139-2000.

By Councilman Polensek.

An emergency resolution strongly urging Tops Friendly Markets to continue its plans to expand its supermarket located at East 185th Street and Neff Road despite plans to build a new supermarket in downtown Euclid, and urging the administration to work closely with Tops to ensure that such expansion takes place.

Whereas, for over one year now, Tops Friendly Markets has planned a comprehensive expansion of its supermarket located at East 185th Street and Neff Road; and

Whereas, the current Tops is the only supermarket located in the East 185th Street and Neff Road area available to those area residents, many of whom are elderly

and in need of an easily accessible supermarket; and

Whereas, Tops' expansion is an important economic benefit and necessity for the residents in that area of the City and for the City as a whole; and

Whereas, Council has learned that Tops Friendly Markets plans to build a new supermarket on Lakeshore Boulevard in the Euclid downtown area, thus calling into question its plans to expand its supermarket at East 185th Street and Neff Road; and

Whereas, it would create a great economic and personal hardship on Cleveland residents should Tops build a new supermarket in downtown Euclid, but abandon its plans to expand its store at East 185th Street and Neff Road; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

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

Section 1. That this Council strongly urges Tops Friendly Markets to continue its plans to expand its supermarket located at East 185th Street and Neff Road despite plans to build a new supermarket in downtown Euclid and further urges the administration to work closely with Tops to ensure that the expansion of the East 185th Street and Neff Road supermarket takes place.

Section 2. That the Clerk of Council is hereby directed to transmit a certified copy of this resolution to Jeff B. Olsen, Director of Real Estate, Tops Friendly Markets.

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Res. No. 2140-2000.

By Councilman Willis.

An emergency resolution declaring this Council's desire, interest and commitment to work toward establishing a permanent sister city relationship with Ibadan, Nigeria, Africa.

Whereas, the cities of Cleveland and Ibadan, Nigeria, Africa, have expressed interest in an active exchange of culture, medical knowledge, and business, educational and governmental opportunities; and

Whereas, such exchange would serve to support the development and growth of both cities, as well as to expand and enhance knowledge and understanding between people of diverse cultures; and

Whereas, the leaders of Cleveland and Ibadan, Nigeria have ex-

pressed an interest of in working toward establishing a permanent sister city relationship between the cities; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety in that peace and understanding in the world can only be assured through a strengthening of relationships among the world's peoples, now, therefore,

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

Section 1. That this Council of the City of Cleveland declares its desire, intent and commitment to work toward the establishment of a permanent sister city relationship with Ibadan, Nigeria, Africa.

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1676-2000.

By Councilmen O'Malley and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by contract of not to exceed three hundred sixty winter jacket liners, for the Division of Cleveland Public Power, Department of Public Utilities.

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 Utilities 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: not to exceed three hundred sixty (360) winter jacket liners, to be purchased by the Commissioner of Purchases and Supplies for a gross price for the Division of Cleveland Public Power, Department of Public Utilities.

Section 2. That the cost of said contract hereby authorized shall be paid from Fund No. 58 SF 001, Request No. 31512.

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1809-2000.

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

An emergency ordinance authorizing the Director of Economic Development to enter into an Empowerment Zone Business Opportunity contract with Swift Davis Cleaning and Laundry, Inc. to provide economic development assistance to partially finance the renovation of real property located at 8220 Carnegie Avenue, Cleveland, Ohio.

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 Economic Development is hereby authorized to enter into an Empowerment Zone Business Opportunity contract with Swift Davis Cleaning and Laundry, Inc., to provide economic development assistance to partially finance the renovation of real property located at 8220 Carnegie Avenue, Cleveland, Ohio.

Section 2. That the terms of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1809-2000-A.

Section 3. That the Director of Economic Development shall, pursuant to the authority of Ordinance No. 82-96, passed April 1, 1996, put Economic Development Initiative Grant funds in an amount equal to the Loan amount in the Empowerment Zone Debt Service Reserve account created by that ordinance. Said grant funds shall be paid from Fund No. 18 SF 003.

Section 4. That the costs of said contract shall not exceed a Loan Amount of \$109,345 and a Rebate Amount of \$43,738. The Loan shall be paid from Fund Nos. 18 SF 001 and 18 SF 003 and the Rebate Amount shall be paid from Fund No. 18 SF 003, Request No. 13133.

Section 5. That the Director of Economic Development is hereby authorized and directed to accept collateral as set forth in the Executive Summary contained in the file referenced above in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

Section 6. That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 18 SF 002.

Section 7. That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable fees under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. Such fees shall be deposited and expended from Fund No. 18 SF 004.

Section 8. That the Director of Law is hereby authorized to prepare said contract and such other docu-

ments as may be appropriate to complete the transaction.

Section 9. 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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1862-2000.

By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of commercial gases, for the various divisions of City government, 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 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 two years of the necessary items of commercial gases, 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 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 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 3065)

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1863-2000.
By Councilman Patmon (by departmental request).**

An emergency ordinance authorizing the purchase by requirement contract of computer hardware, 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 for the necessary items of computer 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 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 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 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 3064)

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1864-2000.
By Councilman Patmon (by departmental request).**

An emergency ordinance authorizing the purchase by requirement contract of labor and material necessary to maintain typewriters, for the various divisions of City government, 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 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 two years of the necessary items of labor and material necessary to maintain typewriters, 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 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 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 3066)

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1960-2000.

By Councilmen O'Malley and Patmon (by departmental request).

An emergency ordinance to approve the Plan of Operation and Governance for the City of Cleveland's electric aggregation program.

Whereas, R.C. Section 4928.20 permits a municipality to create a retail electric aggregation program and thereby combine the electric loads of its residents and businesses for the purpose of seeking cheaper sources of power for such customers; and

Whereas, on November 7, 2000, the electors of the City of Cleveland will be voting to determine whether such a program should be created in the City; and

Whereas, pursuant to R.C. Section 4928.20(C), the legislative authority or board of a municipality developing an automatic aggregation program is required to adopt a plan of operation and governance for its municipal aggregation program; 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, this Council hereby adopts the City of Cleveland Plan of Operation and Governance, contained in Council File No. 1960-2000-A, for the implementation and administration of Cleveland's municipal aggregation program in accordance with R.C. Section 4928.20(C).

Section 2. That, no later than fourteen (14) days prior to the commencement of aggregation service to customers of CEI in the City (the "Aggregation Group"), the Director of Public Utilities shall provide the Clerk of Council with rules and regulations for aggregation service for approval by the President of City Council and publication in the City Record. Such rules and regulations shall provide the terms and conditions of service for the participants in the City's aggregation program, and shall be consistent with the terms of the Plan of Operation and Governance and Power Supply Agreement. This procedure shall be followed for any proposed change in the rules and regulations.

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 November 20, 2000.

Effective November 24, 2000.

Ord. No. 2126-2000.

**By Councilmen Britt and Jackson.
An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Second Metropolitan Baptist Church to stretch three (3) banners on East 79th St. at Quincy and Sherman Avenues on C.P.P. utility poles (by separate permission) for the period of November 1, 2000 to December 31, 2000 inclusive, celebrating their Church's Anniversary.**

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 Second Metropolitan Baptist Church, 2424 East 79th Street, Cleveland, Ohio 44104, to install, maintain and remove three (3) banners to be stretched on Cleveland Public Power utility poles, (by separate permission) celebrating their Church's Anniversary, for the period of November 1, 2000 to December 31, 2000, inclusive, and which banners are to be hung at the following pole locations and on the fol-

lowing pole numbers: at East 79th Street; 1st Pole S. of Quincy Avenue (W), Pole # 75463 (No Tag); and the 2nd Pole N. of Sherman Avenue (W), Pole No Tag; and the 1st Pole S. of Sherman Avenue (W), Pole # 75426 (No Tag); and which poles location and banners shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which 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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2127-2000.

By Councilmen Cimperman and Jackson.

An emergency ordinance to amend the Title and Sections 1 and 2 of Ordinance No. 442-2000, passed March 20, 2000, relating to a grant agreement with the Maingate Business Development Corporation for the installation of entryway signage to the Maingate industrial area, to carry out the public purpose of creating or retaining jobs and employment opportunities to preserve the economic welfare of the State, through the use of Wards 5 and 13 and 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 Sections 1 and 2 of Ordinance No. 442-2000, passed March 20, 2000, are hereby amended to read as follows:

An emergency ordinance authorizing the Director of Economic Development to enter into a grant agreement with the Maingate Business Development Corporation for the installation of entryway signage to the Maingate industrial area, to carry out the public purpose of creating or retaining jobs and employment opportunities to preserve the economic welfare of the State, through the use of Wards 5 and 13 Neighborhood Equity Funds.

Section 1. That Director of Economic Development is authorized to enter into a grant agreement with the Maingate Business Development Corporation for the installation of

entryway signage to the Maingate industrial area, to carry out the public purpose of creating or retaining jobs and employment opportunities to preserve the economic welfare of the State, through the use of Wards 5 and 13 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed Seven Thousand Dollars (\$7,000), and shall be paid from Fund No. 10 SF 166.

Section 2. That the existing Title and Sections 1 and 2 of Ordinance No. 442-2000, passed March 20, 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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2128-2000.

By Councilman Dolan.

An emergency ordinance amending Sections 1 and 11 of Ordinance No. 552-2000, passed June 19, 2000, relating to the construction of a new runway at Cleveland Hopkins International Airport.

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 1 and 11 of Ordinance No. 552-2000 passed June 19, 2000 are hereby amended to read as follows:

Section 1. That the Director of Port Control is hereby authorized to employ by contract or contracts one or more 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 related to the construction of a new runway known as 5L-23R (Phase I) and its necessary appurtenances and the following project components necessary to effectuate the construction and use of the Phase I runway improvements ("Improvements");

(1) Design of FAA TRACON Renovation, in an amount not to exceed \$345,771.00;

(2) Design of NASA Facilities and Relocation, in an amount not to exceed \$20,335,402.00; and

(3) Design of Mill Creek and/or Big Creek, in an amount not to exceed \$600,000.00.

The selection of said consultant or consultants for such services shall be made by the Board of Control upon the nomination of the Director of Port Control from a list of qualified consultants available for such employment as may be determined after a full and complete canvass by the Director of Port Control for the purpose of compiling such a list. The con-

tracts authorized herein shall be prepared by the Director of Law, approved by the Director of Port Control, and certified by the Director of Finance.

Section 11. That, as a condition precedent to entering into any contracts or agreements contemplated to make the improvements authorized in Sections 1 and 2 hereof, the Department of Port Control shall be in receipt of all necessary federal approvals, including the Record of Decision for the Environmental Impact Statement, and other such regulatory approvals as may be required.

Section 2. That existing Sections 1 and 11 of Ordinance No. 552-2000 passed June 19, 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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2129-2000.

By Councilman Lewis.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Cleveland Public Schools-East High School in order to carry out the public purpose of providing recreational programming and tutoring services through the use of Ward 7 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 Cleveland Public Schools-East High School in order to carry out the public purpose of providing recreational programming and tutoring services through the use of Ward 7 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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2130-2000.**By Councilman Melena.**

An emergency ordinance authorizing the Director of Community Development to amend the agreement with Detroit Shoreway Community Development Corporation, City Contract No. 55951, amending contract #55951 to increase the contribution towards basement renovations of Gordon Square Arcade in order to carry out the public purpose of providing office space for the operation of a non-profit community development corporation and social service programs through the use of Ward 17 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 amend the agreement with Detroit Shoreway Community Development Corporation, City Contract No 55951, to increase the contribution towards basement renovations of Gordon Square Arcade in order to carry out the public purpose of providing office space for the operation of a non-profit community development corporation and social service programs through the use of Ward 17 Neighborhood Equity Funds.

Section 2. That the cost of said amendment 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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2131-2000.**By Councilman Patmon.**

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Cleveland Restoration Society in order to carry out the public purpose of rehabilitation of housing and furthering the community plan for East 105th and East Blvd. neighborhood by the conversion of six cooperative housing units to condominiums 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 an agreement with Cleveland Restoration Society in order to carry out the public purpose of rehabilitation of housing and furthering the community plan for East 105th and East Blvd. neighborhood by the conversion of six cooperative housing units to condominiums 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 \$9,000 and shall be paid from Fund No. 10 SF 166 for services rendered by grantee on or after October 18, 2000.

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2132-2000.**By Councilman Patmon.**

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Glenville Development Corporation for initiating a curfew enforcement policy in order to carry out the public purpose of promoting safety and crime prevention 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 an agreement with Glenville Development Corporation for initiating a curfew enforcement policy in order to carry out the public purpose of promoting safety and crime prevention 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 \$3,300 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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2133-2000.**By Councilman Polensek.**

An emergency ordinance amending Section 3 of Ordinance No. 555-2000, passed April 10, 2000, relating to the improvement, renovation or modification of the offices of Cleveland City 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 3 of Ordinance No. 555-2000 passed April 10, 2000 is hereby amended to read as follows:

Section 3. That the cost of any expenditures authorized by this ordinance shall be paid from Fund No. 01 SF 001 and other such funds, including proceeds from the issuance of general obligation bonds, as may be designated for such purposes.

Section 2. That existing Section 3 of Ordinance No. 555-2000 passed April 10, 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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2134-2000.**By Councilman Polensek.**

An emergency ordinance authorizing the Clerk of Council to extend the term of contract with Brothers Printing Company, City Contract No. 52446 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, notwithstanding and as an exception to any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Clerk of Council is authorized to extend the term of contract with Brothers Printing, City Contract No. 52446, for a period not to exceed two years. All other provisions of City Contract No. 52446, except for the term, shall remain the same.

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2135-2000.

By Councilman Polensek.

An emergency ordinance authorizing the Clerk of Council to extend the term of contract with Cleveland Letter Service, City Contract No. 52509 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, notwithstanding and as an exception to any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Clerk of Council is authorized to extend the term of contract with Cleveland Letter Service, City Contract No. 52509, for a period not to exceed two years. All other provisions of City Contract No. 52509, except for the term, shall remain the same.

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2136-2000.

By Councilman Polensek.

An emergency ordinance authorizing the Clerk of Council to further extend the term of the current contract with Legal News Publishing Company, City Contract No. 52706, 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. Notwithstanding and as an exception to Ordinance No. 1313-2000, passed by the Council of the City on August 2, 2000, the Clerk of Council is hereby authorized to further extend the term of the contract with Legal News Publishing Company, City Contract No. 52706, for a period not to exceed one year beginning October 1, 2000 provided, however, that all other terms of said contract shall remain the same.

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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2137-2000.

By Councilman Robinson.

An emergency ordinance authorizing the Director of Community Development to enter into a grant agreement with the Buckeye Area Development Corporation for the acquisition and demolition of properties at 3511 and 3517 East 93rd Street, in order to carry out the public purpose of providing low income housing through the use of Ward 3 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 the Buckeye Area Development Corporation for the acquisition and demolition of properties at 3511 and 3517 East 93rd Street, in order to carry out the public purpose of providing low income housing through the use of Ward 3 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 November 20, 2000.

Awaiting the approval or disapproval of the Mayor.

COUNCIL COMMITTEE MEETINGS

Monday, November 27, 2000

Community & Economic Development Committee (Joint with Legislation Committee and Finance Committee): 10:00 a.m.—Present: Melena, Chairman; Lewis, Vice Chairman, Brady, Cimperman, Cintron, Jackson, Jones, Robinson. Excused: Willis.

Legislation Committee (Joint with Community & Economic Development Committee and Finance Committee): 10:00 a.m.—Present: Lewis, Chairman; Jones, Vice Chairman; Brady, Coats, Gordon. Excused: Johnson, Westbrook.

Finance Committee (Joint with Community & Economic Development Committee and Legislation Committee): 10:00 a.m.—Present: Patmon, Chairman; Cintron, Dolan, Lewis, Melena, O'Malley, Polensek, Robinson, Sweeney. Excused: Rybka, Vice Chairman, Johnson.

Finance Committee: 2:00 p.m.—Present: Patmon, Chairman; Cintron, Dolan, Lewis, Melena, O'Malley, Polensek, Robinson, Sweeney. Excused: Rybka, Vice Chairman, Johnson.

Wednesday, November 29, 2000

Public Safety Committee: 10:00 a.m.—Present: Polensek, Chairman; Britt, Cimperman, Coats, Gordon, Jackson, Sweeney. Excused: Patmon, Vice Chairman. Absent: Melena.

City Planning Committee: 1:00 p.m.—Present: Cimperman, Chairman; Rybka, Vice Chairman; Dolan, O'Malley, White. Excused: Jackson, Robinson.

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