

The City Record

Official Publication of the City of Cleveland

November the Twenty-Eighth, Two Thousand and One

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

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL—LEGISLATIVE

President of Council—Michael D. Polensek

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Robert J. White	3760 East 126th Street	44105
3	Zachary Reed	3232 East 119th Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	William W. Patmon	867 East Boulevard	44108
9	Craig E. Willis	11906 Beulah Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cintron, Jr.	3004 Vega Avenue	44113
15	Merle R. Gordon	1700 Denison Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Timothy J. Melena	6110 West Clinton Avenue	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Dona Brady	3466 Bosworth Road	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111
	Clerk of Council – Ruby F. Moss, 216 City Hall, 664-2840.		
	First Assistant Clerk – Sandra Franklin.		
MAYOR – Michael R. White			
	Judith Zimomra, Chief of Staff		
	Barry Withers, Executive Assistant for Administration		
	Cornell P. Carter, Executive Assistant for Health and Human Services		
	Kenneth Silliman, Executive Assistant for Development		
	Nicholas P. Jackson, Executive Assistant for Services		
	Matt Dotson, Executive Assistant for Legislative Affairs		
	Marvin Hayes, Executive Assistant for Intergovernmental Affairs		
	Lucille Ambroz, Director, Office of Equal Opportunity		
DEPT. OF LAW – Pinkey S. Carr, Director, _____, Chief Counsel, Room 106			
	Lauren Moore, Chief City Prosecutor; Criminal Branch – Justice Center		
	8th Floor, Court Towers, 1200 Ontario Street		
	Karen E. Martines, Law Librarian, Room 100		
DEPT. OF FINANCE – Kelly Clark, 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 – Dedrick Stephens, Commissioner, Room 122		
	Purchases and Supplies – Myrna 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 – Cleo Henderson, Commissioner, 1404 E. 9th St.		
DEPT. OF PUBLIC UTILITIES – Darnell Brown, Acting 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 – Fred Szabo, Commissioner		
	Burke Lakefront Airport – Khalid Bahkur, Commissioner		
DEPT. OF PUBLIC SERVICE – Randall E. DeVaul, Acting Director, Room 113			
	DIVISIONS – Waste Collection and Disposal – Ron Owens, Commissioner, 5600 Carnegie Avenue.		
	Traffic Engineering & Parking – Robert Mavec, Commissioner, 4150 East 49th Street, Building #1		
	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 – Kurt Weibusch, Commissioner, Room 517		
DEPT. OF PUBLIC HEALTH – Michele C. Whitlow, Director, Mural Building 1925 St. Clair Avenue			
	DIVISIONS – Health – Susan E. Axelrod, Commissioner, Mural Building, 1925 St. Clair Avenue		
	Environment – Michael Konicek, 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 – Mary G. Bounds, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street		
	Fire – Kevin G. Gerrity, Chief, 1645 Superior Avenue		
	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 – Jeffery 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 Bucksshot, 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, Margreat Hopkins, Ozell Dobbins, Tony Petkovsek, Eugene Cranford, Jr., Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516, J. F. Denk, Chairman; 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 Pinkey S. Carr, President; Finance Director Kelly Clark, Secretary; Council President Michael D. Polensek.

BOARD OF SIDEWALK APPEALS – Service Director Randall E. DeVaul; Law Director Pinkey S. Carr; Councilman Nelson Cintron, Jr.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Pinkey S. Carr; Utilities Director Darnell Brown; Council President Michael D. Polensek.

CITY PLANNING COMMISSION – Room 501 – Robert N. Brown, Acting 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 Pinkey S. Carr; Chairman; Finance Director Kelly Clark; 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; N. Kurt Wiebush, James Gibans, Sandra Morgan, Hunter Morrison, Theodore Sande, Galen Schuerlein, Randall Shorr, Councilman Joseph Cimperman, Councilman Timothy J. Melena, Robert Keiser, Executive Secretary.

CLEVELAND MUNICIPAL COURT JUSTICE CENTER—1200 ONTARIO CENTRAL SCHEDULING DEPARTMENT

Judge	Courtroom
Presiding and Administrative Judge Larry A. Jones	13C
Judge Ronald B. Adrine	15A
Judge C. Ellen Connally	15C
Judge Ann Marie Feighan	12B
Judge Sean C. Gallagher	12C
Judge Mabel M. Jasper	14D
Judge Kathleen Ann Keough	13D
Judge Mary E. Kilbane	14C
Judge Ralph J. Perk, Jr.	14B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Angela R. Stokes	13A
Judge Robert J. Triozzi	14A
Judge Joseph J. Zone	12A

Earle B. Turner – Clerk of Courts, Michael E. Flanagan – Court Administrator, Paul J. Mizerak – Bailiff; Kenneth Thomas – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate

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Vol. 88

WEDNESDAY, NOVEMBER 28, 2001

No. 4590

CITY COUNCIL

MONDAY, NOVEMBER 26, 2001

The City Record

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Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1998-2001

MONDAY

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

MONDAY—Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

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

The following Committee is subject to the Call of the Chairman:
Mayor's Appointment Committee: Cintron, Chairman; Britt, Jackson, Jones, Sweeney.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, November 26, 2001.

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

Council Members present: Britt, Cimperman, Cintron, Gordon, Jackson, Johnson, Lewis, Melena, O'Malley, Patmon, Rybka, Sweeney, Westbrook and Willis.

Also present were Chief of Staff Carter and Directors Carr, Clark, Whitlow, Miller, Hudecek, Warren, Alexander, McCall, Ambroz, Patterson and Acting Directors D. Brown, DeVaul and R. Brown.

Absent: Mayor White and Directors Sheperd and Guzman.

Pursuant to Ordinance No. 2976-76, the Council Meeting was opened with a prayer offered by Reverend Mark McMillan, Greater Community Church of God In Christ. Pledge of Allegiance.

MOTION

On the motion of Council Member Patmon, the reading of the minutes of the last meeting were dispensed with and the journal approved. Seconded by Council Member Rybka.

COMMUNICATIONS

File No. 2182-01.

From the Director of Law re — Contract with Inservice Training

Network, Inc. — Lead Abatement and Hazard Control Training. Received.

CONDOLENCE RESOLUTIONS

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

Res. No. 2183-01—Glenn Franklin.

Res. No. 2184-01—Edna Mae Butler.

Res. No. 2185-01—Charles Alexander Babbitt, Jr.

Res. No. 2186-01—Robert McCall.

CONGRATULATION RESOLUTION

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 2187-01—Beulah Missionary Baptist Church.

RECOGNITION RESOLUTION

The rules were suspended and the following Resolution was adopted without objection:

Res. No. 2188-01—Pastor K. Selesie Simmons.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 2189-01.

By Councilmen Britt, Jackson, 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 8208 Quincy Avenue to Greater Gospel Temple Apostolic Overcoming Holy.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell

Permanent Parcel No(s). 126-01-109, as more fully described below, to Greater Gospel Temple Apostolic Overcoming Holy.

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

P. P. No. 126-01-109

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 30 feet of the Northerly 150 feet of Sublot No. 43 and the Easterly 10 feet of the Northerly 150 feet of Sublot No. 44 in Keyes and Edwards' Subdivision of part of Original One Hundred Acre Lot No. 415, as shown by the recorded plat of said Subdivision in Volume 4 of Maps, Page 8 of Cuyahoga County Records. Said parts of Sublot Nos. 43 and 44 together form a parcel of land having a frontage of 40 feet on the Southerly side of Quincy Avenue, S.E. (formerly Wade Street), and extending back between parallel lines 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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

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

Ord. No. 2190-01.
By Councilmen Dolan and Patmon
(by departmental request).

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to perform a comprehensive measurement of the surface area of the terminal complex at Cleveland Hopkins International Airport.

Whereas, this ordinance constitutes an emergency measure provid-

ing 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 employ by contract one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to perform a comprehensive measurement of the surface area of the terminal complex at Cleveland Hopkins International Airport.

The selection of said 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 compensation to be paid for such services shall be fixed by the Board of Control. The contract herein authorized shall be prepared by the Director of Law, approved by the Director of Port Control, and certified by the Director of Finance.

Section 2. That the costs for such services herein contemplated shall be paid from Fund No. 60 SF 001, Request No. 109749.

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

Referred to Directors of Port Control, Finance, Law; Committees on Aviation and Transportation, Finance.

Ord. No. 2191-01.
By Councilmen Dolan and Patmon
(by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of fire extinguishing agents, for the various divisions of the Department of Port Control, 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 Port Control is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of fire extinguishing agents, 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 the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than 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 109743)

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

Referred to Directors of Port Control, Finance, Law; Committees on Aviation and Transportation, Finance.

Ord. No. 2192-01.
By Councilmen Dolan and Patmon
(by departmental request).

An emergency ordinance authorizing the Director of Port Control to employ one or more medical consultants or one or more firms of medical consultants to perform pulmonary and respirator function tests and evaluations for employees that require the use of respirators and related professional services necessary to comply with OSHA requirements, for the Department of Port Control.

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

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

Section 1. That the Director of Port Control is hereby authorized to employ by contract one or more medical consultants or one or more firms of medical consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to perform pulmonary and respirator function tests and evaluations for employees that require the use of respirators and related professional services necessary to comply with OSHA requirements, for the Department of Port Control.

The selection of said medical consultant or medical 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 compensation to be paid for such services shall be fixed by the Board of Control. The contract herein authorized shall be prepared by the Director of Law, approved by the Director of Port Control, and certified by the Director of Finance.

Section 2. That the cost of said contract hereby authorized shall be paid from Fund No. 60 SF 001, Request No. 109745.

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

Referred to Directors of Port Control, Finance, Law; Committees on Aviation and Transportation, Finance.

Ord. No. 2193-01.

By Councilmen Johnson, Jackson, 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 Kinsman Road to Original Harvest Missionary Baptist Church.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s), 124-26-030 and 124-26-039, as more fully described below, to Original Harvest Missionary Baptist Church.

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

P. P. No. 124-26-030

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 6 in A.W. Fairbanks, Subdivision of part of Original One Hundred Acre Lot No. 330, as shown by the recorded plat in Volume 3 of Maps, Page 50 of Cuyahoga County Records, bounded and described as follows:

Beginning at the intersection of the Northeasterly line of Kinsman Road, N.E., and the Westerly line of East 72nd Street (formerly Fairbanks Street); thence Northwestwardly along the Northeasterly line of said Kinsman Road, N.E., 49.15 feet to the most Southerly corner of a parcel of land conveyed to J.A. Wigmore by deed dated June 8, 1907, and recorded in Volume 1116, Page 254 of Cuyahoga County Records; thence Northeasterly along the Southeasterly line of said parcel so conveyed to J.A. Wigmore 61.20 feet to an interior corner of said parcel; thence Easterly along the Southerly line of said parcel so conveyed to J.A. Wigmore 6.70 feet to the West-

erly line of said East 72nd Street; thence Southerly along the Westerly line of East 72nd Street, 78.31 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

P. P. No. 124-26-039

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 54 in Patterson and Bill's Subdivision of part of Original One Hundred Acre Lot No. 329, as shown by the recorded plat in Volume 3 of Maps, Page 47 of Cuyahoga County Records, also a triangular part of Sublot 1 in A.W. Fairbanks' Subdivision of part of Original One Hundred Acre Lot No. 330, as shown by the recorded plat in Volume 3 of Maps, Page 50 of Cuyahoga County Records, and together bounded and described as follows:

Commencing at the Southeasterly corner of aforesaid Sublot No. 54; thence running Northwestwardly along the Northeasterly line of Kinsman Road S.E., 50 feet to the Southwestwardly corner of said Sublot No. 54; thence Northeasterly along the Northwestwardly line of said Sublot No. 54, 160 feet to a 16 foot alley; thence running Southeasterly along the Southwestwardly line of said alley 50 feet; thence Southwestwardly at right angles to said alley and along the Southeasterly line of said Sublot No. 54 to the place of beginning, and together forming a parcel of land 50 feet front on the Northeasterly side of Kinsman Road, S.E., and extending back of equal width, 160 feet as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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

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

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

Ord. No. 2194-01.

By Councilmen Jackson, 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 8825 Bessemer Avenue to John Pobega and Jean Pobega.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s), 127-12-079, as more fully described below, to John Pobega and Jean Pobega.

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

P. P. No. 127-12-079

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as Sublot No. 13 in James Paton's Subdivision of a part of Original One Hundred Acre Lot No. 440 in the City of Cleveland, County of Cuyahoga and State of Ohio:

Said Sublot No. 13 has a frontage of 50 feet on the Northerly side of Bessemer Avenue, S.E. and extends back 211 feet 9 inches as per plat recorded in Volume 5 of Maps, Page 59 of Cuyahoga County Records.

Subject to zoning ordinances, if any.

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

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

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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

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

Ord. No. 2195-01.

By Councilmen Jackson, 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 East 46th and East 61st Streets to Burten, Bell, Carr Development Corporation.

Whereas, the City of Cleveland adopted and implemented procedures under Chapter 5722 of the Ohio Revised Code to facilitate reutilization of nonproductive lands situated within the City of Cleveland; and

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 103-24-020 as more fully described below, to Burten, Bell, Carr Development Corporation.

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

P. P. No. 103-24-020

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 40 feet of Sublot No. 89 in William J. Gordon's Subdivision of part of Original Ten Acre Lots Nos. 71, 72 and 73, as shown by the recorded plat of said Subdivision in Volume 5 of Maps, Page 57 of Cuyahoga County Records. Said part of Sublot No. 89 has a frontage of 40 feet on the Westerly side of East 46th Street (formerly Kennard

Street) and extends back between parallel lines of 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 3. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 103-24-021 as more fully described below, to Burten, Bell, Carr Development Corporation.

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

P. P. No. 103-24-021

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly 20 feet of Sublot No. 89 and the Northerly 20 feet of Sublot No. 90 in W.J. Gordon's Subdivision of part of Original Ten Acre Lots Nos. 71, 72 and 73 in said City. Said parts of said Sublot Nos. 89 and 90 together forming a parcel of land having a frontage of 40 feet on the Westerly side of Kennard Street (now East 46th Street), and extending back of equal width 150 feet deep, as per plat of said Subdivision recorded in Volume 5 of Maps, Page 57 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 5. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel of 103-24-026 as more fully described below, to Burten, Bell, Carr Development Corporation.

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

P. P. No. 103-24-026

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 93 in W.J. Gordon's Allotment of part of Original Ten Acre Lot Nos. 71, 72 and 73, as shown by the recorded plat in Volume 5 of Maps, Page 57 of Cuyahoga County Records, and being 39 feet 10 inches front on the Westerly side of Kennard Street (now known as East 46th Street) and extending back of equal width 150 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Zoning Ordinances, if any.

Section 7. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 103-24-038 as more fully described, to Burten, Bell, Carr Development Corporation.

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

P. P. No. 103-24-038

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 71 in W.J. Gordon's Allotment of part of Original Ten Acre Lots Nos. 71, 72 and 73, as shown by the recorded plat in Volume 5 of

Maps, Page 57 of Cuyahoga County Records. Said Sublot No. 71 has a frontage of 60 feet on the Easterly side of East 46th Street, (formerly Kennard Street) and extends back between parallel lines 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 9. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 103-24-039 as more fully described below, to Burten, Bell, Carr Development Corporation.

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

P. P. No. 103-24-039

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly 30 feet of Sublot No. 70 in W.J. Gordon's Subdivision of part of Original Ten Acre Lots Nos. 71, 72 and 73 as shown by the recorded plat in Volume 5 of Maps, Page 57 of Cuyahoga County Records and being 30 feet front on the Easterly side of East 46th Street and extending back of equal width 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 11. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 103-24-040 as more fully described below, to Burten, Bell, Carr Development Corporation.

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

P. P. No. 103-24-040

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly one-half of Sublot No. 70 in W.J. Gordon's Subdivision of part of Original Ten Acre Lots Nos. 71, 72 and 73 as shown by the recorded plat in Volume 5 of Maps, Page 57 of Cuyahoga County Records and being 30 feet front on the Easterly side of East 46th Street (formerly Kennard Street), and extending back of equal width 150 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways. Further subject to reservation appearing of record in Volume 340, Page 151.

Also subject to all zoning ordinances, if any

Section 13. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 103-24-041 as more fully described below, to Burten, Bell, Carr Development Corporation.

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

P. P. No. 103-24-041

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the

Southerly 45 feet of Sublot No. 69 in W.J. Gordon's Subdivision of part of Original Ten Acre Lots Nos. 71, 72 and 73, as shown by the recorded plat of said Subdivision in Volume 5 of Maps, Page 57 of Cuyahoga County Records. Said part of Sublot No. 69 has a frontage of 45 feet on the Easterly side of East 46th Street (formerly Kennard Street) and extends back between parallel lines 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any

Section 15. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 118-29-077 as more fully described below, to Burten, Bell, Carr Development Corporation.

Section 16. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 118-29-077

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 62 in the Chamberlain Allotment of part of Original One Hundred Acre Lots Nos. 334 and 335, as shown by the recorded plat in Volume 3 of Maps, Page 28 of Cuyahoga County Records and being 40 feet front on the Westerly side of East 61st Street (formerly Lodge Avenue) and extending back of equal width 160 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 17. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 118-29-082 as more fully described below, to Burten, Bell, Carr Development Corporation.

Section 18. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 118-29-082

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 67 in W.S. and M.W. Chamberlain's Allotment of part of Original One Hundred Acre Lots Nos. 334 and 335, as shown by the recorded plat in Volume 3 of Maps, Page 28 Page Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Section 19. That all documents necessary to complete the conveyance authorized by this ordinance shall be executed within six (6) months of the effective date of this ordinance. If all of the documents are not executed within six (6) months of the effective date of this ordinance, or such additional time as may be granted by the Director of Community Development, this ordinance shall be repealed and shall be of no further force or effect.

Section 20. That the consideration for the subject parcel shall be established by the Board of Control and shall be not less than Fair Market Value taking into account such terms and conditions, restrictions and covenants as are deemed necessary or appropriate.

Section 21. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

Section 22. 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 Community Development, City Planning Commission, Finance, Law; Committees on Community and Economic Development, City Planning, Finance.

Ord. No. 2196-01.

By Councilman Polensek.

An emergency ordinance to amend Section 439.11 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2822-89, passed March 19, 1990 relating to requiring trucks to have secure loads, and increasing the penalty for violating that requirement.

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 439.11 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2822-89, passed March 19, 1990 is hereby amended to read as follows:

Section 439.11 Loads Dropping or Leaking; Removal Required; Tracking Mud

(a) No vehicle shall be driven or moved on any street, highway or other public place unless such vehicle is so constructed, loaded or covered as to prevent any of its load from dropping, sifting, leaking or otherwise escaping therefrom, except that sand or other substances may be dropped for the purpose of securing traction, or water or other substances may be sprinkled on a roadway in cleaning or maintaining such roadway.

(b) Except for a farm vehicle used to transport agricultural produce or agricultural production materials or a rubbish vehicle in the process of acquiring its load, no vehicle loaded with garbage, swill, cans, bottles, waste paper, ashes, refuse, trash, rubbish, waste, wire, cartons, boxes, glass, solid waste, or any other material of an unsanitary nature that is susceptible to blowing or bouncing from a moving vehicle shall be driven or moved on any street, highway or other public place unless the load is covered with a sufficient cover to prevent the load or any part of the load from spilling onto the street, highway or other public place. (RC 4513.31)

(c) No person shall operate any vehicle so as to track or drop mud, stones, gravel or other similar mate-

rial on any street, highway or other public place.

(d) It shall be the duty of the driver of a vehicle who unlawfully drops or deposits mud, stones, gravel or other similar material or permits the load or any portion thereof to be dropped or deposited upon any street, highway or other public place to immediately remove the same or cause it to be removed.

(e) Whoever violates this section is guilty of a misdemeanor of the third degree on the first offense, and a misdemeanor of the second degree on the second or any subsequent offense.

Section 2. That existing Section 439.11 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2822-89, passed March 19, 1990 is hereby repealed.

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

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

Ord. No. 2197-01.

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

An emergency ordinance authorizing the Director of Community Development to transfer property described as 813 East 152nd Street, to the control, possession and use of the Department of Parks, Recreation and Properties.

Whereas, the Department of Community Development desires to transfer certain property under its control to the Department of Parks, Recreation and Properties; and

Whereas, Section 183.14 of the Codified Ordinances of Cleveland, Ohio, 1976, requires that such transfer be preceded by an ordinance of Council approving the transfer; and

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

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

Section 1. That pursuant to Section 183.14 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Community Development is authorized to transfer the following described property to control, possession and use of the Department of Parks, Recreation and Properties:

813 East 152nd Street
Permanent Parcel Numbers
115-22-038 and 039

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Sublots Nos. 17, 18 and 38 in W. F. Walworth's Subdivision of part Original Euclid Township Lot No. 42, as shown by the recorded plat in Volume 7 of Maps, Page 30 of Cuyahoga County Records and together forming a parcel of land bounded and described as follows:

Beginning on the Easterly line of East 152nd Street (formerly Colamer Avenue) 60 feet wide, at its intersection with the Southerly line of said Sublot No. 18;

Thence Northerly along the Easterly line of East 152nd Street about 50.02 feet to the Northwesterly corner of land conveyed to The Collinwood Masonic Temple Association by Deed filed for record May 31st, 1940, and recorded in Volume 5089, Page 25 of Cuyahoga County Records;

Thence Easterly along the Northerly line of land so conveyed to The Collinwood Masonic Temple Association, which is also the Southerly wall of a brick building located on said Sublot No. 17, about 115 feet to the Northeastly corner of land so conveyed to The Collinwood Masonic Temple Association;

Thence Southerly along the Easterly line of land so conveyed to The Collinwood Masonic Temple Association about 0.08 feet to the Northerly line of said Sublot No. 18;

Thence Easterly along the Northerly line of said Sublot No. 18, 40 feet to the Northwesterly corner of said Sublot No. 38;

Thence Southerly along the Westerly line of said Sublot No. 38, 12 feet to a point;

Thence Easterly and parallel to the Northerly line of said Sublot No. 38, 173 feet 5 inches to the Westerly line of East 154th Street (formerly Clinton Street);

Thence Southerly along the Westerly line of East 154th Street, 38 feet to the Southeastly corner of said Sublot No. 38;

Thence Westerly along the Southerly line of said Sublots Nos. 38 and 18, 328 feet 5 inches to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Parcel No. 2

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being the Easterly 155 feet of Sublot No. 19 and the Westerly 33 feet of Sublot No. 39 in W. F. Walworth's Subdivision of part of Original Euclid Township Lot No. 42, Tract No. 10, as shown by the recorded plat in Volume 7 of Maps, Page 30 of Cuyahoga County Records and together forming a parcel of land having a frontage of 50 feet on the Easterly side of East 152nd Street (formerly Collamer Avenue) and extending back of equal width 188 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 2. That upon consummation of the transfer referenced herein, the Directors participating in the transaction shall initial and date a copy of this ordinance and deliver said copy to the custody of the Division of Property Management of the Department of Parks, Recreation and Properties.

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

Referred to Directors of Community Development, Parks, Recreation and Properties, City Planning Commission, Finance, Law; Committees on Community and Economic Devel-

opment, Public Parks, Property and Recreation, City Planning, Finance.

Ord. No. 2198-01.

By Councilman Rybka.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Boys and Girls Club of Cleveland for the purpose of performing site preparation, including environmental remediation, through the use of Ward 12 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 Boys and Girls Club of Cleveland in order to provide for site preparation, including environmental remediation, for its facility at the former Worsted Mills site located in Ward 12.

Section 2. That the cost of said contract shall be in amount not to exceed \$50,000 and shall be paid from Fund No. 10 SF 166.

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

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

Ord. No. 2199-01.

By Councilmen White and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Personnel and Human Resources to employ one or more professional consultants to provide professional services necessary to coordinate and operate a comprehensive workers' compensation 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 Personnel and Human Resources is hereby authorized to employ by contract one or more professional consultants or one or more firms of professional consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to coordinate and operate a comprehensive workers' compensation program. Such services shall include, but not be limited to, actuarial and auditing services, disability and account management, preparation of reports, scheduling and payment of independent medical exams, claim settlement, handicap reimbursement, and filing of claim appeals.

The selection of said consultants for such services shall be made by

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

Section 2. That the costs for such services herein contemplated shall be paid from the fund or funds appropriated for the purpose set forth in Section 1 of this Ordinance in budget year 2002, Request No. 107505.

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

Referred to Directors of Personnel and Human Resources, Finance, Law; Committees on Employment, Affirmative Action and Training, Finance.

FIRST READING EMERGENCY RESOLUTION REFERRED

Res. No. 2200-01.

By Councilman Cimperman (by request).

An emergency resolution declaring the intention to vacate a portion of West 10th Street.

Whereas, this Council; is satisfied that there is good cause to vacate a portion of West 10th Street as hereinafter described; 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 it hereby declares its intention to vacate portions of the following described real property:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and being all that portion of the Easterly (25.00 feet) of West 10th Street (50.00 feet wide) extending Southerly 55.00 feet from the most Southerly line of West 10th Street (50.00 feet wide) vacated by the Council of the City of Cleveland by Ordinance Number 392-63, passed by the Council of the City of Cleveland, on August 15, 1963.

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.

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

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

Ord. No. 2201-01.

By Councilman Cimperman.

An emergency ordinance to amend Section 1 of Ordinance No. 1521-01, passed August 15, 2001, to authorize and approve a grant assistance program for the public purpose of providing housing in the Phoenix Plan Project for individuals and families, through the use of Ward 13 Neighborhood Equity Funds.

Whereas, the Housing Advisory Board of the City of Cleveland has reviewed and approved a program of assistance for purchasers of three Phoenix Plan Project houses being developed through the Tremont West Development Corporation; and

Whereas, Ordinance No. 1521-01, passed August 15, 2001 did not specify the use of funds for said assistance; and

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

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

Section 1. That Section 1 of Ordinance No. 1521-01, passed August 15, 2001, is hereby amended to read as follows:

Section 1. That the Director of Community Development is authorized to enter into an agreement with Tremont West Development Corporation to provide grant funding directly by the City to individuals and families purchasing houses in the Phoenix Plan project in the City of Cleveland, through the use of Ward 13 Neighborhood Equity Funds.

Section 2. That Section 1 of Ordinance No. 1521-01, passed August 15, 2001, 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.

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. 2202-01.

By Councilman Cintron.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the May Dugan Center for the Holiday Distribution Program 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 Director of Community Development is authorized to enter into an agreement with the May Dugan Center for the Holiday Distribution Program for the public purpose of providing food

and non-perishable items to Cleveland families over the Christmas holiday 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 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. 2203-01.

By Councilman Gordon.

An emergency ordinance to amend Ordinance No. 1820-2000, passed October 18, 2000, authorizing the Director of Community Development to enter into an agreement with Senior Citizens Resources, Inc. for their Holiday Meals Program in order to carry out the public purpose of the provision of prepared food to the elderly and shut-in residents of the City of Cleveland 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 Section 2 of Ordinance No. 1820-2000, passed October 18, 2000, is hereby amended to read as follows:

Section 2. That the cost of said contract shall be in an amount not to exceed \$12,000 and shall be paid from Fund No. 10 SF 166.

Section 2. That Section 2 of Ordinance 1820-2000, passed October 18, 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.

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. 2204-01.

By Councilman Jackson.

An emergency ordinance consenting and approving the issuance of a permit for the Gallop for Children on December 19, 2001, sponsored by HMA Sports.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Gallop for Children sponsored by HMA Sports on December 19, 2001, starting at East 22nd Street and Cedar Avenue, Cedar Avenue to East 30th Street, East 30th Street to Central Avenue, Central Avenue to East 40th Street, East 40th Street to Woodland Avenue, Woodland Avenue to East 22nd Street, East 22nd Street to Community College, Community College to East 24th Street, East 24th Street to Central Avenue, Central Avenue to East 22nd Street and finish in front of the Juvenile Court, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

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

Ord. No. 2205-01.

By Councilman Melena.

An emergency ordinance to amend Ordinance No. 2046-01, passed October 29, 2001, authorizing the Director of Economic Development to enter into an agreement with C.T. Products, L.L.C. for the retention and creation of jobs 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 Section 2 of Ordinance 2046-01, passed October 29, 2001, is hereby amended to read as follows:

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 2. That Section 2 of Ordinance No. 2046-01, passed October 29, 2001, 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.

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. 2206-01.

By Councilman White.

An emergency ordinance to amend Ordinance No. 935-01, passed August 15, 2001, authorizing the Director of Community Development to enter into a grant agreement with Lutheran Housing Corporation for the Ward 2 Home Repair Program to further the public purpose of creating and improving housing in the City of Cleveland through the use of Ward 2 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 Section 2 of Ordinance No. 935-01, passed August 15, 2001, is hereby amended to read as follows:

Section 2. That the cost of said contract shall be in an amount not to exceed **\$70,000** and shall be paid from Fund. No. 10 SF 166.

Section 2. That Section 2 of Ordinance No. 935-01, passed August 15, 2001, 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.

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. 2207-01.

By Councilman Willis.

An emergency ordinance to revoke a license issued to John Dimarhos in Ward 9.

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 revokes the temporary sidewalk peddlers license No. 24 of John Dimarhos to peddle at University Circle Drive in Ward 9.

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.

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 2208-01.

By Councilman Britt.

An emergency resolution withdrawing objection to the renewal of a D5 Liquor Permit to 8214 Cedar Avenue, and repealing Res. No. 1577-01 objecting to said renewal.

Whereas, this Council objected to the renewal of a D5 Liquor Permit to 8214 Cedar Avenue by Res. No. 1577-01 adopted by Council August 15, 2001; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

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

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

Section 1. That objection to the renewal of a D5 Liquor Permit to 8214 Cedar Avenue, be and the same is hereby withdrawn and Res. No. 1577-01, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

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. 2209-01.

By Councilman Britt.

An emergency resolution withdrawing objection to the renewal of a D5 and D6 Liquor Permit to 8329 Quincy Avenue, and repealing Res. No. 1587-01 objecting to said renewal.

Whereas, this Council objected to the renewal of a D5 and D6 Liquor Permit to 8329 Quincy Avenue by Res. No. 1587-01 adopted by Council on August 15, 2001; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

Whereas, this resolution constitutes an emergency measure provid-

ing for the usual daily operation of a municipal department; now, therefore,

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

Section 1. That objection to the renewal of a D5 and D6 Liquor Permit to 8329 Quincy Avenue, be and the same is hereby withdrawn and Res. No. 1587-01, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

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. 2210-01.

By Councilman Cintron.

An emergency resolution withdrawing objection to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit to 3085-89 West 25th Street, 1st Fl. & Bsmt., and repealing Res. No. 103-01 objecting to said transfer of ownership.

Whereas, this Council objected to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit to 3085-89 West 25th Street, 1st Fl. & Bsmt. by Res. No. 103-01 adopted by Council January 22, 2001; and

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

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

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

Section 1. That objection to the transfer of ownership of a D2, D2X, D3 and D3A Liquor Permit to 3085-89 West 25th Street, 1st Fl. & Bsmt., be and the same is hereby withdrawn and Res. No. 103-01, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership thereof.

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

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

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

Res. No. 2211-01.
By Councilman Polensek.
An emergency resolution urging the City to relocate the Ports and Harbor, Aviation and K-9 Units of the Cleveland Police Department to Benjamin O. Davis High School.

Whereas, the Benjamin O. Davis Aviation High School at 4101 North Marginal Road has been closed for several years and sits unused; and

Whereas, the Division of Police, Ports and Harbor Unit is currently housed in a trailer on an area adjacent to the Aviation High School which is a temporary facility with little room for expansion; and

Whereas, the Division of Police, Aviation Unit is currently forced to rent space at Burke Lakefront Airport; and

Whereas, the Division of Police K-9 Unit is currently housed at Gordon Park; and

Whereas, the site at 4101 North Marginal Road would provide adequate space and facilities as a permanent home for the Ports and Harbor, Aviation and K-9 Units of the Division of Police; 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 the Council hereby urges the City to relocate the Ports and Harbor, Aviation and K-9 Units of the Cleveland Police Department to Benjamin O. Davis High School.

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. 2212-01.
By Councilman Polensek.
An emergency resolution calling for the establishment of a Citywide Community Policing Steering Committee to plan and develop policies for the City of Cleveland Community Policing Program.

Whereas, the City of Cleveland has a Community Policing Program to improve and enhance public safety in residential neighborhoods throughout the City; and

Whereas, the Council and Administration have developed the Community Policing Program with concerned citizens, neighborhood and community organizations; and

Whereas, a successful Community Policing Program involves the participation and cooperation of citizens, the business community, community organizations and the Division of Police; and

Whereas, in order to assure the continued assistance and cooperation of citizens, the business community, community organizations and the Division of Police a City-

wide Community Policing Steering Committee should be established in order to plan and develop policies for the Community Policing program; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety in that a Community Policing Program Steering Committee will help maintain stability in residential neighborhoods throughout the City, now, therefore,

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

Section 1. That the City of Cleveland create and establish a Citywide Community Policing Steering Committee to help develop policies for the Community Policing Program.

Section 2. That the Mayor and the President of Council work together to establish the Citywide Community Policing Steering Committee, the membership of which shall include residents, community organizations, members of the business community, the Administration and the Council.

Section 3. That the Mayor and the President of Council shall each appoint one half the members of the Steering Committee.

Section 4. That the Mayor and the President of Council shall each appoint one Co-Chair of the Steering Committee with oversight responsibilities for the Committee.

Section 5. That the Steering Committee shall provide quarterly progress reports to the Mayor and the President of Council.

Section 6. 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. 2213-01.
By Councilmen Polensek, Cimperman, Westbrook, Rybka, Cintron, O'Malley, Sweeney, Britf, White, Melena, Lewis and Willis.

An emergency resolution stating Council's intention to file a motion in U.S. Bankruptcy Court to oppose LTV's proposed cessation of operations, and supporting the workers of LTV Steel Company in their fight to keep LTV Steel Company open.

Whereas, LTV Steel Company filed for bankruptcy protection in December, 2000 and, since that time, financial institutions, representatives of local, state and federal governments, union leaders and company representatives have been working cooperatively to secure a viable and stable future for the company; and

Whereas, in a move surprising to workers and area community leaders, on November 21, 2001, LTV management filed a motion with the Youngstown bankruptcy court seeking approval to immediately cease steel making operations in Cleveland, Indiana, Illinois, and to close

coke ovens in Warren, Ohio and Chicago; and

Whereas, if this request of LTV management is approved by the bankruptcy court, approximately 7,500 people, including 3,200 in Cleveland, would lose their jobs; and

Whereas, in addition to the lost jobs, more than 50,000 LTV retirees and dependents could lose their health care and have pension benefits reduced; and

Whereas, this Council vehemently opposes the proposal of LTV to cease operations and joins with local and federal leaders, including Congressman Dennis Kucinich, in urging the bankruptcy court to deny LTV's motion for closure; and

Whereas, as this Council has experienced, when political, community, religious and labor leaders joined together to keep St. Michael Hospital open, we were able to stave off a closure that we were told even God could not stop; and

Whereas, the livelihood of thousands of Cleveland families and the economy of our region will be put at great peril if LTV is permitted to close permanently; and

Whereas, it is the intention of this Council to file a motion on Tuesday, November 27th in the U.S. Bankruptcy Court in Youngstown opposing the closure of LTV and requesting the appointment of a trustee to shepherd LTV through the bankruptcy process so that it may reorganize and remain in operation; 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 the cessation of operations of LTV Steel Company and intends to file a motion in U.S. Bankruptcy Court supporting the position of Congressman Dennis Kucinich in objecting to LTV's rejection of collective bargaining agreements, termination of retiree benefit programs, unilateral cessation of negotiations with labor unions, designation of key assets for auction and proposed shutdown of operations without adequate assurances of compliance with environmental standards.

Section 2. That this Council believes LTV Steel Company can be saved through the intervention of a qualified Trustee to manage and oversee the affairs of LTV and this Council will urge the bankruptcy court to appoint such a Trustee to help save the company and the jobs of thousands of workers, and to prevent a devastating impact to the Cleveland economy.

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 PASSED**Ord. No. 1137-01.**

By Councilmen Jackson and Polensek.

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Chapter 147 relating to creation of the Department of Consumer Affairs.

Approved by Directors of Personnel and Human Resources, Finance, Law; Passage recommended by Committees on Employment, Affirmative Action and Training, Legislation, Finance.

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

Ord. No. 1342-01.

By Councilman Cintron.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Ohio City Near West Development Corporation for rehabilitation of the West Virginia Building through the use of Ward 14 Neighborhood Equity Funds.

Approved by Directors of Community Development, Finance, Law; Passage 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.

Ord. No. 1491-01.

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

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 451.241 relating to prohibiting the parking of vehicles on vacant lots.

Approved by Directors of Community Development, City Planning Commission, Law; Passage recommended by Committees on Community and Economic Development, City Planning, Legislation, Finance.

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

Ord. No. 1500-01.

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance to terminate Contract No. 57325 with Xchange Point and to enter into contract with Cleveland Treatment Center to provide services under the 2001 Federal AIDS Prevention Grant.

Approved by Directors of Public Health, Finance, Law; Passage recommended by Committees on Public Health, Finance.

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

Ord. No. 1501-01.

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

An emergency ordinance authorizing the Director of Economic Development to enter into a project agreement with KINBESS, LLC. for the acquisition, clearance and redevelopment of certain lands in the Hemisphere Community Development Plan Area.

Approved by Directors of Economic Development, City Planning Commission, Finance, Law; Passage recommended by Committees on

Community and Economic Development, City Planning, Finance.

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

Ord. No. 1734-01.

By Councilman Jackson.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2371 East 63rd Street to Progressive Baptist Church.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Passage recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 1737-01.

By Councilman Jones.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on Alonzo Avenue to Anthony Gray, Jr.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Passage recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 1750-01.

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

An emergency ordinance to amend the title, the third whereas clause, and Sections 2, 3 and 10 of Ordinance No. 1976-99, passed December 13, 1999, relating to the sale of City-owned property at 2201 West 93rd Street for development of the former West Technical High School for development and authorizing a Neighborhood Development Investment Fund contract and a project agreement therefor.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Passage recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 1859-01.

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 2002 Solid Waste Disposal Program.

Approved by Directors of Public Health, Finance, Law; Passage recommended by Committees on Public Health, Finance.

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

Ord. No. 1910-01.

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

An emergency ordinance to amend Section 2 of Ordinance No. 851-2000 passed June 12, 2000 relating to a contract with Marshall-Magnate Building, LTD to provide a loan to partially finance the rehabilitation and redevelopment of the historic Marshall Drug Building.

Approved by Directors of Community Development, Finance, Law; Passage 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.

Ord. No. 1912-01.

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

An emergency ordinance authorizing the Director of Community Development to enter into contract with Vesta-Cleveland LLC, or its designee, to provide financial assistance in the form of Community Development Float Loans to partially finance the construction and development costs related to the redevelopment of the Rainbow Terrace Apartments.

Approved by Directors of Community Development, City Planning Commission, Finance, Law; Passage recommended by Committees on Community and Economic Development, City Planning, Finance; when amended as follows:

1. In Section 4, line 3, after "loans" insert "**and shall not close said loans until said letters are received**".

Amendment agreed to.

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

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

Ord. No. 1916-01.

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

An emergency ordinance authorizing the Directors of Economic Development and Community Development to enter into a lease/purchase agreement with the Vesper Corporation; and authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use to the Vesper Corporation pursuant to the lease/purchase agreement.

Approved by Directors of Economic Development, Community Development, City Planning Commission, Finance, Law; Passage recommended by Committees on Community and Economic Development, City Planning, Finance; when amended as follows:

1. Strike Section 3 in its entirety and insert in lieu thereof:

"Section 3. That the terms of the lease authorized herein shall be in accordance with the terms as set forth in the Summary contained in File No. 1916-01-A."

Amendment agreed to.

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

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

Ord. No. 1966-01.

By Councilmen Jackson and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into contract with the Cuyahoga Metropolitan Housing Authority to reimburse the Cuyahoga Metropolitan Housing Authority for the demolition, site preparation, and architecture and engineering fees associated with the renovation of the Carver Park Estates.

Approved by Directors of Community Development, Finance, Law; Passage 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.

Ord. No. 1975-01.

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

An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Second Growth Institute to provide economic development assistance to partially finance the acquisition, demolition, remediation and renovation of real estate, including buildings, and all other associated costs to redevelop the property located on the southwest corner of East 152nd Street and Ivanhoe Road, Cleveland, Ohio.

Approved by Directors of Economic Development, City Planning Commission, Finance, Law; Passage recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 1976-01.

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

An emergency ordinance authorizing the Directors of Economic Development and Community Development to enter into a contract with Euclid-St. Clair Corp., or its designee, to provide economic development assistance to partially finance the acquisition, relocation, demolition, infrastructure improvements and construction of single family homes in the Euclid-Green neighborhood, and all other associated costs necessary to redevelop the property, located in Cleveland, Ohio.

Approved by Directors of Economic Community Development, City Planning Commission, Finance, Law; Passage recommended by Committees on Community and Economic Development, City Planning, Finance.

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

Ord. No. 2037-01.

By Councilmen Jackson and Patmon (by departmental request).

An emergency ordinance to amend Section 2 of Ordinance No. 1033-01, passed June 19, 2001, relating to a Neighborhood Development Investment Fund contract with KINBESS LLC to improve an approximate 25-acre parcel at the intersection of Preble Avenue and East 80th Street.

Approved by Directors of Economic Development, Finance, Law; Passage 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. 1162-01.

By Councilman Patmon. An emergency ordinance authorizing the Director of Community Development to enter into a grant

agreement with the Famicos Foundation for their Faith Urban Ministries program in order to carry out the public purpose of providing job training and outreach effort through the use of Ward 8 Neighborhood Equity Funds.

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

Ord. No. 1225-01.

By Councilman Jackson (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to YWCA of Cleveland to hang approximately 30 banners on CPP and CEI utility poles (by separate permission) on E. 40th St. between Carnegie & Euclid Aves.; on Prospect Ave., to the north & south of the E. 40th St. intersection; Prospect Rd., between Prospect & Carnegie Aves.; and Carnegie Ave., between E. 55th & E. 46th St.

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

Ord. No. 1746-01.

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of aviation fuel and hangar space for aircraft, for the Division of Police, Department of Public Safety, for a period of one year.

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

Ord. No. 1853-01.

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.

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

THIRD READING EMERGENCY RESOLUTION ADOPTED

Res. No. 1751-01.

By Councilman Jones (by request).

An emergency resolution declaring the intention to vacate a portion of The First Unnamed Alley North of Miles Avenue between East 164th Street and Lee Road.

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

MOTION

By Council Member Patmon and seconded by Council Member Rybka and unanimously carried that the absence of Council Members Dona Brady, Michael A. Dolan and Zachary Reed be and is hereby authorized.

MOTION

The Council Meeting adjourned at 8:15 p.m. to meet at the call of the Chair.



Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

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 10, 2001

9:30 A.M.

Calendar No. 01-258: 2341 Carnegie Avenue (Ward 5)

Carnegie Prospect Holdings LP, owners, c/o Julie Kotopish, agent, appeals to change the use of an existing approximate 73' x 364' vacant five-story office building into 36 apartments and assembly space situated on an approximate 389' x 476' parcel located in a General Retail Business District on the north side of Carnegie Avenue at 2341 Carnegie Avenue; said change of use being contrary to the Area Requirements of Section 355.04 where the maximum gross floor area permitted is 42,781.32 sq. ft. and 96,700 sq. ft. is proposed and contrary to the Yards and Courts Requirements of Section 357.04(a) where a 30' front yard set back is required and 0' is proposed and Section 357.08(b)(2) where a 48' rear yard set back is required and 0' is proposed and a 0' interior side yard is proposed and 22' is required as stated in Section 357.09(b)(2)(B) of the Codified Ordinances.

Calendar No. 01-291: 16304 Telfair Avenue (Ward 1)

Herbert and Louise Chandler, owners, appeal to install 75 linear feet of 4' high chain-link fencing to the east of a 40' x 156' parcel located in a One-Family District on the south side of Telfair Avenue at 16304 Telfair Avenue; said installation being contrary to the Fence Regulations where a 4' high chain-link fence is proposed and in the actual front yard only ornamental fences are permitted as stated in Section 358.04(c)(1) of the Codified Ordinances.

Calendar No. 01-292: 2604 West 11th Street (Ward 13)

Michael Sebastiani, owner, appeals to construct a 16' x 27' two-story frame addition to the rear of an existing 16' x 51' one and one-half dwelling situated on a 25' x 132' parcel located in a Two-Family District on the west side of West 11th Street at 2604 West 11th Street; said construction being contrary to the Yards and Courts Requirements of Section 357.09(2)(b) where a 3' interior side yard is required and 2' is proposed and a 10' aggregate width is required and 7' is proposed and 357.09(2)(a) where no building shall be erected less than 10' from a main building on an adjoining lot and contrary to the existing non-conforming use limitations of Section 359.01 of the Codified Ordinances.

Calendar No. 01-293: 3296 East 93rd Street (Ward 5)

Love Center Interdenominational Church, owners, c/o, Daniel Shirkey, agent, appeals to construct a 40' x 80' one-story masonry Church building situated on an approximate 104' x 148' irregular shaped corner parcel located in a Local Retail Business District on the southwest corner of Fuller Road and East 93rd Street at 3296 East 93rd Street; said construction being contrary to the Off-Street Parking and Loading Requirements where 3 parking spaces are proposed and 36 are required as stated in Section 349.04(e) of the Codified Ordinances.

Calendar No. 01-294: 3501 Lorain Road (Ward 14)

Caesar Burkes, owner, appeals to install a new 6'-1-1/2" x 15'-6", 23' high sign cabinet on the southeasterly corner of an approximate 130' x 130' corner parcel located in a Local Retail Business District on the northwest corner of Fulton Road and Lorain Road at 3501 Lorain Road; said installation being contrary to the Sign Regulations where a 23' high sign is proposed and the maximum height permitted is 12' as stated in Section 350.14(b) of the Codified Ordinances.

Calendar No. 01-297: 3806 Franklin Boulevard (Ward 14)

Richard Turnbull, owner, appeals to install a free-standing sign 4' from the existing lot lines and to install approximately 38 linear feet of 6' high iron fencing and gate to the east of an approximate 68' x 113' parcel located in a Two-Family District on the northwest corner of West 38th Street and Franklin Blvd. at 3806 Franklin Blvd.; said installation being contrary to the Sign Regulations of Section 350.13 where in residential districts, the minimum distance for a free-standing sign from all lot lines is 25' and 4' is proposed and contrary to the Fence Regulations where a 6' high

iron fence and gate is proposed and fencing in the actual side street yards shall not exceed 4' in height and be at least 50% open as stated in Section 358.04(a) of the Codified Ordinance.

Calendar No. 01-345: 2000 West 14th Street (Ward 13)

Cleveland Cold Storage Incorporation, owners, c/o Fred Finley, agent, appeals from a notice of violation from the Division of Building and Housing, that the outdoor advertising signs painted on the North and South elevations of the building at 2000 West 14th Street are considered as nonconforming advertising devices as stated in Section 350.19 of the Codified Ordinance.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, NOVEMBER 26, 2001

At the meeting of the Board of Zoning Appeals on Monday, November 26, 2001, the following appeals were heard by the Board:

The following appeals were **Approved**:

Calendar No. 01-277: 3805 Clark Avenue

Charles Cramer, owner, appealed to install 23 linear feet of 6' high ornamental fencing to the north of a property located in a Semi-Industry District.

Calendar No. 01-282: 6306 West Clinton Avenue

Vince Kovacic, owner, appealed to install 21 linear feet of 8' high wood privacy fencing to the east of a property located in a Two-Family District.

Calendar No. 01-289: 13520 Ellwood Avenue

Deborah Milazzoto, owner, appealed to construct a 10' x 16' deck to the front of an existing 1 1/2 dwelling located in a One-Family District.

Calendar No. 01-290: 18801 Fairville Avenue

Kelly Rosado, owner, appealed to construct a 10' x 11' deck to the front of an existing 1 1/2 dwelling located in a One-Family District.

Calendar No. 01-168: 2190 Ambleside Drive

Cuyahoga Metropolitan Housing Authority, owners, appealed to install roof top antennas and a dish antenna to the roof of an existing building located in a Multi-Family District.

The following appeals were **Approved Conditionally**:

Calendar No. 01-286: 5708 Fleet Avenue

Fleet 57th Properties, owners, c/o Jeff Domalzscki, appealed to construct a parking lot for 12 parking spaces on a parcel located in a Local Retail District.

Calendar No. 01-270: 8415 Broadway Road

Community Assessment, owners, c/o Anne M. Gurchik, tenant ap-

pealed to change the use of a one-story auto dealership building into a Correctional Halfway House and substance abuse center located in a General Retail District and a Semi-Industrial District.

The following appeal was **Denied**:

Calendar No. 01-280: 3127 West 100th Street

Donald Shettine, owners, appealed to construct a wood frame one-story accessory garage to the south of a parcel located in a Two-Family District.

On Monday, November 26, 2001, in Executive Session:

The following appeals were heard on Monday November 19, 2001, and said decisions were approved and adopted by the Board on November 26, 2001:

The following appeal was **Approved**:

Calendar No. 01-274: 7505 Ottawa Road

Jadwiga Slabbicki, owner, appealed to install 178 linear feet of 4' high chain-link fencing to the south of a parcel located in a Two-Family District.

The following appeals were **Approved Conditionally**:

Calendar No. 01-285: 12625 Lena Avenue

Judy Chamberlain, owner, appealed to construct a one-story masonry day-care building on a parcel located in an RA2 District.

Calendar No. 01-296: 1563 East Boulevard

Northeastern Neighborhood Development Corporation, owners, c/o Chris Auvil, agent, appealed to construct a nine story 160 one-bedroom Elderly Housing apartment building on a parcel located in a Multi-Family Use District and a "2" Height District.

Calendar No. 01-248: 17615 St. Clair Avenue

Norman Kirchner, owner, appealed to change the use of an existing one-story masonry warehouse and auto part storage building into an auto parts storage and auto wrecking building in a Semi-Industry District and a General Industry District.

Calendar No. 01-259: 3256 West 25th Street

Jim Denkins, owner, appealed to change the use of an existing three-story hardware store, storage and office building into a hardware store, storage and 17 apartment unit building on a parcel located in a Semi-Industry District.

The following appeal was **Withdrawn**:

Calendar No. 01-304: 3620 Superior Avenue

Judy Chiu, owner, appealed to change the use of the first floor of an existing two-story masonry building from factory to warehouse in a Semi-Industry District.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of November 21, 2001

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

* * *

Docket A-79-01.

RE: Appeal of Gayatri Inc. d.b.a. Instrumatics, Owner of the Property located on the premises known as 15516 Industrial Parkway from a NOTICE OF VIOLATION-FIRE CODE dated March 28, 2001 of the Chief of the Division of Fire, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-79-01 has been WITHDRAWN, noting the agreement to withdraw between the Appellant and the Division of Fire.

* * *

Docket A-128-01.

RE: Appeal of Franklin Boulevard Nursing Home, Owner of the premises known as 3600 Franklin Boulevard from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing, dated June 2, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-128-01 has been POSTPONED; to be rescheduled for December 5, 2001.

* * *

Docket A-155-01.

RE: Appeal of Mildred Mills Jackson, Owner of the Two & One/half Story Frame Residential Property located on the premises known as 9214 Parmalee Avenue from a NOTICE OF VIOLATION-EXTERIOR MAINTENANCE of the Commissioner of the Division of Building and Housing, dated September 4, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant until July 1, 2002 in which to obtain permits and abate the 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. Saunders and seconded by Mr. Sullivan.

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

* * *

Docket A-164-01.

RE: Appeal of Elie Abboud, Owner of the Property located on the premises known as 12408C Union Avenue from an ORDER TO VACATE of the Commissioner of the Division of Building and Housing,

dated October 16, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action this date, the docket will remain open for any possible further appeals.

* * *

Docket A-170-01.

RE: Appeal of St. Vitus Development Corp., Owner of the Three (3) Story Thirty-three (33) Suite Masonry Apartment Building located on the premises known as 6114 Glass Avenue from a NOTICE OF VIOLATION-HVAC of the Commissioner of the Division of Building and Housing, dated July 5, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variances as requested to the fire dampers through the third floor ceiling; to the noncombustible ducts in the plumbing wall, but not more than two stories; and to the sheet metal duct crossing the corridor in the fully sprinklered building. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Williams.

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

* * *

Docket A-173-01.

RE: Appeal of E. 105th Street Church Of God C/O Bishop E. F. Perry, Owner of the Two & One/half Story Masonry Story Property located on the premises known as 10613 Lamontier Avenue from a NOTICE OF VIOLATION-GENERAL MAINTENANCE of the Commissioner of the Division of Building and Housing, dated October 19, 2001, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to DENY the request for variance and to REMAND the property at 10613 Lamontier Avenue to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Williams.

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

* * *

APPROVAL OF RESOLUTIONS FROM OCTOBER 24, 2001

Separate motions were entered by Mr. Sullivan 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-48-00/A-56-00—Zaremba Cleveland Communities Inc.
- A-117-01—Kerry Chelm & Chelm Properties Mgmt.
- A-127-01—Kiser Houston.
- A-149-01—Christopher A. Giannini.

A-159-01—Rockwell Title Agency, Inc.

A-166-01—Cuyahoga County Commissioners.

Yeas: Messrs. Sullivan (Acting Chairman), Williams, Saunders. Nays: None. Not Voting: Mr. Denk.

* * *

APPROVAL OF MINUTES FROM OCTOBER 24, 2001

Separate motions were entered by Mr. Sullivan 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):

October 24, 2001

Yeas: Messrs. Sullivan (Acting Chairman), Williams, Saunders. Nays: None. Not Voting: Mr. Denk.

* * *

APPROVAL OF RESOLUTIONS FROM NOVEMBER 7, 2001

Separate motions were entered by Mr. Sullivan 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):

- L-19-01—Dana Brown.
- A-110-01—MatJac, Inc.
- A-126-01—GMS Management Co., Inc.
- A-141-01—West Side Catholic Center.
- A-146-01—Michael P. Cherek.
- A-147-01—Harvey Oppman.
- A-154-01—Thomas Terry.

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

* * *

APPROVAL OF MINUTES FROM NOVEMBER 7, 2001

Separate motions were entered by Mr. Sullivan 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 7, 2001

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

EUGENE CRANFORD, JR.,
Secretary

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS**For All Departments**

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, DECEMBER 5, 2001

Push Bumpers, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 1656-99, passed by the Council of the City of Cleveland on December 14, 1999.

Hydraulic Cylinders, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 379-01, passed by the Council of the City of Cleveland on April 9, 2001.

League Park Site Improvements, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties.

THERE WILL BE A REFUNDABLE FEE OF TWENTY-FIVE DOLLARS (\$25.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.

November 21, 2001 and November 28, 2001

WEDNESDAY, DECEMBER 12, 2001

Uniform Apparel, for the Division of EMS, Department of Public Safety, as authorized by Section 135.06 of the Codified Ordinances of the City of Cleveland, 1976.

Physicals for Occupational Medical Monitoring Program, for the Division of Environment, Department of Public Health.

ANY QUESTIONS AND/OR CONCERNS PLEASE CONTACT DOUG BROUSSARD AT (216) 664-4010. THIS IS A PROFESSIONAL SERVICE BY REQUIREMENT CONTRACT.

Lead Abatement Contractor Training, for the Department of Public Health, as authorized by Ordinance No. 432-98, Section G.

THIS IS A PROFESSIONAL SERVICE BY REQUIREMENT CONTRACT. ANY QUESTIONS AND/OR CONCERNS PLEASE CONTACT JONATHON BRANDT AT (216) 664-4939.

November 21, 2001 and November 28, 2001

THURSDAY, DECEMBER 13, 2001

Truck and Car Washing and Car Waxing, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1047-01, passed by the Council of the City of Cleveland on October 8, 2001.

THERE WILL BE A MANDATORY PRE-BID MEETING ON THURSDAY, NOVEMBER 29, 2001 AT 10:00 A.M., AT CLEVELAND PUBLIC POWER, LOCATED AT 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Self Contained Breathing Apparatus & Associated Parts, for the Department of Public Health, on behalf of the Division of Correction, as authorized by Ordinance No. 1263-01, passed by the Council of the City of Cleveland, June 19, 2001.

Network Equipment, for the Department of Port Control, as authorized by Ordinance No. 468-2000, passed by the Council of the City of Cleveland, November 13, 2000.

November 21, 2001 and November 28, 2001

FRIDAY, DECEMBER 14, 2001

Installation of New Heat/Air Conditioning System in the Annex Building, for the Department of Public Health, on behalf of the Division of Correction, as authorized by Ordinance No. 1203-2000, passed by the Council of the City of Cleveland, August 7, 2000.

November 21, 2001 and November 28, 2001

FRIDAY, DECEMBER 7, 2001

Re-Bid of Glycol Collection (Deicing Service), for the various divisions

of the City Government, Department of Port Control, as authorized by Ordinance No. 1124-01, passed by the Council of the City of Cleveland, July 18, 2001.

FOR ADDITIONAL QUESTIONS, PLEASE FAX YOUR QUESTIONS OVER TO THE ATTENTION OF DEBORAH MIDGETT AT (216) 664-2177.

November 21, 2001, November 28, 2001 and December 5, 2001

WEDNESDAY, DECEMBER 12, 2001

Electrical Supplies and Equipment, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1150-01, passed by the Council of the City of Cleveland on July 18, 2001.

THERE WILL BE A MANDATORY PRE-BID MEETING ON WEDNESDAY, DECEMBER 5, 2001 AT 2:00 P.M. TO 3:00 P.M., AT 1201 LAKE-SIDE AVENUE, 4TH FLOOR ATRIUM CONFERENCE ROOM.

November 21, 2001, November 28, 2001 and December 5, 2001

FRIDAY, JANUARY 4, 2002

Relocation of Brookpark Road, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 552-2000 and 1234-2000, respectfully.

THERE IS A PRE-BID MEETING ON THURSDAY, DECEMBER 6, 2001 AT 10:00 A.M. TO 12:00 P.M., LOCATED AT 19501 FIVE POINTS ROAD (LOCATED ON THE CORNER OF CARGO) CLEVELAND, OHIO 44135.

THERE IS A REFUNDABLE FEE OF THREE HUNDRED FIFTY DOLLARS (\$350.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER. ALL BID PACKAGES WILL BE AVAILABLE FOR PICK UP ON FRIDAY, NOVEMBER 30, 2001.

November 21, 2001, November 28, 2001 and December 5, 2001

WEDNESDAY, DECEMBER 19, 2001

Purchasing a New Dishwasher, for the Department of Public Health, on behalf of the Division of Correction, as authorized by Ordinance No. 1203-2000, passed by the Council of the City of Cleveland, August 7, 2000.

One (1) 12,000 Pounds Capacity Lift Truck, for the Division of Motor Vehicle Maintenance, Department of Finance, as authorized by Ordinance No. 1264-01, passed by the Council of the City of Cleveland, June 19, 2001.

Roll-Off Hoist, for the Division of Motor Vehicle Maintenance, Department of Finance, as authorized by Ordinance No. 1264-01, passed by the Council of the City of Cleveland, June 19, 2001.

November 28, 2001 and December 5, 2001

THURSDAY, DECEMBER 20, 2001

Golf Course Beverages, for the Division of Recreation, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 81-01, passed by the Council of the City of Cleveland, April 9, 2001.

Various Food and Food Products, for the Division of Recreation, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 81-01, passed by the Council of the City of Cleveland, April 9, 2001.

League Park Renovation, for the Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1138-01.

THERE WILL BE A REFUNDABLE DEPOSIT OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.

THERE WILL BE A PRE-BID MEETING ON THURSDAY, DECEMBER 6, 2001 AT 2:00 P.M. AT LEAGUE PARK, EAST 66TH AND LEXINGTON AVENUE, CLEVELAND, OHIO.

November 28, 2001 and December 5, 2001

FRIDAY, DECEMBER 21, 2001

Laboratory Services, for the various divisions of the Department of Public Health, as authorized by Ordinance No. 432-98, passed by the Council of the City of Cleveland, October 19, 1998.

Hydraulic Pumps, Motors and Valve Repair, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 379-01, passed by

the Council of the City of Cleveland, April 9, 2001.

November 28, 2001 and December 5, 2001

WEDNESDAY, DECEMBER 26, 2001

Elevator and Escalator Maintenance, for the Department of Parks, Recreation and Properties, as authorized by Ordinance No. 621-01, passed by the Council of the City of Cleveland, June 11, 2001.

THERE WILL BE A PRE-BID MEETING ON TUESDAY, DECEMBER 11, 2001 AT 1:00 P.M. AT THE BAGGAGE CLAIM CONFERENCE ROOM, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO 44135.

November 28, 2001 and December 5, 2001

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 209S-01.

By Councilman Patmon (by departmental request).

An emergency resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies certifying them to the County Auditor.

Whereas, this Council, in accordance with the provisions of law, has previously adopted a Tax Budget, for the fiscal year commencing January 1, 2002; and

Whereas, the Budget Commission of Cuyahoga County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council and what part thereof is without and what part within the 10-Mill limitation; 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 the amounts and rates as determined by the Budget Commission in its certification be and the same are hereby accepted.

Section 2. That there be and is hereby levied on the tax duplicate of the City of Cleveland the rate of each tax necessary to be levied within and without the 10-Mill limitation, as follows:

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES

FUND	Amount to be Derived From Levies Outside 10-Mill Limitation	Amount Approved By Budget Commission Inside 10-Mill Limitation	County Auditor's Estimate of Tax Rate To Be Levied	
	Column II	Column IV	Inside 10-Mill Limit	Outside 10-Mill Limit
GENERAL FUND				7.75
BOND RETIREMENT FUND			4.35	
POLICE PENSION FUND				0.30
FIRE PENSION FUND			0.05	0.25
TOTAL			4.40	8.30

Section 3. That the Clerk of Council be and she hereby is directed to certify a copy of this resolution to the County Auditor of said County.

Section 4. 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.

Passed November 19, 2001.

Awaiting the approval or disapproval of the Mayor.

**Res. No. 2099-01.
By Councilman Patmon (by departmental request).**

An emergency resolution requesting the County Auditor to make tax advances during the year 2002, pursuant to Section 321.34 of the Ohio Revised Code.

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 the County Auditor is requested to draw, and the County Treasurer to pay on such draft to the Treasury of the City of Cleveland such money as may be in the County Treasury from time to time during the year 2002 to the account of the City of Cleveland and lawfully applicable to the purpose of the current fiscal year in which such request is made, such payments to be made from time to time as the Director of Finance or the Mayor of the City of Cleveland may request.

Section 2. That the Clerk of Council is hereby directed to transmit a certified copy of this resolution to the Auditor of Cuyahoga County.

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

Adopted November 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Res. No. 2110-01.

By Councilman Britt.

An emergency resolution withdrawing objection to the renewal of a C2 and C2X Liquor Permit to 2249 East 105th Street, 1st Fl., and repealing Res. No. 1585-01 objecting to said renewal.

Whereas, this Council objected to the renewal of a C2 and C2X Liquor Permit to 2249 East 105th Street, 1st Fl., by Res. No. 1585-01 adopted by Council on August 15, 2001; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

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

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

Section 1. That objection to the renewal of a C2 and C2X Liquor Permit to 2249 East 105th Street, 1st Fl., by and the same is hereby withdrawn and Res. No. 1585-01, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

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

Adopted November 12, 2001.

Effective November 21, 2001.

Res. No. 2111-01.

By Councilman Coats.

An emergency resolution urging the Ohio State legislature to review Chapter 2925 of the Revised Code and expand the area around a school in which drug offenses may be committed to fifteen hundred feet.

Whereas, under Revised Code Chapter 2925, a drug offense is "committed in the vicinity of a school" if the offender commits the offense on school premises, in a school building, or within one thousand feet of the boundaries of any school premises; and

Whereas, under the Revised Code, committing a drug offense "within the vicinity of a school" necessarily increases the penalty for such offense; and

Whereas, drug offenses are committed with increasing regularity just outside the defined 1000 foot boundary of school premises, which allows drug offenders to still traffic drugs relatively near schools, but to get a lesser penalty for committing the offense; and

Whereas, expanding the definition of a drug offense "committed in the vicinity of a school" to include offenses committed within fifteen hundred feet of the boundaries of any school premises will cause more drug offenders to be subject to the enhanced penalty and possibly act as a deterrent to those who may traffic drugs near our schools, 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 urges the Ohio State legislature to review Chapter 2925 of the Revised Code and expand the area around a school in which drug offenses may be committed to fifteen hundred feet.

Section 2. That the Clerk of Council is hereby directed to transmit certified copies of this resolution to Governor Bob Taft and the leaders of the Ohio State legislature.

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 12, 2001.

Effective November 21, 2001.

Res. No. 2112-01.

By Councilman Coats.

An emergency resolution withdrawing objection to the renewal of a D5 and D6 Liquor Permit to 16420 Euclid Avenue, 1st Fl. & Bsmt., and repealing Res. No. 1443-2000 objecting to said renewal.

Whereas, this Council objected to the renewal of a D5 and D6 Liquor Permit to 16420 Euclid Avenue, 1st Fl. & Bsmt. by Res. No. 1443-2000 adopted by Council on August 7, 2000; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

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

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

Section 1. That objection to the renewal of a D5 and D6 Liquor Permit to 16420 Euclid Avenue, 1st Fl. & Bsmt., be and the same is hereby withdrawn and Res. No. 1443-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted November 12, 2001.

Effective November 21, 2001.

Res. No. 2113-01.

By Councilman Coats.

An emergency resolution withdrawing objection to the renewal of a D1, D2, D3 and D3A Liquor Permit to 18029 Euclid Avenue, and repealing Res. No. 1337-2000 objecting to said renewal.

Whereas, this Council objected to the renewal of a D1, D2, D3 and D3A Liquor Permit to 18029 Euclid Avenue by Res. No. 1337-2000 adopted by Council on July 28, 2000; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

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

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

Section 1. That objection to the renewal of a D1, D2, D3 and D3A Liquor Permit to 18029 Euclid Avenue, be and the same is hereby withdrawn and Res. No. 1337-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted November 12, 2001.

Effective November 21, 2001.

Res. No. 2114-01.
By Councilman Gordon.
An emergency resolution withdrawing objection to the transfer of ownership of a C2 and C2X Liquor Permit to 2101 Denison Avenue, 1st Fl. & Bsmt., and repealing Res. No. 957-01 objecting to said transfer of ownership.

Whereas, this Council objected to the transfer of ownership of a C2 and C2X Liquor Permit to 2101 Denison Avenue, 1st Fl. & Bsmt. by Res. No. 957-01 adopted by Council on May 21, 2001; and

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

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

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

Section 1. That objection to the transfer of ownership of a C2 and C2X Liquor Permit to 2101 Denison Avenue, 1st Fl. & Bsmt., be and the same is hereby withdrawn and Res. No. 957-01, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership thereof.

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

Adopted November 12, 2001.
 Effective November 21, 2001.

Res. No. 2115-01.
By Councilman Gordon.
An emergency resolution objecting to the transfer of ownership of a D5 Liquor Permit to 2139 Broadview Rd., 1st Fl. & Bsmt.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D5 Liquor Permit from Permit No. 1896770, Dalaps Group Inc., DBA Last Chance Saloon & Grille, 2139 Broadview Rd., 1st Fl. & Bsmt., Cleveland, Ohio 44109 to Permit No. 9116351, 2139 Broadview Inc., DBA Last Chance Saloon, 2139 Broadview Rd., 1st Fl. & Bsmt., Cleveland, Ohio 44109; and

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

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

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

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

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

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

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, 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 D5 Liquor Permit from Permit No. 1896770, Dalaps Group Inc., DBA Last Chance Saloon & Grille, 2139 Broadview Rd., 1st Fl. & Bsmt., Cleveland, Ohio 44109 to Permit No. 9116351, 2139 Broadview Inc., DBA Last Chance Saloon, 2139 Broadview Rd., 1st Fl. & Bsmt., Cleveland, Ohio 44109 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted November 12, 2001.
 Effective November 21, 2001.

Res. No. 2116-01.
By Councilman Melena.
An emergency resolution withdrawing objection to the renewal of a D1, D2, D3 and D3A Liquor Permit to 7932-36 Lorain Avenue, 1st Fl. & Bsmt., and repealing Res. No. 1352-2000 objecting to said renewal.

Whereas, this Council objected to the renewal of a D1, D2, D3 and D3A Liquor Permit to 7932-36 Lorain Avenue, 1st Fl. & Bsmt. by Res. No. 1352-2000 adopted by Council on July 28, 2000; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

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

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

Section 1. That objection to the renewal of a D1, D2, D3 and D3A Liquor Permit to 7932-36 Lorain Avenue, 1st Fl. & Bsmt., be and the same is hereby withdrawn and Res. No. 1352-2000, containing said objection, be and the same is hereby

repealed and that this Council consents to the immediate renewal thereof.

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

Adopted November 12, 2001.
 Effective November 21, 2001.

Res. No. 2117-01.
By Councilman Polensek.
An emergency resolution withdrawing objection to the renewal of a D2, D2X, D3, D3A and D6 Liquor Permit to 15610 Waterloo Rd., 1st Fl. & Bsmt., and repealing Res. No. 1455-2000 objecting to said renewal.

Whereas, this Council objected to the renewal of a D2, D2X, D3, D3A and D6 Liquor Permit to 15610 Waterloo Rd., 1st Fl. & Bsmt. by Res. No. 1455-2000 adopted by Council on August 7, 2000; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal pursuant to a cooperation agreement signed between the applicant and the City of Cleveland stating that the bar is closed and moving out of the ward. A copy of signed agreement is in the City of Cleveland's Law Department for review; and

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

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

Section 1. That objection to the renewal of a D2, D2X, D3, D3A and D6 Liquor Permit to 15610 Waterloo Rd., 1st Fl. & Bsmt., be and the same is hereby withdrawn and Res. No. 1455-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted November 12, 2001.
 Effective November 21, 2001.

Res. No. 2118-01.
By Councilman Polensek.
An emergency resolution withdrawing objection to the renewal of a D1, D2, D3 and D3A Liquor Permit to 17438 St. Clair Avenue, and repealing Res. No. 1274-2000 objecting to said renewal.

Whereas, this Council objected to the renewal of a D1, D2, D3 and D3A Liquor Permit to 17438 St. Clair Avenue, by Res. No. 1274-2000 adopted by Council on July 17, 2000; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal pursuant to a cooperation agreement signed between the applicant and the City of Cleveland a copy of

which is in the City of Cleveland's Law Department; and

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

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

Section 1. That objection to the renewal of a D1, D2, D3 and D3A Liquor Permit to 17438 St. Clair Avenue, be and the same is hereby withdrawn and Res. No. 1274-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted November 12, 2001.

Effective November 21, 2001.

Res. No. 2119-01.

By Councilman Rybka.

An emergency resolution withdrawing objection to the renewal of a D5 Liquor Permit to 3370 East 65th Street, and repealing Res. No. 1453-2000 objecting to said renewal.

Whereas, this Council objected to the renewal of a D5 Liquor Permit to 3370 East 65th Street by Res. No. 1453-2000 adopted by Council on August 7, 2000; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

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

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

Section 1. That objection to the renewal of a D5 Liquor Permit to 3370 East 65th Street, be and the same is hereby withdrawn and Res. No. 1453-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted November 12, 2001.

Effective November 21, 2001.

Res. No. 2120-01.

By Councilman Willis.

An emergency resolution objecting to the issuance of a C1 Liquor Permit to 11700 St. Clair.

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a C1 Liquor Permit to Permit No. 9821036, Yasini Inc., 11700 St. Clair; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 9821036, Yasini Inc., 11700 St. Clair and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted November 12, 2001.

Effective November 21, 2001.

Res. No. 2178-01.

By Councilman O'Malley.

An emergency resolution objecting to the transfer of ownership of a D1, D2, D3 and D3A Liquor Permit to 2109 Tate Avenue.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D1, D2, D3 and D3A Liquor Permit from Permit No.

8771382, TNT Lounge Bar Inc., DBA Green Leaf Tavern, 2109 Tate Avenue, Cleveland, Ohio 44109 to Permit No. 1152290, Butts Bar & Grill Inc., DBA Butts Bar & Grill Inc., 2109 Tate Avenue, Cleveland, Ohio 44109; and

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

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

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

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

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

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

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, 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 and D3A Liquor Permit from Permit No. 8771382, TNT Lounge Bar Inc., DBA Green Leaf Tavern, 2109 Tate Avenue, Cleveland, Ohio 44109 to Permit No. 1152290, Butts Bar & Grill Inc., DBA Butts Bar & Grill Inc., 2109 Tate Avenue, Cleveland, Ohio 44109 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted November 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Res. No. 2179-01.
By Councilmen Polensek and Cimperman.

An emergency resolution urging the federal Emergency Steel Loan Guarantee Board to approve the request of National City Bank and Key Bank to guarantee a loan to LTV Steel Corp.

Whereas, National City Bank and Key Bank have applied to the federal Emergency Steel Loan Guarantee Board seeking federal guarantees to assist in the restructuring of LTV Steel Corp.; and

Whereas, if granted, the Emergency Steel Loan Guarantee Board would guarantee 85% of the principal amount loaned, or \$212.5 million of the \$250 million loan; and

Whereas, the City of Cleveland, Cuyahoga County, the State of Ohio and an unidentified supplier have agreed to guarantee 13% of the loan; and

Whereas, the guaranteed loans would provide LTV with a critical element of liquidity and stability needed during the current economic downturn and would support the Company's development of an operating cost structure competitive with the lowest cost domestic steel producers; and

Whereas, without the assistance of the Emergency Steel Loan Guarantee Board the fate of LTV Steel Corp is grim and the plight of its employees is uncertain; and

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

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

Section 1. That this Council strongly urges the Emergency Steel Guarantee Board to act favorably and expeditiously to grant emergency loan assistance to LTV Steel Corp to preserve the economic viability of the City of Cleveland and Northeast Ohio.

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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Res. No. 2180-01.
By Councilman Willis.

An emergency resolution withdrawing objection to the renewal of a C1 and C2 Liquor Permit to 11625 Superior Avenue, and repealing Res. No. 1653-01 objecting to said renewal.

Whereas, this Council objected to the renewal of a C1 and C2 Liquor Permit to 11625 Superior Avenue by Res. No. 1653-01 adopted by Council on August 15, 2001; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal; and

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

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

Section 1. That objection to the renewal of a C1 and C2 Liquor Permit to 11625 Superior Avenue, be and the same is hereby withdrawn and Res. No. 1653-01, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted November 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Res. No. 2181-01.
By Councilman Coats.

An emergency resolution urging the Ohio State legislature to review Chapter 2925 of the Revised Code and expand the area around a school in which increased penalties are received for committing drug offenses to fifteen hundred feet.

Whereas, under Revised Code Chapter 2925, a drug offense is "committed in the vicinity of a school" if the offender commits the offense on school premises, in a school building, or within one thousand feet of the boundaries of any school premises; and

Whereas, under the Revised Code, committing a drug offense "within the vicinity of a school" necessarily increases the penalty for such offense; and

Whereas, drug offenses are committed with increasing regularity just outside the defined 1000 foot boundary of school premises, which allows drug offenders to still traffic drugs relatively near schools, but to get a lesser penalty for committing the offense; and

Whereas, expanding the definition of a drug offense "committed in the vicinity of a school" to include offenses committed within fifteen hundred feet of the boundaries of any school premises will cause more drug offenders to be subject to the enhanced penalty and possibly act as a deterrent to those who may traffic drugs near our schools; 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 urges the Ohio State legislature to review Chapter 2925 of the Revised Code and expand the area around a school in which increased penalties are received for committing drug offenses to fifteen hundred feet.

Section 2. That the Clerk of Council is hereby directed to transmit certified copies of this resolution to Governor Bob Taft and the leaders of the Ohio State legislature.

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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1488-01.
By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of rock salt, for the Division of Streets, Department of Public Service.

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

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

Section 1. That the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of six months for the necessary items of rock salt in the approximate amount of 50,000 tons, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than six months may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of said contract shall not exceed \$1,500,000.00 and shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 30130)

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 12, 2001.

Effective November 21, 2001.

Ord. No. 1490-01.
By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Service to apply for and accept a grant from the Ohio Department of Natural Resources for the 2002 Recycle Ohio! Program; authorizing said Director to enter into one or more contracts with various agencies to implement the program; and authorizing one or more contracts for the purchase of equipment and supplies for the 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 Public Service is hereby authorized to apply for and accept a grant in the approximate amount of \$200,000 from the Ohio Department of Natural Resources, for the 2002 Recycle Ohio! Program, for the purposes set forth in the grant application handbook and according thereto; that the Director of Public Service 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 grant application handbook for said grant.

Section 2. That the grant application handbook for said grant, File No. 1490-01-A, made a part hereof as if fully rewritten herein, including the obligation of the City of Cleveland to provide varying levels of cash match dependent upon the activities applied for and the Cuyahoga County per capita income (CPCI) as compared to the median county per capita income (MCPCI) of the State of Ohio, payable from Fund No. 01-400301-639905, is hereby approved in all respects.

Section 3. That the Director of Public Service is hereby authorized to enter into an agreement with the Department of Natural Resources to implement said program.

Section 4. That the Director of Public Service is hereby authorized to enter into one or more contracts with various agencies for the implementation and operation of the Program.

Section 5. That the Director of Public Service is hereby authorized to make one or more written contracts in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of the grant term for the necessary items of equipment and supplies necessary for implementation and operation of the grant, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire grant term.

The cost of said contracts or contracts 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.

Section 6. That the cost of the above authorized contracts shall be paid from the fund or funds to which are credited the grant proceeds accepted pursuant to this ordinance and the cash match.

Section 7. That, as part of the educational component of this Program,

the Director of Public Service shall inform citizens of the City's recycling program and the benefits of recycling by advertising in local newspapers that reflect the City's diversity. To the extent practicable, the language of such advertisements shall be consistent with the language of the citizens that read the newspapers.

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.

Passed November 12, 2001.

Effective November 21, 2001.

Ord. No. 1725-01.

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

An emergency ordinance authorizing the Director of Community Development to amend Contract No. 58014 with The Arab American Community Center For Economic & Social Services In Ohio for the acquisition and rehabilitation of the agency's center located at 11535 Lorain Avenue.

Whereas, pursuant to Ordinance No. 748-2000, passed June 12, 2000, the Director of Community Development entered into Contract No. 58014 with The Arab American Community Center For Economic & Social Services In Ohio to acquire and rehabilitate their facility located at 11535 Lorain Avenue; and

Whereas, additional acquisition and rehabilitation assistance are necessary; and

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

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

Section 1. That the Director of Community Development is authorized to amend Contract No. 58014 with The Arab American Community Center For Economic & Social Services In Ohio to provide for additional acquisition and rehabilitation assistance of their facility located at 11535 Lorain Avenue and to increase the amount of the contract by \$130,000. Said increase shall be paid from Fund No. 14 SF 027, Request No. 104681.

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 12, 2001.

Effective November 21, 2001.

Ord. No. 1812-01.

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 Ohio Department of Health for the Community Access 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 Public Health is hereby authorized to apply for and accept a grant in the approximate amount of \$347,173, and any other funds as they become available during the grant term, from the Ohio Department of Health, to conduct the Community Access Program, for the purposes set forth in the executive summary and according thereto; that the Director of Public Health is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in executive summary for said grant.

Section 2. That the executive summary for said grant, File No. 1812-01-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

Passed November 12, 2001.

Effective November 21, 2001.

Ord. No. 1858-01.

By Councilman Willis.

An emergency ordinance authorizing the Director of Public Service to issue a permit to The Medical Center Company to encroach into the right-of-way of Circle Drive and Cornell Road for a Utility Extension.

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

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

Section 1. That the Director of Public Service hereby is authorized to issue a permit, revocable at the will of Council, and assignable by the Permittee with the written consent of the Director of Public Service to The Medical Center Company, 2250 Circle Drive, Cleveland, Ohio 44106, its successors and assigns, for the construction, use and maintenance a Utility Extension for Underground Steam and Chilled Water Lines which will encroach into the public right-of-way of Cornell Road S.E. and Circle Drive S.E. at the locations described as follows:

**ENCROACHMENT AREA
#1/UNDERGROUND STEAM AND
CHILLED
WATER LINES WITHIN CORNELL
ROAD S.E. AND CIRCLE DRIVE S.E.**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Original One Hundred Acre Lot Nos. 403 and 404, and further known as being an area of encroachment for steam and chilled water line installation purposes, being within the bounds of Cornell Road S.E. 60.00 feet in width, and Circle Drive S.E.

of various widths, as shown by the recorded plat in Volume 203 of Maps, Page 29 of Cuyahoga County Records, bounded and described as follows:

Beginning on the northeasterly line of said Cornell Road S.E. at a point distant South 46°-07'-53" East, 1419.40 feet from the southeasterly line of Euclid Avenue, 100.00 feet in width;

Course No. 1: Thence South 46°-07'-53" East along said northeasterly line of Cornell Road S.E., 28.00 feet;

Course No. 2: Thence South 43°-52'-07" West, 94.93 feet to a line parallel with and distant 22.00 feet southeasterly by rectangular measurement from the centerline of Circle Drive S.E.;

Course No. 3: Thence South 23°-48'-07" West along said parallel line, 414.53 feet to a point of curvature;

Course No. 4: Thence continuing along said parallel line southwesterly along the arc of a circle deflecting to the right, 53.38 feet to a point of tangency, said curved line having a radius of 322.00 feet and a chord which bears South 28°-33'-05" West a distance of 53.32 feet;

Course No. 5: Thence South 33°-18'-00" West continuing along said parallel line, 253.00 feet;

Course No. 6: Thence North 56°-42'-00" West, 57.00 feet to the northwesterly line of said Circle Drive S.E.;

Course No. 7: Thence North 33°-18'-00" East along said northwesterly line of Circle Drive S.E., 20.00 feet;

Course No. 8: Thence South 56°-42'-00" East, 35.00 feet to the centerline of said Circle Drive S.E.;

Course No. 9: Thence North 33°-18'-00" East along said centerline of Circle Drive S.E., 16.00 feet;

Course No. 10: Thence North 56°-42'-00" West, 22.00 feet;

Course No. 11: Thence North 33°-18'-00" East, 20.00 feet;

Course No. 12: Thence South 56°-42'-00" East, 22.00 feet to the centerline of said Circle Drive S.E.;

Course No. 13: Thence North 33°-18'-00" East along said centerline of Circle Drive S.E., 106.00 feet;

Course No. 14: Thence North 56°-42'-00" West, 35.00 feet to aforementioned northwesterly line of Circle Drive S.E.;

Course No. 15: Thence North 33°-18'-00" East along said northwesterly line of Circle Drive S.E., 22.00 feet;

Course No. 16: Thence South 56°-42'-00" East, 13.00 feet;

Course No. 17: Thence North 33°-18'-00" East, 22.00 feet;

Course No. 18: Thence South 56°-42'-00" East, 22.00 feet to the aforementioned centerline of Circle Drive S.E.;

Course No. 19: Thence North 33°-18'-00" East along said centerline of Circle Drive S.E., 47.00 feet to a point of curvature;

Course No. 20: Thence continuing northeasterly along said centerline of Circle Drive S.E., along the arc of a circle deflecting to the left, 49.73 feet to a point of tangency, said curved line having a radius of 300.00 feet and a chord which bears North 28°-33'-05" East a distance of 49.68 feet;

Course No. 21: Thence North 23°-48'-07" East along said centerline of Circle Drive S.E., 124.00 feet;

Course No. 22: Thence North 66°-11'-53" West, 22.00 feet;

Course No. 23: Thence North 23°-48'-07" East, 20.00 feet;

Course No. 24: Thence South 66°-11'-53" East, 22.00 feet to the aforementioned centerline of Circle Drive S.E.;

Course No. 25: Thence North 23°-48'-07" East along said centerline of Circle Drive S.E., 249.91 feet;

Course No. 26: Thence North 66°-11'-53" West, 35.00 feet to the aforementioned northwesterly line of Circle Drive S.E.;

Course No. 27: Thence North 23°-48'-07" East along said northwesterly line of Circle Drive S.E., 20.00 feet;

Course No. 28: Thence South 66°-11'-53" East, 35.00 feet to the aforementioned centerline of Circle Drive S.E.;

Course No. 29: Thence North 23°-48'-07" East along said centerline of Circle Drive S.E., 22.00 feet;

Course No. 30: Thence North 43°-52'-07" East, 82.40 feet to the place of beginning, containing 22,072 square feet, according to a survey made in August, 2001, by Garrett and Associates, Inc., Registered Engineering and Surveyors, be the same more or less. Bearings herein are to an assumed meridian and are used to denote angles only.

**ENCROACHMENT AREA
#2/UNDERGROUND STEAM AND
CHILLED
WATER LINES WITHIN
CORNELL ROAD S.E.**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Original One Hundred Acre Lot Nos. 403 and 404, and further known as being an area of encroachment for steam and chilled water line installation purposes, being within the bounds of Cornell Road S.E., 60.00 feet in width, bounded and described as follows:

Beginning on the southeasterly line of Euclid Avenue, 100.00 feet in width, at its intersection with the northeasterly line of said Cornell Road S.E.;

Course No. 1: Thence South 46°-07'-53" East along said northeasterly line of Cornell Road S.E., 1419.40 feet;

Course No. 2: Thence South 43°-52'-07" West, 60.00 feet to the southwesterly line of said Cornell Road S.E.;

Course No. 3: Thence North 46°-07'-53" West along said southwesterly line of Cornell Road S.E., 1419.32 feet to the aforementioned southeasterly line of Euclid Avenue;

Course No. 4: Thence North 43°-47'-43" East, 60.00 feet to the place of beginning, containing 85,162 square feet, according to a survey made in August, 2001, by Garrett and Associates, Inc., Registered Engineers and Surveyors, be the same more or less. Bearings herein are to an assumed meridian and are used to denote angles only.

**ENCROACHMENT AREA
#3/UNDERGROUND STEAM AND
CHILLED
WATER LINES WITHIN
CIRCLE DRIVE S.E.**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Original One Hundred Acre Lot No. 404 and further known as being an area of encroachment for steam and chilled water line installation purposes, being within the bounds of Circle Drive S.E., 60.00 feet in width, bounded and described as follows:

Beginning on the southeasterly line of said Circle Drive S.E. at the northwesterly corner of land conveyed to University Hospitals of Cleveland by deed dated June 6, 1980 and recorded in Volume 15259, page 443 of Cuyahoga County Records;

Course No. 1: Thence southwesterly along said southeasterly line of Circle Drive S.E. along the arc of a circle deflecting to the right, 40.01 feet, said curved line having a radius of 1570.25 feet and a chord which bears South 3°-41'-10" West a distance of 40.01 feet;

Course No. 2: Thence North 87°-35'-24" West, 60.04 feet to the northwesterly line of said Circle Drive S.E.;

Course No. 3: Thence northeasterly along said northwesterly line of Circle Drive S.E. along the arc of a circle deflecting to the left, 40.01 feet, said curved line having a radius of 1510.25 feet and a chord which bears North 3°-44'-13" East a distance 40.01 feet;

Course No. 4: Thence South 87°-35'-24" East 60.00 feet to the place of beginning, containing 2,401 square feet according to a survey made in August, 2001, by Garrett and Associates, Inc., Registered Engineers and Surveyors, be the same more or less. Bearings herein are to an assumed meridian and are used to denote angles only.

Section 2. That said Utility Extensions will be located within the public right-of-way as aforesaid in Section 1, and will be constructed in accordance with plans and specification approved by the Commissioner of Engineering and Construction. That all other required Permits, including but not limited to a Building Permit, shall be obtained before said underground steam and water lines are constructed.

Section 3. That the permit herein authorized shall be prepared by the Director of Law and shall be issued only when, in the opinion of the Director of Law, the City of Cleveland has been properly indemnified against any and all loss which may result from said permit.

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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1919-01.
By Councilmen Jackson and Patmon (by departmental request).**

An emergency ordinance to amend the title, Section 1 and Section 2 of Ordinance No. 1544-01, passed August 15, 2001, relating to a contract with LTV Corporation and/or LTV Steel Company to provide financial assistance for the purpose of retaining LTV Steel and its employees in 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 title, Section 1 and Section 2 of Ordinance No. 1544-01, passed August 15, 2001, are hereby amended to read, respectively, as follows:

An emergency ordinance authorizing the Director of Economic Development to enter into agreements with LTV Corporation and/or LTV Steel Company, Inc. and/or others for the benefit of LTV Corporation and/or LTV Steel Company, Inc. to provide financial assistance for the purpose of retaining LTV Steel and its employees in Cleveland.

Section 1. That the Director of Economic Development is hereby authorized to enter into agreements with LTV Corporation and/or LTV Steel Company, Inc. and/or others for the benefit of LTV Corporation and/or LTV Steel Company, Inc. to provide financial assistance for the purpose of retaining LTV Steel and its employees in Cleveland.

Section 2. That the terms of said agreements shall be in accordance with the Terms of City Financial Participation as set forth on page 4 of the Summary dated October 1, 2001 contained in File No. 1544-01-B.

Section 2. That the existing title, Section 1 and Section 2 of Ordinance No. 1544-01, passed August 15, 2001, 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 12, 2001.
Effective November 21, 2001.

Ord. No. 1968-01.

By Councilman Westbrook.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Cudell Improvement Inc. for a Neighborhood Safety Program through the use of Ward 18 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 Cudell Improvement Inc. for a Neighborhood Safety Program for the public purpose of providing safety and crime prevention education to neighborhood residents through the use of Ward 18 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$40,000 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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2034-01.

By Councilman Westbrook.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on scattered sites to Cudell Improvement, Inc.

Whereas, the City of Cleveland adopted and implemented procedures under Chapter 5722 of the Ohio Revised Code to facilitate reutilization of nonproductive lands situated within the City of Cleveland; and

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 005-23-050 as more fully described below, to Cudell Improvement, Inc.

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

P. P. No. 005-23-050

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 47 in the Jacob Mueller's Re-Subdivision of Sublot Nos. 11, 12 and 23 and part of Sublot Nos. 10 and 13 and all of Sublot No. 25 and part of Sublot No. 34 in William Jennings' Allotment of part of Original Brooklyn Township Lot No. 9, as shown by the recorded plat in Volume 18 of Maps, Page 21 of Cuyahoga County Records, and being 40 feet front on the Westerly side of West 100th Street, (formerly Mueller Avenue), and extending back of equal width 136.15 feet, as appears by said plat.

Section 3. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 005-26-015 as more fully described, to Cudell Improvement, Inc.

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

P. P. No. 005-26-015

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 5 in J.J. Johnson Trustee Subdivision of a part of Original Brooklyn Township Lot No. 13 as shown by the recorded plat in Volume 14 of Maps, Page 19 of Cuyahoga County Records, and being 50 feet front on the Easterly side of West 98th

Street, and extending back between parallel lines 150 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 5. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 005-29-005 as more fully described below, to Cudell Improvement, Inc.

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

P. P. No. 005-29-005

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 37 in Lufkin and Tompkins Subdivision of part of Original Brooklyn Township Lots Nos. 13 and 28, as shown by the recorded plat in Volume 25 of Maps, Page 11 of Cuyahoga County Records, and forming a parcel of land 35 feet front on the Northerly side of Willard Avenue and extending back between parallel lines 123.25 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 7. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 005-31-110 as more fully described below, to Cudell Improvement, Inc.

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

P. P. No. 005-31-110

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 31 in Stahl & Platten's Allotment of part of Original Brooklyn Township Lot No. 13, as shown by the recorded plat in Volume 5 of Maps, Page 65 of Cuyahoga County Records, and being 40 feet front on the Westerly side of West 91st Street, and extending back of equal width 125 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to zoning ordinances.

Section 9. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 006-25-010 as more fully described below, to Cudell Improvement, Inc.

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

P. P. No. 006-25-010

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 52 and the Westerly 10 feet of Sublot No. 51 and the Easterly 10 feet of West 81st Place vacated in Volume 263, Page 42 of Cuyahoga County Records, in S.O. Griswold's Subdivision of part of Original Brooklyn Township Lot No. 27 as shown by the recorded plat in Volume 13 of Maps, Page 13 of Cuyahoga County Records, and being 39.98 front on the Southerly side of Neville Avenue and extending back of equal width

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

Also subject to all zoning ordinances, if any.

Section 11. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 006-28-023 as more fully described below, to Cudell Improvement, Inc.

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

P. P. No. 006-28-023

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 77 in the Meyers and Schneiders Subdivision of part of Original Brooklyn Township Lot No. 27; said Sublot No. 77 has a frontage of 40 feet on the South side of Brinsmade Avenue, S.W., and extends back of equal width 131 feet deep as per plat of said Subdivision recorded in Volume 4 of Maps, Page 57 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 13. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 017-02-069 as more fully described below, to Cudell Improvement, Inc.

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

P. P. No. 017-02-069

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 49 in Goodman, Andrews and Morrison's Allotment of part of Original Brooklyn Township Lot No. 14, as shown by the recorded plat in Volume 15 of Maps, Page 14 of Cuyahoga County Records, and being 40 feet front on the Westerly line of West 92nd Street and extending back between parallel lines, 115 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 15. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 017-19-108 as more fully described below, to Cudell Improvement, Inc.

Section 16. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 017-19-108

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 128 in the Crest Real Estate Company's Hillcrest Subdivision of part of Original Brooklyn Township Lots Nos. 14 and 15, as shown by the recorded plat in Volume 41 of Maps, Page 8 of Cuyahoga County Records and being 40 feet front on the Easterly side of West 100th Street and extending back 109.22 feet on the Southerly line, 108.86 feet on the Northerly line and having a rear line of 40 feet, as appears by said

plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 17. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 017-26-050 as more fully described below, to Cudell Improvement, Inc.

Section 18. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 017-26-050

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio; And known as being part of Original Brooklyn Township Lot No. 15 and bounded and described as follows:

Beginning on the Westerly line of West 97th Street, at a point 1447.76 feet Southerly measured along said Easterly line from its point of intersection with the Southerly line of Almira Avenue, S.W., 50 feet wide; thence Southerly along said Easterly line of West 97th Street, 40 feet; thence Easterly on a line at right angles with said last described line 147.90 feet to the Westerly line of the E.R. Cowin Land Company's Subdivision as shown by the recorded plat in Volume 49 of Maps, Page 25 of Cuyahoga County Records; thence Northerly along said Westerly line 40 feet; thence Westerly 147.22 feet to the place of beginning and being further known as Sublot No. 19 in George P. Comey's proposed Subdivision of part of Original Brooklyn Township Lot No. 15, according to the survey made by J.B. David and Son, Civil Engineer, July 20, 1916, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 19. That all documents necessary to complete the conveyance authorized by this ordinance shall be executed within six (6) months of the effective date of this ordinance. If all of the documents are not executed within six (6) months of the effective date of this ordinance, or such additional time as may be granted by the Director of Community Development, this ordinance shall be repealed and shall be of no further force or effect.

Section 20. That the consideration for the subject parcel shall be established by the Board of Control and shall be not less than Fair Market Value taking into account such terms and conditions, restrictions and covenants as are deemed necessary or appropriate.

Section 21. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

Section 22. 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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2100-01.

By Councilmen Brady, Britt, Coats, Gordon, Reed, Sweeney and Willis.

An emergency ordinance to amend Section 2 of Ordinance No. 2036-2000 passed November 13, 2000 to authorize the Director of Community Development to enter into an agreement with Cleveland State University Black Studies Program for partial support of the Kuumba Arts Festival through the use of Ward 3, 6, 9, 10, 13, 15, 19, and 20 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 Section 2 of Ordinance No. 2026-2000, passed November 13, 2000 is hereby amended to read as follows:

Section 2. That the cost of the said contract shall be in an amount not to exceed \$10,500 and shall be for services rendered by the grantee on or after December 1, 2001 and shall be paid from Fund No. 10 SF 166.

Section 2. That Section 2 of Ordinance No. 2036-2000, passed November 13, 2000 is hereby repealed.

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 12, 2001.

Effective November 21, 2001.

Ord. No. 2101-01.

By Councilman Cintron.
An emergency ordinance authorizing the Director of Economic Development to enter into an agreement with the 3500 Group, Ltd. for the restoration of the Green Building 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 Director of Economic Development is authorized to enter into an agreement with the 3500 Group, Ltd., for the restoration of the Green Building for the public purpose of creating new jobs for Cleveland residents 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 \$150,000 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 12, 2001.

Effective November 21, 2001.

Ord. No. 2102-01.

By Councilman Cintron.

An emergency ordinance authorizing the Director of Economic Development to enter into an agreement with Ohio City Near West Development Corporation for the renovation of the Fries & Schuele Building 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 Director of Economic Development is authorized to enter into an agreement with the Ohio City Near West Development Corporation for the renovation of the Fries and Schuele Building for the public purpose of creating new job opportunities or retaining employment positions for Cleveland residents 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 \$150,000 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 12, 2001.

Effective November 21, 2001, without the signature of the Mayor.

Ord. No. 2103-01.

By Councilmen Gordon and O'Malley.

An emergency ordinance authorizing the Director of Community Development to enter into a grant agreement with Lutheran Housing Corporation for a tutoring program and a crime watch program to further the public purpose of providing educational and safety programs for residents of Wards 15 and 16 in the City of Cleveland through the use of Wards 15 & 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 Lutheran Housing Corporation for a tutoring program and a crime watch program to further the public purpose of providing educational and safety programs for residents of Wards 15 and 16 in the City of Cleveland, through the use of Wards 15 & 16 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$128,251.00 and shall be paid from Fund No. 10 SF 166.

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

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

Passed November 12, 2001.

Effective November 21, 2001.

Ord. No. 2104-01.

By Councilman Melena.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the Cleveland Public Theatre for acquisition of property 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 enter into an agreement with the Cleveland Public Theatre for acquisition of property for the public purpose of creating new jobs for residents of the City of Cleveland through the use of Ward 17 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$100,000 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 12, 2001.

Effective November 21, 2001.

Ord. No. 2105-01.

By Councilman Polensek.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Northeast Shores Development Corporation to hang 29-Banners on CPP utility poles (by separate permission) which will encroach into the right-of-way of E. 185th St., Waterloo Rd. & E. 156th St. for the period of November 22, 2001 to January 5, 2002, inclusive, to celebrate the Christmas Season.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to Northeast Shores Development Corporation, 15721 Waterloo Road, Suite 200, Cleveland, Ohio 44110, to hang, maintain and remove twenty-nine (29) Christmas Decorations to be hung on Cleveland Public Power utility poles, (by separate permission) to celebrate the Christmas Season, for the period of November 22, 2001 to January 5, 2002, inclusive, and which Christmas Decorations are to be hung at the following pole locations and on the following pole numbers: East 185th Street - West Side: 18482 Lake Shore, York Video, No #: 542 E. 185th St., Jackshaw Lot, No #: 632 E. 185th St., No #: 694 E. 185th St., Hoffman TV, #A8668; 726 E. 185th St., Mr. Cars, #DOM31-22; 782 E. 185th St., Harland Bldg., No #: 832 E. 185th St., Julia Psychic, #A8775; 910 E. 185th St., Sunoco, #DOM31-7; 1010 E. 185th St., House, #A7927; Waterloo Road - South Side: 15300 Waterloo, #A2773; 15322 Waterloo, #A2774; 15414 Waterloo, #A2775; 15430 Waterloo, #A2776; 15504 Waterloo, #A2777; 15504 Waterloo, #A2778; 15602 Waterloo, #A2779; 15610 Waterloo, #A2780; SW Corner, E. 157th St., #A2781; 15704 Waterloo, #A2782; 15712 Waterloo, #A2783; 15800 Waterloo, #A2784; 15812 Waterloo, #A2785; 16006 Waterloo, #A4078; 2nd Pole E. of E. 160th, #A4077; 4th Pole E. of E. 160th, #A4075; East 156th Street: 362 E. 156th St.(W), #A2672; 376 E. 156th St.(W), #A2673; 382 E. 156th St.(W), #A2715; 15712 Waterloo (S), #A2720; and which poles location and Holiday Decorations 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 Holiday Decoration will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners, and said banners shall be removed promptly upon the expiration of said permit.

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

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

Passed November 12, 2001.
Effective November 21, 2001.

Ord. No. 2106-01.

By Councilman Polensek.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Northeast Shores Development Corporation to stretch banners/holiday lights across East 185th Street at 18482 Lakeshore Blvd., 542 East 185th Street, 632 East 185th Street, 694 East 185th Street, 726 East 185th Street, 782 East 185th Street, 832 East 185th Street, 910 East 185th Street and 1010 East 185th Street, for the period from November 30, 2001 to January 5, 2002, inclusive, publicizing the Holiday Season.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Northeast Shores Development Corporation to install, maintain and remove banners/holiday lights across East 185th Street at 18482 Lakeshore Blvd., 542 East 185th Street, 632 East 185th Street, 694 East 185th Street, 726 East 185th Street, 782 East 185th Street, 832 East 185th Street, 910 East 185th Street and 1010 East 185th Street, for the period from November 30, 2001 to January 5, 2002, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

Passed November 12, 2001.
Effective November 21, 2001, without the signature of the Mayor.

Ord. No. 2107-01.

By Councilman Polensek.

An emergency ordinance authorizing the Clerk of Council to enter into a lease with Daniel Bush, dba DBd Group for storage space for City archive documents.

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

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

Section 1. That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Clerk of Council is authorized to enter into a lease with Daniel Bush, dba DBd Group, for storage space located at 1300 West 78th Street through 1305 West 80th Street, for purposes of storing and maintaining City of Cleveland archive documents for a term of one year commencing August 1, 2001, with a one year option to renew exercisable by the Clerk of Council.

Section 2. That the rent for the premises shall not exceed Seven Hundred Fifty Dollars (\$750.00) per month and shall be paid from Fund 01001 Account No. 636000.

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 12, 2001.
Effective November 21, 2001.

Ord. No. 2108-01.

By Councilmen Polensek, Johnson, White, Reed, Britt, Lewis, Patmon, Coats, Cimperman, Gordon, Westbrook, Brady, Sweeney and Dolan.

An emergency ordinance authorizing the Director of Community Development to enter into an amendment to Contract No. 58204 with the New Cleveland Food Basket Program for the 2001 holiday food basket program.

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health or safety of the citizens of the City of Cleveland; now therefore,

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

Section 1. That the Director of Community Development to enter into an amendment to Contract No. 58204 with the New Cleveland Food Basket Program to conduct and to provide funding for the 2001 holiday food basket program. The cost for such program shall not exceed One Hundred Three Thousand Dollars (\$100,300.00) and shall be paid from Community Development Block Grant funds, Year 27, pursuant to the Ordinance No. 840-01.

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 12, 2001.
Effective November 21, 2001, without the signature of the Mayor.

Ord. No. 2109-01.

By Councilman Westbrook.

An emergency ordinance authorizing the Director of Community Development to amend Contract No. 56380 with Cudell Improvement, for the coordination of a multi-neighborhood retail marketing program.

Whereas, pursuant to Ordinance No. 653-2000, passed May 22, 2000, the Director of Community Development entered into Contract No. 56380 with Cudell Improvement to provide technical assistance for commercial development; and

Whereas, additional services are desired; and

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

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

Section 1. That the Director of Community Development is authorized to amend Contract No. 56380 with Cudell Improvement to provide for the coordination of a multi-neighborhood retail marketing program and to increase the amount of the contract by \$10,000, for a total of \$148,000. Said increase shall be paid from Fund No. 14 SF 026, Request No. 104686.

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 12, 2001.
Effective November 21, 2001.

Ord. No. 2170-01.

By Councilmen Britt, Coats, Polensek and Willis.

An emergency ordinance authorizing the Director of Community Development to enter into a contract with the Northeastern Neighborhood Development Corporation for partial support of the Sim's Raiders football team and booster club participation in the championship tournament to carry out the public purpose of providing recreation programs for residents of the City through the use of Ward 6, 9, 10, and 11 Community Development Block 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 the Northeastern Neighborhood Development Corporation for partial support of the Sim's Raiders football team and booster club participation in the championship tournament to carry out the public purpose of providing recreation programs for residents of the City. That the cost for providing such partial support should not exceed \$10,000 and shall be paid from Ward 6, 9, 10, and 11 Community Development Block Grant Funds, Year 27.

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 19, 2001.
Awaiting the approval or disapproval of the Mayor.

Ord. No. 2171-01.**By Councilman Cimperman.**

An emergency ordinance consenting and approving the issuance of a permit for the Walk or Bike for the Earth and EarthFest 2002 on April 21, 2002 sponsored by the Earth Day Coalition.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Walk or Bike for the Earth and EarthFest 2002, sponsored by the Earth Day Coalition, on April 21, 2002, with the Walk for the Earth Route beginning with the step off from Public Square, head west on Superior Avenue. Immediately before the Detroit Superior Bridge, bear right and go down hill. At bottom of hill, turn left onto Robert Lockwood Jr. Drive. Follow Lockwood under Detroit-Superior Bridge; bear left onto Carter Road Bridge (blue steel). Walk across Carter Road Bridge; turn right onto Carter Road. Turn left onto Columbus Road, go up hill. Turn right onto Abbey Avenue. Turn right onto Gehring, then turn left quickly onto Lorain Avenue and head west. Turn right onto West 28th Street. Turn left onto Bridge Avenue. Turn left onto West 38th Street. Bear left onto Fulton Road. Fulton Road turns into Fulton Parkway. Turn left at Brookside Drive. Walk to Zoo entrance and finish, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed November 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2172-01.**By Councilman Jackson.**

An emergency ordinance authorizing certain persons to engage in peddling in Ward 5. (Richard D. Wilson, III)

Whereas, pursuant to Section 675.08 of the Codified Ordinances of Cleveland, Ohio, 1976, (the "Codified Ordinances") the consent of Council, expressed by ordinance, is a prerequisite to mobile peddling upon the public rights of way outside of the Central Business District; and

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the

Central Business District, and has determined that it is in the public interest to allow each of said persons to peddle in Ward 5; 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 consents, as required by Section 675.08 of the Codified Ordinances, to allow each person named below to engage in mobile peddling in the public rights of way of Ward 5: Richard D. Wilson, III.

Section 2. That all of the requirements of Chapter 675 of the Codified Ordinances shall apply to the persons named in Section 1 of this ordinance.

Section 3. That the privilege granted herein may be revoked at any time by this Council.

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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2173-01.**By Councilman Lewis.**

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on scattered sites to Cleveland Housing Network, Inc. or designee.

Whereas, the City of Cleveland adopted and implemented procedures under Chapter 5722 of the Ohio Revised Code to facilitate reutilization of nonproductive lands situated within the City of Cleveland; and

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-15-065 as more fully described below, to Cleveland Housing Network, Inc. or designee.

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

P. P. No. 104-15-065

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 47 in Lewis Dibble's Allotment of part of Original One Hundred Acre

Lot No. 343, as shown by the recorded plat in Volume 13 of Maps, Page 34 of Cuyahoga County Records and being 40 feet front on the Northerly side of Dibble Avenue, N.E., and extending back 194 feet 9 1/8 inches on the Westerly line, 194 feet 8 1/4 inches on the Easterly line, and having a rear line of 40 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 3. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-15-066 as more fully described below, to Cleveland Housing Network, Inc. or designee.

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

P. P. No. 104-15-066

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 46 in Lewis Dibble's Subdivision of part of Original One Hundred Acre Lot No. 343 as shown by the recorded plat in Volume 13 of Maps, Page 34 of Cuyahoga County Records and being 40 feet front on the Northerly side of Dibble Avenue N.E., 194 7-1/2 feet deep on the Easterly line, 194 1/4 feet deep on the Westerly line and 40 feet wide in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 5. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-046 as more fully described below, to Cleveland Housing Network, Inc. or designee.

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

P. P. No. 107-06-046

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 92 in The Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Northerly side of Kosciuszko Avenue, N.E., (formerly Hoffmann Street), and extending back of equal width 99 feet to an alley in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 7. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-049 as more fully described below, to Cleveland Housing Network, Inc. or designee.

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

P. P. No. 107-06-049

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly 1/2 of a vacated 12 foot alley and all of Sublot No. 89 in The Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, together forming a parcel of land 30 feet front on the Northerly side of Kosciuszko Avenue, N.E., (formerly Hoffman Street), and extending back of equal width 105 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 9. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-051 as more fully described below, to Cleveland Housing Network, Inc. or designee.

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

P. P. No. 107-06-051

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and described as follows, To wit: And known as being all of Sublot No. 87 and the Southerly 1/2 of a vacated alley, (formerly known as Hedwig Court, N.E.), filed in plat Volume 170, Page 9, in Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume of Maps, Page 29 of Cuyahoga County Records and being 30 feet front on the Northerly side of Kosciuszko Avenue, N.E., and extending back of equal width 105 feet.

Section 11. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-052 as more fully described below, to Cleveland Housing Network, Inc. or designee.

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

P. P. No. 107-06-052

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 86 in The Posen Subdivision of part of Original One Hundred Acre Lot No. 375 and Re-Subdivision of Sublot Nos. 1 to 17 inclusive, of the Oak Grove Allotment of part of Original One Hundred Acre Lot No. 376, as shown by the recorded plat of said Subdivision and Re-Subdivision in Volume 20 of Maps, Page 29 of Cuyahoga County Records and being 30 feet front on the Northerly side of Kosciuszko Avenue, N.E. and extending back of equal width 99 feet deep, as appears by said plat.

Subject to zoning ordinances, if any.

Section 13. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-053 as more fully described below, to Cleveland Housing Network, Inc. or designee.

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

P. P. No. 107-06-053

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 85 in Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Northerly side of Kosciuszko Avenue, N.E., and extending back of equal width 99 feet, as appears by said plat.

Also subject to all zoning ordinances, if any.

Section 15. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-055 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 16. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-055

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being an entire interest in Sublot No. 82 and the Westerly 2 feet from front to rear of Sublot No. 83, in Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 32 feet front on the Northerly side of Kosciuszko Avenue, N.E., (formerly Hoffman Street) and extending back of equal width 99 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 17. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-056 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 18. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-056

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 81 in Joseph Hoffman's "Posen" Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and together forming a parcel of land being 35 feet front on the Northerly side of Kosciuszko Avenue, N.E., and extending back between parallel lines 105 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 19. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-057 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 20. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-057

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 80 in The Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376 as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records and part of an alley vacated by City of Cleveland Ordinance Number 917-58, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 21. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-080 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 22. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-080

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 115 and part of vacated portion of Hedwig Court, N.E., (12 feet wide) in Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records and together forming a parcel of land having a frontage of 30 feet on the Southerly side of Sowinski Avenue, N.E., and extending back of equal width 105 feet to the centerline of Hedwig Court, N.E. now vacated as appears by said plat.

Subject to zoning ordinances, if any.

Section 23. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-081 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 24. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-081

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 114 and part of a 12 foot alley vacated September 16, 1958, by Ordinance No. 917-58, in the Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and together forming a parcel of land 30 feet front on the Southerly side of Sowinski Avenue, N.E. and extending back of equal width 105 feet to the center line of said vacated 12 foot alley, as

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

Subject to zoning ordinances, if any.

Section 25. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-085 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 26. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-085

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 110 and part of vacated portion of Hedwig Court, N.E. (12 feet wide) in Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records and together forming a parcel of land having a frontage of 30 feet on the Southerly side of Sowinski Avenue, N.E., and extending back of equal width 105 feet to the center line of Hedwig Court, N.E. (now vacated), as appears by said plat, be the same more or less, but subject to all legal highways.

Section 27. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-086 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 28. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-086

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 109 in Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Southerly side of Sowinski Avenue, N.E., and extending back of equal width 99 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Section 29. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-087 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 30. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-087

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 108 in the Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Southerly side of Sowinski Avenue, N.E., and extending back of

equal width 99 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 31. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-092 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 32. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-092

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 190 in Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, and a Re-Subdivision of Sublot Nos. 1 to 17 inclusive in Oak Grove Subdivision, of a part of Original One Hundred Acre Lot No. 376 in said City. Said Sublot No. 190 has a frontage of 30 feet front on the Northerly side of Sowinski Avenue, N.E. (formerly Sowinski Street) and extends back of equal width 100 feet, as per plat of said Subdivision and Re-Subdivision recorded in Volume 20 of Maps, Page 29 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 33. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-093 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 34. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-093

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 189 in the Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376 as shown by the recorded plat of said Subdivision in Volume 20 of Maps, Page 29 of Cuyahoga County Records and being 30 feet front on the Northerly side of Sowinski Avenue, N.E. and extending back between parallel lines, 100 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 35. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-094 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 36. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-094

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 188 in Joseph Hoffman's Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20

of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Northerly side of Sowinski Avenue, N.E., and extending back of equal width 100 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 37. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-098 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 38. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-098

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 184 in the Joseph Hoffman Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Northerly side of Sowinski Avenue, N.E. (formerly Sowinski Street), and extending back of equal width 100 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 39. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-099 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 40. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-099

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and described as follows, to wit: And known as being Sublot No. 183 in the Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376 as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Northerly side of Sowinski Avenue, N.E. and extending back of equal width 100 feet, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 41. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-106 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 42. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-106

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 25 feet of Sublot No. 207 and the Easterly 12 1/2 feet of Sublot No. 208 in the Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376 as shown by

the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and together forming a parcel of land 37 1/2 feet front on the Southerly side of Pulaski Avenue, N.E., and extending back of equal width 100 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 43. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-107 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 44. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-107

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 206 in the Easterly 5 feet Sublot No. 207 in Joseph Hoffman's "Posen" Subdivision of a part of Original One Hundred Acre Lots Nos. 375 and 376 in said City. Said Sublot No. 206 and said part of Sublot No. 207 together forming a parcel of land having a frontage of 35 feet on Pulaski Street, now known as Pulaski Avenue, N.E., and extending back of equal width 100 feet deep, as appears by said plat of said Allotment, recorded in Volume 20 of Maps, Page 29 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 45. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-109 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 46. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-109

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 204 in Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376 as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Southerly side of Pulaski Avenue, N.E., and extending back of equal width 100 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 47. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-110 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 48. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-110

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 203 in Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376 as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Southerly side of Pulaski Avenue, N.E., and extending back between parallel lines 100 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 49. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-111 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 50. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-111

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 202 in Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376 as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Southerly side of Pulaski Avenue and extending back between parallel lines 100 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 51. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-112 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 52. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-112

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 201 in the Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376 as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 30 feet front on the Southerly side of Pulaski Avenue, and extending back between parallel lines 100 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 53. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-07-040 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 54. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-07-040

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 57 and part of a 12 foot alley vacated by City Ordinance 1937-38 in the Posen Subdivision of a part of Original One Hundred Acre Lot Nos. 375 and 376 as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records and together being 30 feet front on the Northerly side of Kosciuszko Avenue, N.E., and extending back between parallel lines 105 feet to the center line of said vacated alley, as appears by said plat. Subject to zoning ordinances, if any.

Section 55. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-07-041 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 56. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-07-041

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

To wit: Known as being Sublot No. 58 in the Posen Allotment of part of Original One Hundred Acre Lot Nos. 375 and 376 in said City, said Sublot No. 58 has a frontage of 35 feet on the Northerly side of Kosciuszko Avenue (formerly Hoffman Street) and extends 99 feet deep to an alley, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and that part of the Southerly half of a 12 foot alley lying Northerly of said Sublot No. 58, vacated by Ordinances of the City of Cleveland passed September 12, 1938 and being Ordinance No. 1937-38. Subject to zoning ordinances, if any.

Section 57. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-047 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 58. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-047

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 383 and bounded and described as follows:

Beginning at a point in the West-erly of Superior Street; thence Northerly along the Westerly line of Marshland Avenue, 270.44 feet Northerly from the Northerly line of Superior Street; thence Northerly along the Westerly line of Marshland Avenue (East 81st Street) 35 feet; thence Westerly at right angles to the Westerly line of Marshland Avenue, 91.42 feet to the center of Grafton Avenue as originally dedicated; thence Southerly 35 feet along said center line of Grafton Avenue; thence Easterly in a line drawn perpendicular to the Westerly line of Marshland Avenue 91.36 feet to the place of beginning and further known as Sublot No. 22 in Michael McAllister's Proposed

Subdivision of part of Original One Hundred Acre Lot No. 383, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 59. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-048 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 60. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-048

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 383 and bounded and described as follows:

Beginning on the Westerly line of East 81st Street, (formerly Marshland Avenue) at a point 305-44/100 feet Northerly for its point of intersection with the Northerly line of East 81st Street 35 feet; thence Westerly measured along a line at right angles with the West line of East 81st Street, 91 49/100 feet; thence Southerly measured along a line parallel to the Westerly line of East 81st Street, 35 feet; thence Easterly 91-42/100 feet to the place of beginning and being further known as Sublot No. 21 in Michael McAllister's proposed Subdivision of part of Original One Hundred Acre Lot No. 383, be the same more or less, but subject to all legal highways.

Section 61. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-049 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 62. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-049

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 383, and bounded and described as follows:

Beginning on the Westerly line of East 81st Street, at a point 375.44 feet Northerly from its point of intersection with the Northerly line of Superior Avenue, N.E., said point being also the Southeastern corner of land conveyed to Elizabeth Roach by deed dated March 12, 1906 and recorded in Volume 1019, Page 417 of Cuyahoga County Records; thence Southerly along said Westerly line of East 81st Street, 35 feet to the Northeastern corner of land conveyed to Jacob Stahler by deed dated June 1, 1906 and recorded in Volume 1044, Page 164 of Cuyahoga County Records; thence Westerly along the Northerly line of land so conveyed to Jacob Stahler, 91.49 feet to the center line of Grafton Avenue, as originally dedicated and shown on the plat of the L. Breckenridge Subdivision recorded in Volume 5 of Maps, Page 54 of Cuyahoga County Records; thence Northerly along said center line of Grafton Avenue 35 feet to the South-

westerly corner of land conveyed to Elizabeth Roach, as aforesaid; thence Easterly along the Southerly line of land so conveyed to Roach, 91.55 feet to the place of beginning and being further known as part of Sublot No. 20 in Michael McAllister's proposed Subdivision of part of Original One Hundred Acre Lot No. 383.

Subject to zoning ordinances, if any.

Section 63. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-050 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 64. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-050

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 383 and bounded and described as follows:

Beginning on the Westerly line of East 81st Street (formerly Marshland Avenue), 375-44/100 feet Northerly, (measured along said Westerly line of East 81st Street), from its point of intersection with the Northerly line of Superior Avenue, N.E., (formerly Superior Street), said beginning point being also the Northeastern corner of land conveyed to Lily B. Tea by deed dated April 17, 1907, and recorded in Volume 1077, Page 550 of Cuyahoga County Records; thence Northerly along said Westerly line of East 81st Street, 35 feet to the Southeastern corner of land conveyed to Lily B. Tea by deed dated October 6, 1906 and recorded in Volume 1074, Page 7 of Cuyahoga County Records; thence Westerly along the Southerly line of land conveyed to said Lily B. Tea by deed last above mentioned 91-62/100 feet to the center line of Grafton Avenue, as originally dedicated and shown on the plat of the L. Breckenridge Subdivision, recorded in Volume 5 of Maps, Page 54 of Cuyahoga County Records; thence Southerly along said center line of Grafton Avenue, 35 feet to the Northwesterly corner of land conveyed to said Lily B. Tea by deed first above mentioned; thence Easterly 91-55/100 feet to the place of beginning, and being further known as Sublot No. 19 in Michael McAllister's proposed Subdivision of part of Original One Hundred Acre Lot No. 383, be the same more or less, but subject to all legal highways.

Restrictions contained in an instrument dated March 31, 1911 and recorded in Volume 1338, Page 66 of Cuyahoga County Records.

Subject to zoning ordinances, if any.

Section 65. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-076 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 66. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-076

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and bounded and described as follows, to wit: And known as being the Easterly 32 feet of Sublot No. 46 in Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376 as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records and being 32 feet front on the Southerly side of Kosiuszko Avenue (formerly Hoffman Avenue) and extending back of equal width 100 feet as appears by said plat.

Subject to Zoning Ordinances, if any.

Section 67. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-077 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 68. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-077

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 32 feet of Sublot No. 46 in the Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376 as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records and being 32 feet front on the Southerly side of Kosciusko Avenue, N.E., and extending back of equal width 100 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Section 69. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-106 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 70. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-106

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all of Sublot No. 46 and part of Grafton Avenue, now vacated in L. Breckenridge's Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 5 of Maps, Page 54 of Cuyahoga County Records, together forming a parcel of land 40 feet front on the Easterly side of East 80th Street, and extending back of equal width 141 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 71. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-107 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 72. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-107

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 45 and a part of the Westerly one-half of Grafton Avenue, now vacated, in L. Breckenridge's Subdivision of a part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat of said Subdivision in Volume 5 of Maps, Page 54 of Cuyahoga County Records. Said Sublot No. 45 has a frontage of 40 feet on the Easterly side of East 80th Street, and extends back between parallel lines, 141 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 73. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-109 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 74. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-109

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 43 and a part of the Westerly one-half of Grafton Avenue, now vacated, in L. Breckenridge's Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 5 of Maps, Page 54 of Cuyahoga County Records and being 40 feet front on the Easterly side of East 80th Street and extending back of equal width 141 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 75. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-110 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 76. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-110

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 42 and a part of the Westerly one-half of Grafton Avenue, now vacated, in L. Breckenridge's Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 5 of Maps, Page 54 of Cuyahoga County Records and together forming a parcel of land having a frontage of 40 feet on the Easterly side of East 80th Street (formerly Robinson Avenue), as dedicated in Volume 14 of Maps, Page 28 of Cuyahoga County Records, and extending back of equal width 141 feet to the original center line of Grafton Avenue, now vacated, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 77. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the

Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-112 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 78. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-112

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 40 and a part of the Westerly one-half of Grafton Avenue (now vacated) in L. Breckenridge Subdivision of part of Original One Hundred Acre Lot No. 383 as shown by the recorded plat in Volume 5 of Maps, at Page 54 of Cuyahoga County Records, and together forming a parcel of land bounded and described as follows:

Beginning on the Easterly line of East 80th Street at the Southwesterly corner of said Sublot No. 40; thence Northerly along the Easterly line of East 80th Street 40 feet to the Northwesterly corner of Sublot No. 40; thence Easterly along the Northerly line of said Sublot No. 40 and the Easterly prolongation thereof 141 feet to the Original Center line of Grafton Avenue, now vacated; thence Southerly along the Original Center line of Grafton Avenue, now vacated, 40 feet to its intersection with the Easterly Prolongation of the Southerly line of said Sublot No. 40; thence Westerly along the Easterly prolongation and along the Southerly line of said Sublot No. 40, 141 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 79. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-001 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 80. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-001

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 37 in The Posen Subdivision of a part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 40 feet front on the Southerly side of Kosciuszko Avenue, N.E. (formerly Hoffman Street), and extending back of equal width 100 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 81. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-004 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 82. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-004

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No.

33 in Joseph Hoffman's "Posen" Subdivision of part of Original One Hundred Acre Lot No. 375 as shown by the recorded plat of said Subdivision in Volume 20 of Maps, Page 29 of Cuyahoga County Records. Said Sublot No. 33 has a frontage of 40 feet on the Southerly side of Kosciuszko Avenue, N.E. (formerly Hoffman Street), and extends back between parallel lines 100 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 83. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-005 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 84. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-005

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Westerly 38 feet of South 32 in Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and being 38 feet front on the Southerly side of Kosciuszko Avenue, N.E., (formerly Hoffman Street), extending back of equal width 100 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 85. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-047 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 86. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-047

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Original One Hundred Acre Lot No. 383 and bounded and described as follows:

Beginning on the Easterly line of Marshland Avenue (now known as East 81st Street), the center of which is 177 72/100 feet Westerly from the Center line of North Genessee Avenue (now known as East 82nd Street), at its intersection with Superior Street (now known as Superior Avenue N.E.) at a point on said Easterly line of East 81st Street 378-05/100 feet Northerly from the intersection of said Easterly line of East 81st Street with the Northerly line of Superior Avenue, N.E.; thence Northerly along the Easterly line of East 81st Street 250-67/100 feet; thence Easterly at right angles, 60 feet; thence Southerly and parallel with said Easterly line of East 81st Street, 250-67/100 feet; thence Westerly, 60 feet to the place of beginning and being further known as Sublots Nos. 43 to 55 inclusive in Cody and Kilpatrick's proposed Subdivision of part of Original One Hundred Acre Lot No. 383, be the same more or less, but subject to all legal highways.

Section 87. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Sup-

plies is hereby authorized to sell Permanent Parcel No. 107-09-048 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 88. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-048

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 383, and bounded and described as follows:

Beginning on the Easterly line of East 81st Street, as shown on the dedication plat of said Street, in Volume 31 of Maps, Page 6 of Cuyahoga County Records, at a point 628.77 feet Northerly measured along said Easterly line from its intersection with the Northerly line of Superior Avenue, N.E.; thence Northerly along the Easterly line of East 81st Street, 172 feet; thence Easterly at the right angles to said Easterly line, 60 feet; thence Southerly parallel with the first described course, 172 feet; thence Westerly 60 feet to the place of beginning, and being further known as Sublots Nos. 56, 57, 58, 60, 61, 62, 63 and 64 Cody and Kilpatrick's Proposed Subdivision of part of Original One Hundred Acre Lot No. 383. Excepting that part conveyed to Emerson L. Heisler by deed dated November 18, 1951, recorded in Volume 10322, Page 475 of Cuyahoga County Records.

Subject to Zoning Ordinances, if any.

Section 89. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-049 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 90. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-049

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being parallel of L. Breckenridge's Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 5 of Maps, Page 54 of Cuyahoga County Records, and also other land in said Original One Hundred Acre Lot No. 383, and together forming a parcel of land bounded and described as follows:

Beginning at the intersection of the Easterly line of East 81st Street, (formerly Marshland Avenue), with the Southerly line of Fancher Avenue, N.E., (16 feet wide), as shown by the dedication plat in Volume 31 of Maps, Page 6 of Cuyahoga County Records; thence due South 187.64 feet along the said Easterly line of East 81st Street, to a point for the principal place of beginning; thence due South 29 feet along the said Easterly line of East 81st Street to a point; thence due East 60 feet to a point; thence due North 29 feet to a point; thence due West, 60 feet to the principal place of beginning, according to survey made September 1946 by Cleveland Surveys, Inc. Civil Engineers and Surveyors, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 91. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-105 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 92. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-105

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 114 in A.P. Cody's Superior Street Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 26 of Maps, Page 10 of Cuyahoga County Records, and being 33 feet front on the Westerly side of East 83rd Street, and extending back of equal width 76 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Section 93. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-106 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 94. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-106

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 115 in A.P. Cody's Superior Street Allotment of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 26 of Maps, Page 10 of Cuyahoga County Records and being 33 feet front on the Westerly side of East 83rd Street, and extending back of equal width 76 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 95. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-138 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 96. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-138

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot Nos. 151 through 155 in A.P. Cody's Superior St. Clair Subdivision of part of Original One Hundred Acre Lot No. 383 as shown by the recorded plat in Volume 26 of Maps, Page 10 of Cuyahoga County Records, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 97. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-145 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 98. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-145

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 162 in A.P. Cody's Superior Street Subdivision of art of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 26 of Maps, Page 10 of Cuyahoga County Records, and being 33 feet front on the Easterly side of East 83rd Street, and extending back of equal width 76 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Section 99. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-10-010 as more fully described below, to Cleveland Housing Network, Inc. or designee.

Section 100. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-10-010

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot Nos. 18 and 19 in L. Breckenridge's Subdivision of part of Original One Hundred Acre Lot No. 384, as shown by the recorded plat in Volume 5 of Maps, Page 64 of Cuyahoga County Records and parts of Sublot Nos. 31 and 32 in George M. Gloyd's Re-Subdivision of part of Original One Hundred Acre Lots Nos. 376 and 384 as shown by the recorded plat in Volume 25 of Maps, Page 6 of Cuyahoga County Records and together forming a parcel of land bounded and described as follows:

Beginning at the Southeast corner of said Sublot No. 18; thence Northerly along the Easterly line of said Sublot and the Westerly line of East 89th Street 31 feet 5 inches to the intersection of the Westerly line of East 89th Street with the Southwesterly line of Ansel Road, N.E.; thence Northwesterly along the Southwesterly line of Ansel Road, N.E.; 160.36 feet to the most Northerly corner of said Sublot No. 31; thence Westerly along the Northerly line of said Sublot No. 31, 27.4 feet to a point; thence, Southerly on a line parallel with the Easterly line of East 87th Street, about 32 feet to a point in the Northerly line of said Sublot No. 32, 10 feet Westerly from the Northeast corner thereof; thence Southeasterly, 14.20 feet to a point in the East line of said Sublot No. 32, 10 feet Southerly from the Northeast corner thereof; thence Southerly along the rear line of said Sublot Nos. 32, 19 and 18, 89 feet to the Southwesterly corner of said Sublot No. 18; thence Easterly along the Southerly line of said Sublot No. 18, 140 feet to the place of beginning. Be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 101. That all documents necessary to complete the conveyance authorized by this ordinance shall be executed within six (6) months of the effective date of this ordinance. If all of the documents are not executed within six (6) months of the effective date of this ordinance, or such additional

time as may be granted by the Director of Community Development, this ordinance shall be repealed and shall be of no further force or effect.

Section 102. That the consideration for the subject parcel shall be established by the Board of Control and shall be not less than Fair Market Value taking into account such terms and conditions, restrictions and covenants as are deemed necessary or appropriate.

Section 103. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

Section 104. 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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2174-01.

By Councilman Patmon.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Famicos Foundation for home repair services to rehabilitate low to moderate income homes of elderly and disabled residents 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 Famicos Foundation for home repair services to rehabilitate low to moderate income homes of elderly and disabled residents for the public purpose of providing home repair assistance to Cleveland residents, 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 \$114,000 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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2175-01.

By Councilman Polensek.

An emergency ordinance to amend Section 1 of Ordinance No. 1563-01, passed August 15, 2001, relating to the Clerk of Council entering into a contract with Brothers Printing Company.

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health or safety of the citizens of the City of Cleveland; now therefore,

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

Section 1. That Section 1 of Ordinance No. 1563-01, passed August 15, 2001 is hereby amended to read as follows:

Section 1. That the Clerk of Council be and she hereby is authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for business cards, informational cards, and note pads for a period of two years to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Council of the City of Cleveland.

Section 2. That existing Section 1 of Ordinance No. 1563-01, passed August 15, 2001 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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2176-01.

By Councilman Polensek.

An emergency ordinance to amend Section 1 of Resolution No. 1635-01, adopted August 15, 2001, determining the lowest and best bid for Council business cards and note cards.

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health or safety of the citizens of the City of Cleveland; now therefore,

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

Section 1. That Section 1 of Resolution No. 1635-01, adopted August 15, 2001 is hereby amended to read as follows:

Section 1. That it is hereby determined that the bid of Brothers Printing Co. for Council business cards, informational cards and note pads for the Clerk of Council for a period of two years is the lowest and best bid received after advertising in accordance with Section 108 of the City Charter, pursuant to Ordinance No. 388-01, passed March 5, 2001, and the Clerk of Council be and she hereby is authorized to enter into a requirement contract with Brothers Printing Co. for such services in accordance with the specifications upon which said bid was received. The cost of said contract shall be payable out of funds appropriated for Council.

Section 2. That existing Section 1 of Resolution No. 1635-01, adopted August 15, 2001 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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 2177-01.

By Councilman Westbrook.

An emergency ordinance changing the name of Jasper Park to James M. Dunphy Park.

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 name of Jasper Park, located in Ward 18, shall be hereafter changed to James M. Dunphy Park, and that the Director of Parks, Recreation and Properties is authorized and directed to take the necessary action to affect said name changes and to post the proper signs.

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 19, 2001.

Awaiting the approval or disapproval of the Mayor.

COUNCIL COMMITTEE MEETINGS

Monday, November 26, 2001

Employment, Affirmative Action and Training Committee: 11:00 a.m. — Present: White, Chairman; Lewis, Vice Chairman; Coats, Gordon, Johnson, Jones. Excused: Cintron.

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

Tuesday, November 27, 2001

Community and Economic Development Committee: 9:30 a.m. — Present: Jackson, Chairman; Lewis, Vice Chairman; Cimperman, Johnson, Jones, Willis. Excused: Brady, Cintron, Melena.

Wednesday, November 28, 2001

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

Public Utilities Committee: 1:00 p.m. — Present: O'Malley, Chairman; Britt, Coats, Dolan, Polensek, Westbrook. Excused: Patmon, Vice Chairman; Melena, Willis.

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O—Ordinance; R—Resolution; F—File

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