

The City Record

Official Publication of the City of Cleveland

February the Third, Nineteen Hundred and Ninety-Nine


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

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL-LEGISLATIVE President of Council-Jay Westbrook

Ward	Name	Residence	
1	Joseph T. Jones	15601 Lotus Drive	44128
2	Robert J. White	3760 East 126th Street	44105
3	Odelia V. Robinson	3448 East 123rd Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	William W. Patmon	867 East Boulevard	44108
9	Craig E. Willis	11906 Beulah Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cinton, Jr.	3032 Vega Avenue	44113
15	Merle R. Gordon	1813 Tampa Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Timothy J. Melena	6110 West Clinton Avenue	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Joseph J. Zone	3323 West 130th Street	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

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

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

DEPT. OF FINANCE - Martin L. Carmody, Director, Room 104; Carlean Alford, Manager, Internal Audit
DIVISIONS - Accounts - Gayle Goodwin Smith, Commissioner, Room 19
City Treasury - Mary Christine Jackman, Treasurer, Room 115
Assessments and Licenses - Robert J. Schneider, Commissioner, Room 122
Purchases and Supplies - William A. Moon, Commissioner, Room 128
Printing and Reproduction - James D. Smith, Commissioner, 1735 Lakeside Avenue
Taxation - Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue
Financial Reporting and Control - Robert Dolan, Controller, Room 18
Information Systems Services - Hamid Manteghi, Commissioner, 1404 E. 9th St.

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

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

DEPT. OF PUBLIC SERVICE - Mark Ricchiuto, Director, Room 113
DIVISIONS - Waste Collection and Disposal - Randell T. Scott, Acting Commissioner, 5600 Carnegie Avenue.
Streets - Randell T. Scott, Commissioner, Room 25
Engineering and Construction - JoMarie Wasik, Acting Commissioner, Room 518
Motor Vehicle Maintenance, Daniel A. Novak, Acting Commissioner, Harvard Yards
Architecture - Kenneth Nobile, Commissioner, Room 517

DEPT. OF PUBLIC HEALTH - Robert O. Staib, Director, Mural Building 1925 St. Clair Avenue.
DIVISIONS - Health - Joyce Atwell-Joyce, Commissioner, Mural Building, 1925 St. Clair Avenue
Environment - Eric Myles, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
Correction - Thomas Hardin, Commissioner, Cooley Farms, 4041 Northfield Road

DEPT. OF PUBLIC SAFETY - Henry Guzmán, Director, Room 230.
DIVISIONS - Police - Martin L. Flask, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street
Fire - Kevin G. Gerrity, Chief, 1645 Superior Avenue
Traffic Engineering & Parking - Mark Ricchiuto, Acting Commissioner, 2001 Payne Ave.
Dog Pound - John Baird, Chief Dog Warden, 2690 W. 7th Street
Emergency Medical Service - Bruce Shade, Commissioner, 1708 South Pointe Drive

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

Parking Facilities - Dennis Donahue, Acting Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
Park Maintenance and Properties - Richard L. Silva, Acting Commissioner, Public Auditorium - E. 6th & Lakeside.
Recreation - Michael Cox, Acting 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 - Lisa Thomas, Commissioner, 5th Floor, City Hall.

DEPT. OF PERSONNEL AND HUMAN RESOURCES - Joseph Nolan, Director, Room 121

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

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

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

CIVIL SERVICE COMMISSION - Room 119, Freddie J. Fenderson, President; Timothy J. Cosgrove, Vice President; Cynthia Sullivan, Secretary; Margaret Hopkins, Member, Earl Preston, Member.

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

BOARD OF ZONING APPEALS - Room 516, Carol Johnson, Chairman; Members; Chris Carmody, Anna Chatman, Ozell Dobbins, Tony Petkovsek, Eugene Cranford, Jr., Secretary.

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

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

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

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

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

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

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

BOARD OF EXAMINERS OF ELECTRICIANS - Raymond Ossovicki, Chairman; _____, Anton J. Eichmuller, Samuel Montfort J. Gilbert Steele, Laszlo V. Kemes, Secretary.

BOARD OF EXAMINERS OF PLUMBERS - Joseph Gyorky, Chairman; Earl S. Bumgarner, _____, Jozef Valencik, Martin Gallagher, Laszlo V. Kemes, Secretary.

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

CLEVELAND MUNICIPAL COURT JUSTICE CENTER-1200 ONTARIO CENTRAL SCHEDULING DEPARTMENT JUDGE COURTROOM ASSIGNMENTS

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

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

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CITY COUNCIL

MONDAY, FEBRUARY 1, 1999

The City Record

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Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1998-2001

MONDAY—Alternating

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

9:30 A.M.—**Public Health Committee:** Gordon, Chairman; Cimperman, Vice Chairman; Britt, Cintron, Dolan, Jackson, Robinson.

MONDAY—Alternating

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

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

MONDAY

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

TUESDAY

10:00 A.M.—**Community and Economic Development Committee:** Jackson, Chairman; Robinson, Vice Chairman; Cimperman, Cintron, Coats, Gordon, Jones, Lewis, Rybka.

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

WEDNESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio February 1, 1999.
The meeting of the Council was called to order, the President, Jay Westbrook in the Chair.

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

Also present were Chief of Staff Sheffield-Turner and Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan, Warren, Axelrod, Morrison and Acting Director Whittner.
Absent: Mayor White and Acting Director Dove.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Father David Weber of Cathedral of St. John the Evangelist Church located in Ward 13. Pledge of Allegiance.

MOTION

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

COMMUNICATIONS

File No. 134-99-A.

From Mayor White and Finance Director — Mayor's Estimate of 1999, as required by provisions of Section 38 of the Charter of the City of Cleveland. Estimates of receipts and expenditures for all departments and divisions of the City of Cleveland for the year 1999. Received.

File No. 140-99.

From the Office of Equal Opportunity re: MBE/FBES Deleted From OEO's Database, Fourth Quarter, 1998. Received.

File No. 141-99.

From the Office of Equal Opportunity re: Denials of Certification - Fourth Quarter, 1998. Received.

File No. 142-99.

From the Office of Equal Opportunity re: Certified MBEs and FBES, Reporting Period: Fourth Quarter, 1998. Received.

File No. 143-99.

From the Department of Public Utilities re: Cleveland Public Power received a A2 credit rating from Moody's Investors Service. Received.

File No. 144-99.

From the Department of Public Safety re: Reporting Gift from The Ambulatory Services, Saint Luke's Medical Center. Received.

File No. 145-99.

From the Department of Public Safety re: Reporting Gift from The Merrill Lynch Company. Received.

File No. 146-99.

From the Division of Purchases and Supplies re: Sales Request No. 90169 For Sale or Lease of Property, East 140th Street & Kinsman Road. Received.

File No. 147-99.

From the Division of Purchases and Supplies re: Sales Request No. 90170 For Sale or Lease of Property, East 116th Street & Buckeye Road. Received.

File No. 148-99.

From Ohio Housing Finance Agency - Appraising Council of a Residential Development Project: Union Miles L.P. re: Union Miles Elderly Development. Clark Metro Elderly L.P. re: Clark Metro Elderly Development.

STATEMENT OF WORK ACCEPTED

File No. 149-99.

From the Division of Architecture re: Contract No. 52905, (01-97) Fairfax Recreation Center Roof Replacement. Received.

PLAT

File No. 150-99.

For Councilman Robinson (Ward 3). Reservoir Place Subdivision — Replat of Parcels Nos. 1, 2, and 6, creating Sublots 1 through 28 and dedications. Reservoir Place Drive.

Referred to Committees on Public Service and City Planning and Department of Public Service.

CONDOLENCE RESOLUTIONS

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

Res. No. 154-99—Dorothy Ziegler.

Res. No. 155-99—Henry Wallace Jones, Sr.

CONGRATULATORY RESOLUTIONS

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

Res. No. 156-99—Kimberly Fisher Burns.

Res. No. 157-99—Broncie Etter Kelley.

Res. No. 158-99—Reverend Lonnie Jones, Jr.

Res. No. 159-99—Reverend Keith R. Wyche.

Res. No. 160-99—Luther Demery.

Res. No. 161-99—Mrs. Joseph H. Weiss, Sr.

Res. No. 162-99—Interchurch Council of Greater Cleveland.

Res. No. 163-99—Manco.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 134-99.**By Councilman Johnson (by departmental request).****An emergency ordinance to make appropriations for the current expenses and other expenditures of the City of Cleveland for the year 1999.**

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 to provide for the current expenses for the City of Cleveland for the fiscal year ending December 31, 1999, the following sums be and they are hereby appropriated viz:

The sum of Four hundred twenty nine million two hundred sixty one thousand five hundred ninety four dollars (\$429,261,594) from the General Fund;

The sum of Fifty eight million six hundred ninety four thousand nine hundred sixty two dollars (\$58,694,962) from the Special Revenue Funds;

The sum of Twenty three million two hundred fifty two thousand three hundred eighty five dollars (\$23,252,385) from the Internal Service Funds;

The sum of Four hundred forty two million seven hundred forty three thousand fourteen dollars (\$442,743,014) from the Enterprise Funds;

The sum of Six million four hundred fifty seven thousand five hundred twenty three dollars (\$6,457,523) from the Trust and Agency Funds;

The sum of Sixty two million two hundred fifty four thousand eight hundred seventeen dollars (\$62,254,817) from the Debt Service Fund;

All set forth in the Mayor's Estimate on file with Council and identified as File No. 134-99-A in the aggregate amount for each department as follows:

APPROPRIATION FOR THE YEAR 1999

GENERAL FUND

Legislative Branch		\$4,608,686
Municipal Court		23,890,223
Executive Branch		
Office of the Mayor		1,585,218
Department of Public Safety		251,993,819
Community Relations Board		913,861
Department of Public Service		31,836,388
Department of Parks, Recreation & Properties		35,948,511
Boxing & Wrestling Commission		8,458
Urban Planning & Development		10,230,415
Department of Public Health		11,450,313
Department of Aging		277,582
Support Functions		31,640,717
Transfers to Other Funds		24,877,403
TOTAL EXECUTIVE BRANCH		\$400,762,685
TOTAL GENERAL FUND		\$429,261,594
Special Revenue Funds		\$58,694,962
Internal Service Funds		23,252,385
Enterprise Funds		442,743,014
Trust and Agency Funds		6,457,523
Debt Service Funds		62,254,817
TOTAL APPROPRIATIONS FOR 1999		\$1,022,664,295

GENERAL GOVERNMENT

LEGISLATIVE BRANCH

Council and Clerk of Council		\$4,608,686
I. Personnel and Related Expenses	\$3,146,386	
II. Other Expenses	1,462,300	
TOTAL LEGISLATIVE BRANCH	\$4,608,686	\$4,608,686

MUNICIPAL COURT

Municipal Court - Judicial Division		\$14,132,185
I. Personnel and Related Expenses	\$12,461,029	
II. Other Expenses	1,671,156	
Municipal Court - Housing Division		\$1,992,193
I. Personnel and Related Expenses	\$1,916,217	
II. Other Expenses	75,976	

Municipal Court - Clerk's Division		\$7,765,845
I. Personnel and Related Expenses	\$5,868,044	
II. Other Expenses	1,897,801	
TOTAL MUNICIPAL COURT	\$23,890,223	\$23,890,223
EXECUTIVE BRANCH		
Office of the Mayor		\$1,585,218
I. Personnel and Related Expenses	\$1,346,881	
II. Other Expenses	238,337	
TOTAL EXECUTIVE BRANCH	\$1,585,218	\$1,585,218
DEPARTMENT OF PUBLIC SAFETY		
Public Safety Administration		\$4,709,158
I. Personnel and Related Expenses	\$3,915,679	
II. Other Expenses	793,479	
Division of Police		\$158,575,535
I. Personnel and Related Expenses	\$147,868,152	
II. Other Expenses	10,707,383	
Division of Fire		\$68,782,939
I. Personnel and Related Expenses	\$66,061,353	
II. Other Expenses	2,721,586	
Division of Emergency Medical Services		\$15,764,411
I. Personnel and Related Expenses	\$14,623,455	
II. Other Expenses	1,140,956	
Division of Traffic Engineering		\$3,461,599
I. Personnel and Related Expenses	\$2,696,035	
II. Other Expenses	765,564	
Division of Dog Pound		\$700,177
I. Personnel and Related Expenses	\$558,850	
II. Other Expenses	141,327	
TOTAL DEPARTMENT OF PUBLIC SAFETY	\$251,993,819	\$251,993,819
COMMUNITY RELATIONS BOARD		
Community Relations Board		\$913,861
I. Personnel and Related Expenses	\$857,509	
II. Other Expenses	56,352	
TOTAL COMMUNITY RELATIONS BOARD	\$913,861	\$913,861
DEPARTMENT OF PUBLIC SERVICE		
Public Service Administration		\$399,059
I. Personnel and Related Expenses	\$384,948	
II. Other Expenses	14,111	
Division of Architecture		\$588,553
I. Personnel and Related Expenses	\$550,972	
II. Other Expenses	37,581	
Division of Waste Collection and Disposal		\$26,116,354
I. Personnel and Related Expenses	\$14,512,001	
II. Other Expenses	11,604,353	
Division of Engineering and Construction		\$4,732,422
I. Personnel and Related Expenses	\$4,341,135	
II. Other Expenses	391,287	
TOTAL DEPARTMENT OF PUBLIC SERVICE	\$31,836,388	\$31,836,388

DEPARTMENT OF PARKS, RECREATION, AND PROPERTIES

Parks, Recreation, and Properties Administration		\$714,973
I. Personnel and Related Expenses	\$543,604	
II. Other Expenses	171,369	
Division of Research, Planning, and Development		\$698,052
I. Personnel and Related Expenses	\$623,518	
II. Other Expenses	74,534	
Division of Recreation		\$10,757,182
I. Personnel and Related Expenses	\$7,798,046	
II. Other Expenses	2,959,136	
Division of Parking Facilities-On Street		\$748,642
I. Personnel and Related Expenses	\$706,121	
II. Other Expenses	42,521	
Division of Property Management		\$10,750,319
I. Personnel and Related Expenses	\$8,471,011	
II. Other Expenses	2,279,308	
Division of Park Maintenance and Properties		\$12,279,343
I. Personnel and Related Expenses	\$8,603,026	
II. Other Expenses	3,676,317	
TOTAL PARKS, RECREATION, AND PROPERTIES	\$35,948,511	\$35,948,511

BOXING AND WRESTLING COMMISSION

Boxing and Wrestling Commission		\$8,458
I. Personnel and Related Expenses	\$8,458	
II. Other Expenses	0	
TOTAL BOXING AND WRESTLING COMMISSION	\$8,458	\$8,458

URBAN PLANNING AND DEVELOPMENT

DEPARTMENT OF COMMUNITY DEVELOPMENT

Division of Administrative Services		\$90,978
I. Personnel and Related Expenses	\$90,978	
Division of Building and Housing		\$5,918,590
I. Personnel and Related Expenses	\$5,517,410	
II. Other Expenses	401,180	
Director's Office		\$110,777
I. Personnel and Related Expenses	\$110,777	
Division of Neighborhood Development		\$441,937
I. Personnel and Related Expenses	\$241,937	
II. Other Expenses	200,000	
Division of Neighborhood Services		\$77,317
I. Personnel and Related Expenses	\$77,317	
TOTAL COMMUNITY DEVELOPMENT	\$6,639,599	\$6,639,599

REGULATORY BOARDS AND COMMISSIONS

Landmarks Commission		\$100,391
I. Personnel and Related Expenses	\$92,520	
II. Other Expenses	7,871	
Board of Building Standards and Appeals		\$86,312
I. Personnel and Related Expenses	\$76,712	
II. Other Expenses	9,600	
Board of Zoning Appeals		\$237,816
I. Personnel and Related Expenses	\$218,043	
II. Other Expenses	19,773	

Board of Examiners of Plumbers and Electricians		\$91,446
I. Personnel and Related Expenses	\$87,991	
II. Other Expenses	3,455	
Fair Campaign Finance Commission		\$9,852
II. Other Expenses	\$9,852	
Total Regulatory Boards	\$525,817	\$525,817

DEPARTMENT OF ECONOMIC DEVELOPMENT

Economic Development		\$1,180,487
I. Personnel and Related Expenses	\$1,048,929	
II. Other Expenses	131,558	
Total Department of Economic Development	\$1,180,487	\$1,180,487
Office of Equal Opportunity		\$621,208
I. Personnel and Related Expenses	\$545,704	
II. Other Expenses	75,504	
City Planning Commission		\$1,208,602
I. Personnel and Related Expenses	1,167,257	
II. Other Expenses	41,345	
Division of Harbors		\$54,702
I. Personnel and Related Expenses	\$54,702	
II. Other Expenses	0	
TOTAL URBAN PLANNING AND DEVELOPMENT	\$10,230,415	\$10,230,415

DEPARTMENT OF PUBLIC HEALTH

Public Health Administration		\$319,570
I. Personnel and Related Expenses	\$231,002	
II. Other Expenses	88,568	
Division of Correction		\$5,548,916
I. Personnel and Related Expenses	\$4,396,464	
II. Other Expenses	1,152,452	
Division of Health		\$3,215,752
I. Personnel and Related Expenses	\$2,525,828	
II. Other Expenses	689,924	
Division of Environment		\$2,366,075
I. Personnel and Related Expenses	\$2,067,188	
II. Other Expenses	298,887	
TOTAL DEPARTMENT OF PUBLIC HEALTH	\$11,450,313	\$11,450,313

DEPARTMENT OF AGING

DEPARTMENT OF AGING		\$277,582
I. Personnel and Related Expenses	\$210,484	
II. Other Expenses	67,098	
TOTAL DEPARTMENT OF AGING	\$277,582	\$277,582

SUPPORT FUNCTIONS

FINANCIAL AND LEGAL ADMINISTRATION

DEPARTMENT OF FINANCE

Finance Administration		\$371,555
I. Personnel and Related Expenses	\$338,848	
II. Other Expenses	32,707	
Division of Accounts		\$1,238,891
I. Personnel and Related Expenses	\$835,653	
II. Other Expenses	403,238	
Division of Assessments and Licenses		\$1,165,061
I. Personnel and Related Expenses	\$979,778	
II. Other Expenses	185,283	

Division of Treasury		\$419,806
I. Personnel and Related Expenses	\$353,412	
II. Other Expenses	66,394	
Division of Purchases and Supplies		\$713,027
I. Personnel and Related Expenses	\$620,373	
II. Other Expenses	92,654	
Bureau of Internal Audit		\$421,304
I. Personnel and Related Expenses	\$191,731	
II. Other Expenses	229,573	
Division of Financial Reporting and Control		\$1,218,994
I. Personnel and Related Expenses	\$812,278	
II. Other Expenses	406,716	
TOTAL DEPARTMENT OF FINANCE	\$5,548,638	\$5,548,638
Office of Budget & Management-Budget Admin.		\$530,355
I. Personnel and Related Expenses	\$489,528	
II. Other Expenses	40,827	
Department Law		\$7,528,498
I. Personnel and Related Expenses	\$5,503,748	
II. Other Expenses	2,024,750	
TOTAL FINANCE AND LEGAL ADMINISTRATION	\$13,607,491	\$13,607,491
PERSONNEL ADMINISTRATION		
Office of Personnel		\$1,562,920
I. Personnel and Related Expenses	\$1,114,078	
II. Other Expenses	448,842	
Civil Service Commission		\$1,188,893
I. Personnel and Related Expenses	\$621,807	
II. Other Expenses	567,086	
TOTAL PERSONNEL ADMINISTRATION	\$2,751,813	\$2,751,813
NONDEPARTMENTAL		
County Auditor Deductions		\$846,000
II. Other Expenses	\$846,000	
OTHER ADMINISTRATIVE		\$14,435,413
II. Other Expenses	\$14,435,413	
TOTAL NONDEPARTMENTAL	\$15,281,413	\$15,281,413
TOTAL SUPPORT FUNCTIONS	\$31,640,717	\$31,640,717
TRANSFERS TO OTHER FUNDS		\$24,877,403
II. Other Expenses	\$24,877,403	
TOTAL GENERAL FUND	\$429,261,594	\$429,261,594
SPECIAL REVENUE FUND		
Restricted Income Tax Fund		\$31,371,235
I. Capital	\$19,621,235	
II. Debt Service	11,750,000	
Street Construction, Maintenance & Repair Fund		\$25,323,727
I. Personnel and Related Expenses	\$13,777,856	
II. Other Expenses	11,545,871	
Schools Recreation & Cultural Activities Fund		\$2,000,000
II. Other Expenses	\$2,000,000	
TOTAL SPECIAL REVENUE FUNDS	\$58,694,962	\$58,694,962

INTERNAL SERVICE FUND

Information Systems Services-Telephone Exchange		\$3,931,349
I. Personnel and Related Expenses	\$394,372	
II. Other Expenses	3,536,977	
Information Systems Services		\$2,564,014
I. Personnel and Related Expenses	\$1,366,218	
II. Other Expenses	1,197,796	
Division of Motor Vehicle Maintenance		\$14,885,978
I. Personnel and Related Expenses	\$4,594,573	
II. Other Expenses	10,291,405	
Division of Printing and Reproduction		\$1,102,442
I. Personnel and Related Expenses	\$566,294	
II. Other Expenses	536,148	
City Storeroom and Central Warehouse		\$768,602
I. Personnel and Related Expenses	\$63,675	
II. Other Expenses	704,927	
TOTAL INTERNAL SERVICE FUNDS	\$23,252,385	\$23,252,385

ENTERPRISE FUNDS

DEPARTMENT OF PUBLIC UTILITIES

Utilities Administration		\$1,023,283
I. Personnel and Related Expenses	\$756,233	
II. Other Expenses	267,050	
Radio		\$2,548,843
I. Personnel and Related Expenses	\$91,385	
II. Other Expenses	2,457,458	
Division of Fiscal Control		\$1,721,000
I. Personnel and Related Expenses	\$1,605,517	
II. Other Expenses	115,483	
Division of Water		\$189,052,000
I. Personnel and Related Expenses	\$62,879,000	
II. Other Expenses	126,173,000	
Division of Water Pollution Control		\$19,915,906
I. Personnel and Related Expenses	\$7,365,172	
II. Other Expenses	12,550,734	
Division of Cleveland Public Power		\$124,818,774
I. Personnel and Related Expenses	\$23,234,887	
II. Other Expenses	101,583,887	
TOTAL DEPARTMENT OF PUBLIC UTILITIES	\$339,079,806	\$339,079,806

DEPARTMENT OF PORT CONTROL

Divisions of Cleveland Hopkins & Burke Lakefront		
Airports - Operations		\$82,963,403
I. Personnel and Related Expenses	\$19,394,887	
II. Other Expenses	63,568,516	
Airport Development Fund		\$60,000
II. Other Expenses	60,000	
TOTAL DEPARTMENT OF PORT CONTROL	\$83,023,403	\$83,023,403

DEPARTMENT OF PARKS, RECREATION, AND PROPERTIES

Division of Cemeteries		\$2,161,746
I. Personnel and Related Expenses	\$1,627,836	
II. Other Expenses	533,910	
Golf Course Fund		\$2,409,275
I. Personnel and Related Expenses	\$929,370	
II. Other Expenses	1,479,905	
Division of Parking Facilities-Off Street Parking		\$8,230,301
I. Personnel and Related Expenses	\$843,955	
II. Other Expenses	7,386,346	
Division of Convention Center & Stadium-Convention Center		\$6,649,793
I. Personnel and Related Expenses	\$1,971,251	
II. Other Expenses	4,678,542	
Division of Convention Center & Stadium-Market		\$1,111,472
I. Personnel and Related Expenses	\$353,038	
II. Other Expenses	758,434	
Division of Property Management - East Side Market		\$77,218
I. Personnel and Related Expenses	\$40,716	
II. Other Expenses	36,502	
TOTAL PARKS, RECREATION, & PROPERTIES	\$20,639,805	\$20,639,805
TOTAL ENTERPRISE FUNDS	\$442,743,014	\$442,743,014

AGENCY FUND

Central Collection Agency		\$6,457,523
I. Personnel and Related Expenses	\$3,809,119	
II. Other Expenses	2,648,404	
TOTAL AGENCY FUND	\$6,457,523	\$6,457,523

DEBT SERVICE FUND

Sinking Fund Commission		\$41,354,817
I. Personnel and Related Expenses	\$111,136	
II. Other Expenses	380,533	
III. Debt Service	40,863,148	
Stadium Bond Fund		\$20,900,000
III. Debt Service	\$20,900,000	
TOTAL DEBT SERVICE FUNDS	\$62,254,817	\$62,254,817

Section 2. That the appropriations herein made are based upon the detail of expenditures set forth in the Mayor's Estimate File No. 134-99-A, but are appropriated to the several departments, offices, and purposes in the aggregate for I. - Personnel and Related Expenses; and II. - Other Expenses and are not severally and individually appropriated in said detail. Any unencumbered balance in an appropriation fund at the close of the year 1998 is hereby appropriated to such fund for the payment of unpaid obligations lawfully incurred in 1999 or prior years. The Mayor's Estimate File No. 134-99-A, as modified by the schedule published pursuant to Section 39 of the Charter shall within the sums appropriated in Section 1 hereof, constitute the expenditure budget for the year 1999 and shall be subject to the control of the Mayor, provided, however, that no transfer from I. - Personnel and Related Expenses, or II. - Other Expenses within any department or office, or from one department or office to another shall be made except as provided in Section 41 of the Charter.

Section 3. That the Commissioner of Accounts is hereby authorized to draw warrants upon the City Treasury for the amount appropriated in this ordinance, whenever claims are presented properly approved by the head of the department or by the chief of a commission for which indebtedness was incurred.

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 upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

Referred to Directors of Finance, Law, Committee on Finance.

Ord. No. 135-99.

By Councilmen Jackson and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Community Development to apply for and accept grants from the United States Department of Housing and Urban Development for the Year XXV grant pursuant to Title I of the Housing and Community Development Act of 1974, for the 1999 Federal HOME Grant Program, for the 1999 Emergency Shelter Program, and the 1999 Housing Opportunities for Persons with AIDS Program.

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

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

Section 1. That the Director of Community Development is hereby authorized to apply for and accept grants from the U.S. Department of Housing and Urban Development (HUD) in the following approximate amounts: \$30,493,119 to conduct the Year XXV Community Development Block Grant Program; \$8,006,000 to conduct the Federal HOME Grant Program; \$1,079,000 to conduct the Emergency Shelter Grant Program; and \$670,000 for the Housing Opportunities for Persons with AIDS (HOPWA) Program, for the purposes set forth in the application and according thereto and in compliance with the requirements of Title I of the Housing and Community Development Act of 1974 and applicable rules and regulations. That the Director of Community Development is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grants, and that said funds are hereby appropriated for the purposes set forth in the applications for said grants.

Section 2. That the applications for said grants, placed in File No. 135-99-A, made a part hereof as if fully rewritten herein, are hereby approved in all respects.

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

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

Ord. No. 136-99.

By Councilmen Jackson and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into contract without competitive bidding with Compaq Computer Corporation, f.k.a. Digital Equipment Corp. for maintenance service on digital equipment and software, for the Department of Community Development.

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

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

Section 1. That it is hereby determined that the within commodities

are non-competitive and cannot be secured from any source other than Compaq Computer Corporation, f.k.a. Digital Equipment Corp. Therefore, the Director of Community Development is hereby authorized to make a written contract with said Compaq Computer Corporation, f.k.a. Digital Equipment Corp., for the period of March 1999 through February 2001, on the basis of its proposal dated September 15, 1998, for maintenance service of digital equipment and software, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Department of Community Development.

Section 2. That the cost of said contract hereby authorized shall be paid from Fund Nos. 14 SF 024 and 01-80-05-0380, Request No. 23120.

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. 137-99.

By Councilmen White, Jackson, Robinson and Johnson (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 11714, 11806, 11808 Miles Avenue to Union Miles L.P.

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). 138-13-008, 138-13-010 and 138-13-011, as more fully described in Section 2 below, to Union Miles L.P.

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. 138-13-008

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly 1/2 of Sublot No. 42 in the Bishop Hoyt Allotment of part of Original One Hundred Acre Lot No.

468, as shown by the recorded plat in Volume 64 of Maps, Page 28 of Cuyahoga County Records and being 50 feet front on the Southerly side of Miles Avenue and extending back of equal width 300 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

P.P. No. 138-13-010

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and described as follows:

Beginning at a point in the South line of Miles Avenue, Five Hundred (500) feet East of the East line of East 116th Street (formerly Rice Avenue); thence South 300 feet; thence East Fifty (50) feet; thence North Three Hundred (300) feet to the South line of Miles Avenue; thence West along the said South line of Miles Avenue (50) feet to the place of beginning. Also known as part of Sublot 74 of Bishop & Hoyt Allotment, as recorded in Maps Volume 64, Page 28. Subject to Zoning Ordinances, if any.

P.P. No. 138-13-011

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly 50 feet of Sublot No. 74 in the Bishop and Hoyt Allotment of part of Original One Hundred Acre Lot No. 468 as shown by the recorded plat in Volume 64 of Maps, Page 28 of Cuyahoga County Records and being a parcel of land 50 feet front on the Southerly side of Miles Avenue and extending back 300 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.

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. 138-99.
By Councilmen Gordon, Jackson, Robinson and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with National Boiler Works, Inc. to provide for a ten year abatement for certain tangible personal property and real estate taxes as an incentive to expand its facility to acquire land, construct an office and warehouse facility, and to acquire machinery and equipment at 4560 Industrial Parkway located in the Cleveland Area Enterprise Zone.

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

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

Whereas, National Boiler Works, Inc. (the "Enterprise") has proposed to expand its facility to acquire land, construct an office and warehouse facility, and to acquire machinery and equipment at 4560 Industrial Parkway located in the Cleveland Area Enterprise Zone; and

Whereas, the Enterprise has certified to the City that, but for abatement of personal property and real estate taxes the Enterprise would be at a competitive disadvantage by operating at this location; and

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

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

Section 1. That this Council hereby approves the application of National Boiler Works, Inc. for enterprise zone incentives on the basis that National Boiler Works, Inc. is qualified by financial responsibility and business experience to create and preserve employment opportunities in the Cleveland Area Enterprise Zone and to improve the economic climate of the City of Cleveland.

Section 2. That the Director of Economic Development is authorized to enter into an Enterprise Zone Agreement with National Boiler Works, Inc. to provide for a ten (10) year abatement for certain tangible personal property and real estate taxes as an incentive to expand its facility to acquire land, construct an office and warehouse facility, and to acquire machinery and equipment at 4560 Industrial

Parkway located in Cleveland, Ohio; said abatement shall be subject to annual review of the Tax Incentive Review Council.

Section 3. That the terms of said tax abatement shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 138-99-A. The terms of said file notwithstanding, the terms of the tax abatement shall not be amended, nor shall the tax abatement be assignable or transferrable to any entity, without the prior legislative authorization by Cleveland City Council.

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

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

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

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

Ord. No. 151-99.
By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the City of Cleveland to implement a plan to allow City employees and elected officials to purchase additional service credit from the Public Employees Retirement System, tax-deferred by payroll deduction.

Whereas, Internal Revenue Service ("IRS") Code Section 414(h)(2) permits employer "pick-up" of the employee contributions to a retirement plan, thereby resulting in tax deferral of such contributions; and

Whereas, pursuant to Revised Code Chapter 145, members of the Public Employee's Retirement System of Ohio ("PERS") may be allowed to (1) redeposit contributions previously withdrawn, plus interest, and/or (2) purchase additional forms of permissive service credit; and

Whereas, the City of Cleveland has no current plan authorizing the purchase of additional service credit from PERS on a pre-tax basis; 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 effective _____, City employees and elected officials who are eligible under IRS Code Section 414(h)(2) and Revised Code Chapter 145 may purchase addition-

al service credit tax deferred and the City shall withhold the authorized service credit deduction from the gross pay of each person who elects to purchase additional service credit and pay the deduction to PERS. A person electing this pick up deduction shall not have the option of choosing to receive the payroll deduction directly instead of having this deduction picked up by the City and paid to PERS. Members who have elected to participate in this plan cannot increase, decrease or terminate the amount of the pick up deduction.

Section 2. That the Director of Finance is hereby authorized to take all necessary procedural and administrative action to implement the provisions of this ordinance to effect the pick up of the payroll deduction for the purchase of additional service credit to PERS, including entering into irrevocable salary reduction agreements with eligible employees and elected officials. The form of such agreement shall contain such terms and conditions as are acceptable to the Director of Law.

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 Finance, Law; Committee on Finance.

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

Ord. No. 139-99.
By Councilman Westbrook.
An emergency ordinance to amend Section 455.061 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 552-90, passed June 18, 1990 parking spaces at Willard Park Garage.

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 455.061 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 552-90, passed June 18, 1990 is hereby amended to read as follows:

Section 455.061 Reserved Parking Spaces at Willard Park Garage

The Commissioner of Parking Facilities shall designate parking spaces in the Willard Park Garage to be reserved at no charge for members of Council and such members of Council staff as the President shall designate, the Clerk of Council, the Mayor and such members of his staff as the Mayor shall designate, the directors of the departments, and the Chiefs of Police and Fire. When signs are posted giving notice of such reserved parking spaces, no other person shall park in such reserved parking spaces on Mondays from 8:00 a.m. to 10:00 p.m., and on other weekdays and Saturdays from 8:00 a.m. to 6:00 p.m.

Section 2. That existing Section 455.061 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 552-90, passed June 18, 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.

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

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

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 152-99.

By Councilmen Willis and Cintron.
An emergency resolution urging the Regional Transit Authority to continue usage of buses fueled by compressed natural gas and to conduct further studies prior to purchasing diesel powered vehicles.

Whereas, the Regional Transit Authority (RTA) buses provide service to thousands of passengers in and around the City of Cleveland; and Whereas, in a progressive effort to ensure a cleaner environment, RTA became a leader in the transit industry by purchasing and using buses powered by natural gas, as opposed to diesel buses; and

Whereas, diesel powered buses release a greater number of carcinogenic particulates than buses powered by CNG; and

Whereas, RTA currently has 166 buses, or 22 percent of its fleet, which are powered by compressed natural gas (CNG); and

Whereas, RTA is considering the suspension of purchase and use of CNG powered buses in favor of increased use of diesel buses; and

Whereas, discontinuance of buses fueled by CNG would adversely impact the air quality of the City of Cleveland and could negatively impair the health of the residents of our neighborhoods; now, therefore,

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

Section 1. That the Council of the City of Cleveland urges RTA to continue its progressive efforts to purchase and utilize buses powered by compressed natural gas and requests that RTA be mindful of the impact that diesel fuel has on the environment and health of the residents of the City of Cleveland.

Section 2. That the Council of the City of Cleveland requests that RTA conduct further studies of the costs and benefits of use of buses fueled by compressed natural gas before purchasing additional diesel powered buses.

Section 3. That the Clerk of Council is requested to transmit a copy of this Resolution to Ronald Tober, President of the Regional Transit Authority and U.S. Congress Representatives Kucinich and Jones.

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.

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

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

Res. No. 153-99.

By Councilmen Cimperman, Westbrook, Sweeney and Cintron.

An emergency resolution urging Giant Eagle to continue the surplus food donation policy established by Riser Foods and Stop-N-Shop Supermarkets.

Whereas, Riser Foods and Stop-N-Shop Supermarkets established a surplus food donation policy in 1992, whereby surplus food that is appropriate for distribution is made available to agencies that feed the hungry in Cleveland and Northeast Ohio; and Whereas, food that would otherwise be wasted is provided to hungry men, women and children; and

Whereas, the Council of the City of Cleveland strongly encourages Giant Eagle, successor to Riser Foods and Stop-N-Shop Supermarkets, to continue this humanitarian policy; now, therefore,

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

Section 1. That the Council of the City of Cleveland strongly encourages Giant Eagle to continue the surplus food donation policy of Riser Foods and Stop-N-Shop Supermarkets, in order to alleviate hunger of numerous men, women and children in Cleveland and Northeast Ohio.

Section 2. That the Clerk of Council is requested to transmit a copy of this Resolution to Mark Packer, Vice President of Giant Eagle.

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

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

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

THIRD READING EMERGENCY ORDINANCES PASSED

Ord. No. 2048-98.

By Councilmen Patmon and Westbrook (by departmental request).

An emergency ordinance authorizing the purchase by contract of not to exceed twenty-two shields and appurtenances, for the Division of Water, Department of Public Utilities.

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

Ord. No. 2094-98.

By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of maintenance of Digital Equipment

Corporation computer equipment, for the Division of Financial Reporting and Control, Department of Finance.

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

Ord. No. 2096-98.

By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of exterminating services, for the various divisions of City government, for a period not to exceed two years.

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

Ord. No. 2097-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to install and repair fencing at various locations, for the Division of Water Pollution Control, Department of Public Utilities.

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

Ord. No. 2099-98.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of rebuilt or remanufactured automatic Allison transmissions, including installation if necessary, recalibration of valve bodies, and oil and filter changes, for the Division of Motor Vehicle Maintenance, Department of Public Service.

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

Ord. No. 2106-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to replace the air conditioning chiller at the First District Police Station, including removal and disposal of existing chiller, for the Division of Property Management, Department of Parks, Recreation and Properties.

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

Ord. No. 2108-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to apply for and accept grants from the Cuyahoga Metropolitan Housing Authority for the Midnight Basketball Grant.

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

Ord. No. 2109-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to replace exterior and interior doors, frames, including hardware and miscellaneous materials, and installation if necessary, for the Division of Property Management, Department of Parks, Recreation and Properties.

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

Ord. No. 2110-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement

contract of labor and materials necessary to repair or replace damaged safety surfaces in playgrounds, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for a period not to exceed two years.
Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 2164-98.

By Councilmen Patmon and Johnson (by departmental request).
An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to fabricate ring and pinion gears, for the Division of Water, Department of Public Utilities.
Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 2168-98.

By Councilmen Patmon and Johnson (by departmental request).
An emergency ordinance authorizing the procurement by requirement contract of the rental of one concrete saw, for the Division of Water, Department of Public Utilities.
Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 2169-98.

By Councilmen Patmon and Johnson (by departmental request).
An emergency ordinance authorizing the purchase by contract of labor and materials necessary to replace the generator at the Pearl Road Pumping Station, including installation, if necessary, for the Division of Water, Department of Public Utilities.
Read third time. Passed. Yeas 20. Nays 0.

Ord. No. 2170-98.

By Councilmen Patmon and Johnson (by departmental request).
An emergency ordinance authorizing the Director of Public Utilities to enter into contract without competitive bidding with International Business Machines for the purchase of maintenance and support of an IBM computer system and appurtenances, for the Division of Water, Department of Public Utilities.
Read third time. Passed. Yeas 20. Nays 0.

MOTION

By Councilman Coats, seconded by Councilman Polensek and unanimously carried that the absence of Councilman Edward W. Rybka be and is hereby authorized.

The Council adjourned at 8:15 p.m. to meet on Monday, February 8, 1999 at 7:00 p.m.



Clerk of Council

THE CALENDAR

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

NONE

BOARD OF CONTROL

January 27, 1999

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, January 27, 1999, at 11:00 a.m., with Acting Mayor Carter presiding.

Present: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren

Absent: Director Axelrod.

Others: William Moon, Commissioner, Purchases and Supplies, Laura A. Williams, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 41-99.

By Director Carmody.
Resolved, by the Board of Control of the City of Cleveland that the bid of Ris Paper Corp. for an estimated quantity of Paper Stock and Envelopes (Items 3, 43, 47, 50, 52, 71, 63, 106, 111, 112, 117, 140, 156, 176, 183, 185, 186 and 187) for the Division of Various Divisions of City Government, Department of Finance, for the period of one (1) year beginning with the date of execution of a contract received on November 13, 1998, pursuant to the authority of Ordinance No. 1812-98, passed November 16, 1998, which on the basis of the estimated quantity would amount to Seventy Six Thousand Six Hundred and 22/100 Dollars (\$76,600.22), (2% 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 28941 which shall be certified against such contract in the sum of Three Thousand Eight Hundred Thirty and 01/100 Dollars (\$3,830.01).

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

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 42-99.

By Director Carmody.
Resolved, by the Board of Control of the City of Cleveland that the bid of Unisource Worldwide, Inc. — Cleveland Division for an estimated quantity of Paper Stock and Envelopes (Items 1, 10, 14, 31 thru 34, 38, 44, 48, 70, 74, 132, 147, 148 and 173) for the Division of Various Divisions of City Government, Department of Finance, for the period of one (1) year beginning with the date of execution of a contract

received on November 13, 1998, pursuant to the authority of Ordinance No. 1812-98, passed November 16, 1998, which on the basis of the estimated quantity would amount to Twenty Five Thousand Nine Hundred Thirty-Four and 12/100 Dollars, (\$25,934.12), (2% 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 28939 which shall be certified against such contract in the sum of One Thousand Two Hundred Ninety-Six and 71/100 Dollars (\$1,296.71).

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

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 43-99.

By Director Carmody.
Resolved, by the Board of Control of the City of Cleveland that the bid of USFire & Safety Co. for an estimated quantity of Labor and Materials to Refill, Repair and Replace Fire Extinguishers (all items) for the Division of Various Divisions of City Government, Department of Finance, for the period of one (1) year beginning with the date of execution of a contract received on November 25, 1998, pursuant to the authority of Ordinance No. 1222-98, passed August 19, 1998, which on the basis of the estimated quantity would amount to Ninety Two Thousand One Hundred Forty-Seven and 50/100 Dollars, (\$92,147.50), (1% - Net 10), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 02915 which shall be certified against such contract in the sum of Ten Thousand and 00/100 Dollars (\$10,000.00).

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

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 44-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 531.03(a) of the Codified Ordinances of Cleveland, Ohio, 1976, Board of Control Resolution No. 830-98, adopted December 30, 1998, approving the charges for work performed by the Division of Water, is hereby amended by deleting the rates and charges for Prices for Plugging Connections and Mains, and substituting therefor the following:

PRICES FOR PLUGGING CONNECTIONS AND MAINS

	The Division of Water to excavate and backfill		
	<u>2-1-99 to 12-31-99</u>	<u>1-1-00 to 12-31-00</u>	<u>1-1-01</u>
	CWD to excavate and backfill		
less than 2"	500.00	700.00	900.00
3" through 12"	1,200.00	1,200.00	1,200.00
16" and larger	1,500.00	1,500.00	1,500.00
	Deposit (Cost Plus)	Deposit (Cost Plus)	Deposit (Cost Plus)

Be it further resolved that all other provisions of said Resolution No. 830-98 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.

Absent: None.

Resolution No. 45-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Libby Construction Co., Inc. for an estimated quantity of labor and materials to repair fire hydrants (Area A, items 1A-14A; Area B, items 1B-14B) for the Division of Water, Department of Public Utilities, for a period of one (1) year beginning with the date of execution of a contract, received on the 9th day of December 1998, pursuant to the authority of Ordinance No. 754-98, passed June 8, 1998 on the basis of the estimated quantity would amount to One Million Three Hundred Twenty Three Thousand Five Hundred and 00/100 Dollars, (\$1,323,500.00), (2% - 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 02887 which shall be certified against such contract in the sum of Four Hundred Thousand and no/100 Dollars (\$400,000.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the following subcontractor to Libby Construction Co., Inc., for the above-mentioned public improvement hereby is approved:

NAME	MBE/FBE
A & L Sewer	\$529,400 (MBE)

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 46-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of BHE Environmental, Inc. for an estimated quantity of hazardous/non-hazardous waste testing and removal, all items, for for the Divisions of Cleveland Public Power and Water Pollution Control, Department of Public Utilities, for a period of two (2) year beginning with the date of execution of a contract, received on the 25th day of November 1998, pursuant to the authority of Ordinance No. 679-98, passed June 8, 1998 on the basis of the estimated quantity would amount to Two Hundred Ninety Thousand and no/100 Dollars (\$290,000.00), (Net 30 Days) is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 21639 which shall be certified against such contract in the sum of Fourteen Thousand Five Hundred and no/100 Dollars (\$14,500.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the following subcontractors by BHE Environmental, Inc., for Hazardous/Non Hazardous Waste Testing and Removal, for the above-mentioned requirement contract is hereby approved:

SUBCONTRACTOR	MBE/FBE
L. Gray Barrel & Co.	3.5% (MBE)
Trans - Enviro, Inc.	3.5% (MBE)
MV Technologies, Inc.	3.5% (MBE)

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 47-99.

By Director Konicek.

Be it resolved by Board of Control of the City of Cleveland that the bid of Safeware, Inc. for an estimated quantity of gas detection and calibration equipment, all items, for Various Divisions of the Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on December 10, 1998, pursuant to the authority of Ordinance No. 425-98, passed April 6, 1998 on the basis of the estimated quantity would amount to Three Hundred Thirty Seven Thousand, Eight Hundred Six and 55/100 Dollars (\$337,806.55), (2% 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 21651 which shall be certified against such contract in the sum of Twenty Four Thousand Seven Hundred Sixty Seven and 61/100 Dollars (\$24,767.61).

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

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 48-99.

By Director Konicek.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on October 21, 1998

for Replacement of a 54-Inch Raw Water Butterfly Valve at Crown Water Plant for the Division of Water, Department of Public Utilities, pursuant to the authority of Ordinance No. 965-93, passed by the Council of the City of Cleveland on July 14, 1993 are hereby rejected.

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 49-99.

By Director Konicek.

Be it resolved by Board of Control of the City of Cleveland that the bid of Victory White Metal Co. for an estimated quantity of Fire hydrants and fire hydrant parts (items 14) for the Division of Water, Department of Public Utilities, for a period of one (1) year beginning with the date of execution of a contract, received on the 2nd day of December, 1998, pursuant to the authority of Section 129.25 of the Codified Ordinance of Cleveland, Ohio, 1976, which on the basis of the estimated quantity would amount to Ten Thousand Dollars (\$10,000.00), (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 02884 which shall be certified against such contract in the sum of Ten Thousand Dollars (\$10,000.00).

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

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 50-99.

By Director Balraj.

Whereas, the City of Cleveland owns and operates Cleveland Hopkins International Airport for the convenience of aviation transportation for the citizens of Greater Cleveland; and

Whereas, courtesy vehicles, limousines, and multi-passenger shuttle buses/vans transport air passengers to and from the Airport to parking lots, hotels, and various private patron-requested or scheduled locations, and these supportive vehicle services and business relating to air passengers is a necessary and convenient service; and

Whereas, the City is engaged in an extensive expansion program at Cleveland Hopkins International Airport; and

Whereas, it is necessary to control the number and location of courtesy vehicles and/or for-hire vehicles, including limousines and multi-passenger shuttle buses/vans at the Airport so as to promote a continuous efficient flow of motor vehicle traffic; and

Whereas, Board of Control Resolution No. 39-78, adopted February 8, 1978 pursuant to the authority of Section 139.01 of the Codified Ordinances of Cleveland, Ohio 1976, authorized the Director of Port Control to issue permits and to set permit rates charged to operators of courtesy vehicles, limousines, and shuttle buses at Cleveland Hopkins International Airport; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 39-78, adopted February 8, 1978, authorizing the Director of Port Control to issue permits and to set permit rates charged to operators of courtesy vehicles, limousines, and shuttle buses at Cleveland Hopkins International Airport, is hereby amended, effective April 1, 1999, as follows:

Type of Vehicle	Annual Fee
1. Courtesy and/or For-Hire Hotel Shuttle Buses	\$1,000/year per vehicle
2. Courtesy and/or For-Hire Off-Airport Parking Shuttle Buses	\$5,000/year per vehicle
3. Courtesy and/or For-Hire Multi-Passenger Shuttle Buses/Vans (Excluding Hotel and Off-Airport Parking Shuttle Buses)	\$2,000/year per vehicle
4. Courtesy and/or For-Hire Limousines	\$1,500/year per vehicle

Be it further resolved that all other provisions of said Resolution No. 39-78 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 51-99.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland, that all bids received on December 11, 1998 for one (1) Utility Tractor (all items) for the Division of Motor Vehicle Maintenance, Department of Public Service, pursuant to the authority of Ordinance No. 1074-98, passed by the Council of the City of Cleveland on June 15, 1998 be and the same are hereby rejected.

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 52-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Wise International Trucks of Ohio for an estimated quantity of four (4) crew cab and chassis with

back of cab/compartments (alternate bid for \$9,889.99 Each) for the Division of Motor Vehicle Maintenance, Department of Public Service for the period of one (1) year beginning with the date of execution of a contract received on December 11, 1998, pursuant to the authority of Ordinance No. 1113-97 and 1074-98, passed July 16, 1997 and June 15, 1998, which on the basis of the estimated quantity would amount to approximately Three Hundred Fifty Nine Thousand Five Hundred Fifty Six and no/100 Dollars (\$359,556.00), (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 30576 \$179,778.00
30577 \$179,778.00
which shall be certified against such contract in the sum of Three Hundred Fifty Nine Thousand Five Hundred Fifty-Six and no/100 Dollars (\$359,556.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Wise International Trucks of Ohio, for the purchase of four (4) crew cab and chassis with back of cab/compartments (alternate bid for \$89,889.99 each), is hereby approved:

Independent Brokers
MBE — \$2,800.00

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 53-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Universal Oil, Inc. for an estimated quantity of Lubricants (Part A) all items for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on December 4, 1998, pursuant to the authority of Ordinance No. 1848-98, passed November 23, 1998, which on the basis of the estimated quantity would amount to approximately One Hundred Thirty Four Thousand Four Hundred Fifty-One and 65/100 Dollars (\$134,451.65), (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 30572 which shall be certified against such contract in the sum of Thirty

Thousand and no/100 Dollars (\$30,000.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Universal Oil, Inc., for the purchase of lubricants (Part-A) (all items), is hereby approved:

L. Gray Barrel
MBE — \$11,670.00

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution 54-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Rice Oil Co., Inc. for an estimated quantity of Lubricants Part-C (all items) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on December 4, 1998, pursuant to the authority of Ordinance No. 1848-98, passed November 23, 1998, which on the basis of the estimated quantity would amount to approximately Two Thousand One Hundred Twenty Five and no/100 Dollars (\$2,125.00), 1% - 20 Days, is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 30574 which shall be certified against such contract in the sum of Six Hundred and 00/100 Dollars (\$600.00).

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

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution 55-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Frank Blackmon (Synthetic Lubricants) for an estimated quantity of Lubricants Part-B (all items) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on December 4, 1998, pursuant to the authority of Ordinance No. 1848-98, passed November 23, 1998, which on

the basis of the estimated quantity would amount to approximately Forty Thousand Six Hundred Ninety Four and 25/100 Dollars (\$40,694.25), (2% - 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 30573 which shall be certified against such contract in the sum of Four Thousand and no/100 Dollars (\$4,000.00).

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

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 56-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of General Safety Equipment, LLC for an estimated quantity of one (1) Cab and Chassis with Custom Pumper Body (all items) for the Various Divisions of City Government, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on September 18, 1998, pursuant to the authority of Ordinance No. 1074-98, passed June 15, 1998, which on the basis of the estimated quantity would amount to approximately Two Hundred Eight Thousand Two Hundred Sixty Four and no/100 Dollars (\$208,264.00), (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 29494 which shall be certified against such contract in the sum of Two Hundred Eight Thousand Two Hundred Sixty Four and no/100 Dollars (\$208,264.00).

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

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 57-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Crown Battery Mfg. Co., Inc. for an estimated quantity of auto/truck

batteries (all items) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on November 25, 1998, pursuant to the authority of Ordinance No. 1852-98, passed November 23, 1998, which on the basis of the estimated quantity would amount to approximately Eighty Six Thousand Eight Hundred Fifty Six and 03/100 Dollars (\$86,856.03), (2% - 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 30575 which shall be certified against such contract in the sum of Nine Thousand and no/100 Dollars (\$9,000.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Crown Battery Mfg. Co., Inc., for the purchase of auto/truck batteries (all items), is hereby approved:

Independent Brokers
MBE — \$2,171.40 — 2.5%

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 58-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Wise International Trucks of Ohio for an estimated quantity of two crew cab and chassis with utility body (all items) for Various Divisions of City Government, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on December 18, 1998, pursuant to the authority of Ordinance No. 1074-98, passed June 15, 1998, which on the basis of the estimated quantity would amount to approximately One Hundred Fifty Seven Thousand Five Hundred and no/100 Dollars, (\$157,500.00), (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 30580 which shall be certified against such contract in the sum of One Hundred Fifty Seven Thousand Five Hundred and no/100 Dollars, (\$157,500.00).

Said requirement contract shall further provide that the Contractor shall furnish the remainder of the City's requirements for such goods and/or services, whether more or

less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Wise International Trucks of Ohio, for the purchase of two (2) Crew cab and chassis with utility body (all items), is hereby approved:

Independent Brokers
MBE — \$1,400.00

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 59-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Ganley Chrysler Plymouth for an estimated quantity of Chrysler Parts and Labor (all items) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of two (2) years beginning with the date of execution of a contract received on December 17, 1998, pursuant to the authority of Ordinance No. 1849-98, passed November 23, 1998, which on the basis of the estimated quantity would amount to approximately Forty Thousand and no/100 Dollars (\$40,000.00), (2% - 15 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 30579 which shall be certified against such contract in the sum of Three Thousand and no/100 Dollars (\$3,000.00).

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

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 60-99.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland, that all bids received on December 23, 1998 for various crew cab and chassis with dump body (all items) for the Division of Motor Vehicle Maintenance, Department of Public Service, pursuant to the authority of Ordinance No. 1074-98, passed by the Council of the City of Cleveland on June 15, 1998 be and the same are hereby rejected.

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 61-99.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel No. 131-29-078 under said Land Reutilization Program; and

Whereas, Ordinance No. 1857-98 passed December 14, 1998, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Nancy Beth McFaye has proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1857-98 passed December 14, 1998, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Nancy Beth McFaye for the sale and development of Permanent Parcel No. 131-29-078, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$400, which amount is hereby determined to be not less than the fair market value of said parcel for uses in accordance with the Land Reutilization Program.

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 62-99.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel No. 115-13-013 under said Land Reutilization Program; and

Whereas, Ordinance No. 1730-98 passed December 14, 1998, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, William L. Stoudmire and Juliette Stoudmire have proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1730-98 passed December 14, 1998, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with William L. Stoudmire and Juliette Stoudmire for the sale and development of Permanent Parcel No. 115-13-013, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$5,000, which amount is hereby determined to be not less than the fair market value of said parcel for

uses in accordance with the Land Reutilization Program.

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 63-99.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel No. 118-09-030 under said Land Reutilization Program; and

Whereas, Ordinance No. 772-98 passed December 14, 1998, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Cleveland Ohio Cedar Congregation of Jehovah's Witnesses has proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 772-98 passed December 14, 1998, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Cleveland Ohio Cedar Congregation of Jehovah's Witnesses for the sale and development of Permanent Parcel No. 118-09-030, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$100, which amount is hereby determined to be not less than the fair market value of said parcel for uses in accordance with the Land Reutilization Program.

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 64-99.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel No. 125-28-052 under said Land Reutilization Program; and

Whereas, Ordinance No. 1856-98 passed December 14, 1998, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Ernest D'Agostino and Cynthia D'Agostino have proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1856-98 passed December 14, 1998, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for

and on behalf of the City of Cleveland with Ernest D'Agostino and Cynthia D'Agostino for the sale and development of Permanent Parcel No. 125-28-052, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$400, which amount is hereby determined to be not less than the fair market value of said parcel for uses in accordance with the Land Reutilization Program.

Yeas: Acting Mayor Carter, Acting Director Marks, Directors Carmody, Konicek, Balraj, Ricchiuto, Staib, Acting Director Shepard, Directors Jackson, Hudecek, Nolan and Warren.

Nays: None.

Absent: None.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

FREDDIE J. FENDERSON,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

TUESDAY, FEBRUARY 16, 1999

9:30 A.M.

Calendar No. 99-10: 9816 Gambier Avenue, N.W.

Tom Pallas, owner, appeals to change the use of an existing 2 dwelling unit into a 3 dwelling unit and maintain 1 dwelling unit on the second floor and two dwelling units on the first floor, all situated on a 40' x 85' parcel and located in a Two-Family District on the north side of Gambier Avenue at 9816-9818 Gambier Avenue; said change of use being contrary to Section 337.03(a) where 3 dwelling units are not permitted in a Two-Family District and Section 355.04(a) where the maxi-

mum gross floor area exceeds 50% of the lot area and the minimum lot area required is 7,200 sq. ft. and 3,400 sq. ft. are provided and contrary to Section 357.09(b)(2)(c), where 8' of interior side yard is required at the west and east property line and 3' and 6' are proposed and contrary to Section 357.08(b)(1) where a 20' rear yard is required and 10' is proposed, and no enlargement nor expansion shall be permitted without Board of Zoning Appeals approval as pursuant to Section 359.01 of the Codified Ordinances.

Calendar No. 99-11: 5703 Broadway
KeyBank, owner c/o Pat Casey, and Frederick J. Schirmer, agent, appeal to erect an 8' x 8' drive-up ATM kiosk and a 10' x 10' signage band and canopy to the south of an existing 95' x 45' bank building and situated on an approximate 175' x 70' "L" shaped parcel and located in a General Retail District at the southeast corner of Portage Avenue and Broadway at 5703 Broadway; said use being contrary to the General Retail Business District Regulations, where 15' is required between the point of tangency of the driveway apron radius and a prolongation of the property line from the curb line as stated in Section 343.18(c) of the Codified Ordinances.

Calendar No. 99-12: 10711-10717 Detroit Avenue, a.k.a. 1420 West 107th Street

George Framm, owner, and Akram Shafik, tenant, appeal to change the use of an existing 65' x 27' one-story storage and office building into a print shop, all situated on the east portion of an approximate 173' x 230' "L" shaped parcel and located in a Residence Office District and a Local Retail Business District at 10711-10717 Detroit Avenue, a.k.a. 1420 West 107th Street; said change of use being contrary to the Residential District Regulations of Section 337.09 and 337.10, where a print shop and office are not permitted in a Residence Office District and Section 343.10 where a print shop and office are not permitted in a Local Retail District but first permitted in a General Retail Business District, provided not more than 5 persons are engaged in such work or business, but subject to the nonconforming use limitations of Section 359.01 of the Codified Ordinances.

Calendar No. 99-14: 4617 West 130th Street

John Cossu, owner, appeals to change the use of an existing 45' x 30' one-story masonry produce market building into a used car lot for the purpose of auto sales and repairs, all located on the east side of West 130th Street on a 89' x 140' parcel in a General Retail Business District at 4617 West 130th Street; said change of use being contrary to the Yard and Courts Regulation of Section 357.14(b) where the setback is 10' and the Board of Zoning Appeals may permit 1/2 of setback for display of cars, and contrary to Section 343.11 where an auto repair shop is not permitted but is first permitted in a Semi-Industry District, as referred to in Section 355.04 of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, FEBRUARY 1, 1999

At the Meeting of the Board of Zoning Appeals on Monday, February 1, 1999, the following appeals were heard by the Board:

The following appeals were **Approved**:

Calendar No. 99-2: 2114 West 6th Street
Sutton Builders LLC, owner c/o Keith Sutton, appealed to erect a 20' x 40' three-story, two-family dwelling house with full basement and a 20' x 20' detached garage on a 25' x 100' lot in a B-Multi-Family District.

Calendar No. 99-3: 2118 West 6th Street
Sutton Builders LLC, owner c/o Keith Sutton, appealed to erect a 20' x 40' three-story, two-family dwelling house with full basement and a 20' x 20' detached garage on a 25' x 100' lot in a B-Multi-Family District.

Calendar No. 99-4: 18210 St. Clair Avenue
Ed Intihar, owner, and Sievers Company Inc., c/o Robert Sievers, tenant, appealed to erect a 12' x 17', 6'-8" x 22', 16' x 20' and (2) 16' x 25' sheds for a total of 5 sheds for storage next to a 61' x 45' one-story masonry storage building on an 88' x 130' corner parcel in a Local Retail District; conditional approval.

The following appeals were **Denied**:

Calendar No. 98-206: 3520 East 116th Street
Wise Crymes-Shabazz, owner, and Cynthia Dawan, tenant, appealed to change use of the first floor of an existing 24' x 45' two and a half story wood frame house into a Child Care Center on an 80' x 150' lot in a Two-Family District.

Calendar No. 98-261: 3127-3129 West 25th Street
Donald Ksiezzyk, owner, appealed from a Notice of Violation issued on July 10, 1998 by the City of Cleveland Department of Community Development, Division of Building and Housing, related to operation of an Adult Cabaret.

The following appeal was **Postponed**:

Calendar No. 99-1: 10507 Buckeye Road postponed to February 16, 1999.

On Monday, February 1, 1999, in Executive Session:

The following appeal was heard on Monday, January 25, 1999, and said decision to **GRANT** was approved and adopted by the Board on Monday, February 1, 1999:

Calendar No. 98-264: 14601 St. Clair Avenue, N.E.
T.L.S., owner c/o Cynthia A. Tobin, agent, appealed to renovate and change use of an existing 97' x 114' one-story retail store building into a funeral home on a 194' x 275' irregular shaped corner parcel in a Local Retail District.

EUGENE CRANFORD, JR.,
Secretary

**REPORT OF THE BOARD
OF BUILDING STANDARDS
AND BUILDING APPEALS**

NO MEETING

PUBLIC NOTICE

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

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

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

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE Code, each prime bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Therefore, any prime contractor wishing to receive credit for using an MBE or FBE should ensure that applications for 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, FEBRUARY 17, 1999

One (1) Jet Bridge at Gate A-14, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 70-98, passed by the Council of the City of Cleveland, March 2, 1998.

January 27, 1999 and February 3, 1999

THURSDAY, FEBRUARY 18, 1999

Labor and Materials to Inspect, Test and Repair Bucket and Derrick Trucks, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1069-98, passed by the Council of the City of Cleveland, July 29, 1998.

A **MANDATORY PRE-BID CONFERENCE WILL BE HELD AT 10:00 A.M. ON TUESDAY, FEBRUARY 9, 1999, AT CLEVELAND PUBLIC POWER, 2490 WEST 41ST STREET, CLEVELAND, OHIO 44113.**

Test Equipment, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 129.26 of the Codified Ordinances of the City of Cleveland, 1976.

A **MANDATORY PRE-BID MEETING WILL BE HELD ON THURSDAY, FEBRUARY 11, 1999, 10:00 A.M. AT 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.**

January 27, 1999 and February 3, 1999

FRIDAY, FEBRUARY 19, 1999

Rehabilitation of Approximately Fifty (50) Dump Truck Bodies, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1602-98, passed by the Council of the City of Cleveland, November 23, 1998.

Various Crew Cab and Chassis with Dump Body and Additional Equipment, for the various divisions of City Government, Department of Public Service, as authorized by Ordinance No. 1074-98, passed by the Council of the City of Cleveland, June 15, 1998.

January 27, 1999 and February 3, 1999

WEDNESDAY, FEBRUARY 17, 1999

Computer Related Hardware and Equipment, for the various divisions of City Government, Department of Finance, as authorized by Ordinance No. 1471-97, passed by the Council of the City of Cleveland, October 13, 1997.

Moreland Boulevard Median Site Improvements, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1605-98, passed by the Council of the City of Cleveland, October 19, 1998.

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

February 3, 1999 and February 10, 1999

FRIDAY, FEBRUARY 19, 1999

Renovation of the Carl B. Stokes Public Utilities Building — Exterior Renovation, for the Division of Water, Department of Public

Utilities, as authorized by Ordinance Nos. 1254-92 and 2096-92, passed by the Council of the City of Cleveland, June 15, 1992 and December 14, 1992, respectively.

A **PRE-BID MEETING WILL BE HELD ON FRIDAY, FEBRUARY 12, 1999, 10:00 A.M., AT THE PUBLIC UTILITIES BUILDING, FOURTH FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.**

February 3, 1999 and February 10, 1999

WEDNESDAY, FEBRUARY 24, 1999

Horse Supplies, for the Division of Police, Department of Public Service, as authorized by Ordinance No. 1952-98, passed by the Council of the City of Cleveland, December 14, 1998.

Battery Charger/Analyzers, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 1954-98, passed by the Council of the City of Cleveland, December 14, 1998.

Storage Magazine, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 1154-98, passed by the Council of the City of Cleveland, December 14, 1998.

IBM Tape Drive and Equipment, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 2051-98, passed by the Council of the City of Cleveland, December 22, 1998.

Jail Cell Mattresses, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 1954-98, passed by the Council of the City of Cleveland, December 14, 1998.

February 3, 1999 and February 10, 1999

THURSDAY, FEBRUARY 25, 1999

Air Analyzer Equipment, for the Department of Public Health, as authorized by Ordinance No. 1724-98, passed by the Council of the City of Cleveland, November 16, 1998.

Labor and Materials for Substation Switchgear and Breaker Repair/Replacement, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1223-98, passed by the Council of the City of Cleveland, October 12, 1998.

A **MANDATORY PRE-BID CONFERENCE WILL BE HELD ON THURSDAY, FEBRUARY 18, 1999, 10:00 A.M. AT CLEVELAND PUBLIC POWER, 1300 ONTARIO STREET, CLEVELAND, OHIO 44113.**

Maintenance, Repair and/or Replacement of HVAC Systems at Various Locations, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1943-98, passed by the Council of the City of Cleveland, December 14, 1998.

A **MANDATORY PRE-BID CONFERENCE WILL BE HELD ON THURSDAY, FEBRUARY 18, 1999, 10:00 A.M. AT THE CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.**

Uniform Clothing Supplies — 1999, for the Division of Police, Department of Public Safety, as authorized by Section 135.06 of the Codified Ordinances of the City of Cleveland, 1976.

Grinding of Pavement, for the Division of Street Maintenance, Department of Public Service, as authorized by Ordinance No. 1002-98, passed by the Council of the City of Cleveland, June 8, 1998.

February 3, 1999 and February 10, 1999

FRIDAY, FEBRUARY 26, 1999

One (1) Single Axle Cab and Chassis with Flag Bed/Dump Body, for the various divisions of City Government, Department of Public Service, as authorized by Ordinance No. 1074-98, passed by the Council of the City of Cleveland, June 15, 1998.

One (1) Backhoe Hoe/Loader, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance Nos. 918-96, 1476-96, 323-97 and 799-97, passed by the Council of the City of Cleveland, June 18, 1996, August 14, 1996, March 24, 1997 and June 2, 1997, respectively.

One (1) Utility Tractor, Two (2) Mower Decks and One (1) Hydroseeder, for the various divisions of City Government, Department of Public Service, as authorized by Ordinance No. 1074-98, passed by the Council of the City of Cleveland, June 15, 1998.

Six (6) Rotary Mowers, Two (2) Off-Road Trucksters and One (1) Brush Chipper, for the various divisions of City Government, Department of Public Service, as authorized by Ordinance No. 1074-98, passed by the Council of the City of Cleveland, June 15, 1998.

February 3, 1999 and February 10, 1999

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 108-99.
By Councilman O'Malley.
An emergency resolution withdrawing objection to the renewal of a C2 and C2X Liquor Permit to 3579 W. 47th St., and repealing Res. No. 1531-98, objecting to said renewal.

Whereas, this Council objected to the renewal of a C2 and C2X Liquor Permit to 3579 W. 47th St., by Res. No. 1531-98, adopted August 13, 1998; 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 3579 W. 47th St., be and the same is hereby withdrawn and Res. No. 1531-98, 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 January 25, 1999.
Effective February 3, 1999.

Res. No. 109-99.
By Councilman Patmon.
An emergency resolution objecting to the issuance of a C1 Liquor Permit to 1144 E. 105th St., 1st Fl. & Bsmt.

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. 75642110010, Royal Foods Inc., DBA Royal Eagle, 1144 East 105th St., 1st Fl. & Bsmt.; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 75642110010, Royal Foods Inc., DBA Royal Eagle, 1144 E. 105th St., Fl. & Bsmt., Cleveland, Ohio 44108, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives

the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Adopted January 25, 1999.
Effective February 3, 1999.

Res. No. 110-99.
By Councilman Rybka.
An emergency resolution objecting to the transfer of ownership of a D5 Liquor Permit to 3370 E. 65th St.

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. 5942119, Mikes Lucky 7 Inc., 3370 E. 65th St., Cleveland, Ohio 44127, to Permit No. 1827164, Dwain L. Croskey, DBA Tylers Tavern, 3370 E. 65th St., Cleveland, Ohio 44127; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a D5 Liquor Permit from Permit No. 5942119, Mikes Lucky 7 Inc., 3370 E. 65th St., Cleveland, Ohio 44127, to Permit No. 1827164, Dwain L. Croskey, DBA Tylers Tavern, 3370 E. 65th St., Cleveland, Ohio 44127 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted January 25, 1999.
Effective February 3, 1999.

Res. No. 111-99.
By Councilman Willis.
An emergency resolution objecting to the issuance of a C1 Liquor Permit to 914-918 E. 123rd St.

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. 2613042, 914-918 E. 123rd St., Cleveland, Ohio 44108; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 2613042, Fadia Co., 914-918 E. 123rd St., Cleveland, Ohio 44108, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of

all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Adopted January 25, 1999.
Effective February 3, 1999.

Res. No. 112-99.
By Councilmen Willis, Westbrook, Coats and Johnson.
An emergency resolution expressing displeasure with the recent rate increase implemented by Cablevision of Cleveland and urging Cablevision to re-examine its rate structure.

Whereas, Cablevision of Cleveland is the sole provider of television cable services to the residents of the City of Cleveland; and

Whereas, effective January 1, 1999, Cablevision increased its rates significantly with little notification to its customers; and

Whereas, the Council of the City of Cleveland is concerned and displeased with the rate increase and the manner in which it was implemented;

Whereas, this Council intends to hold a public hearing to address this issue, now, therefore,

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

Section 1. That the Council of the City of Cleveland is concerned with the level of service provided by Cablevision of Cleveland to the residents of the City of Cleveland and is displeased with the recent rate increase and the manner in which it was implemented on January 1, 1999.

Section 2. That the Council of the City of Cleveland intends to hold a public hearing to address the issue of service by Cablevision and its recent rate increase and to encourage Cablevision to re-examine its rate structure.

Section 3. That the Clerk of Council is requested to transmit a copy of this Resolution to Steven Randell, Vice-President and General Manager of Cablevision of Cleveland.

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.

Adopted January 25, 1999.
Effective February 3, 1999.

Ord. No. 107-99.
By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to make alterations and modifications in Contract No. 50864 for Phase III of the Doan Brook Detention Basin Project with Fox Construction, for the Department of Public Utilities.

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

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

Section 1. That the Director of Public Utilities is hereby authorized to make the following alterations

and modifications in Contract No. 50864 with Fox Construction for Phase III of the Doan Brook Detention Basin Project, for the Department of Public Utilities:

Additions:
Unforeseen dredging at Doan Brook which resulted in additional time and pumping equipment \$250,000.00

Original Contract Amount \$313,847.60
Subsidiary Additions + 250,000.00

REVISED CONTRACT AMOUNT \$563,847.60

which alteration has been recommended in writing by the said Director of Public Utilities, countersigned by the Mayor, and consented to by the surety on said contract, which price to be paid therefor has been agreed upon in writing and signed by the Director of Public Utilities and the contractor. This alteration will cause an increase in the amount of the original contract in the sum of \$250,000.00, ninety percent (90%) of which will be paid by the State of Ohio, and the remaining ten percent (10%) will be paid by the City of Cleveland from Fund No. 54 SF 001, and will be reimbursed to the City of Cleveland from the City of Shaker Heights, Ohio.

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 January 25, 1999.
Effective February 3, 1999.

COUNCIL COMMITTEE MEETINGS

Monday, February 1, 1999

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

Tuesday, February 2, 1999

Community and Economic Development Committee (joint with Employment, Affirmative Action and Training Committee); 9:00 A.M. — Present: Jackson, Chairman; Robinson, Vice Chairman; Cimperman, Gordon, Jones, Lewis. Excused: Cintron, Coats, Rybka.

Employment, Affirmative Action and Training Committee (joint with Community and Economic Development Committee); 9:00 A.M. — Present: White, Chairman; Gordon, Lewis, O'Malley. Excused: Cintron, Vice Chairman; Johnson, Rybka.

Wednesday, February 3, 1999

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

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

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