

# The City Record

Official Publication of the City of Cleveland

---

February the Eleventh, Nineteen Hundred and Ninety-Eight

---


<b>Mayor</b>	
Michael R. White	
<b>President of Council</b>	
Jay Westbrook	
<b>Clerk of Council</b>	
Artha Woods	
<b>Ward</b>	<b>Name</b>
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	Larry Moran
17	Timothy J. Melena
18	Jay Westbrook
19	Joseph J. Zone
20	Martin J. Sweeney
21	Michael A. Dolan

Containing	PAGE
City Council	3
The Calendar	20
Board of Control	20
Civil Service	24
Board of Zoning Appeals	24
Board of Building Standards and Building Appeals	25
Public Notices	26
Public Hearings	26
City of Cleveland Bids	26
Adopted Resolutions and Ordinances	28
Committee Meetings	37
Index	37

FIRST-CLASS MAIL  
U. S. POSTAGE PAID  
CLEVELAND, OHIO  
Permit No. 1372

First Class Mail

RECYCLE.....Save the Future

 Printed on Recycled Paper.....Council Cares

# 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 .....	1428 Fairfield Avenue	44113
14	Nelson Cintron, Jr. ....	3032 Vega Avenue	44113
15	Merle R. Gordon .....	1813 Tampa Avenue	44109
16	Larry Moran .....	3584 West 46th Street	44102
17	Timothy J. Melena .....	6109 West Clinton Avenue	44102
18	Jay Westbrook .....	10513 Clifton Boulevard	44102
19	Joseph J. Zone .....	3323 West 130th Street	44111
20	Martin J. Sweeney .....	3632 West 133rd Street	44111
21	Michael A. Dolan .....	16519 West Park Road	44111

Clerk of Council-Artha Woods, 216 City Hall, 664-2840.  
First Assistant Clerk-Sandra Franklin.

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

**DEPT. OF LAW - Sylvester Summers, Jr., Director, Lessie M. Milton, Chief Counsel, Room 106**  
Carolyn Watts-Allen, Chief Asst. Prosecutor; Criminal Branch - Justice Center, 8th Flr., Court Towers, 1200 Ontario Street  
Karen E. Martinez, 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 - Keith D. Schuster, 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 - LaVonne Sheffield-McClain, Acting Director, Cleveland Hopkins International Airport, 5300 Riverside Drive; Cleveland Hopkins International Airport - Stephen Sheehan, Commissioner Burke Lakefront Airport - Michael C. Barth, Commissioner**

**DEPT. OF PUBLIC SERVICE - Henry Guzmán, Director, Room 113**  
DIVISIONS - Waste Collection and Disposal - Larry Hines, 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 Nobilio, 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 - Joseph W. Jasper, Jr., Commissioner, Mural Building, 1925 St. Clair Avenue  
Correction - Thomas Hardin, Commissioner, Cooley Farms, 4041 Northfield Road

**DEPT. OF PUBLIC SAFETY - William M. Denihan, Director, Room 230.**  
DIVISIONS - Police - Rocco Pollutro, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street  
Fire - Kevin G. Gerrity, Chief, 1645 Superior Avenue  
Traffic Engineering & Parking - David Ritz, 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 - Oliver B. Spellman, Jr., Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.**  
DIVISIONS - Convention Center & Stadium - James Glending, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.  
Property Management - Vernon Robinson, Commissioner, E. 49th & Harvard

Parking Facilities - Alfred T. Miller, Jr., 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 - Terri Hamilton, Director, 3rd Floor, City Hall.**  
DIVISIONS - Administrative Services - Terrence Ross, Commissioner.  
Neighborhood Services - Louise V. Jackson, Commissioner.  
Neighborhood Development - Terri Hamilton, 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, Cornell P. Carter, 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 Sylvester Summers, Jr., President; Finance Director Martin L. Carmody, Jr., Secretary; Council President Jay Westbrook.**

**BOARD OF SIDEWALK APPEALS - Service Director Henry Guzmán; Law Director Sylvester Summers, Jr.; Councilman Roosevelt Coats.**

**BOARD OF REVIEW - (Municipal Income Tax) - Law Director Sylvester Summers, Jr.; Utilities Director Michael Konicek; Council President Jay Westbrook.**

**CITY PLANNING COMMISSION - Room 501 - Hunter Morrison, Director; Rev. Albert T. Rowan, Chairman; \_\_\_\_\_, Vice Chairman, David Bowen, Anthony J. Coyne, Lawrence A. Lumpkin, Gloria Jean Pinkney, Councilman Edward W. Rybka.**

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

**MORAL CLAIMS COMMISSION - Law Director Sylvester Summers, Jr.; Chairman; Finance Director Martin L. Carmody, Jr.; Council President Jay Westbrook.**

**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, Chrm.; Earl S. Bumgarner, \_\_\_\_\_, Jozef Valencik, Martin Gallagher, Laszlo V. Kemes, Secretary.**

**CLEVELAND LANDMARKS COMMISSION - Room 519, \_\_\_\_\_, Director; R. Schanfarber, Chairman; Paul Volpe, Vice Chairman; Robert Keiser, Secretary; Judge Lillian Burke, James Gibans, Hunter Morrison, Kenneth Nobilio, Theodore Sande, Randall Shorr, Shirley Thompson, Councilman Craig E. Willis.**

**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, John J. O'Toole-Court Administrator, Robert C. Townsend, II-Bailiff; Kenneth Thomas-Chief Probation Officer, Michelle L. Paris-Chief Magistrate

# The City Record



OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 85

WEDNESDAY, FEBRUARY 11, 1998

No. 4392

## CITY COUNCIL

MONDAY, FEBRUARY 9, 1998

### The City Record

Published weekly under authority of the Charter of the City of Cleveland  
Subscription (by mail) \$75.00 a year  
January 1 to December 31  
Interim subscriptions prorated \$6.00 per month  
Address all communications to

**ARTHA WOODS**

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:** Willis, Chairman; Dolan, Vice Chairman; Britt, Lewis, Polensek, Sweeney, White.

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

#### MONDAY—Alternating

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

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

#### MONDAY

2:00 P.M.—**Finance Committee:** Johnson, Chairman; Westbrook, Vice Chairman; Coats, Lewis, Melena, Patmon, Polensek, Robinson, Rybka, Sweeney, Zone.

#### TUESDAY

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

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

#### WEDNESDAY—Alternating

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

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

#### WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** Patmon, Chairman; Coats, Vice Chairman; Britt, Cintron, Dolan, Jones, Lewis, Moran, Polensek.

1:30 P.M.—**City Planning Committee:** Rybka, Chairman; Robinson, Vice Chairman; Cimperman, Jackson, White, Willis, Zone.

### OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio February 9, 1998.  
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, Moran, Patmon, Polensek, Robinson, Rybka, Sweeney, Westbrook, White, Willis, Zone.

Also present were Directors Summers, Carmody, Staib, Denihan, Spellman, Hamilton, Nolan, Warren, Williams, Morrison and Acting Directors Jackson, Ricchiuto, Alexander, Balraj.

Absent: Mayor White, Directors Sheffield-McClain, Konicek, Guzman, Carter, Axelrod.

The chair dispensed with the opening prayer. Pledge of Allegiance.

#### MOTION

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

#### COMMUNICATIONS

##### File No. 221-98.

From the Department of Public Utilities re: Contract No. 47677 on System Expansion Project C-10A, has been completed and accepted as of June 15, 1997. Received.

##### File No. 222-98.

From the Department of Public Utilities re: Contract No. 47678 on System Expansion Project C-10B, has been completed and accepted as of June 15, 1997. Received.

##### File No. 223-98.

From the Department of Public Utilities re: Contract No. 49485A has been completed and accepted on June 28, 1996, for the Division of Water Pollution Control. Received.

##### File No. 224-98.

From the Division of Purchases & Supplies re: Excess Property & Reference No. 003-98. Received.

##### File No. 225-98.

From the Division of Purchases and Supplies re: Emergency Requisition (RE-10687). Received.

##### File No. 226-98.

From the Department of Development Sanitary Engineering Division re: Cuyahoga County Sewer District No. 5, Northeast Portion, Sanitary Sewer Improvement No. 543A, Section 3, 4, 5, and 6. Received.

#### FROM THE DEPARTMENT OF LIQUOR CONTROL

##### File No. 227-98.

Re: New Application - 47246153687 - K Mart Corp. dba K Mart 3687, 6801 Broadway Southeast. (Ward 12). Received.

##### File No. 228-98.

Re: New Application - 47246153297 - K Mart Corp. dba K Mart 3292, 3250 West 65th Street, Southwest Building. (Ward 17). Received.

##### File No. 229-98.

Re: Transfer of Ownership Application - 9074164 - Tuscora Lakeview Co., Inc. dba Lakeview Superette, 970 Lakeview Road. (Ward 9). Received.

##### File No. 230-98.

Re: Transfer of Ownership Application - 3653680 - Hasan Fish Co. dba Williams Fish Market, 4055 East 93rd Street. (Ward 2). Received.

##### File No. 231-98.

Re: Transfer of Ownership Application - 0249859 - A.P.P.W.A. Partnership dba Agora, 5000 Euclid Avenue. (Ward 5). Received.

##### File No. 232-98.

Re: Transfer of Ownership Application - 7523056 - Shelia Rose, 3033 East 55th Street, first floor and basement. (Ward 12). Received.

##### File No. 233-98.

Re: Transfer of Ownership Application - 9393338 - W. & E. Corp. dba Ewa's Family Restaurant, 4069 East 71st Street, first floor and basement. (Ward 12). Received.

##### File No. 234-98.

Re: Transfer of Ownership Application - 4179571 - J. M. Capital Inc. dba Fleets Finest, 5421-23 Fleet Avenue. (Ward 12). Received.

##### File No. 235-98.

Re: Transfer of Ownership Application - 9902056 - Zetawi Inc., 14010 Kinsman Road. (Ward 3). Received.

##### File No. 236-98.

Re: Transfer of Ownership and Location Application - 21757120005 - John Dimmian dba Neighbors Choice, 4616 Lorain Avenue. (Ward 14). Received.

**STATEMENT OF WORK  
ACCEPTED**

**File No. 237-98.**

From the Department of Parks, Recreation and Properties re: Contract No. 51149B for Terminal Park Site Improvement. Received.

**File No. 238-98.**

From the Department of Parks, Recreation and Properties re: Contract No. 51427 for Tod Park Site Improvements. Received.

**CONDOLENCE RESOLUTIONS**

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

**Res. No. 257-98.** Bernard 'Ben' Kaufman.

**Res. No. 258-98.** Paul Jenkins.

**CONGRATULATORY RESOLUTIONS**

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

**Res. No. 259-98.** Commander Guy Vincent Ricketti.

**Res. No. 260-98.** Lt. Lucy Duvall.  
**Res. No. 261-98.** Rev. Dr. Robin Hedgeman.

**RESOLUTIONS OF RECOGNITION**

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

**Res. No. 262-98.** David E. Karam.

**Res. No. 263-98.** Janice Cogger.

**Res. No. 264-98.** 80th Anniversary — Restoration of Lithuania's Independence.

**Res. No. 265-98.** St. Martin de Porres Family Center.

**FIRST READING EMERGENCY  
ORDINANCES REFERRED**

**Ord. No. 239-98.**

**By Councilmen Westbrook and Johnson (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials needed to remove rubber and paint from paved surfaces, for the various divisions of the Department of Port Control, for period not to exceed two years.**

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

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

**Section 1.** That the Director of Port Control is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of labor and materials needed to remove rubber and paint from paved surfaces in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall

determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 22610)

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

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

**Ord. No. 240-98.**

**By Councilmen Westbrook and Johnson (by departmental request).**

**An emergency ordinance to amend the title and Section 1 of Ordinance No. 929-95, passed June 12, 1995, as amended by Ordinance No. 482-96, passed May 6, 1996, relating to professional services necessary for the acquisition of homes, property maintenance and relocation of residents located within the boundaries of Forestwood Avenue, Brysdale Avenue, Interstate 71, Springdale Avenue, Westport Avenue, and W. 198th Street.**

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

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

**Section 1.** That the title and Section 1 of Ordinance No. 929-95, passed June 12, 1995, as amended by Ordinance No. 482-96, passed May 6, 1996, are hereby amended to read as follows:

An emergency ordinance authorizing the Director of Port Control to employ one or more consultants to provide professional services necessary for the acquisition of homes, property maintenance and relocation of residents located within the boundaries of Forestwood Avenue, Brysdale Avenue, Interstate 71 right-of-way, Springdale and Westport Avenues and West 198th Street in Cleveland, for the Department of Port Control.

**Section 1.** That the Director of Port Control is hereby authorized and directed to employ by contract one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary for the acquisition of homes and the relocation of residents within the boundaries of Forestwood Avenue (north), and Brysdale Avenue (north), Interstate 71 right-of-way (east), Springdale and Westport Avenues (south), and West 198th Street (west) in the City of Cleveland. Said services shall

specifically include but not be limited to appraisal services, appraisal reviews, surveys, title work services, escrow services, real estate advisory services, recording services, environmental investigations, and relocation services and all services necessary to effect the relocation of the residents and property maintenance in accordance with FAA rules and regulations.

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

**Section 2.** That the existing title and Section 1 of Ordinance No. 929-95, passed June 12, 1995, as amended by Ordinance No. 482-96, passed May 6, 1996, are hereby repealed.

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

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

**Ord. No. 241-98.**

**By Councilmen Rybka, Sweeney, Jackson and Johnson (by departmental request).**

**An emergency ordinance determining the method of making the public improvement of rehabilitating Broadway Avenue and Aetna Avenue, including but not limited to streetscape and roadway improvements; authorizing the Director of Public Service to enter into contract for the making of such improvement; authorizing the Director of Economic Development to apply for and accept a grant from the State of Ohio Department of Development Infrastructure Fund; and authorizing the Director of Public Service to accept a gift from Third Federal Savings in conjunction with the improvement.**

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

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

**Section 1.** That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of rehabilitating Broadway Avenue and Aetna Avenue, including but not limited to streetscape and roadway improvements, for the Department of Public Service, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

**Section 2.** That the Director of Public Service is hereby authorized and directed to enter into a contract for the making of the above

improvement with the lowest responsible bidder after competitive bidding upon a unit basis for the improvement, provided, however, that each separate trade and each distinct component part of said improvement may be treated as a separate improvement, and each, or any combination, of such trades or components may be the subject of a separate contract upon a unit basis.

**Section 3.** That the Director of Economic Development is hereby authorized to apply for and accept a grant in the amount of \$100,000.00 from the State of Ohio Department of Development Infrastructure Fund, to assist in the rehabilitation of Broadway and Aetna Avenues and the Director of Economic Develop-

ment is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said grant funds, if awarded, be and are hereby appropriated for the improvement authorized above.

**Section 4.** That, if the total cost of the improvement exceeds \$1,200,000, the Director of Public Service is hereby authorized to accept a gift from Third Federal Savings for the remainder of the cost of the improvement.

**Section 5.** That the cost of the improvement hereby authorized shall be paid from Fund No. 10 SF 501, and from the fund or funds to which are credited the proceeds of the grant and gift money accepted

pursuant, respectively, to Sections 3 and 4 of this ordinance, Request No. 23340.

**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 Public Service, Economic Development, City Planning Commission, Finance, Law; Committees on Public Service, Community and Economic Development, City Planning, Law.

**Ord. No. 242-98.**

**By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance authorizing and directing the Director of Public Service to make alterations and modifications in Contract No. 51412, for the rehabilitation of East 9th Street Pier, Phase II with S.E. Johnson Companies, Inc., for the Department of Public Service.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized and directed to make the following alterations and modifications in Contract No. 51412 with S.E. Johnson Companies, Inc. for the rehabilitation of East 9th Street Pier, Phase II for the Department of Public Service:

**Subsidiary Additions**

No.	Description	Unit	Price	Total Amount
CO-5	Sheet Pile AZ18	33,350 sq. ft.	\$ 25.00	\$ 833,750.00
	Concrete Fill	1,700 cu. yds.	78.38	133,246.00
	MC15 x 33.9 Channel	667 lin. ft.	37.29	24,872.43
		Subsidiary Additions		\$ 991,868.43
		Original Contract Price	\$ 2,988,890.37	
		Subsidiary Additions	+ 991,868.43	
		<b>REVISED CONTRACT AMOUNT</b>	<b>\$ 3,980,758.80</b>	

which alteration has been recommended in writing by the said Director of Public Service, 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 Service and the Contractor. This alteration will cause an increase in the amount of the original contract in the sum of \$991,868.43 to be paid from Fund Nos. 20 SF 334 and 20 SF 293.

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

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

**Ord. No. 243-98.**

**By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by requirement contract of steel, for the Division of Streets, Department of Public Service.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period

of one year for the necessary items of steel in the estimated sum of \$75,000, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Streets, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Direc-

tor of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 21348)

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

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

**Ord. No. 244-98.**  
**By Councilmen Coats and Johnson**  
**(by departmental request).**

**An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials needed to repair and maintain overhead doors, for the Division of Fire, Department of Public Safety, for a period not to exceed two years.**

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

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

**Section 1.** That the Director of Public Safety is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio 1976 for the requirements for the period of two (2) years for the necessary items of labor and materials needed to repair and maintain overhead doors in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Fire, Department of Public Safety. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder which purchase together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 20616)

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

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

**Ord. No. 245-98.**  
**By Councilmen Coats and Johnson**  
**(by departmental request).**

**An emergency ordinance authorizing and directing the Director of Public Safety to enter into contract without competitive bidding with North American Morpho Systems, Inc. for the purchase of a license for an automated fingerprint system interface, for the Division of Police, Department of Public Safety.**

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 North American Morpho Systems, Inc. Therefore, the Director of Pub-

lic Safety is hereby authorized and directed to make a written contract with said North American Morpho Systems, Inc. upon the basis of its proposal dated December 17, 1997, for the purchase of a license for an AFIS/Identix LiveScan Interface, to include customization, installation, training, one year of maintenance, shipping and handling, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis, for the Division of Police, Department of Public Safety.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 01-60-02-0415, Request No. 24377.

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

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

**Ord. No. 246-98.**  
**By Councilmen Coats and Johnson**  
**(by departmental request).**

**An emergency ordinance authorizing the Director of Public Safety to accept a gift of saddles, tack and one horse trailer for the Division of Police, Department of Public Safety.**

Whereas, the Cleveland Mounted Police Charitable Trust has indicated a desire to make a gift of fifteen Collegiate Marathon saddles, tack and one Sundowner 4-horse trailer, valued at \$30,007.00, to the Division of Police, Department of Public Safety; and

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

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

**Section 1.** That the Director of Public Safety is hereby authorized to accept on behalf of the Division of Police, fifteen Collegiate Marathon saddles, tack and one Sundowner 4-horse trailer, valued at \$30,007.00, from the Cleveland Mounted Police Charitable Trust.

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

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

**Ord. No. 247-98.**  
**By Councilmen Willis and Johnson**  
**(by departmental request).**

**An emergency ordinance authorizing and directing the purchase by requirement contract of various heating, ventilating and air conditioning equipment, controls and related supplies necessary to repair and maintain equipment, for the Division of Property Management, Department of Parks, Recreation and Properties, for a period not to exceed two years.**

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

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

**Section 1.** That the Director of Parks, Recreation and Properties is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of various heating, ventilating and air conditioning equipment, controls and related supplies necessary to repair and maintain equipment in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Property Management, Department of Parks, Recreation and Properties. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 21706)

**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 Parks, Recreation and Properties, Finance, Law; Committees on Public Parks, Property and Recreation.

**Ord. No. 248-98.**  
**By Councilman Dolan.**  
**An emergency ordinance to amend Section 343.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2215-96, passed April 7, 1997, relating to Local Retail Business Districts.**

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 Section 343.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2215-96, passed April 7, 1997, is hereby amended to read as follows:

**Section 343.01 Local Retail Business District**

(a) "Local Retail District" means a business district adjacent to or surrounded on at least three sides by Residence Districts in which such uses are permitted as are normally required for the daily local retail business needs of the residents of the locality only.

**(b) Permitted Buildings and Uses.**

The following buildings and uses are permitted in a Local Retail Business District; and no buildings or premises shall hereafter be erected, altered, used, arranged or designed to be used, in whole or in part for other than one or more of the following specified uses, and there shall be no display of goods in front of a set-back building line.

(1) Except as otherwise provided in this Zoning Code, all uses permitted and as regulated in the least restricted Residence District adjacent to any part of such Local Retail Business District.

(2) Retail business for local or neighborhood needs to the following limited extent:

A. The sale of baked goods, confectionery, dairy products, delicatessen, fruits, vegetables, groceries, meats.

B. The sale of dry goods and variety merchandise, excluding department stores.

C. The sale of men's and boys' furnishings, shoes, hats, women's ready-to-wear, furs, millinery, apparel, accessories.

D. The sale of china, floor covering, hardware, household appliances, radios, paint, wallpaper, materials and objects for interior decorating.

E. The sale of books, magazines and newspapers, including adult book stores subject to Section 347.07, cigars, drugs, flowers, gifts, music, photographic goods, sporting goods, stationery.

F. Eating places, lunch rooms, restaurants, cafeterias and places for the sale and consumption of soft drinks, juices, ice cream and beverages, but excluding buildings which provide entertainment or dancing and buildings in which beer and intoxicating liquor are sold for consumption on the premises, provided such building for the sale of beer or intoxicating liquor is within 500 feet of the boundary of a parcel of real estate having situated thereon a school, church, library, nonprofit recreational or community center building or public playground.

G. Service establishments: barber or beauty shops, custom tailors, laundry agencies, self-service laundries, hand laundries, shoe repair, ice stations and dry cleaning, pressing or tailoring shops in which not more than **fifteen** persons are engaged in such work or business at any one time, and in which only nonexplosive and nonflammable solvents are used and no work is done on the premises for retail outlets elsewhere and pet shops, provided noise and odors are effectively confined to the premises. As used in this division (b)(2)G., "pet shops" does not include businesses which board dogs or cats overnight or any pet hospital.

(3) Business offices: real estate, insurance and other similar offices, and the offices of the architectural, clerical, engineering, legal, dental, medical or other established recognized professional, but excluding morticians, undertakers and funeral directors, in which only such personnel are employed as are customarily required for the practice of

such business or profession and not exceeding a total of **fifteen** persons at any one time.

(4) Automotive services: public garages, provided they conform to the applicable provisions of Sections 343.19 to 343.21 and Chapter 349; and parking lots which conform to the provisions of division (c) of Section 349.13, except that permission from the Board of Zoning Appeals shall not be required.

(5) Charitable institutions not for correctional purposes.

(6) Signs: permitted in accordance with the requirements of Chapter 350.

(7) Other main uses: any other neighborhood store, shop or service similar to the uses listed in this division in type of goods or services sold, in business hours, in the number of persons or cars to be attracted to the premises and in effect upon the adjoining Residence Districts.

(8) Accessory uses, only to the extent necessary normally accessory to the limited types of neighborhood service use permitted under this division.

**Section 2.** That existing Section 343.01 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 2215-96, passed April 7, 1997, is hereby repealed.

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

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

#### FIRST READING ORDINANCES REFERRED

##### Ord. No. 249-98.

##### By Councilman Polensek.

**An ordinance to amend Sections 350.09 of the Codified Ordinances of Cleveland, Ohio 1976, relating to freeway interchange signs.**

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

**Section 1.** That Section 350.09 of the Codified Ordinances of Cleveland, Ohio, 1976, is hereby amended to read as follows:

##### **Section 350.09 Freeway Interchange Signs**

In order to provide information to the highway traveler, a retail business located in proximity to a freeway interchange shall be permitted one (1) additional free-standing identification sign in accordance with the following regulations:

(a) Distance from Interchange. The use to which the sign refers shall be located within 660 feet (1/8 mile) of the nearest freeway exit ramp, measured from the intersection of the center lines of the exit ramp and the public street to the nearest property line of the use.

(b) Height. The height of such sign shall not exceed **fifty (50)** feet above grade level at the base of the sign structure.

(c) Size. Sign face area shall not exceed **one hundred fifty (150)** square feet and shall be permitted in addition to sign face area otherwise permitted for the property.

(d) Sign location. Signs shall be located on the business premises and shall be set back a minimum of five (5) feet from the freeway right-of-way, ten (10) feet from other street right-of-way lines, twenty-five (25) feet from interior lot lines and fifty (50) feet from Residential District lines. Such sign shall be oriented for readability principally from the freeway.

(e) Retail Business. For purposes of this section "retail businesses" shall include all non-residential uses permitted in the General Retail zoning district.

**Section 2.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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

##### Ord. No. 250-98.

##### By Councilman Zone.

**An ordinance to change the Use and Area Districts of lands on the easterly side of West 130 Street between Matherson Avenue, S.W. and Leeila Avenue, S.W. (Map Change No. 1970, Sheet No. 12)**

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

**Section 1.** That the Use and Area Districts of lands bounded and described as follows:

Beginning at the intersection of the center line of West 130 Street and the center line of Matherson Avenue, S.W.; thence easterly along said center line of Matherson Avenue, S.W. to its intersection with the northerly extension of a line located approximately one hundred forty seven (147) feet six (6) inches east of the easterly line of West 130 Street; thence southerly along said northerly extension and along said line which is parallel to and approximately one hundred forty seven (147) feet six (6) inches east of said easterly line of West 130 Street and along its southerly extension to the center line of Leeila Avenue, S.W.; thence westerly along said center line of Leeila Avenue, S.W. to the center line of West 130 Street; thence northerly along said center line of West 130 Street to the place of beginning,

and as outlined in red on the map hereto attached, be and the same are hereby changed to a General Retail Use District and a 'C' Area District.

**Section 2.** That said changed designation of lands described in Section 1 shall be identified as Map Change No. 1970, Sheet No. 12 and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for such purpose by the City Planning Commission.

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

Referred to Directors of City Planning Commission, Law; Committee on City Planning.

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

**Ord. No. 251-98.**

**By Councilman Westbrook.**

**An emergency ordinance to affirm and approve the bid of Legal News Publishing Company for the printing of The City Record and the furnishing of other printed and accessory services for the Clerk of Council.**

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

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

**Section 1.** That the provisions of any other ordinance including Ordinance No. 163-98, passed January 26, 1998, to the contrary notwithstanding, the bid of Legal News Publishing Company for the printing of The City Record and the furnishing of other printing and accessory services for the Clerk of Council for a period not to exceed twenty four (24) months is hereby affirmed and approved as the lowest and best bid and that the Clerk of Council proceed to enter into an appropriate requirement contract for such services.

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

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

The Rules were suspended. Yeas 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 252-98.**

**By Councilman Britt.**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located in area of East 79th to East 84th Streets, Central to Woodland Avenues and East 89th to East 93rd Streets, Quincy to Woodland Avenue to Fairfax Renaissance Development Corporation or designee.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Sup-

plies is hereby authorized to sell Permanent Parcel No. 119-26-051 as more fully described in Section 2 below, to Fairfax Renaissance Development Corporation or designee.

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

P.P. No. 119-26-051

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 40 in H. and A. Jaynes Allotment of part of Original One Hundred Acre Lot No. 407, formerly in East Cleveland, now in the City of Cleveland, as shown by the recorded plat in Volume 3 of Maps, Page 60 of Cuyahoga County Records, bounded and described as follows:

Beginning at a the Northerly line of Sublot No. 40, (which is also the Southerly line of Lucia Avenue), at a point distant Easterly 40 feet (measured along said Northerly line) from the Northwesterly corner of said Sublot No. 40 (said point being also the Northeasterly corner of a parcel of land conveyed to Harold L. Golden and Ruby Golden, by deed dated September 1, 1957, and recorded in Volume 9061, Page 414 of Cuyahoga County Records) and the principal place of beginning; thence Easterly along the Northerly line of Sublot No. 40 about 111.2 feet to the Westerly line of East 82nd Street (being also the Easterly line of Sublot No. 40); thence Southerly along the Westerly line of East 82nd Street, 50 feet to the Southeasterly corner of said Sublot; thence Westerly along the Southerly line of Sublot No. 40 about 111 feet to the Easterly line of land conveyed to Harold L. Golden and Ruby Golden as aforesaid; thence Northerly along the Easterly line of land so conveyed 50 feet to the principal place of beginning, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 3.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-26-056 as more fully described in Section 4 below, to Fairfax Renaissance Development Corporation or designee.

**Section 4.** That the real property to be sold pursuant to Section 3 of this Ordinance is more fully described as follows:

P.P. No. 119-26-056

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 30 feet of Sublot No. 53 in Harris and Andrew Jaynes' Subdivision of part of Original One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 3 of Maps, Page 60 of Cuyahoga County Records, and being 30 feet front on the Southerly side of Lucia Avenue, S.E., (formerly Race Street) and extending back of equal width 150 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 5.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the

Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-26-057 as more fully described in Section 6 below, Fairfax Renaissance Development Corporation or designee.

**Section 6.** That the real property to be sold pursuant to Section 5 of this Ordinance is more fully described as follows:

P.P. No. 119-26-057

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly 33'-4" of Sublot No. 52 in Harris and Andrew Jayne's Allotment of part of Original One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 3 of Maps, Page 60 of Cuyahoga County Records, and being 33'-4" front on the Southerly side of Lucia Avenue, and extending back of equal width 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 7.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-26-050 as more fully described in Section 8 below, to Fairfax Renaissance Development Corporation or designee.

**Section 8** That the real property to be sold pursuant to Section 7 of this Ordinance is more fully described as follows:

P.P. No. 119-26-050

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 39 and the Northerly 6-1/2 feet from front to rear of Sublot No. 38 I. Harris and Andrew Jaynes Subdivision of part of Original One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 3 of Maps, Page 60 of Cuyahoga County Records, and together forming a parcel of land 56-1/2 feet front on the Westerly side of Edwards Avenue (now known as East 82nd Street), 150, 7/10 feet deep on the Southerly line, 151 feet deep on the Northerly line, and 56-1/2 feet in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 9.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-26-078 as more fully described in Section 10 below, to Fairfax Renaissance Development Corporation or designee.

**Section 10.** That the real property to be sold pursuant to Section 9 of this Ordinance is more fully described as follows:

P.P. No. 119-26-078

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 28 feet of Sublot No. 11 in Holden and Judson's Subdivision of part of Original One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 3 of Maps, Page 59 of Cuyahoga County Records, and being 28 feet front on the Southerly side of Amos Avenue, S.E., (formerly Lawn Street) and extending back



of equal width 142 feet deep to the Northerly line of an alley, 13 feet wide as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 11.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-26-079 as more fully described in Section 12 below, to Fairfax Renaissance Development Corporation or designee.

**Section 12.** That the real property to be sold pursuant to Section 11 of this Ordinance is more fully described as follows:

P.P. No. 119-26-079

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the West-erly 14 feet of Sublot No. 12 and the Easterly 12 feet of Sublot No. 11, in Holden and Judson's Subdivision of part of Original One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 3 of Maps, Page 59 of Cuyahoga County Records, and being 26 feet front on the Southerly side of Amos Avenue, S.E., and extending back of equal width 142 feet deep to the Northerly line of an alley, 13 feet wide as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 13.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-27-003 as more fully described in Section 14 below, Fairfax Renaissance Development Corporation or designee.

**Section 14.** That the real property to be sold pursuant to Section 13 of this Ordinance is more fully described as follows:

P.P. No. 119-27-003

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 25 feet of Sublot No. 8 in Harris and Andrew Jayne's Allotment of part of Original One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 3 of Maps, Page 60 of Cuyahoga County Records, and being a parcel of land 25 feet front on the Easterly side of East Madison Avenue, now known as East 79th Street, and extending back width 170 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 15.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-27-004 as more fully described in Section 16 below, Fairfax Renaissance Development Corporation or designee.

**Section 16.** That the real property to be sold pursuant to Section 15 of this Ordinance is more fully described as follows:

P.P. No. 119-27-004

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly 40 feet of Sublot No. 9 in Harris and Andrew Jaynes Subdivision of part of Original One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 3 of

Maps, Page 60 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 79th Street (formerly Madison Avenue) and extending back of equal width 170 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 17.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-27-005 as more fully described in Section 18 below, Fairfax Renaissance Development Corporation or designee.

**Section 18.** That the real property to be sold pursuant to Section 17 of this Ordinance is more fully described as follows:

P.P. No. 119-27-005

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 10 feet of Sublot No. 9 and the Southerly 20 feet of Sublot No. 10 in Harris and Andrew Jayne's Subdivision of part of Original One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 3 of Maps, Page 60 of Cuyahoga County Records, and together forming a parcel of land 30 feet front on the Easterly side of East 79th Street (formerly Jaynes Avenue) and extending back of equal width 170 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 19.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-27-053 as more fully described in Section 20 below, Fairfax Renaissance Development Corporation or designee.

**Section 20.** That the real property to be sold pursuant to Section 19 of this Ordinance is more fully described as follows:

P.P. No. 119-27-053

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Easterly one-half Sublot No. 26 in Holden and Rowe's Subdivision of part of Original One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 3 of Maps, Page 59 and being 25 feet front on the Southerly side of Golden Avenue, S.E., and extending back of equal width 146.74 feet appears by said plat.

Also subject to all zoning ordinances, if any.

**Section 21.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-27-062 as more fully described in Section 22 below, to Fairfax Renaissance Development Corporation or designee.

**Section 22.** That the real property to be sold pursuant to Section 21 of this Ordinance is more fully described as follows:

P.P. No. 119-27-062

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublots Nos. 1 and 2 in Holden and Rowe Subdivision of part of Original

One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 3 of Maps, Page 59 of Cuyahoga County Records, and bounded and described as follows:

Beginning on the Southerly line of Golden Avenue, S.W., (formerly Golden Avenue) at the Northeast-erly corner, Sublot No. 1, thence Southerly along the Easterly line of Sublots Nos. 1 and 2 about 100 feet to the Southeastly corner of Sublot No. 2, thence Westerly along the Southerly line of Sublot No. 2, 40 feet, thence Northerly to a point on the Southerly line of Golden Avenue, S.E., 40 feet West from the place of beginning, thence Easterly along the Southerly line of Golden Avenue, S.E., 40 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 23.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-27-110 as more fully described in Section 24 below, to Fairfax Renaissance Development Corporation or designee.

**Section 24.** That the real property to be sold pursuant to Section 23 of this Ordinance is more fully described as follows:

P.P. No. 119-27-110

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 41 in Harris and Andrew Jaynes Subdivision of part of Original One Hundred Acre Lot No. 407 as shown by the recorded plat in Volume 3, of Maps, Page 60 of Cuyahoga County Records, and being 50 feet front on the Westerly side of East 82nd Street, (50 feet wide), and extending back between parallel lines 151.6 feet deep on the Northerly line, 151.4 feet deep on the Southerly line which is also the Northerly line of Lucia Avenue, S.E., as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 25.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 119-28-082 as more fully described in Section 26 below, to Fairfax Renaissance Development Corporation or designee.

**Section 26.** That the real property to be sold pursuant to Section 25 of this Ordinance is more fully described as follows:

P.P. No. 119-28-082

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 131 in the Curtiss, Ambler Realty Company Subdivision of part of Original One Hundred Acre Lot No. 407, as shown by the recorded plat in Volume 32 of Maps, Page 22 of Cuyahoga County Records, and being 40 feet front on the Westerly side of East 82nd Street and extending back between parallel lines 101.5 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 27.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell

Permanent Parcel No. 121-18-028 as more fully described in Section 28 below, to Fairfax Renaissance Development Corporation or designee.

**Section 28.** That the real property to be sold pursuant to Section 27 of this Ordinance is more fully described as follows:

P.P. No. 121-18-028

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly part of Sublot No. 1 in Thomas H. Sayle's Subdivision of a part of Original One Hundred Acre Lot No. 409, as shown by the recorded plat in Volume 8 of Maps, Page 23 of Cuyahoga County Records, and bounded and described as follows:

Beginning on the Westerly line of East 105th Street (formerly Doan Street), at the Northeast corner of said Sublot No. 1; thence Westerly along the Northerly line of said Sublot No. which is also the Southerly side of Wain Court, S.E. 185 feet to the Easterly line of land conveyed by Almira Gill and husband, to Dinah E. Sprague by Deed dated January 19, 1886, and recorded in Volume 390, Page 114 of Cuyahoga County Records; thence Southerly along the Easterly line of said land conveyed to Dinah E. Sprague, 50 feet to the Southerly line of said Sublot; thence Easterly along the Southerly line of said Sublot, 185 feet the Westerly line of said East 105th Street; thence Northerly along the Westerly line of said East 105th Street, 50 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 29.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-01-028 as more fully described in Section 30 below, Fairfax Renaissance Development Corporation or designee.

**Section 30.** That the real property to be sold pursuant to Section 29 of this Ordinance is more fully described as follows:

P.P. No. 126-01-028

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 27 in Roger O'Brien McNamara and McGinness Allotment of part of Original One Hundred Acre Lot No. 415, as shown by the recorded plat in Volume 4 of Maps, Page 9 of Cuyahoga County Records, and being 40 feet front on the Northerly side of Platt Avenue, S.E., and extending back of equal width, 150 feet deep, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 31.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-01-079 as more fully described in Section 32 below, to Fairfax Renaissance Development Corporation or designee.

**Section 32.** That the real property to be sold pursuant to Section 31 of this Ordinance is more fully described as follows:

P.P. No. 126-01-079

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 30 in Keyes Edwards' Subdivision of part of Original One Hundred Acre Lot No. 415, as shown by the recorded plat in Volume 4 of Maps, Page 8 of Cuyahoga County Records and being 50 feet front on the Easterly side of East 82nd Street (formerly Edwards Avenue) and extending back of equal width 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 33.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-01-124 as more fully described in Section 34 below, to Fairfax Renaissance Development Corporation or designee.

**Section 34.** That the real property to be sold pursuant to Section 33 of this Ordinance is more fully described as follows:

P.P. No. 126-01-124

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly 40 feet of Sublot No. 88 in Rogers, O'Brien, McNamara and McGinness' Allotment of part of Original One Hundred Acre Lot No. 415, as shown by the recorded plat in Volume 4 of Maps, Page 9 of Cuyahoga County Records, and being 40 feet front on the Northerly side of Keyes Avenue, S.E., and extending back of equal width 80 feet as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 35.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-01-134 as more fully described in Section 36 below, to Fairfax Renaissance Development Corporation or designee.

**Section 36.** That the real property to be sold pursuant to Section 35 of this Ordinance is more fully described as follows:

P.P. No. 126-01-134

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly 24 feet of Sublot No. 79 and the Westerly 3 feet of Sublot No. 78 in Rogers, O'Brien, McNamara and McGinness' Subdivision of part of Original One Hundred Acre Lot No. 415 as shown by the recorded plat in Volume 4 of Maps, Page 9 of Cuyahoga County Records, and together forming a parcel of land 27 feet front on the Northerly side of Sherman Avenue, S.E. (formerly Keyes Street) Keyes Avenue, S.E. and extending back of equal width 117 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

**Section 37.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-01-135 as more fully described in Section 38 below, to Fairfax Renaissance Development Corporation or designee.

**Section 38.** That the real property to be sold pursuant to Section 37 of this Ordinance is more fully described as follows:

P.P. No. 126-01-135

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Sublot No. 78 in Rogers, O'Brien, McNamara and McGinness' Subdivision of part of Original One Hundred Acre Lot No. 415, as shown by the recorded plat in Volume 4 of Maps, Page 9 of Cuyahoga County Records, bounded and described as follows:

Beginning on the Northerly line of Keyes Avenue, S.E. (formerly Sherman Avenue) at a point 37 feet Westerly measured along said Northerly line from the Southeastern corner of said Sublot No. 78; thence Easterly along the Northerly line of Keyes Avenue, S.E. 37 feet to the Southeastern corner of said Sublot; thence Northerly along the Easterly line of said Sublot No., about 117 feet to the Southerly line of Sublot No. 46 in the Keyes and Edwards Subdivision of part of said Original One Hundred Acre Lot No. 415 as shown by the recorded plat in Volume 4 of Maps, Page 8 of Cuyahoga County Records; thence Westerly along the Southerly line of Sublots Nos. 46 and 47 of said Keyes and Edwards Subdivision, 37 feet; thence Southerly about 117 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

**Section 39.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-01-142 as more fully described in Section 40 below, Fairfax Renaissance Development Corporation or designee.

**Section 40.** That the real property to be sold pursuant to Section 39 of this Ordinance is more fully described as follows:

P.P. No. 126-01-142

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 73 in Rogers, O'Brien, McNamara and McGinness' Allotment of part of Original One Hundred Acre Lot No. 415, as shown by the recorded plat in Volume 4 of Maps, Page 9 of Cuyahoga County Records, and being 40 feet front on the Southerly side of Keyes Avenue, S.E., (formerly Keyes Street) and extending back of equal width 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 41.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-01-156 as more fully described in Section 42 below, Fairfax Renaissance Development Corporation or designee.

**Section 42.** That the real property to be sold pursuant to Section 41 of this Ordinance is more fully described as follows:

P.P. No. 126-01-156

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio Sublot No. 55 in Rogers, O'Brien, McNamara and McGinness'

Allotment of part of Original One Hundred Acre Lot No. 415, as shown by the recorded plat in Volume 4 of Maps, Page 9 of Cuyahoga County Records and being 40 feet front on the Northerly side of Townsend Avenue, S.E., and extending back of equal width 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

**Section 43.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-02-038 as more fully described in Section 44 below, Fairfax Renaissance Development Corporation or designee.

**Section 44.** That the real property to be sold pursuant to Section 43 of this Ordinance is more fully described as follows:

P.P. No. 126-02-038

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 11 in Rogers, O'Brien, McNamara and McGinnis' Subdivision of part of Original One Hundred Acre Lot No. 415 as shown by the recorded plat in Volume 4 of Maps, Page 9 of Cuyahoga County Records and being 40 feet front on the Southerly side of Platt Avenue S.E. and extending back of equal width 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

**Section 45.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-02-041 as more fully described in Section 46 below, Fairfax Renaissance Development Corporation or designee.

**Section 46.** That the real property to be sold pursuant to Section 45 of this Ordinance is more fully described as follows:

P.P. No. 126-02-041

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 87 feet of Sublot No. 8 in Rogers, O'Brien, McNamara and McGinness' Re-Subdivision of part of Original One Hundred Acre Lot No. 415 as shown by the recorded plat in Volume 4 of Maps, Page 9 of Cuyahoga County Records, and being 40 feet front on the Southerly side of Platt Avenue, S.E. and extending back of equal width 87 feet as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 47.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-03-040 as more fully described in Section 48 below, Fairfax Renaissance Development Corporation or designee.

**Section 48.** That the real property to be sold pursuant to Section 47 of this Ordinance is more fully described as follows:

P.P. No. 126-03-040

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 98 in L.M. South, H.F. Hower and Levi Burgert's Subdivision of part of

Original One Hundred Acre Lot No. 415, as shown by the recorded plat in Volume 5 of Maps, Page 53 of Cuyahoga County Records and being 40.00 feet front on the Easterly side of East 84th Street (formerly Southern Avenue) and extending back of equal width 130.00 feet, as appears by said plat.

Also subject to all zoning ordinances, if any.

**Section 49.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-03-047 fully described in Section 50 below, Fairfax Renaissance Development Corporation or designee.

**Section 50.** That the real property to be sold pursuant to Section 49 of this Ordinance is more fully described as follows:

P.P. No. 126-03-047

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 120 in Southern Hower and Burgert's Subdivision of part of Original One Hundred Acre Lot No. 415 as shown by the recorded plat of said Subdivision in Volume 5 of Maps, Page 53 of Cuyahoga County Records. Said Sublot No. 120 has a frontage of 40 feet on the Easterly side of East 84th Street (formerly Southern Avenue, S.E.) and extends back between parallel lines 130 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

**Section 51.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-03-061 as more fully described in Section 52 below, Fairfax Renaissance Development Corporation or designee.

**Section 52.** That the real property to be sold pursuant to Section 51 of this Ordinance is more fully described as follows:

P.P. No. 126-03-061

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 81 in Southern, Hower and Burgert's Subdivision of part of Original One Hundred Acre Lot No. 415 as shown by the recorded plat in Volume 5 of Maps, Page 53 of Cuyahoga County Records. Said Sublot No. 81 has a frontage of 40 feet on the Westerly side of East 84th Street (formerly Southern Avenue), and extends back between parallel lines 130 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

**Section 53.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-04-007 as more fully described in Section 54 below, Fairfax Renaissance Development Corporation or designee.

**Section 54.** That the real property to be sold pursuant to Section 53 of this Ordinance is more fully described as follows:

P.P. No. 126-04-007

Situated in the City of Cleveland, County of Cuyahoga and State of

Ohio, and known as being Sublot No. 16 in Electa A. Nichols' Allotment of part of Original One Hundred Acre Lot No. 415, as shown by the recorded plat in Volume 3 of Maps, Page 41 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 83rd Street (formerly Lincoln Avenue) and extending back of equal width 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 55.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-04-081 as more fully described in Section 56 below, Fairfax Renaissance Development Corporation or designee.

**Section 56.** That the real property to be sold pursuant to Section 55 of this Ordinance is more fully described as follows:

P.P. No. 126-04-081

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 21 in Southern, Hower and Burgert's Subdivision of part of Original One Hundred Acre Lot No. 415 next West of said Lot No. 21 and between it and the alley in Eleeta A. Nichols Subdivision of a part of said lot and is 1 foot wide and 40 feet long and together makes a parcel of land 40 feet front on East 84th Street (formerly Southern Avenue) and 131 feet deep to an alley.

Also subject to all zoning ordinances, if any.

**Section 57.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-08-061 as more fully described in Section 58 below, Fairfax Renaissance Development Corporation or designee.

**Section 58.** That the real property to be sold pursuant to Section 57 of this Ordinance is more fully described as follows:

P.P. No. 126-08-061

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 69 in L. Beckman Subdivision of Original One Hundred Acre Lot No. 416, as shown by the recorded plat in Volume 20 of Maps, Page 3 of Cuyahoga County Records, and being 30 feet front on the Southerly side of Capital Avenue, S.E., (formerly Ehart Street), and extending back of equal width 115.60 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 59.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 126-08-062 as more fully described in Section 60 below, Fairfax Renaissance Development Corporation or designee.

**Section 60.** That the real property to be sold pursuant to Section 59 of this Ordinance is more fully described as follows:

P.P. No. 126-08-062

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 68 in the L. Beckman Re-Subdivision of Sublot No. 6 in John Remington's Subdivision, of part of Original One Hundred Acre Lot No. 416, as shown by the recorded plat of said Re-Subdivision in Volume 20 of Maps, Page 3 of Cuyahoga County Records.

Said Sublot No. 68 has a frontage of 30 feet on the Southerly side of Capital Avenue, S.E., (formerly Ehart Street), and extends back between parallel lines 115-6/10 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Zoning Ordinance, if any

**Section 61.** 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 62.** 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 63.** 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 64.** 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 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 253-98.**

**By Councilman Patmon.**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program to Famicos Foundation or its designee.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-03-002 as more fully described in Section 2 below, to Famicos Foundation or its designee.

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

P.P. No. 107-03-002

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 86 in Zenas King's Subdivision of part of Original One Hundred Acre Lots Nos. 367 and 375, as shown by the recorded plat in Volume 14 of Maps, Page 41 of Cuyahoga County Records, and being 40 feet front on the Southwesterly side of Wheelock Road, N.E., and extending back of equal width 115 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

**Section 3.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-03-008 as more fully described in Section 4 below, to Famicos Foundation or its designee.

**Section 4.** That the real property to be sold pursuant to Section 3 of this Ordinance is more fully described as follows:

P.P. No. 107-03-008

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 80 in Zenas King's Subdivision of part of Original One Hundred Acre Lots Nos. 367 and 375, as shown by the recorded plat in Volume 14 of Maps, Page 41 of Cuyahoga County Records, and being 40 feet front on the Westerly side of Wheelock Road, N.E. and extends back between parallel lines 115 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

**Section 5.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-04-012 as more fully described in Section 6 below, to Famicos Foundation or its designee.

**Section 6.** That the real property to be sold pursuant to Section 5 of this Ordinance is more fully described as follows:

P.P. No. 107-04-012

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known Sublot No. 61 in Zenas King's Subdivision of Part of Original One Hundred Acre Lot Nos. 367 and 375, as shown by the recorded plat in Volume 14 of Maps, Page 41 of Cuyahoga County Records, and being 40 feet front on the Westerly

side of Gibbs Place; (now known as Wheelock Road, N.E.) and extending back of equal width 100 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 7.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-04-013 as more fully described in Section 8 below, to Famicos Foundation or its designee.

**Section 8** That the real property to be sold pursuant to Section 7 of this Ordinance is more fully described as follows:

P.P. No. 107-04-013

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 60 in Zenas King's Subdivision of part of Original One Hundred Acre Lots Nos. 267 and 375; as shown by the recorded plat of said Subdivision in Volume 14 of Maps, Page 41 of Cuyahoga County Records. Said Sublot No. 60 has a frontage of 40 feet on the Westerly side of Wheelock Road N.E. and extends back between parallel lines 100 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject Easement for easement from Henry, Feiginbaum to East Ohio Gas Company, dated September 4, 1913, filed for record September 9, 1913 at 11:54 a.m., and recorded in Volume 1472, Page 388 of Cuyahoga County Records.

Also subject to Zoning Ordinances, if any.

**Section 9.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-04-030 as more fully described in Section 10 below, to Famicos Foundation or its designee.

**Section 10.** That the real property to be sold pursuant to Section 9 of this Ordinance is more fully described as follows:

P.P. No. 107-04-030

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 45 in Zenas King's Subdivision of part of Original One Hundred Acre Lots Nos. 367 and 375, as shown by the recorded plat in Volume 14 of Maps, Page 41 of Cuyahoga County Records and being 40 feet front on the Easterly side of Ansel Road, N.E., and extending back of equal width 125 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 11.** 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 12.** 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 13.** 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 14.** 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 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 254-98.**

**By Councilman White.**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located in East 93rd Street and Miles Avenue area to Union Miles Development Corporation or designee.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 135-16-024 as more fully described in Section 2 below, to Union Miles Development Corporation or designee.

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

P.P. No. 135-16-024

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly 6.69 feet of Sublot No. 27 and the Westerly 26.65 feet of Sublot No. 30 in L.W. Sapp Resurvey Subdivision of part of Original One Hundred Acre Lots Nos. 457 and 458 as shown by the recorded plat in Volume 12 of Maps, Page 25 of Cuyahoga County Records and being 33.34 feet front on the Northerly side of Prince Avenue and extending back 131.18 feet on the Easterly line, 131.21 feet on the Westerly line and having a rear line of 33.34, as appears by said plat.

Also subject to all zoning ordinances, if any.

**Section 3.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 135-18-118 as more fully described in Section 4 below, to Union Miles Development Corporation or designee.

**Section 4.** That the real property to be sold pursuant to Section 3 of this Ordinance is more fully described as follows:

P.P. No. 135-18-118

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 12 in Coe, Brainard and Cheney's Allotment of part of Original One Hundred Acre Lot No. 458, as shown by the recorded plat in Volume 7 of Maps, Page 23 of Cuyahoga County Records, and being 40 feet front on the Southerly side of Reno Avenue, S.E., and extending back of equal width 130 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 5.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 135-19-091 as more fully described in Section 6 below, Union Miles Development Corporation or designee.

**Section 6.** That the real property to be sold pursuant to Section 5 of this Ordinance is more fully described as follows:

P.P. No. 135-19-091

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 27 in Coe, Brainard and Cheney's Allotment of part of Original One Hundred Acre Lot No. 458, in said City. Said Sublot No. 27 has a frontage of 40 feet on the Southerly side of Reno Avenue, S.E. and extends back of equal width 130 feet deep, as per plat of said Subdivision recorded in Volume 7 of Maps, Page 23 of Cuyahoga County Records.

Subject to Zoning Ordinances, if any.

**Section 7.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-13-041 as more fully described in Section 8 below, to Union Miles Development Corporation or designee.

**Section 8.** That the real property to be sold pursuant to Section 7 of this Ordinance is more fully described as follows:

P.P. No. 136-13-041

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 16 in Erwin F. and Lucius R. Paynes' Subdivision of part of Original One Hundred Acre Lot No. 465, as shown by the recorded plat in Volume 6 of Maps, Page 17 of Cuyahoga County Records, and being 48 feet front on the Westerly side of Ruggles Street (now known as East 95th Street), and extending back of equal width 126 feet deep, as appears by said plat.

Also subject to all zoning ordinances, if any.

**Section 9.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-13-042 as more fully described in Section 10 below, to Union Miles Development Corporation or designee.

**Section 10.** That the real property to be sold pursuant to Section 9 of this Ordinance is more fully described as follows:

P.P. No. 136-13-042

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 17 in E.F. and R.L. Payne Subdivision of part of Original One Hundred Acre Lot No. 465, as shown by the recorded plat in Volume 6 of Maps, Page 17 of Cuyahoga County Records, and being 48 feet front on the Westerly side of East 95th Street, and extending back of equal width 126 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

**Section 11.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-13-058 as more fully described in Section 12 below, to Union Miles Development Corporation or designee.

**Section 12.** That the real property to be sold pursuant to Section 11 of this Ordinance is more fully described as follows:

P.P. No. 136-13-058

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 1/2 of Sublot No. 15 in Lucy M. Gaylord's Subdivision of part of Original One Hundred Acre Lot No. 465 as shown by the recorded plat in Volume 3 of Maps, Page 48 of Cuyahoga County Records, and being 32 feet front on the northerly side of Gaylord Avenue, S.E., and extending back of equal width 177 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to easement recorded October 2, 1926 in Volume 6222, Page 491 of Cuyahoga County Records.

Also subject to all zoning ordinances, if any.

**Section 13.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-13-060 as more fully described in Section 14 below, Union Miles Development Corporation or designee.

**Section 14.** That the real property to be sold pursuant to Section 13 of this Ordinance is more fully described as follows:

P.P. No. 136-13-060

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Westerly 32 feet of Sublot No. 14 in L.M. Gaylord's Subdivision of part of Original 100 Acre Lot No. 465, as shown by the recorded plat in Volume 3 of Maps, Page 48 of Cuyahoga County Records, and being 32 feet front on the northerly side of Gaylord Avenue, S.W. (formerly Spring Street) and extending back between parallel lines 177 feet deep, as appears by said plat.

Subject to driveway easement recorded in Volume 12753, Page 865 of Cuyahoga County Records.

**Section 15.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-13-064 as more fully described in Section 16 below, Union Miles Development Corporation or designee.

**Section 16.** That the real property to be sold pursuant to Section 15 of this Ordinance is more fully described as follows:

P.P. No. 136-13-064

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 24 feet of Sublot No. 11 and the Easterly 26 feet of Sublot No. 12 in Lucy M. Gaylord's Subdivision of a part of Original Newburgh Township Lot No. 465 now in said City. Said part of Sublots Nos. 11 and 12 from a parcel of land having a frontage of 50 feet on the Northerly side of Gaylord Avenue, S.E., (formerly Gaylord Street), and extending back of equal width 160 feet deep, as per plat of said Subdivision recorded in Volume 3 of Maps, Page 48 of Cuyahoga County Records.

Subject to Zoning Ordinances, if any.

**Section 17.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-13-086 as more fully described in Section 18 below, Union Miles Development Corporation or designee.

**Section 18.** That the real property to be sold pursuant to Section 17 of this Ordinance is more fully described as follows:

P.P. No. 136-13-086

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 35 in the Lucy A. Gaylord and Other's Subdivision and of part of Original One Hundred Acre Lot No. 465 as shown by the recorded plat in Volume 14 of Maps, Page 56 of Cuyahoga County Records and being 40 feet front on the Northerly side of Platt Avenue, S.E., and extending back of equal width 187.55 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 19.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-13-095 as more fully described in Section 20 below, Union Miles Development Corporation or designee.

**Section 20.** That the real property to be sold pursuant to Section 19 of this Ordinance is more fully described as follows:

P.P. No. 136-13-095

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 44, Gaylords and Bell Subdivision, Plat Book 14, Page 56 Cuyahoga County Records, 40 feet on the Northerly side of Pratt Avenue extending back between parallel lines 187.55 feet be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 21.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-14-017 as more fully described in Section 22 below, to Union Miles Development Corporation or designee.

**Section 22.** That the real property to be sold pursuant to Section 21 of this Ordinance is more fully described as follows:

P.P. No. 136-14-017

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 39, N.E.F. Collins Subdivision of part of Original One Hundred Acre Lots Nos. 465 and 466, as shown by the recorded plat in Volume 8 of Maps, Page 13 of Cuyahoga County Records and being 50.00 feet on the Northerly side of Gaylord Avenue, S.E., (formerly Spring Street), and extending back between the parallel lines 145 feet deep, as appears by said plat.

**Section 23.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-14-027 as more fully described in Section 24 below, to Union Miles Development Corporation or designee.

**Section 24.** That the real property to be sold pursuant to Section 23 of this Ordinance is more fully described as follows:

P.P. No. 136-14-027

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 15 in P.S. Ruggle's Subdivision of part of Original One Hundred Acre Lot No. 465, as shown by the recorded plat in Volume 7 of Maps, Page 11 of Cuyahoga County Records, and being 51-1/3 feet front on the Northerly side of Gaylord Street, now known as Gaylord Avenue, S.E. and extending back of equal width 150 feet deep, as appears by said plat.

**Section 25.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-14-028 as more fully described in Section 26 below, to Union Miles Development Corporation or designee.

**Section 26.** That the real property to be sold pursuant to Section 25 of this Ordinance is more fully described as follows:

P.P. No. 136-14-028

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 16 in P.S. Ruggles' Subdivision of part of Original One Hundred Acre Lot No. 465, as shown by the recorded plat in Volume 7 of Maps, Page 11 of Cuyahoga County Records, and being 51-1/3 feet front on the Northerly side of Gaylord Avenue, S.E., and extending back of equal width 150 feet along East 95th Street, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 27.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-15-045 as

more fully described in Section 28 below, to Union Miles Development Corporation or designee.

**Section 28.** That the real property to be sold pursuant to Section 27 of this Ordinance is more fully described as follows:

P.P. No. 136-15-045

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 7 in the Frizzell and Cannell's Subdivision of part of Original One Hundred Acre Lot No. 466, as shown by the recorded plat in Volume 15 of Maps, Page 17 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 102nd Street, and extending back of equal width 112 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 29.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-15-065 as more fully described in Section 30 below, Union Miles Development Corporation or designee.

**Section 30.** That the real property to be sold pursuant to Section 29 of this Ordinance is more fully described as follows:

P.P. No. 136-15-065

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 16 in Frizzell and Cannell's Subdivision and Allotment of part of Original One Hundred Acre Lot No. 466. Said Sublot has a frontage of 40 feet on East 102nd Street (formerly Haroquert Place), and is 112 feet in depth, as per plat of said Allotment recorded in Volume 15, Page 17 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

**Section 31.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-16-071 as more fully described in Section 32 below, to Union Miles Development Corporation or designee.

**Section 32.** That the real property to be sold pursuant to Section 31 of this Ordinance is more fully described as follows:

P.P. No. 136-16-071

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublots Nos. 93 and 94 and part of Sublot No. 92 in Thos. A. Harris and Mary E.L.P. Harris' Allotment of part of Original One Hundred Acre Lot No. 466, as shown by the recorded plat in Volume 15 of Maps, Page 36 of Cuyahoga County Records, bounded and described as follows:

Beginning on the Westerly line of East 104th Street (formerly Hope Street), at the Northeast corner of said Sublot 94; thence Southerly along the Westerly line of said East 104th Street 100 feet; thence Westerly on a line parallel to the Northerly line of said Sublot 94, about 140 feet 5-3/5 inches to the Westerly line of said Sublot No. 92; thence Northerly along the Westerly line of said Sublots 92, 93 and 94 about 99 feet 6 inches to the Northwesterly corner of said Sublot 94; thence Easterly along the Northerly line of said Sublot No. 94, 140 feet 6-

3/5 inches to the place of beginning, be the same more or less, but subject to all legal highways.

**Section 33.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-16-081 as more fully described in Section 34 below, to Union Miles Development Corporation or designee.

**Section 34.** That the real property to be sold pursuant to Section 33 of this Ordinance is more fully described as follows:

P.P. No. 136-16-081

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot 80 and the Southerly one foot front to rear of Sublot No. 81 in Thomas and May E.L.P. Harris Allotment of part of Original One Hundred Acre Lot No. 466 as shown by the recorded plat in Volume 15 of Maps, Page 36 of Cuyahoga County Records together forming a parcel of land 41 feet front on the Westerly side of East 104th Street (formerly Hope Street) and extending back 140 feet 2.7 inches on the Northerly line, 140 feet 2-2/5 inches on the Southerly line and having a rear line of 41 feet, as appears by said plat.

Also subject to all zoning ordinances, if any.

**Section 35.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-16-109 as more fully described in Section 36 below, to Union Miles Development Corporation or designee.

**Section 36.** That the real property to be sold pursuant to Section 35 of this Ordinance is more fully described as follows:

P.P. No. 136-16-109

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 17 in Bishop and Pickering's Allotment of part of Original Newburgh Township Lot No. 466 as shown by the recorded plat in Volume 7 of Maps, Page 35 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 104th Street and extending back of equal width 140 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

**Section 37.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-17-079 as more fully described in Section 38 below, to Union Miles Development Corporation or designee.

**Section 38.** That the real property to be sold pursuant to Section 37 of this Ordinance is more fully described as follows:

P.P. No. 136-17-079

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 54 in C.G. Pickering and C.D. Bishop's Allotment of part of Original One Hundred Acre Lot No. 466, as shown by the recorded plat of said Allotment in Volume 7 of Maps, Page 35 of Cuyahoga County Records. Said Sublot No. 54 has a frontage of 40 feet on the Westerly side of East 108th Street (formerly

Howard Street) and extends back between parallel lines 140 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 39.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-17-093 as more fully described in Section 40 below, Union Miles Development Corporation or designee.

**Section 40.** That the real property to be sold pursuant to Section 39 of this Ordinance is more fully described as follows:

P.P. No. 136-17-093

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 133 in Thomas A. Harris and Mary E. L. P. Harris' Subdivision of a part of Original One Hundred Acre Lot No. 466 as shown by the recorded Plat Book 15, Page 36 in Cuyahoga County Records and being 40 feet front on the Westerly side of East 108th Street, extending back of equal width 140 feet, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 41.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-17-116 as more fully described in Section 42 below, Union Miles Development Corporation or designee.

**Section 42.** That the real property to be sold pursuant to Section 41 of this Ordinance is more fully described as follows:

P.P. No. 136-17-116

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 69 and the Southerly 10 feet of Sublots Nos. 66, 67 and 68 in C.G. Pickering and C.D. Bishop's Allotment of part of Original One Hundred Acre Lot No. 466 as shown by the recorded plat in Volume 7 of Maps, Page 35 of Cuyahoga County Records together forming a parcel of land 50 feet front on the Easterly side of East 108th Street and extending back 135 feet 5-3/10 inches on the Southerly line, 135 feet 6-8/100 inches on the Northerly line and has a rear line of 50 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 43.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 136-20-043 as more fully described in Section 44 below, Union Miles Development Corporation or designee.

**Section 44.** That the real property to be sold pursuant to Section 43 of this Ordinance is more fully described as follows:

P.P. No. 136-20-043

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Original One Hundred Acre Lot No. 465 and be bounded and described as follows:

Beginning on the Southerly line of Gorman Avenue, S.E., (60 feet wide) at the Northwesterly corner of a parcel of land conveyed to Harriet Norway by deed dated January 31, 1870 and recorded in Volume 173, Page 422 of Cuyahoga County Records; thence Easterly along the Southerly line of Gorman Avenue, S.E., a distance of 37 feet, 4 inches to a point; thence Southerly and parallel with the Westerly line of land so conveyed to Harriet Norway as aforesaid, a distance of 148 feet to the Southerly line thereof; thence West-erly along the Southerly line of land conveyed to Harriet Norway, a distance of 37 feet 4 inches to the Southwesterly corner thereof; thence Northerly along the Westerly line of land conveyed to Harriet Norway as aforesaid, a distance of 148 feet to the place of beginning, as appears by said plat.

Also subject to all zoning ordinances, if any.

**Section 45.** 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 46.** 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 47.** 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 48.** 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 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 255-98.**

**By Councilmen Cimperman, Citron and Gordon.**

**An emergency ordinance consenting and approving the issuance of a permit for the Earth Day Walk on April 19, 1998, sponsored by the Earth Day Coalition.**

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

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

**Section 1.** That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves

the holding of the Earth Day Walk, sponsored by the Earth Day Coalition, on April 19, 1998, beginning at Public Square and then proceed down on Eagle Street Ramp, turn left on Scranton and head south along the Cuyahoga River into Tremont. Then turn right at Metro Health Blvd. and then left onto W. 25th. At Brookside Park Drive head down into the main Zoo entrance, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio 1976. Streets may be closed as determined by the Chief of Police or safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The Rules were suspended. Yeas 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 256-98.**  
By Councilmen Cimperman and Britt.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Diabetes Association of Greater Cleveland to stretch banners at Cleveland State University Bridge on East 22nd Street north of Euclid Avenue and the Cleveland Clinic walkway at Carnegie and East 96th Street, for the periods from March 2, 1998 to April 6, 1998, inclusive, publicizing the KeyBank SWIM FOR DIABETES.

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Public Service is hereby authorized and directed to issue a permit to the Diabetes Association of Greater Cleveland to install, maintain and remove a banners at Cleveland State University Bridge on East 22nd Street north of Euclid Avenue and the Cleveland Clinic walkway at Carnegie and East 96th Street, for the periods from March 2, 1998 to April 6, 1998, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed

or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

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

The Rules were suspended. Yeas 21. Nays 0. Read second time. Read third time in full. Passed. Yeas 21. Nays 0.

#### SECOND READING EMERGENCY ORDINANCES

**Ord. No. 2024-97.**

By Councilmen Coats, Rybka and Westbrook (by departmental request).

An emergency ordinance determining the method of making the public improvement of repairing or replacing the retaining wall at West 61st Street, including contiguous improvements; authorizing the Director of Public Service to employ professional design services to design the public improvement; authorizing the Director of Public Service to enter into contract for the making of such improvement; authorizing said director to enter into such other agreements necessary to complete this improvement; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes such real property as is necessary to make the public improvement.

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

#### SECOND READING EMERGENCY ORDINANCES PASSED

**Ord. No. 1274-97.**

By Councilmen Smith and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the purchase by contract of labor and materials necessary to replace lighting and to paint the interior of the long term parking facility, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

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

1. In the title, line 5, and in Section 1, line 5, strike "and to paint the interior of" and insert in lieu thereof, "at".

Amendment agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 1281-97.**

By Councilmen Smith, Rybka and Westbrook (by departmental request).

An emergency ordinance determining the method of making the public improvement of installing

navigational aids and associated appurtenances, and authorizing the Director of Port Control to enter into contract for the making of such improvement.

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

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 1282-97.**

By Councilmen Smith, Rybka and Westbrook (by departmental request).

An emergency ordinance determining the method of making the public improvement of removing underground storage tanks, removing soil at tank sites, performing soil remediation, as necessary and disposal, replacing underground storage tank with above ground tanks; authorizing the Director of Port Control to enter into contract for the making of such improvement; and authorizing said director to employ an engineering and environmental consultant to provide professional services necessary to make said public improvement.

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

1. In Section 3, at the second paragraph, line 1, strike "The" and insert the following:

"Provided that the Director of Port Control has furnished a copy of the request for proposals to each of the members of the Committee on Aviation and Transportation prior to solicitation of proposals and provided further that the Director has made a presentation to said Committee which identifies the consultants recommended by the Department of Port Control to perform such services and includes a written summary of all of the proposals received as a result of the Department's canvass, which written summary shall also include the findings of the consultants including identification of the number of sites to undergo remediation and the scope of work, the".

2. In Section 3, at the second paragraph, existing line 5, between "canvass" and "by" insert the following: "by means of a request for proposals".

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 1328-97.**

By Councilmen Johnson and Westbrook (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into an amendment to Lease By Way of Concession No. 46956 with the Board of Park Commissioners of the Cleveland Metropark District to modify the leased premises and make miscellaneous revisions; and to repeal Ordinance No. 1755-96, passed September 23, 1996.

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



1. In Section 1, at the end, insert the following new sentence: **"The Director of Parks, Recreation and Properties shall obtain a legal description of the leased premises and provide a copy of the same to the Clerk of Council for inclusion in the File for this piece of legislation, and the Amendment to the Lease authorized by this legislation shall not be executed until this is accomplished."**

Amendment agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 1639-97.**

By Councilmen Smith and Westbrook (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into supplements to the Master Site Lease between the City and the Federal Aviation Administration ("FAA") and to enter into subsequent agreements with the FAA to install, operate and maintain radar facilities, instrument landing systems and other air navigational aids on certain premises at Cleveland Hopkins International Airport (the "Airport") and on certain premises contiguous to the Airport.

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

1. In the title, line 7, and in Section 2, line 2, strike "agreements" and insert in lieu thereof **"supplements"**.

Amendment agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 1782-97.**

By Councilman Smith.

An emergency ordinance to vacate a portion of Auburn Ave. S.W. hereinafter described.

Approved by Directors of Public Service, City Planning Commission, Finance, Law; Recommended by Committees on Aviation and Transportation, City Planning, Finance, when amended as follows:

1. In Section 1 at the end, strike the period and insert in lieu thereof the following: **"is hereby vacated."**

Amendment agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 1966-97.**

By Councilmen Smith and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of unarmed, uniformed security guard services, for the various divisions of the Department of Port Control, for a period not to exceed two years.

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

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 2027-97.**

By Councilman Gordon.

An emergency ordinance to vacate a portion of Park Drive S.W., hereinafter described.

Approved by Directors of Public Service, City Planning Commission, Finance, Law; Recommended by Committees on Public Service, City Planning, Finance, when amended as follows:

1. In Section 1, line 1, at the end, after (40.00 feet wide) insert **"is hereby vacated."**

2. In Section 1, line 2, at the beginning, before "Situating" insert **"Section 2."**

3. Renumber existing Section 2 and Section 3 as new **"Section 3"** and **"Section 4"**.

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 2028-97.**

By Councilman Patton.

An emergency ordinance to vacate a portion of Mann Avenue, S.E., hereinafter described.

Approved by Directors of Public Service, City Planning Commission, Finance, Law; Recommended by Committees on Public Service, City Planning, Finance, when amended as follows:

1. In Section 1 at the end, strike the period and insert in lieu thereof the following: **"is hereby vacated."**

Amendment agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 2032-97.**

By Councilman White.

An emergency ordinance to vacate a portion of the first unnamed alley east of East 93rd Street and north of Cassius Avenue S.E., hereinafter described.

Approved by Directors of Public Service, City Planning Commission, Finance, Law; Recommended by Committees on Public Service, City Planning, Finance, when amended as follows:

1. In Section 1 at the end, strike the period and insert in lieu thereof the following: **"is hereby vacated."**

Amendment agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 2033-97.**

By Councilman White.

An emergency ordinance to vacate a portion of the first alley north of Rosewood Avenue S.E. and Joliet Road S.E., hereinafter described.

Approved by Directors of Public Service, City Planning Commission, Finance, Law; Recommended by Committees on Public Service, City Planning, Finance, when amended as follows:

1. In Section 1 at the end, strike the period and insert in lieu thereof the following: **"is hereby vacated."**

Amendment agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 2037-97.**

By Councilmen Skrha, Jackson, Rybka, and Westbrook (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into an Empowerment Zone Business Opportunity contract with Pomodoro Properties, Ltd., or their designee, to provide economic development assistance to partially finance exterior and interior renovation of property at 3821 Prospect Avenue, Cleveland, Ohio.

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

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 2038-97.**

By Councilmen Moran, Jackson, Rybka and Westbrook (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with Micro Pro, Inc. and Fadel Properties to provide for a ten year abatement for certain tangible personal property and real estate taxes as an incentive to relocate Micro Pro, Inc. from 5400 Brookpark Road to 5700 Brookpark Road in the Cleveland Area Enterprise Zone.

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

1. Insert a new Section 4 to read as follows:

**"Section 4. That the agreement authorized herein may not be assigned to any other entity, and that the period of the tax exemption and the level of tax exemption stated in the executive summary contained in the above mentioned file may not be extended or increased absent approval of Cleveland City Council."**

2. Renumber existing Sections 4, 5 and 6 to new **"Section 5"**, **"Section 6"**, and **"Section 7"**.

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 2058-97.**

By Councilman Lewis.

An emergency ordinance to vacate a portion of East 72nd Place, hereinafter described.

Approved by Directors of Public Service, City Planning Commission, Finance, Law; Recommended by Committees on Public Service, City Planning, Finance, when amended as follows:

1. In Section 1 at the end, strike the period and insert in lieu thereof the following: **"is hereby vacated."**

Amendment agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 2075-97.**

By Councilmen Jackson, Coats, Rybka and Westbrook (by departmental request).

An emergency ordinance to appropriate property for the public purpose of developing a public road.

Approved by Directors of Economic Development, Public Service, City Planning Commission, Finance, Law; Relieved of Committee on Public Service; Recommended by Committees on Community and Economic Development, City Planning, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 2104-97.**

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

An emergency ordinance authorizing the Directors of Parks, Recreation and Properties and Personnel and Human Resources to employ one or more temporary employment agencies, to provide professional services to supply temporary and seasonal personnel for the Department of Parks, Recreation and Properties.

Approved by Directors of Parks, Recreation and Properties, Personnel and Human Resources, Finance, Law; Recommended by Committees on Public Parks, Property and Recreation, Employment, Affirmative Action and Training, Finance, when amended as follows:

1. In Section 2, line 2, strike "13 SF 256" and insert in lieu thereof "13 SF 253".

2. In the title at the end, between "Properties" and the period; and in Section 1, line 7, strike after "personnel" insert "for a period of one year".

3. Insert new Sections 2 and 3 to read, respectively, as follows:

**"Section 2. That the contract shall provide that all employees supplied by the contractor to be employed by the City shall be residents of the City of Cleveland at the time of hire for work under this contract.**

**Section 3. That, on or before November 1, 1998, the Director of Parks, Recreation and Properties shall provide a report to the President of Council, the Chairman of the Public Parks, Property & Recreation Committee, and the Clerk of Council that will provide a cost benefit analysis which shall include the number of lots cleaned over the last year and the previous three years."**

4. That existing Sections 2 and 3 are hereby renumbered, respectively, to new "Section 4" and "Section 5".

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 2154-97.**

By Councilmen Smith, Jackson, Rybka and Westbrook (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into contracts with Food Ingredient Specialties, Inc., dba L.J. Minor, Inc., or its designee, to provide economic devel-

opment assistance to partially finance the land acquisition and the access road construction between Auburn and Barber Roads, located at 2621 West 25th Street, Cleveland, Ohio; and authorizing said director to apply for and accept a grant from the State of Ohio to assist the grantee in their expansion.

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

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 2160-97.**

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

An emergency ordinance authorizing and directing the purchase by requirement contract of security guard services at Carr Municipal Center and Hough Multi-Purpose Center, and other City locations during special events, if required, for the Division of Property Management, Department of Parks, Recreation and Properties, for period not to exceed two years.

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

1. Strike lines 10 and 11 in their entirety and insert in lieu thereof the following: "**Parks Recreation and Properties.**"

2. In Section 1, line 5, strike "two (2) years" and insert "**one year**"; in lines 7 and 8, strike "in the approximate amount as purchased during the preceding term," and insert in lieu thereof "**in an amount not to exceed \$150,000**"; in line 15, strike "two (2) years" and insert in lieu thereof "**one year**"; and in line 17, strike "term" and insert in lieu thereof "**year**".

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 20. Nays 1. Those voting yea were Councilmen: Westbrook, Britt, Cimperman, Cintron, Coats, Gordon, Jackson, Johnson, Jones, Lewis, Melena, Moran, Patmon, Polensek, Robinson, Rybka, Sweeney, White, Willis, Zone.

Those voting nay: Councilman Dolan.

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

**Ord. No. 2184-97.**

By Councilmen Coats and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary for the disposal of construction and demolition debris, for the Division of Waste Collection and Disposal, Department of Public Service.

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance, when amended as follows:

1. After existing Section 2, insert new Section 3 to read as follows:

**"Section 3. The Director of Public Service shall notify residents through brochures and other appropriate means that the City is conducting a program under which residents may obtain vouchers for the**

**disposal of construction and demolition debris without cost to the resident, with such limitations upon the volume and frequency of disposal as the Director establishes."**

2. Renumber existing "Section 3" to read "**Section 4**".

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

**Ord. No. 2189-97.**

By Councilmen Polensek and Westbrook (by departmental request).

An emergency ordinance to amend Sections 1 and 2 of Ordinance No. 2053-91, passed February 24, 1992, relating to renovating and rehabilitating the Third District Police Station.

Approved by Directors of Public Safety, Finance and Law; Recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 2190-97.**

By Councilmen Polensek and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the Director of Public Safety to enter into contract without competitive bidding with Anacomp, Inc. for the purchase of archiving, conversion and retrieval services of certain reports in conjunction with the Division of Police Records Management System project, for the Department of Public Safety.

Approved by Directors of Public Safety, Finance and Law; Recommended by Committees on Public Safety, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 69-98.**

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into a Concession Agreement with Good-time Cruise Line, Inc. for use and occupancy of dockage for the Good-time III in the North Coast Harbor.

Approved by Directors of Parks, Recreation and Properties, Finance, Law; Recommended by Committees on Public Parks, Property and Recreation, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 71-98.**

By Councilman Jackson.

An emergency ordinance to vacate a portion of Falcon Court S.E. hereinafter described.

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 72-98.**

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of Blaw Knox paver equipment parts, including

labor, if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed two years.

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance, when amended as follows:

1. In the title, strike lines 8 and 9 in their entirety and insert in lieu thereof "Service."

2. In Section 1, lines 4 and 5, and also in line 13, strike "two (2) years" and insert in lieu thereof "one year".

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

#### Ord. No. 73-98.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of towing services for all city vehicles and equipment, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed two years.

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance, when amended as follows:

1. In the title, strike lines 7 and 8 in their entirety and insert in lieu thereof "of Public Service."

2. In Section 1, lines 4 and 5, and also in line 13, strike "two (2) years" and insert in lieu thereof "one year".

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 20. Nays 1. Those voting yea were Councilmen: Westbrook, Britt, Cimperman, Cintron, Coats, Gordon, Jackson, Johnson, Jones, Lewis, Melena, Moran, Patmon, Polensek, Robinson, Rybka, Sweeney, White, Willis, Zone.

Those voting nay: Councilman Dolan.

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

#### Ord. No. 74-98.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of Leach packer parts including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed two years.

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance, when amended as follows:

1. In the title, strike lines 7 and 8 in their entirety and insert in lieu thereof "of Public Service."

2. In Section 1, lines 4 and 5, and also in line 13, strike "two (2) years" and insert in lieu thereof "one year".

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

#### Ord. No. 75-98.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of automobile and truck spring parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed two years.

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance, when amended as follows:

1. In the title, strike lines 8 and 9 in their entirety and insert in lieu thereof "Service."

2. In Section 1, lines 4 and 5, and also in line 13, strike "two (2) years" and insert in lieu thereof "one year".

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

#### Ord. No. 78-98.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance to amend Section 12 of Ordinance No. 2368-92, passed December 14, 1992, as amended by Ordinance No. 1454-97, passed November 24, 1997, relating to the rehabilitation of Memphis Avenue from Ridge Road to Pearl Road.

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

#### Ord. No. 79-98.

By Councilman Zone.

An emergency ordinance to vacate a portion of West 118th Street hereinafter described.

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

#### Ord. No. 80-98.

By Councilman Zone.

An emergency ordinance to vacate a portion of West 121st Street hereinafter described.

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

#### Ord. No. 145-98.

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

An emergency ordinance to amend Section 1 of Ordinance No. 1938-97, passed December 15, 1997, relating to the vacation of a portion of East 3rd Street (formerly Hickox Street).

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

#### Ord. No. 154-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to accept a gift of youth soccer merchandise, apparel and equipment for the Division of Recreation, Department of Parks, Recreation and Properties.

Approved by Directors of Parks, Recreation and Properties, Finance, Law; Recommended by Committees on Public Parks, Property and Recreation, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

#### Ord. No. 155-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing and directing the Director of Parks, Recreation and Properties to enter into an agreement with the Board of County Commissioners of Cuyahoga County, Ohio, dedicating plots of ground in Highland Park Cemetery for the burial of Honorably Discharged Soldiers, Sailors, Marines and Nurses.

Approved by Directors of Parks, Recreation and Properties, Finance, Law; Recommended by Committees on Public Parks, Property and Recreation, Finance.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

### SECOND READING ORDINANCES PASSED

#### Ord. No. 1784-97.

By Councilman Patton.

An ordinance to change the Use and Area Districts of lands located approximately 180' south of Seville Road, S.E. and approximately 470' west of East 162 Street. (Map Change No. 1957, Sheet No. 10)

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

1. In Section 1, lines 18 and 19, after "2," strike "192.22 feet to the Northeasterly corner thereof, said point being also on" and insert in lieu thereof "172.22 feet to a point distant 20 feet by rectangular measurement from".

2. In Section 1, line 22, after "West", strike "along" and insert in lieu thereof "and parallel with".

3. In Section 1, line 27, after "Records," strike "192.22" and insert in lieu thereof "172.22".

Amendments agreed to.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

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

#### Ord. No. 2079-97.

By Councilman Sweeney.

An ordinance to change the Use and Area Districts of lands east of West 146 Street between Coe Avenue, S.W. and Justin Avenue, S.W. (Map Change No. 1965, Sheet No. 13)

Approved by Directors of City Planning Commission, Law; Recommended by Committee on City Planning.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 2106-97.**

By Councilman Polensek.  
An ordinance to change the Use of lands between South Waterloo Road, N.E. and the New York/Central Railroad and between Neff Road, N.E. and approximately 1240 feet northwesterly (Map Change No. 983, Sheet No. 7).

Approved by Directors of City Planning Commission, Law; Recommended by Committee on City Planning.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**Ord. No. 2107-97.**

By Councilman Rybka.  
An ordinance to change the Use Area of lands on the westerly side of East 78 Street between Aetna Road, S.E., and Osage Avenue, S.E. (Map Change No. 1964, Sheet No. 6).

Approved by Directors of City Planning Commission, Law; Recommended by Committee on City Planning.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 21. Nays 0.

**SECOND READING EMERGENCY RESOLUTIONS ADOPTED****Res. No. 2156-97.**

By Councilman Smith (by request).  
An emergency resolution declaring the intention to vacate portions of Titus Ave., S.W., Evelyn Ave., S.W. & Ketteringham Rd., S.W. (formerly View Rd.).

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

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Adopted. Yeas 21. Nays 0.

**Res. No. 2196-97.**

By Councilman Smith (by request).  
An emergency resolution declaring the intention to vacate a portion of Penn Court S.W. and a portion of an Unnamed Alley West of West 30th Street.

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

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Adopted. Yeas 21. Nays 0.

**MOTION**

The Council adjourned at 7:50 p.m. to meet on Monday, February 23, 1998 at 7:00 p.m.



Clerk of Council

**THE CALENDAR**

The following measure will be on its final passage at the next meeting:

**ORDINANCE****Ord. No. 2024-97.**

By Councilmen Coats, Rybka and Westbrook (by departmental request).

An emergency ordinance determining the method of making the public improvement of repairing or

replacing the retaining wall at West 61st Street, including contiguous improvements; authorizing the Director of Public Service to employ professional design services to design the public improvement; authorizing the Director of Public Service to enter into contract for the making of such improvement; authorizing said director to enter into such other agreements necessary to complete this improvement; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes such real property as is necessary to make the public improvement.

**BOARD OF CONTROL**

February 4, 1998

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, February 4, 1998, at 11:00 a.m., with Acting Mayor Summers presiding.

Present: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.  
Absent: Mayor White.

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

On motion, the following resolutions were adopted.

**Resolution No. 59-98.**

By Director Konicek.  
Be it resolved, by the Board of Control of the City of Cleveland that in accordance with Section 112 of the Charter of the City of Cleveland, the rates, rules and regulations of the Division of Water, Department of Public Utilities, for standby emergency water service for Portage County are hereby fixed as follows, subject to the approval of the City Council:

Section 535.18 of the Codified Ordinances of the City of Cleveland, Ohio 1976

**Rates for Water Sold Through Master Meters**

(a) The rates to be charged for the sale of water measured through Master Meters shall be as follows:

\* \* \*

(14) To Portage County: beginning 1/1/98 through 12/31/98, \$24.21 per mcf, beginning 1/1/99 through 12/31/99, \$25.66 per mcf, beginning 1/1/00, \$27.17 per mcf.

\* \* \*

(c) Rates for Standby Emergency Water Service. The rates to be charged for standby emergency water service shall consist of an annual standby fee of \$3,600.00 per year in addition to the charge for consumption provided in division (a) of this section. Standby fees for standby emergency water service shall be payable in advance. All bills for water furnished under this section shall be rendered upon the termination of the customer's emergency period of, if the duration of the emergency is longer than thirty days, in thirty day intervals. In the event that any standby fee is not paid within four months after written notice is given by the City of Cleveland, the City of Cleveland, at its option, may cease to furnish standby emergency water service to such customer pending payment of any overdue amount.

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 60-98.**

By Acting Director Sheffield-McClain.

Whereas, pursuant to Ordinance No. 2722-82, passed December 6, 1982, amended by Ordinance No. 1103-83, passed June 20, 1983, Ordinance No. 3137-83, passed February 27, 1984, and Ordinance No. 2499-87, passed February 8, 1988, the City entered a Lease By Way of Concession, City Contract No. 32736, and certain amendments there to as with Specialty Restaurants Corporation for the use of certain City-owned real property located at Cleveland Hopkins International Airport (the "Airport") for operation of a restaurant facility; and

Whereas, Article IV. A. of said Contract No. 32736, as amended, provides, in part, that, "The City reserves the right to recapture all or part of the premises and to terminate this Lease as to all or part of said Premises upon six (6) months, notice in the event that its Board of Control by resolution determines that such Premises is needed for Airport aviation-related development and other non-restaurant Airport purposes; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Article IV. A of Contract No. 32736, as amended, this Board does hereby determine that, in order to implement the planned expansion of the Airport, the Premises leased to the Specialty Restaurants Corporation under City Contract No. 32736 is needed for aviation-related development of the Airport and other non-restaurant purposes and to terminate the lease as to such Premises.

Be it further resolved that the Director of Port Control is hereby authorized to execute any documents necessary and appropriate to recapture the Premises leased to Specialty Restaurants Corporation under Contract No. 32736, to terminate the Lease as to said Premises, and to protect the City's interest.

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 61-98.**

By Acting Director Sheffield-McClain.

Resolved by the Board of Control of the City of Cleveland, that all bids received on December 3, 1997 for Electrical parts and equipment to maintain, repair and modify parking and terminal lighting systems (Phase II) (Item Nos. 27 and 28) for the various divisions of the Department of Port Control, pursuant to the authority of Ordinance No. 1273-97, passed by the Council of the City of Cleveland on October 20, 1997 be and the same are hereby rejected.

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 62-98.**

By Acting Director Sheffield-McClain.

Resolved, by the Board of Control of the City of Cleveland that the bid of Hughey & Phillips, Inc. for an estimated quantity of Electrical parts and equipment to maintain, repair and modify parking and terminal lighting systems (Phase II) (Items Nos. 1a, 1b, 1c, 1d, 1e, 1f, 22, 23, 24, 25, and 26), for the various divisions of the Department of Port Control, for the period two (2) years commencing with the execution of contract, received on the 3rd day of December, 1997, pursuant to the authority of Ordinance No. 1273-97, passed October 20, 1997, which on the basis of the estimated quantity would amount to Forty-Four Thousand Eight Hundred Eight and 25/100 (\$44,808.25) Dollars, (no discount) is hereby affirmed and approved as the lowest and best bid, and the Director of Port Control 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. 098924

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

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 Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 63-98.**

By Acting Director Sheffield-McClain.

Resolved, by the Board of Control of the City of Cleveland that the bid of ADB Alnaco, Inc. for an estimated quantity of Electrical parts and equipment to maintain, repair and modify parking and terminal lighting systems (Phase II) (Items Nos. 2a, 2b, 2c, 2d, 2e, 2f, 2g, 2h, 2i, 2j, 2k, 2l, 2m, 2o, 2p, 2q, 2r, 2s, 2t, 2u, 2v, 3, and 43 (10% off list price)), for the various divisions of the Department of Port Control, for the period two (2) years commencing with the execution of contract received on the 3rd day of December, 1997, pursuant to the authority of Ordinance No. 1273-97, passed October 20, 1997, which on the basis of the estimated quantity would amount to Twenty-Five Thousand Six Hundred Seven and 26/100 (\$25,607.26) Dollars, (2% 30 Days) is hereby affirmed and approved as the lowest and best bid, and the Director of Port Control 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. 098928

which shall be certified against such contract in the sum of Five Thousand One Hundred and no/100 (\$5,100.00) Dollars.

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 Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 64-98.**

By Acting Director Sheffield-McClain.

Resolved, by the Board of Control of the City of Cleveland that the bid of Central Electric Supply Company (MBE) for an estimated quantity of Electrical parts and equipment to maintain, repair and modify parking and terminal lighting systems (Phase II) (Items Nos. 29, 30, 31, 33, 34, 35, 36, and 37), for the various divisions of the Department of Port Control, for the period of two (2) years commencing with the execution of contract received on the 3rd day of December, 1997, pursuant to the authority of Ordinance No. 1273-97, passed October 20, 1997, which on the basis of the estimated quantity would amount to Fifty-Four Thousand Thirty-Two and 88/100 (\$54,032.88) Dollars, (Net 30 Days) is hereby affirmed and approved as the lowest and best bid, and the Director of Port Control 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. 098927

which shall be certified against such contract in the sum of Ten Thousand Eight Hundred and no/100 (\$10,800.00) Dollars.

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 Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 65-98.**

By Acting Director Sheffield-McClain.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Leader Electric Supply Company (FBE) for an estimated quantity of Electrical parts and equipment to maintain, repair and modify parking and terminal lighting systems (Phase II) (Items Nos. 6, 7, 9, 10, 11, 12, 15, 16, 17, 18, 19, 21, and 32 (30% off list price)), for the various divisions of the Department of Port Control, for the period two (2) years commencing with the execution of contract, received on the 3rd day of December, 1997, pursuant to the authority of Ordinance No. 1273-97, passed October 20, 1997, which on the basis

of the estimated quantity would amount to Sixty-Three Thousand Nine Hundred Fifty-Three and 60/100 (\$63,953.60) Dollars, (0% 30 Days) is hereby affirmed and approved as the lowest and best bid, and the Director of Port Control 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. 098926

which shall be certified against such contract in the sum of Twelve Thousand Eight Hundred and no/100 (\$12,800.00) Dollars.

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 Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 66-98.**

By Acting Director Sheffield-McClain.

Resolved, by the Board of Control of the City of Cleveland that the bid of Crouse-Hinds Airport Lighting Products, Inc. for an estimated quantity of Electrical parts and equipment to maintain, repair and modify parking and terminal lighting systems (Phase II) (Items Nos. 4, 5, 8, and 41 (20% off list price)), for the various divisions of the Department of Port Control, for the period of two (2) years commencing with the execution of contract, received on the 3rd day of December, 1997, pursuant to the authority of Ordinance No. 1273-97, passed October 20, 1997, which on the basis of the estimated quantity would amount to Ten Thousand Seven Hundred Eighty-Eight and 25/100 (\$10,788.25) Dollars (Net 30 Days) is hereby affirmed and approved as the lowest and best bid, and the Director of Port Control 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. 098925

which shall be certified against such contract in the sum of Two Thousand Two Hundred and no/100 (\$2,200.00) Dollars.

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 Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 67-98.**

By Acting Director Sheffield-McClain.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Pyramid Electric, Inc. for the public improvement of site lighting for the Consolidated Rental Car Facility (Including add alternate and including a contingency allowance) for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on January 20, 1998, pursuant to the authority of Ordinance No. 561-97, passed June 2, 1997, for a gross price for the improvement in the aggregate amount of One Million Four Hundred Fourteen Thousand Five Hundred and no/100 (\$1,414,500.00) Dollars, is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Pyramid Electric, Inc. for the site lighting for the Consolidated Rental Car Facility at Cleveland Hopkins International Airport Department of Port Control is hereby approved:

**SUBCONTRACTOR  
SERVICE & SUPPLIES**

Burkshire Construction  
Company, Inc.

Excavating and placement  
of manholes  
(FBE)

Artisan Electrical Contractors  
Inc.

Provide equipment  
and  
(MBE)

North Electric, Inc.

Provide, install and  
assemble light poles and  
stock of other light fixtures  
(MBE)

Leader Electric Supply Company

Supply of various  
electrical materials  
(FBE)

Yeas: Acting Mayor Summers,  
Director Carmody, Acting Directors  
Jackson, Balraj, Directors Guzman,  
Staib, Acting Director Terry, Direc-  
tors Spellman, Hamilton, Nolan, War-  
ren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 68-98.**

By Acting Director Sheffield-McClain.

Resolved by the Board of Control of the City of Cleveland, that all bids received on January 16, 1998 for the signage package for the Consolidated Rental Car Facility for the Division of Cleveland Hopkins International Airport, Department of Port Control, pursuant to the authority of Ordinance No. 561-97, passed by the Council of the City of Cleveland on June 2, 1997 be and the same are hereby rejected.

Yeas: Acting Mayor Summers,  
Director Carmody, Acting Directors  
Jackson, Balraj, Directors Guzman,  
Staib, Acting Director Terry, Direc-  
tors Spellman, Hamilton, Nolan, War-  
ren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 69-98.**

By Acting Director Sheffield-McClain.

Resolved by the Board of Control of the City of Cleveland, that all bids received on January 16, 1998 for the canopy package for the Consolidated Rental Car Facility for the Division of Cleveland Hopkins International Airport, Department of Port Control, pursuant to the authority of Ordinance No. 561-97, passed by the Council of the City of Cleveland on June 2, 1997 be and the same are hereby rejected.

Yeas: Acting Mayor Summers,  
Director Carmody, Acting Directors  
Jackson, Balraj, Directors Guzman,  
Staib, Acting Director Terry, Direc-  
tors Spellman, Hamilton, Nolan, War-  
ren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 70-98.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of Concord Road Equipment Mfg., Inc. for an estimated quantity of one (1) tar kettle (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 19, 1997, pursuant to the authority of Ordinance No. 1113-97, passed July 16, 1997, which on the basis of the estimated quantity would amount to approximately Twenty Four Thousand Four Hundred Eighteen and no/100 Dollars (\$24,418.00), (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. 19409

which shall be certified against such contract in the sum of Twenty Four Thousand Four Hundred Eighteen and no/100 Dollars (\$24,418.00).

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 Concord Road Equipment Mfg., Inc. for one (1) tar kettle, (all items), are hereby approved:

Independent Brokers  
MBE — \$610.45

Yeas: Acting Mayor Summers,  
Director Carmody, Acting Directors  
Jackson, Balraj, Directors Guzman,  
Staib, Acting Director Terry, Direc-  
tors Spellman, Hamilton, Nolan, War-  
ren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 71-98.**

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland, that all bids received on December 19, 1997 for (item 1) one (1) vacuum sidewalk sweeper/litter vacuum and one (1) special area vacuum/sidewalk sweeper for various divisions of City

Government, Department of Public Service, pursuant to the authority of Ordinance No. 1113-97, passed by the Council of the City of Cleveland on July 16, 1997 be and the same are hereby rejected.

Yeas: Acting Mayor Summers,  
Director Carmody, Acting Directors  
Jackson, Balraj, Directors Guzman,  
Staib, Acting Director Terry, Direc-  
tors Spellman, Hamilton, Nolan, War-  
ren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 72-98.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of J.J. Turner, Inc. dba Turner Equipment Co. for an estimated quantity of (item #2), one (1) vacuum sidewalk sweeper/litter vacuum and one (1) special area vacuum/sidewalk sweeper 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 19, 1997, pursuant to the authority of Ordinance No. 1113-97, passed July 16, 1997, which on the basis of the estimated quantity would amount to approximately Twenty Nine Thousand Nine Hundred Ninety Nine and no/100 Dollars (\$29,999.00) (5% - 31 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. 19409

which shall be certified against such contract in the sum of Twenty Nine Thousand, Nine Hundred Ninety Nine and no/100 Dollars (\$29,999.00).

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

Yeas: Mayor White, Directors Sum-  
mers, Carmody, Konicek, Acting  
Director Sheehan, Directors Guzman,  
Staib, Acting Director Terry, Direc-  
tors Spellman, Hamilton, Nolan,  
Warren and Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 73-98.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of APO Holdings, Inc. for an estimated quantity of four (4) Air Compressors on the base bid including options 1 thru 4 (all items) for various divisions of City Government, Department of Public Service, for the period of one (1) year beginning the date of execution of a contract received on December 19, 1997, pursuant to the authority of Ordinance No. 1113-97, passed July 16, 1997, which on the basis of the estimated quantity would amount to approximately Sixty thousand two hundred forty and no/100 Dollars (\$60,240.00), (Net 30 Days) is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract

for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 19421**

which shall be certified against such contract in the sum of Sixty Thousand, Two Hundred Forty and no/100 Dollars (\$60,240.00).

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 Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 74-98.**

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland, that all bids received on December 19, 1997 for four (4) police 3-wheel scooters (all items) for various divisions of City Government, Department of Public Service, pursuant to the authority of Ordinance No. 1113-97, passed by the Council of the City of Cleveland on July 16, 1997 be and the same are hereby rejected.

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 75-98.**

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland, that all bids received on December 19, 1997 for one (1) lawn tractor and two (2) front cutter mowers (item 1 and 2) for various divisions of City Government, Department of Public Service, pursuant to the authority of Ordinance No. 1113-97, passed by the Council of the City of Cleveland on July 16, 1997 be and the same are hereby rejected.

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 76-98.**

By Director Guzman.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Perk Company, Inc., 55 Industry Drive, Bedford, OH 44146 for the public improvement of The Rehabilitation of Bessemer Avenue from East 65th Street to East 88th Street for the Division of Engineering and Construction, Department of Public Service received on December 18, 1997, pursuant to the authority of Ordinance Nos. 1330-96 and 1468-96, passed July 17, 1996 and October 14, 1996, upon a unit basis - for the improvement in the aggregate amount of Two Million, Nine Hundred Ninety Five Thousand, One Hundred Twenty Four and 71/100 (\$2,995,124.71) Dollars, is hereby affirmed and approved as the lowest

responsible bid; and the Director of Public Service is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractors of Perk Company, Inc. for the aforementioned public improvement hereby are approved:

**SUBCONTRACTORS**

Choice Construction Co., Inc.  
(MBE) - 19%

R.V.G.S. Inc., dba Alexa Trucking Co.  
(MBE) - 11%

The Collinwood Shale  
Brick & Supply Co.  
(FBE) - (8%)

Cuyahoga Supply & Tool Co.  
(FBE) - (2%)

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 77-98.**

By Director Guzman.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Wilson Contracting & Vandra Brothers Joint Venture, 24629 Broadway, Oakwood Village, Ohio 44146 for the public improvement of The reconstruction/rehabilitation of East 123rd Street/Arlington Avenue/East 125th Street. (Superior Avenue-St. Clair Avenue) for the Division of Engineering & Construction, Department of Public Service, received on January 8, 1998, pursuant to the authority of Ordinance No. 1330-96 and 1471-96, passed July 17, 1996 and October 14, 1996, upon a unit basis - for the improvement in the aggregate amount of Three Million Seven Hundred Three Thousand Nine Hundred Twenty Two 05/100 (\$3,703,922.05) Dollars, is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Service is hereby authorized to enter into contract for said improvement with said bidder.

Be it resolved that employment of the following subcontractors of Wilson Contracting and Vandra Brothers Joint Venture for the aforementioned Public Improvement hereby is approved:

**Subcontractors**

US Utility  
3592 Genoa  
Perrysburg, Ohio  
14% - FBE

Cuyahoga Supply  
5340 Perkins  
Bedford Hts., Ohio 44146  
2% - FBE

Borrow Sign  
12904 Lorain  
Cleveland, Ohio 44111  
.05% - FBE

Cook Paving  
11360 Brookpark  
Cleveland, Ohio 44130  
6% - MBE

United Concrete  
1771 Carter Road  
Cleveland, Ohio 44113  
13% - MBE

Gateway Landscaping &  
Construction  
24585 White Pine Rd.  
Bedford Hts., Ohio 44146  
11% - MBE

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 78-98.**

By Director Denihan.

Resolved by the Board of Control of the City of Cleveland, that all bids received on January 15, 1998 for Life Safety Rope Upgrade, all items, for the Division of Fire, Department of Public Safety, pursuant to the authority of Ordinance No. 1167-97, passed August 13, 1997, be and the same are hereby rejected.

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 79-98.**

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 119-14-053 located at 2040 East 82nd Street in Ward 6, and

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

Whereas, East-West Properties, Inc., abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 6 has consented to the proposed sale;

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

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

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with East-West Properties, Inc. for the sale and development of Permanent Parcel No. 119-14-053 located at 2040 East 82nd Street, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$1,050.00, which amount is hereby

determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 80-98.**

By Director Hamilton.

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 Nos. 009-16-072, 009-16-073 and 009-16-075 under said Land Reutilization Program; and

Whereas, Ordinance No. 1455-97, passed December 15, 1997 authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, David Auldie Kennedy has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1455-97, passed December 15, 1997 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 David Auldie Kennedy for the sale and development of Permanent Parcel Nos. 009-16-072, 009-16-073 and 009-16-075, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 81-98.**

By Director Hamilton.

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. 124-18-066 under said Land Reutilization Program; and

Whereas, Ordinance No. 1655-97, passed December 15, 1997 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, David Coleman and Angela Bruc Coleman 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. 1655-97 passed December 15, 1997 by the Cleveland City Council, the Mayor is hereby autho-

ized to execute an official deed for and on behalf of the City of Cleveland with David Coleman and Angela Bruc Coleman for the sale and development of Permanent Parcel No. 124-18-066, 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 \$400.00, 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 Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.

Absent: None.

**Resolution No. 82-98.**

By Director Spellman.

Whereas, pursuant to the authority of the Codified Ordinances, Sections 133.23 and 133.33, the Commissioner of Parking Facilities has the authority to collect such charges and fees for all City off-street parking facilities as may be established by the Board of Control; and

Whereas, the Commissioner of Parking Facilities desires to establish a fee for customers parking at the West Side Market; and

Whereas, charges and fees for the City's West Side Market Parking lot have not been established by the Board of Control or by City Council; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that, effective February 1, 1998, the Commissioner of Parking Facilities shall cause to be collected fees and charges at the West Side Market Parking lot in accordance with the following schedule:

Daily maximum rate from 6:00 a.m. to 6:00 p.m. of one dollar (\$1.00).

Be it further resolved, that, the fees collected from the Westside Market Parking lot are to be credited to Fund 67 and Subfund 500.

Yeas: Acting Mayor Summers, Director Carmody, Acting Directors Jackson, Balraj, Directors Guzman, Staib, Acting Director Terry, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

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**

**MONDAY, FEBRUARY 23, 1998**

**9:30 A.M.**

**Calendar No. 98-12:** Appeal of Michael L. Pincus

Michael L. Pincus, appeals, under Section 76-6 of the Charter of the City of Cleveland and Section 443.13(g) of the Codified Ordinances from the refusal to issue a Taxicab Drivers license, said refusal being by Robert J. Schneider, Commissioner of Assessments & Licenses, upon the recommendation of William M. Denihan, Director of Public Safety.

**Calendar No. 98-30:** 3613-15 East 131st Street

Angelo J. Wilson aka Imam Abbas Ahmad, owner, appeals under Sections 329.01(e) and 329.01(d) from the refusal to approve a lot split for the 126' x 137' lot located in a Local Retail Business District and occupied by a two-story masonry building (mosque) at 3613-15 East 131st; said refusal being by J. Christopher Nielson, Commissioner of Engineering and Construction and Hunter Morrison, Director of City Planning under authority of Section 355.04 of the Codified Ordinances.

**Calendar No. 98-13:** 4201 Jennings Road

Angelo Martin, owner, appeals under authority of Sections 327.02C, 327.99(a), 329.02C, and the Charter of the City of Cleveland from the issuance of the violation notice on December 30, 1997 by Lisa Thomas, Commissioner of Building and Housing; the 75' x 170' irregular shaped lot is located in a Residential Industry District at 4201 Jennings Road; said use being contrary to the Industrial District Limitations of Sections 345.01 and 345.02 of the Codified Ordinances.

**Calendar No. 98-14:** 3904-06 West 157th Street

Margaret Patton, owner, appeals to change the use of an existing two family dwelling unit into three dwelling units, the 24' 6" x 44' 6" 3-story frame two family dwelling house on a 44' x 130' lot located in a Two Family Residential District on the northwesterly corner of West 157th Street and Drakefield Avenue; said use being contrary to the residence limitations of Sections 337.03(a) and 355.04(a), and the required side yard regulations of Section 357.09(b)(2)C of the Codified Ordinances.



**Calendar No. 98-15:** 1310 West 116th Street

W.H.C. Corporation owner, c/o Bob Reuberi, President, appeals to increase an existing 16 dwelling unit apartment to 17 dwelling units, the 40' x 110' 3-story frame non-conforming apartment building on a 50' x 140' lot located in a B-Two-Family District at 1310 West 116th Street; said use being contrary to the residence limitations of Sections 349.04, 357.09C, 359.08 and 359.01, but subject to the substitution limitations of Section 359.01 of the Codified Ordinances.

EUGENE CRANFORD, JR.,  
Secretary

**REPORT OF THE BOARD OF ZONING APPEALS**

**MONDAY, FEBRUARY 9, 1998**

At the Meeting of the Board of Zoning Appeals on Monday, February 2, 1998, the following appeals were heard by the Board, and, on Monday, February 9, 1998 were decided by the Board.

The following appeal was **Granted**:

**Calendar No. 98-2:** 1915 West 54th Street

Clark Baker, owner, appealed, to change use of a storeroom to a dwelling unit for a total of 4 dwelling units.

The following appeals were **Postponed**:

**Calendar No. 98-6:** 3931 West 21st Street to February 23, 1998.

**Calendar No. 98-7:** 4444 Rocky River Drive to February 23, 1998.

**Calendar No. 97-243:** 3912 Archwood Avenue to February 23, 1998.

**Calendar No. 98-4:** 8606 Denison Avenue to April 6, 1998.

**Calendar No. 98-5:** 10314 Elk Avenue Postponed Indefinitely.

**Calendar No. 97-271:** 10909 Oliver Road to March 2, 1998.

EUGENE CRANFORD, JR.,  
Secretary

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

Re: Report of the Meeting of  
February 4, 1998

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

\* \* \*

**Docket A-387-97.**

RE: Appeal of Janet Anderson, Owner of the Residential Property located on the premises known as 9117 Easton Avenue from a LIMITATION ON THE PERMIT of the Commissioner of the Division of Building and Housing dated Novem-

ber 13, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant a three month (3 mos.) "Extension of Time" on the permit in which to complete abatement of the violations, noting that continuous extensions may be granted if the work, noted by the inspector, is satisfactory. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

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

\* \* \*

**Docket A-403-97.**

RE: Appeal of Federal Financial Company, Owner of the Property located on the premises known as 5300 Crayton Avenue from a NOTICE OF VIOLATION — FIRE CODE of the Chief of the Division of Fire dated November 20, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

Docket A-403-97 has been **POSTPONED**; to be rescheduled for a later date.

\* \* \*

**Docket A-405-97.**

RE: Appeal of Contimortgage Corporation, Mortgagee of the Property located on the premises known as 1243 East 114th Street from a 30 DAY FIRE CONDEMNATION NOTICE/MS of the Commissioner of the Division of Building and Housing dated November 25, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's 30 DAY FIRE CONDEMNATION ORDER/MS and LETTER OF INTENTION TO DEMOLISH by requiring the Appellant to clean the grounds within two weeks (2 wks.), and to grant the Appellant two months (2 mos.) in which to obtain permits and abate the violations or demolish the property; the property must remain boarded and secured and the grounds debris free during that period of time. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at the end of that time for supervision and further action. All other provisions of the 30 DAY FIRE CONDEMNATION ORDER/MS and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by April 18, 1998. Motioned by Mr. Sullivan and seconded by Mr. Williams.

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

\* \* \*

**Docket A-406-97.**

RE: Appeal of Elgin Furniture & Appliance, Inc. Owner of the Property located on the premises known as 5217 Broadway Avenue from a NOTICE OF VIOLATION — FIRE

CODE of the Chief of the Division of Fire dated November 24, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to OBBC Section 904.10 and permit an approved monitored, hardwired smoke detector system to be installed in the basement area and that this will provide equivalent protection, noting that a windowless story sprinkler system need not be installed in those areas. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

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

\* \* \*

**Docket A-407-97.**

RE: Appeal of Alfred Kuklinski, Owner of the Residential Property located on the premises known as 4017 East 86th Street from a 14 DAY CONDEMNATION NOTICE of the Commissioner of the Division of Building and Housing dated December 12, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's 14 DAY CONDEMNATION ORDER and LETTER OF INTENTION TO DEMOLISH by granting the Appellant two months (2 mos.) in which to obtain permits to demolish the property; the property must remain secured and the grounds debris free during that period of time. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at the end of that time for supervision and further action. All other provisions of the 14 CONDEMNATION ORDER and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by April 18, 1998. Motioned by Mr. Saunders and seconded by Mr. Bowes.

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

\* \* \*

**Docket L-1-98.**

RE: Appeal of Michael Gillespie, from a LETTER OF DENIAL FOR RENEWAL OF JOURNEYMAN PLUMBER LICENSE of the Commissioner of the Division of Assessments & Licenses dated December 22, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit Mr. Gillespie to renew his JOURNEYMAN PLUMBER LICENSE without retaking the test, but with payment of the late filing fees. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Bowes.

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

**Docket L-2-98.**

RE: Appeal of William R. Gardner, from a LETTER OF DENIAL FOR RENEWAL OF ELECTRICAL CONTRACTOR LICENSE of the commissioner of the Division of Assessments & Licenses dated January 28, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit Mr. Gardner to renew his ELECTRICAL CONTRACTOR LICENSE without retaking the test, but with payment of the late filing fees. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Bowes.

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

\* \* \*

**Docket A-1-98.**

RE: Appeal of Martin J. McBride Owner of the Property located on the premises known as 2133 West 20th Street from a NOTICE OF NON-CONFORMANCE of the Commissioner of the Division of Building and Housing dated December 5, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, that the testimony presented by the Appellant and the City indicate that the dwelling unit conforms to CABO requirements, and in fact, the property is being made more safer than it was, a motion is in order at this time to permit the dwelling unit to be constructed as indicated on the drawings, noting the compliance with CABO requirements. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Saunders.

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

\* \* \*

**Docket A-2-98.**

RE: Appeal of Edward Whatley, Owner of the Residential Property located on the premises known as 1901 East 69th Street from a 72 HOUR EMERGENCY FIRE CONDEMNATION NOTICE/MS of the Commissioner of the Division of Building and Housing dated December 31, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

Docket A-2-98 has been **WITHDRAWN** at the request of the Appellant.

\* \* \*

**Docket A-3-98.**

RE: Appeal of Harry Stewart, Owner of the Property located on the premises known as 1848 East 89th Street from a NOTICE OF VIOLATION/COMPLAINT of the Commissioner of the Division of Building and Housing dated November 17, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

The Board has reviewed the Notice of Violation dated November 17, 1997 and finds that any alleged violations were inconclusive or never did exist; there will be no action taken by the Board.

**Docket A-4-98.**

RE: Appeal of Appeal of Walter Koonce, Owner of the Property located on the premises known as 2505 East 83rd Street from a LIMITATION ON THE PERMIT of the Commissioner of the Division of Building and Housing dated January 5, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant a three month (3 mos.) "Extension of Time" on the permit in which to continue to abate the violations, with the understanding that additional time of approximately three months (3 mos.) may be obtained if progress is satisfactory. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Bowes.

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

\* \* \*

**Docket A-18-98.**

RE: Appeal of Charles C. Scott, Owner of the Property located on the premises known as 8931-33 Cedar Avenue from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated January 15, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance and permit the requested occupancy with the provision that the kitchen be sprinklered by a luminary suppression system; and to grant the variance to the size of the mezzanine (OBBC Section 505.2), noting that it's going to be reconstructed to conform to the present structure and requirements; and to grant the variance to the two protected means of egress, noting that the one means is protected and the second is protected by virtue of the sprinklers on the first floor. Motion so in order. Motioned by Mr. Bowes and seconded by Mr. Williams.

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

\* \* \*

**APPROVAL OF RESOLUTIONS:**

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

- A-284-97—Emerald Homes, Inc.
- A-376-97—Real Property Enterprises
- A-392-97—Bennie Hobbs
- A-397-97—Royal Foods, Inc.
- A-398-97—Lenders M.D., Inc.
- A-402-97—Timothy Alan Miller
- A-404-97—Matthew N. Giffels
- A-6-98—Rock & Roll Hall of Fame & Museum, Inc.

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

**APPROVAL OF MINUTES:**

Separate motions were entered by Mr. Sullivan and seconded by Mr. Saunders for Approval of the Minutes as presented by the Secretary respectively, subject to the Codified Ordinances of the City of Cleveland:

January 21, 1998

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

\* \* \*

JOSEPH F. DENK,  
CHAIRMAN

**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 18, 1998**

**Crown Waterworks Plant Site Improvements and Landscaping — Phase I**, for the Division of Research, Planning and Development and the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 965-93, passed by the Council of the City of Cleveland, July 14, 1993.

A DEPOSIT OF TWENTY FIVE DOLLARS (\$25.00) CERTIFIED CHECK 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 (15) DAYS AFTER THE BID OPENING DATE.

A PRE-BID MEETING WILL BE HELD ON FRIDAY, FEBRUARY 6, 1998, 10:00 A.M. IN THE CONFERENCE ROOM OF THE CROWN WATERWORKS PLANT, 955 CLAGUE ROAD, WESTLAKE, OHIO 44145.

January 28, 1998, February 4, 1998 and February 11, 1998.

**WEDNESDAY, FEBRUARY 18, 1998**

**Signage Package**, for the Consolidated Rental Car Facility, Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 561-97, passed by the Council of the City of Cleveland.

PLANS AND SPECIFICATIONS MAY BE OBTAINED IN THE DIVISION OF PURCHASES AND SUPPLIES, CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, FOR THE **NON-REFUNDABLE** FEE OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK OR MONEY ORDER.

A PRE-BID MEETING WILL BE HELD ON THURSDAY, FEBRUARY 12, 1998, 11:00 A.M. IN THE SHERATON HOTEL, CLEVELAND HOPKINS INTERNATIONAL AIRPORT.

**Site Structures**, for the Consolidated Rental Car Facility, Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 561-97, passed by the Council of the City of Cleveland.

PLANS AND SPECIFICATIONS MAY BE OBTAINED IN THE DIVISION OF PURCHASES AND SUPPLIES, CITY HALL, 601 LAKESIDE AVENUE, ROOM 128, FOR THE **NON-REFUNDABLE** FEE OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK OR MONEY ORDER.

A PRE-BID MEETING WILL BE HELD ON THURSDAY, FEBRUARY 12, 1998, 10:00 A.M. IN THE SHERATON HOTEL, CLEVELAND HOPKINS INTERNATIONAL AIRPORT.

**Inductively Coupled Plasma Mass Spectrometer and Accessories**, for the Division of Water, Department of Public Utilities, as authorized by Section 129.28 of the Codified Ordinances of the City of Cleveland, 1976.

February 4, 1998 and February 11, 1998

**THURSDAY, FEBRUARY 19, 1998**

**Fire Station 21 Plumbing Improvements**, for the Department of Public Safety, as authorized by Ordinance No. 1028-93, passed by the Council of the City of Cleveland, June 7, 1993.

A DEPOSIT OF FIFTY DOLLARS (\$50.00) CERTIFIED CHECK 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 (15) DAYS AFTER THE BID OPENING DATE.

A PRE-BID MEETING WILL BE HELD ON MONDAY, FEBRUARY 9, 1998, 10:00 A.M. AT FIRE STATION 21, 1801 CARTER ROAD, CLEVELAND, OHIO.

**Life Safety Rope Upgrade**, for the Division of Fire, Department of Public Safety, as authorized by Ordinance No. 1167-97, passed by the Council of the City of Cleveland, August 13, 1997.

February 4, 1998 and February 11, 1998

**WEDNESDAY, FEBRUARY 25, 1998**

**Solid Waste Disposal Services**, for the Division of Waste Collection and Disposal, Department of Public Service, as authorized by Ordinance No. 256-97, passed by the Council of the City of Cleveland, May 5, 1997.

A PRE-BID CONFERENCE WILL BE HELD ON WEDNESDAY, FEBRUARY 18, 1998, 1:00 P.M. IN ROOM 514, CITY HALL, 601 LAKESIDE AVENUE, CLEVELAND, OHIO.

**Metering Equipment — Sheet Metal Fabrication**, 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.

**Meters and Metering 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.

February 4, 1998 and February 11, 1998

**THURSDAY, FEBRUARY 26, 1998**

**Sewer Test Tee Installation and Snaking**, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 643-90, passed by the Council of the City of Cleveland, June 11, 1990.

A **MANDATORY** PRE-BID MEETING WILL BE HELD ON WEDNESDAY, FEBRUARY 18, 1998, 9:30 A.M. AT THE OFFICES OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

February 4, 1998 and February 11, 1998

**THURSDAY, FEBRUARY 26, 1998**

**Roof Replacement and Masonry Restoration for the Fairfax Recreation Center**, for the Department of Parks, Recreation and Properties, as authorized by Ordinance Nos. 1284-94 and 1455-94, passed by the Council of the City of Cleveland.

A DEPOSIT OF FIFTY DOLLARS (\$50.00) CERTIFIED CHECK 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 (15) DAYS AFTER THE BID OPENING DATE.

A **PRE-BID** MEETING WILL BE HELD ON TUESDAY, FEBRUARY 17, 1998, 10:00 A.M. AT THE FAIRFAX RECREATION CENTER, 2335 EAST 82ND STREET, CLEVELAND, OHIO 44104.

February 4, 1998, February 11, 1998 and February 18, 1998

**THURSDAY, FEBRUARY 26, 1998**

**Phase I — Cable Distribution System**, for the Department of Port Control, as authorized by Ordinance No. 1275-97, passed by the Council of the City of Cleveland.

A PRE-BID MEETING IS SCHEDULED FOR TUESDAY, FEBRUARY 17, 1998, 1:00 P.M. IN THE DEPARTMENT OF PORT CONTROL'S SECOND FLOOR CONFERENCE ROOM, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO 44135.

**Phase II — Software**, for the Department of Port Control, as authorized by Ordinance No. 1275-97, passed by the Council of the City of Cleveland.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, FEBRUARY 18, 1998, 1:00 P.M. IN THE DEPARTMENT OF PORT CONTROL'S SECOND FLOOR CONFERENCE ROOM, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO 44135.

February 4, 1998 and February 11, 1998

**FRIDAY, FEBRUARY 27, 1998**

**One (1) Triplex Greensmower and One (1) Sand Pro**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 666-97, passed by the Council of the City of Cleveland, June 2, 1997.

February 4, 1998 and February 11, 1998

**WEDNESDAY, MARCH 4, 1998**

**New Cleveland Browns NFL Football Stadium — Bid Package No. SB — Re-Bid — Building Power and Lights**, for the Department of Parks, Recreation and Properties, as authorized by Ordinance No. 304-96, passed by the Council of the City of Cleveland.

BID DOCUMENTS CAN BE PURCHASED IN THE DIVISION OF PURCHASES AND SUPPLIES FOR THE **NON-REFUNDABLE** COST OF TWO HUNDRED FIFTY DOLLARS (\$250.00) CERTIFIED OR CASHIER'S CHECK ONLY. PROSPECTIVE BIDDERS WILL RECEIVE A VOUCHER TO PRESENT TO THE DESIGNATED PRINTER TO OBTAIN PLANS AND SPECIFICATION. THIS CHARGE WILL BE WAIVED FOR THOSE HOLDERS OF PLANS PREVIOUSLY PURCHASED FOR BID PACKAGE NO. 8.

A PRE-BID MEETING WILL BE HELD ON MONDAY, FEBRUARY 23, 1998, 10:00 A.M. IN ROOM 211 OF THE CLEVELAND CONVENTION CENTER, 500 LAKESIDE AVENUE, CLEVELAND, OHIO.

February 4, 1998 and February 11, 1998

**WEDNESDAY, MARCH 18, 1998**

**New Cleveland Browns NFL Football Stadium — Bid Package No. 10 — Sitework,**

for the Department of Parks, Recreation and Properties, as authorized by Ordinance No. 304-96, passed by the Council of the City of Cleveland. BID DOCUMENTS CAN BE PURCHASED IN THE DIVISION OF PURCHASES AND SUPPLIES FOR THE **NON-REFUNDABLE** COST OF ONE HUNDRED FIFTY DOLLARS (\$150.00) CERTIFIED OR CASHIER'S CHECK ONLY. PROSPECTIVE BIDDERS WILL RECEIVE A VOUCHER TO PRESENT TO THE DESIGNATED PRINTER TO OBTAIN PLANS AND SPECIFICATIONS.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, FEBRUARY 18, 1998, 10:00 A.M. IN ROOM 211 OF THE CLEVELAND CONVENTION CENTER, 500 LAKESIDE AVENUE, CLEVELAND, OHIO.

February 4, 1998 and February 11, 1998

**WEDNESDAY, FEBRUARY 25, 1998**

**Bid Package #11 — Fencing for the Consolidated Rental Car Facility,** for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 561-97, passed by the Council of the City of Cleveland.

PLANS AND SPECIFICATIONS MAY BE PURCHASED FOR THE **NON-REFUNDABLE** FEE OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK OR MONEY ORDER.

A PRE-BID MEETING WILL BE HELD ON THURSDAY, FEBRUARY 19, 1998, 10:00 A.M. IN THE SHERATON HOTEL, CLEVELAND HOPKINS INTERNATIONAL AIRPORT.

February 11, 1998 and February 18, 1998

**THURSDAY, MARCH 5, 1998**

**Bid Package #12 — Finish Paving for the Consolidated Rental Car Facility,** for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 561-97, passed by the Council of the City of Cleveland.

PLANS AND SPECIFICATIONS MAY BE PURCHASED FOR THE **NON-REFUNDABLE** FEE OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK OR MONEY ORDER.

A PRE-BID MEETING WILL BE HELD ON THURSDAY, FEBRUARY 26, 1998, 11:00 A.M. IN THE SHERATON HOTEL, CLEVELAND HOPKINS INTERNATIONAL AIRPORT.

**Automotive Parts and Supplies for Repair, Replacement and Maintenance of Airport Maintenance Vehicles and Equipment,** for the various divisions of Department of Port Control, as authorized by

Ordinance No. 399-97, passed by the Council of the City of Cleveland, May 12, 1997.

February 11, 1998 and February 18, 1998

**WEDNESDAY, MARCH 11, 1998**

**Cleaning and Cement Mortar Lining of Distribution Water Mains Areas 98-1, 98-2 and 98-3,** for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1937-97, passed by the Council of the City of Cleveland, January 26, 1998.

A DEPOSIT OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, FEBRUARY 25, 1998, 10:00 A.M. IN THE AUDITORIUM A OF THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO.

February 11, 1998 and February 18, 1998

**FRIDAY, MARCH 13, 1998**

**Cleaning and Cement Mortar Lining of Distribution Water Mains Areas 98-4, 98-5 and 98-6,** for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1937-97, passed by the Council of the City of Cleveland, January 26, 1998.

A DEPOSIT OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, FEBRUARY 25, 1998, 10:00 A.M. IN THE AUDITORIUM A OF THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVENUE, CLEVELAND, OHIO.

February 11, 1998 and February 18, 1998

**ADOPTED RESOLUTIONS AND ORDINANCES**

**Res. No. 206-98.**

**By Councilman Polensek.**

**An emergency resolution urging Governor Voinovich to increase security personnel and resources at the Cleveland Lakefront State Park System.**

Whereas, at approximately 10:30 a.m. on the morning of January 25, 1998, a 70-year old woman was accosted and raped at Euclid Beach State Park; and

Whereas, the current security arrangements at the state park system is totally inadequate and consists of only 16 park officers for five (5) state parks located in the city of Cleveland; and

Whereas, the present security system must be revamped to provide that each of the five (5) state parks

located within the boundaries of the city of Cleveland be assigned at least 2 full-time officers, 24 hours each day, seven days per week and that there be adequate backup for these officers at each location; and

Whereas, while the State of Ohio is investing millions of dollars worth of improvements in the Cleveland Lakefront State Park System, it must increase security at these facilities so that people will freely come and feel safe.

Now, therefore, be it resolved by the Council of the City of Cleveland: **Section 1.** That this Council urges Governor Voinovich and the Ohio Department of Natural Resources to increase security at the Cleveland Lakefront State Park system by providing additional park officers, assigning full-time park officers to each of the state parks located within the city of Cleveland, and by providing adequate back-up for all of the park officers.

**Section 2.** That the Clerk of Council transmit copies of this resolution to Governor Voinovich, State Senator Jeffrey Johnson, State Representative CJ Prentiss, and the Director of the Ohio Department of Natural Resources.

**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 February 2, 1998.

Effective February 9, 1998.

**Res. No. 207-98.**

**By Councilman Cimperman.**

**An emergency resolution objecting to the transfer of ownership of a C1 Liquor Permit to 3100 W. 14th St. & Gas Pumps.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 Liquor Permit from Permit No. 79912660185, Service Station Holdings Inc., 3100 W. 14th St. & Gas Pumps, Cleveland, Ohio 44109, to Permit No. 84910450185, The Standard Oil Co., DBA BP Food Mart 4181, 3100 W. 14th St. & Gas Pumps, Cleveland, Ohio 44109; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a C1 Liquor Permit from Permit No. 79912660185, Service Station Holdings Inc., 3100 W. 14th St. & Gas Pumps, Cleveland, Ohio 44109, to Permit No. 84910450185, The Standard Oil Co., DBA BP Food Mart 4181, 3100 W. 14th St. & Gas Pumps, Cleveland, Ohio 44109 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted February 2, 1998.

Effective February 9, 1998.

---

**Res. No. 208-98.**

**By Councilman Robinson.**

**An emergency resolution objecting to the transfer of ownership of a C1 and C2 Liquor Permit to 4025 E. 131st St.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 0012160, AAAM Food Corp., DBA Speedy Superette, 4025 E. 131st St., Cleveland, Ohio 44105, to Permit No. 8421320, Speedy Superette Inc., 4025 E. 131st St., Cleveland, Ohio 44105; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from Permit No. 0012160, AAAM Food Corp., DBA Speedy Superette, 4025 E. 131st St., Cleveland, Ohio 44105, to Permit No. 8421320, Speedy Superette Inc., 4025 E. 131st St., Cleveland, Ohio 44105 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

**Section 2.** That the Clerk of Council be and she 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 February 2, 1998.

Effective February 9, 1998.

---

**Res. No. 209-98.**

**By Councilman Robinson.**

**An emergency resolution withdrawing objection to the renewal of a Liquor Permit to 11612 Kinsman Avenue, and repealing Res. No. 1557-97, objecting to said renewal.**

Whereas, this Council objected to the renewal of a Liquor Permit to 11612 Kinsman Avenue, by Res. No. 1557-97, adopted August 13, 1997; 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 Liquor Permit to 11612 Kinsman Avenue, be and the same is hereby withdrawn and Res. No. 1557-97, 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 February 2, 1998.

Effective February 9, 1998.

---

**Res. No. 210-98.**

**By Councilman Rybka.**

**An emergency resolution withdrawing objection to the renewal of a Liquor Permit to 6206 Broadway Avenue, and repealing Res. No. 1516-97, objecting to said renewal.**

Whereas, this Council objected to the renewal of a Liquor Permit to 6206 Broadway Avenue N/END, by Res. No. 1516-97, adopted August 13, 1997; 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 Liquor Permit to 6206 Broadway Avenue, N/END, be and the same is hereby withdrawn and Res. No. 1516-97, 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 February 2, 1998.

Effective February 9, 1998.

---

**Ord. No. 999-97.**

**By Councilmen Jackson and Westbrook (by departmental request).**

**An emergency ordinance authorizing the Director of Community Development to expend funds and to enter into contract with various non-profit agencies for the implementation of the Emergency Shelter Grant Program and with Cuyahoga County for the operation of the Cleveland/Cuyahoga County Office of Homeless Services.**

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

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

**Section 1.** That the Director of Community Development is hereby authorized to expend funds and enter into contract with various non-profit agencies, as set forth in File No. 999-97-A, for the implementation of the Emergency Shelter Grant Program.

**Section 2.** That the aggregate cost authorized in Section 1 of this ordinance shall be in an amount not to exceed \$846,000.00, and shall be paid from Fund No. 13 SF 862 and RL 23087.

**Section 3.** That the Director of Community Development is hereby authorized to enter into contract with Cuyahoga County to operate the Cleveland/Cuyahoga County Office of Homeless Services.

**Section 4.** That the cost of said contract authorized in Section 3 of this ordinance shall be in an amount not to exceed \$45,000.00 and shall be paid from Fund No. 14 SF 022 and RL 23087.

**Section 5.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 1473-97.**  
**By Councilman Westbrook (by departmental request)**

**An emergency ordinance authorizing and directing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into contract with the Cuyahoga County Corrections Planning Board and the Cuyahoga County Court of Common Pleas Probation Department Drug Testing Laboratory, for drug and alcohol testing services.**

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

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

**Section 1.** That the Director of Finance, on behalf of the Cleveland Municipal Court, is hereby authorized and directed to enter into contract with the Cuyahoga County Corrections Planning Board and the Cuyahoga County Court of Common Pleas Probation Department Drug Testing Laboratory, for laboratory testing services necessary to test specimens to determine the presence of alcohol or drugs of abuse, on a unit price basis.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 01-01-15-0320, Request No. 21818.

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 1638-97.**  
**By Councilmen Smith and Westbrook (by departmental request).**

**An emergency ordinance authorizing the Director of Port Control to enter into a Lease Agreement with Mid-Continent Coal and Coke Company for the use and occupancy of certain river-front property located in Cleveland.**

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

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

**Section 1.** That the Director of Port Control is hereby authorized to enter into a Lease Agreement ("Lease") with Mid-Continent Coal and Coke Company for the use and

occupancy of approximately 13,356 square feet of land generally located at 700 Stone Levee Road (the "Premises") in Cleveland. The Lease shall be for a term of ten (10) years beginning January 1, 1996; the Premises shall be used only for the loading, unloading and storage of bulk cargo, provided that no cargo shall be stored within one hundred (100) feet of the bulkheads. Annual rent for years 1 to 5 shall be \$3,500; annual rent for years 6 to 10 shall be the greater of \$3,500 or

CPI-U (All cities)  
for December of  
the 5th year of  
lease term

CPI-U (All cities)  
in effect at the  
commencement of  
the lease term

x \$3,500

**Section 2.** That the Lease hereby authorized shall be prepared by the Director of Law and shall contain such additional terms and conditions as said director deems necessary to protect and benefit the public interest.

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2012-97.**  
**By Councilmen Patton and Westbrook (by departmental request).**

**An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to design, layout and produce 1997 and 1998 annual report and consumer information materials for the various divisions of 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 and directed to employ by contract one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design, layout and produce 1997 and 1998 annual reports and consumer information materials, including but not limited to writing, photography, artwork and offset lithographic reproduction for the Divisions of Water, Cleveland Public Power and Water Pollution Control, Department of Public Utilities.

The selection of said consultants for such services shall be made by the Board of Control upon the nomination of the Director of Public Utilities from a list of qualified consultants available for such employment as may be determined after a full and complete canvass by the Director of Public Utilities for the purpose of compiling such a list. The compensation to be paid for

such services shall be fixed by the Board of Control. The contract hereby authorized shall be prepared by the Director of Law, approved by the Director of Public Utilities, and certified by the Director of Finance. The Director of Public Utilities shall furnish to the Chairman of the Committee on Public Utilities a copy of all requests for proposals used to employ consultants pursuant to this ordinance and a copy of the drafts of all printed materials prepared by any consultants employed pursuant to this ordinance for the Chairman's review prior to final production.

**Section 2.** That the costs for such services herein contemplated shall be paid from Fund Nos. 52 SF 001, 58 SF 001 and 54 SF 001, Request No. 23405.

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

Passed February 2, 1998.

Awaiting approval or disapproval of the Mayor.

**Ord. No. 2022-97.**  
**By Councilmen Smith and Westbrook (by departmental request).**

**An emergency ordinance to amend the title and Section 1 of Ordinance No. 1468-97, passed September 22, 1997, relating to a requirement contract for the labor and materials necessary to maintain and repair escalators and elevators for the Department of Port Control.**

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

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

**Section 1.** That the title and Section 1 of Ordinance No. 1468-97, passed September 22, 1997, are hereby amended to read, respectively, as follows:

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary to maintain and repair escalators and elevators for the various divisions of the Department of Port Control, for a period not to exceed two years.

**Section 1.** That the Director of Port Control is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of labor and materials necessary to maintain and repair escalators and elevators in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** The the existing title and Section 1 of Ordinance No. 1468-97, passed September 22, 1997, are hereby repealed.

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

Passed February 2, 1998.  
Effective February 3, 1998.

**Ord. No. 2100-97.**  
**By Councilmen Patton and Westbrook (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by contract of not to exceed three processing machines, for the Division of Water, 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 and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: one (1) mail processing machine and not to exceed two (2) remittance processing machines, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water, Department of Public Utilities.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 52 SF 001, Request No. 23419.

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2146-97.**  
**By Councilmen Patton and Westbrook (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by requirement contract of various automotive and truck parts and services, including inventory control service, for the Division of Cleveland Public Power, Department of Public Utilities, for a period not to exceed three years.**

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

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

**Section 1.** That the Director of Public Utilities is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1376, for the requirements for the period of three (3) years for the necessary

items of various automotive and truck parts and services, including inventory control service in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Cleveland Public Power, Department of Public Utilities. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than three (3) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 22188)

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2147-97.**  
**By Councilmen Patton and Westbrook (by departmental request).**  
**An emergency ordinance authorizing and directing 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.**

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

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 23428)

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2148-97.**  
**By Councilmen Patton and Westbrook (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by contract of labor and materials to repair one boom truck, for the Division of Water, 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 and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: labor and materials to repair one boom truck, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water, Department of Public Utilities.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 52 SF 001, Request No. 23426.

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2149-97.**  
**By Councilmen Smith and Westbrook (by departmental request).**  
**An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary for painting roadways, runways, and other paved areas, for the various divisions of the Department of Port Control for a period not to exceed two years.**

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

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

**Section 1.** That the Director of Port Control is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified

Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of labor and materials necessary for painting roadways, runways and other paved areas in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 22605)

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2150-97.**  
**By Councilmen Coats and Westbrook (by departmental request).**

**An emergency ordinance authorizing and directing the Director of Public Service to enter into contract without competitive bidding with Data General Corporation for the purchase of computer hardware and operating system maintenance services, for the Division of Engineering and Construction, Department of Public Service, for a one year period.**

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 Data General Corporation. Therefore, the Director of Public Service is hereby authorized and directed to make a written contract with said Data General Corporation upon the basis of its proposal dated October 2, 1997, for computer hardware and operating system maintenance services for various components of the City's Geographic Information System for a period commencing January 1, 1998, and expiring December 31, 1998, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Engineering and Construction, Department of Public Service.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 01-40-04-0615, Request No. 21970.

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2180-97.**  
**By Councilmen Patton and Westbrook (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by contract of not to exceed three welders with trailers, for the Division of Water, 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 and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: not to exceed three (3) welders with trailers, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water, Department of Public Utilities.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 52 SF 001, Request No. 23429.

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2181-97.**  
**By Councilmen Patton and Westbrook (by departmental request).**

**An emergency ordinance authorizing and directing the procurement by requirement contract of the rental of one concrete rock saw, for the Division of Water, 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 and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of the rental of one (1) concrete

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

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial procurement thereunder, which procurement, together with all subsequent procurements, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 24002)

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2182-97.**  
**By Councilmen Patton and Westbrook (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by contract of one International Business Machines AS400 computer system, for the Division of Water, 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 and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: one (1) International Business Machine AS400 computer system, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water, Department of Public Utilities.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 52 SF 001, Request No. 23427.

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

Passed February 2, 1998.  
Effective February 9, 1998.



**Ord. No. 2183-97.**  
**By Councilmen Smith and Westbrook (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary to install, replace or repair airfield signage, for the various divisions of the Department of Port Control, for a period not to exceed two years.**

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

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

**Section 1.** That the Director of Port Control is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of labor and materials necessary to install, replace or repair airfield signage in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 22603)

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

Passed February 2, 1998.  
 Effective February 9, 1998.

**Ord. No. 2197-97.**  
**By Councilmen Coats, Jackson and Westbrook (by departmental request).**

**An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Undercar Express, LLC, or their designee, to provide economic development assistance to partially finance the acquisition of machinery and equipment for their facility at 323 Eddy Road, Cleveland, Ohio.**

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to enter into a contract with Undercar Express, LLC, or their designee, to provide economic development assistance to partially finance the acquisition of machinery and equipment for their facility at 323 Eddy Road, Cleveland, Ohio.

**Section 2.** That the terms of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 2197-97-A.

**Section 3.** That the costs of said contract shall not exceed Fifty Six Thousand Eight Hundred Dollars (\$56,800.00), and shall be paid from Fund No. 17 SF 008, Request No. 24261.

**Section 4.** That the Director of Economic Development is hereby authorized and directed to accept the collateral as set forth in the Executive Summary contained in the file referenced in Section 2 of this ordinance in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

**Section 5.** That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 17 SF 006.

**Section 6.** That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. Such fees shall be deposited to and expended from Fund No. 17 SF 305, Loan Fees Fund.

**Section 7.** That the Director of Law is hereby authorized to prepare said contract and such other documents as may be appropriate to complete the transaction.

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

Passed February 2, 1998.  
 Effective February 9, 1998.

**Ord. No. 2198-97.**  
**By Councilmen Coats, Jackson, and Westbrook (by departmental request).**

**An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Sumina Industries, Inc., or their designee, to provide economic development assistance to partially finance the acquisition of machinery and equipment for their facility at 17009 Roseland Avenue, Cleveland, Ohio.**

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to enter into a contract with Sumina Industries, Inc., or their designee, to provide economic development assistance to partially finance the acquisition of machinery and equipment for their facility at 17009 Roseland Avenue, Cleveland, Ohio.

**Section 2.** That the terms of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 2198-97-A.

**Section 3.** That the costs of said contract shall not exceed Two Hundred Fifty Thousand Dollars (\$250,000.00), and shall be paid from Fund No. 17 SF 008, Request No. 24260.

**Section 4.** That the Director of Economic Development is hereby authorized and directed to accept the collateral as set forth in the Executive Summary contained in the file referenced in Section 2 of this ordinance in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

**Section 5.** That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 17 SF 006.

**Section 6.** That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. Such fees shall be deposited to and expended from Fund No. 17 SF 305, Loan Fees Fund.

**Section 7.** That the Director of Law is hereby authorized to prepare said contract and such other documents as may be appropriate to complete the transaction.

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

Passed February 2, 1998.  
 Effective February 9, 1998.

**Ord. No. 2200-97.**  
**By Councilmen Patton, Jackson and Westbrook (by departmental request).**

**An emergency ordinance to amend the title, Section 1 and Section 2 of Ordinance No. 550-97, passed June 2, 1997, relating to the NorthStar Equipment Corp. project in the Cleveland Industrial Parkway.**

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

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

**Section 1.** That the title, Section 1 and Section 2 of Ordinance No. 550-97, passed June 2, 1997, are hereby amended to read, respectively, as follows:

Authorizing the Director of Economic Development to enter into a contract with NorthStar Industrial Development Company Ltd., to provide economic development assistance to partially finance the land acquisition and construction of a commercial/industrial building to be located in the Cleveland Industrial Park.

**Section 1.** That the Director of Economic Development is hereby authorized to enter into a contract with NorthStar Industrial Development Company Ltd., to provide economic development assistance to

partially finance the land acquisition and construction of a commercial/industrial building to be located in the Cleveland Industrial Park.

**Section 2.** That the term of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 550-97-B.

**Section 2.** That the existing title, Section 1 and Section 2 of Ordinance No. 550-97, passed June 2, 1997, are hereby repealed.

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2201-97.**

**By Councilmen Patton, Jackson and Westbrook (by departmental request).**

**An emergency ordinance to amend Ordinance No. 388-97, passed June 2, 1997, relating to the NorthStar Equipment Corp. project in the Cleveland Industrial Parkway.**

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

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

**Section 1.** That the title, the first whereas clause and Section 2 of Ordinance No. 388-97, passed June 2, 1997, are hereby amended to read as follows:

Authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located at the southeast corner of the intersection of Johnston Parkway and Seville Avenue to NorthStar Industrial Development Company Ltd.

Whereas, the Director of Parks, Recreation and Properties has requested the sale of City-owned property no longer needed for public use and located at the southeast corner of the intersection of Johnston Parkway and Seville Avenue, identified as Permanent Parcel Nos. 142-20-070 and 142-20-072 to NorthStar Industrial Development Company Ltd.; and

**Section 2.** That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to NorthStar Industrial Development Company Ltd., at a fair market value as determined by the Board of Control.

**Section 2.** That the existing title, the first whereas clause and Section 2 of Ordinance No. 388-97, passed June 2, 1997, are repealed.

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 2202-97.**

**By Councilmen Patton, Jackson and Westbrook (by departmental request).**

**An emergency ordinance authorizing the Director of Economic Development to consent to assignment of the Enterprise Zone Agreement entered into with NorthStar Equipment Corp., or its designee, and the City of Cleveland, to provide for tax abatement for its facility to be located in the Cleveland Industrial Park, authorized by Ordinance No. 334-97, passed June 2, 1997.**

Whereas, Ordinance No. 334-97, passed June 2, 1997, authorized the Director of Economic Development to enter into an Enterprise Zone Agreement with NorthStar Equipment Corp., or its designee, to provide for a ten year abatement for certain tangible personal property and real estate taxes as an incentive to construct a new facility and to purchase machinery and equipment for its facility which will be located in the Cleveland Industrial Park; and

Whereas, the principals of NorthStar Equipment Corp. have formed NorthStar Industrial Development Company Ltd., a limited liability company, which will buy the land, execute the loan agreement and execute the enterprise zone agreement; and

Whereas, the City of Cleveland and NorthStar Equipment Corp. have executed an enterprise zone agreement which NorthStar Equipment Corp. wishes to assign to NorthStar Industrial Development Company Ltd.; and

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to consent to the request of NorthStar Equipment Corp. and NorthStar Industrial Development Company Ltd. to assign the rights and obligations of NorthStar Equipment Corp. under the Enterprise Zone Agreement entered into pursuant to Ordinance No. 334-97, passed June 2, 1997, between the City of Cleveland and NorthStar Equipment Corp. to NorthStar Industrial Development Company Ltd.

**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 February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 65-98.**

**By Councilman Johnson (by departmental request).**

**An emergency ordinance to amend various sections of ordinances to include additional funding sources and authorizing the Director of Finance to modify the certificate of funds for contracts entered into pursuant to such ordinances.**

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

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

**Section 1.** That Section 3 of Ordinance No. 3035-88, passed January 9, 1989, is hereby amended to read as follows:

**Section 3.** That the cost of said improvement hereby authorized shall be paid from Fund Nos. 52 SF 215, 52 SF 217 and 52 SF 223, Request No. 09588.

**Section 2.** That existing Section 3 of Ordinance No. 3035-88, passed January 9, 1989, is hereby repealed.

**Section 3.** That Section 3 of Ordinance No. 1573-89, passed August 30, 1989, is hereby amended to read as follows:

**Section 3.** That the cost of said improvement hereby authorized shall be paid from Fund Nos. 52 SF 215, 52 SF 217 and 52 SF 223, Request No. 06229.

**Section 4.** That existing Section 3 of Ordinance No. 1573-89, passed August 30, 1989, is hereby repealed.

**Section 5.** That Section 3 of Ordinance No. 2563-89, passed December 4, 1989, as amended by Ordinance No. 767-92, passed June 8, 1992, is hereby amended to read as follows:

**Section 3.** That the cost of said improvement hereby authorized shall be paid from Fund Nos. 52 SF 215, 52 SF 217 and 52 SF 223, Request No. 08367.

**Section 6.** That existing Section 3 of Ordinance No. 2563-89, passed December 4, 1989, as amended by Ordinance No. 767-92, passed June 8, 1992, is hereby repealed.

**Section 7.** That Sections 3 and 4 of Ordinance No. 433-90, passed May 7, 1990, are hereby amended to read, respectively, as follows:

**Section 3.** That the cost of said improvement hereby authorized shall be paid from Fund Nos. 52 SF 215, 52 SF 217 and 52 SF 223, Request No. 08417.

**Section 4.** That the Director of Public Utilities is authorized and directed to enter into agreement with the City of Solon to reimburse the City of Solon for engineering and construction costs for the construction of the continuation of a water supply main in Cochran-Harper Road from USR 422 to Solon Road in the City of Solon, for the Division of Water, Department of Public Utilities. Said agreement shall be in a form that shall be approved by the Director of Law and the cost for said improvement authorized herein shall be paid from Fund Nos. 52 SF 215, 52 SF 217 and 52 SF 223, Request No. 08417.

**Section 8.** That existing Sections 3 and 4 of Ordinance No. 433-90, passed May 7, 1990, are hereby repealed.

**Section 9.** That Section 10 of Ordinance No. 964-93, passed June 14, 1993, is hereby amended to read as follows:

**Section 10.** That the cost of said improvements and all other expenditures authorized by this ordinance shall be paid from Fund Nos. 52 SF 215, 52 SF 219 and 52 SF 223, Request No. 10141.

**Section 10.** That existing Section 10 of Ordinance No. 964-93, passed June 14, 1993, is hereby repealed.

**Section 11.** That Section 5 of Ordinance No. 1121-92, passed June 15, 1992, is hereby amended to read as follows:

**Section 5.** That the cost of said improvements and professional services hereby authorized shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10186.

**Section 12.** That existing Section 5 of Ordinance No. 1121-92, passed June 15, 1992, is hereby repealed.

**Section 13.** That Section 8 of Ordinance No. 1240-92, passed June 15, 1992, is hereby amended to read as follows:

Section 8. That the cost of said improvements and all other costs related to said improvements hereby authorized shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10172.

**Section 14.** That existing Section 8 of Ordinance No. 1240-92, passed June 15, 1992, is hereby repealed.

**Section 15.** That Section 6 of Ordinance No. 1254-92, passed June 15, 1992, as amended by Ordinance No. 2096-92, passed December 14, 1992, is hereby amended to read as follows:

Section 6. That the cost of said equipment, furnishings, improvements and professional services hereby authorized shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10174.

**Section 16.** That existing Section 6 of Ordinance No. 1254-92, passed June 15, 1992, as amended by Ordinance No. 2096-92, passed December 14, 1992, is hereby repealed.

**Section 17.** That Section 6 of Ordinance No. 1239-92, passed June 15, 1992, is hereby amended to read as follows:

Section 6. That the cost of said improvements and services hereby authorized shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10175.

**Section 18.** That existing Section 6 of Ordinance No. 1239-92, passed June 15, 1992, is hereby repealed.

**Section 19.** That Section 3 of Ordinance No. 1507-92, passed August 19, 1992, is hereby amended to read as follows:

Section 3. That the cost of said improvement hereby authorized shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10102.

**Section 20.** That existing Section 3 of Ordinance No. 1507-92, passed August 19, 1992, is hereby repealed.

**Section 21.** That Section 4 of Ordinance No. 893-93, passed June 14, 1993, is hereby amended to read as follows:

Section 4. That the cost of the improvement and professional services herein contemplated shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10138.

**Section 22.** That existing Section 4 of Ordinance No. 893-93, passed June 14, 1993, is hereby repealed.

**Section 23.** That Section 5 of Ordinance No. 1224-95, passed December 18, 1995, is hereby amended to read as follows:

Section 5. That the costs for such professional services and the public improvement herein contemplated shall be paid from Fund Nos. 52 SF 219 and 52 SF 223, Request No. 20911.

**Section 24.** That existing Section 5 of Ordinance No. 1224-95, passed December 18, 1995, is hereby repealed.

**Section 25.** That the Director of Finance is hereby authorized to modify the certificate of funds for any contract entered into pursuant to any of the above ordinances to reflect the new funding source for said contracts.

**Section 26.** 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 February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 201-98.**

**By Councilman Lewis.**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1527, 1533, 1529 East 80th Place and 1541 Everet Avenue to Willie Starkey.**

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). 106-19-063, 106-19-064, 106-19-065, and 106-19-090, as more fully described in Section 2 below, to Willie Starkey.

**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. 106-19-063

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 30 in Dinceman Decker's Allotment of part of Original One Hundred Acre Lots Nos. 342 and 391, as shown by the recorded plat in Volume 14 of Maps, Page 4 of Cuyahoga County Records, and bounded and described as follows:

Beginning on the Easterly line of East 80th Street (formerly Aumer Court) and the Northwesterly corner of Sublot No. 30; thence Southerly along the Easterly line of East 80th Street, 40 feet to the Southwesterly corner of said Sublot; thence Easterly along the Southerly line of Sublot No. 30, 82.71 feet to the Southwesterly corner of land conveyed to Pearlle Young and Augustine Young, by deed dated May 10, 1948, and recorded in Volume 6484, Page 580 of Cuyahoga County Records; thence Northerly along the Westerly line of land so conveyed, 40 feet to the Northerly line of Sublot No. 30; thence Westerly along said Northerly line, 82.85 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Further subject to Restrictions appearing of record in Volume 600, Page 452 of Cuyahoga County Records.

P.P. No. 106-19-064

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No.

29 in Dinceman Decker's Allotment of part of Original One Hundred Acre Lots Nos. 342 and 391, as shown by the recorded plat in Volume 14 of Maps, Page 4 of Cuyahoga County Records and being 40 feet front on the Easterly side of East 80th Place (formerly Aumer Court) and extending back 112.71 feet deep on the Northerly line, 112.57 feet deep on the Southerly line and having a rear line of 40 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject or Restrictions, terms and conditions recorded in Miscellaneous Volume 111, Page 9 and in Miscellaneous Volume 111, Page 43 of Cuyahoga County Records.

Easement recorded in Volume 2955, Page 229 of Cuyahoga County Records. Zoning Ordinances, if any.

P.P. No. 106-19-065

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 2 in Dinceman Decker's proposed Re-Allotment of Sublots Nos. 27 and 28 in Dinceman Decker's Subdivision of part of Original East Cleveland Township Lots Nos. 342 and 391 now in said City, the plat of said Subdivision being recorded in Volume 14 of Maps, Page 4 of Cuyahoga County Records, said Sublot No. 2 is bounded and described as follows:

Beginning at a point in the Southerly line of East 80th Street Place (formerly Aumer Court) 16 feet West from the Northeast corner of said Sublot No. 27; thence Southerly and parallel with the Easterly line of said Sublot No. 27, 34.39 feet; thence Easterly along the Southerly line of Sublots Nos. 27 and 28, 41 feet thence Northerly and parallel with the first described line, 34.43 feet; Westerly along the Southerly line of East 80th Place, 41 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

P.P. No. 106-19-090

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 30 in Dinceman Decker's Allotment of part of Original One Hundred Acre Lots Nos. 342 and 391, as shown by the recorded plat in Volume 14 of Maps, Page 4 of Cuyahoga County Records, and bounded and described as follows:

Beginning in the Easterly line of East 80th place at a point distant Northerly measured along said Easterly line, 8 feet from the Southeast corner of said Sublot No. 30; thence Southerly along the Easterly line of said East 80th Place, 8 feet to the Southwesterly corner of said Sublot No. 30; thence Easterly along the Southerly line of said Sublot No. 30, 82.71 feet to a point distant Westerly, measured along said Southerly line 30 feet from the Southeast corner of said Sublot No. 30; thence Northerly parallel with the Easterly line of said Sublot No. 30 about 8 feet to a point that will intersect a line drawn Easterly from the place of beginning, and parallel with the Southerly line of said Sublot No. 30; thence Westerly along said parallel line about 82.74 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Appurtenant Easement contained in the Deed from Mattie Owens Hasen, unmarried, (formerly Mattie

Owens Sarthar, divorced) to Pearlle Young and Augustine Young, dated May 10, 1948 and recorded in Volume 6484, Page 580 of Cuyahoga County Records.

Subject to Zoning Ordinances, if any.

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

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

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

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 202-98.**

**By Councilman Cimperman.**  
**An emergency ordinance consenting and approving the issuance of a permit for the 1998 Walk for Hunger on May 9, 1998, sponsored by the Hunger Network.**

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

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

**Section 1.** That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves the holding of the 1998 Walk for Hunger, sponsored by the Hunger Network, on May 9, 1998, beginning at Burke Lakefront Airport and progresses to E. 9th St., south on E. 9th to Lakeside, West on Lakeside to W. 3rd, south on W. 3rd to St. Clair, west on St. Clair to W. 9th, south on W. 9th to Superior, east on Superior to Ontario, south on Ontario to Huron, east on Huron to Erie, east on Huron to Erie, east on Erie to E. 9th, north on E. 9th to Huron, east on Huron to Euclid, west on Euclid back to E. 9th, north on E. 9th to Superior, west on Superior to Mall, cross through mall to Lakeside, east on Lakeside to E. 9th, north on E. 9th to North Coast Harbor, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio 1976. Streets may be closed as determined by the Chief of Police or safety forces as may be necessary in order to protect the

participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 203-98.**

**By Councilman Cimperman.**  
**An emergency ordinance consenting and approving the issuance of a permit for the 1998 MS Walk for Multiple Sclerosis on March 22, 1998, sponsored by the National Multiple Sclerosis Society Northeast Ohio Chapter.**

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

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

**Section 1.** That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves the holding of the 1998 MS Walk for Multiple Sclerosis, sponsored by the National Multiple Sclerosis Society Northeast Ohio Chapter, on March 22, 1998, beginning at Nautica Entertainment Complex in the Flats, exit the complex via Washington Avenue, continue west on Washington (south side) to Center Street, turn left on Center Street and continue south on Center (east side), over Center Street Bridge to Merwin Avenue. Turn left on Merwin and continue east on Merwin (north side), past Heritage Park to Old River Road. Cross from west to east side of Old River Road. Continue north on Old River Road (east side) to North Coast RTA Station. Participants will board RTA Waterfront Line at the station and ride to Municipal Lot Station. Exit train. Continue east on South Marginal to Conrail Bridge. Turn left and cross bridge to North Marginal Road. Turn left on North Marginal and continue west on North Marginal (north side) to East 9th Street. Continue north on East 9th Street (east side) to North Coast Parking Lot. Follow circular lot (thereby turning around) and proceed south on East 9th (west side) to Erieside Avenue. Turn right on Erieside Avenue and continue west on Erieside (north side) to Lakeside Avenue. At light, cross from north to south side of Lakeside Avenue. Turn right and proceed west on Lakeside Avenue (south side) to West 9th Street. Turn left on West 9th Street and continue south on West 9th (east side) to Superior Avenue. Turn left on Superior Avenue. Continue east on Superior Avenue (north side) to East 21st Street. Turn right on East 21st Street and continue south on East 21st Street (west side) to Prospect Avenue. Turn right on Prospect Avenue. Continue west on Prospect Avenue (north side) to East 14th Street. Turn right on East 14th Street. Continue north on East 14th Street (east side) to Euclid

Avenue. At light, turn left and cross from east to west side of East 14th Street. Continue west on Euclid Avenue (south side) to East 9th Street. At light, cross from east to west side of East 9th Street. Turn left and continue south on East 9th (west side) to Carnegie Avenue. Turn right on Carnegie Avenue. Continue west on Carnegie Avenue (north side) to Ontario. Turn right on Ontario. Continue north on Ontario (east side) to Prospect. Cross from south to north side of Prospect Avenue. Turn right on Prospect Avenue. Continue east on Prospect Avenue (north side) to East 4th Street. Turn left on East 4th Street., Continue north on East 4th Street (west side) to Euclid Avenue. Turn left on Euclid Avenue. Continue east on Euclid Avenue (south side) to the intersection of Euclid Avenue and Public Square. Turn right at traffic light and cross from the south to the north side of Euclid Avenue. Continue north on Public Square, crossing Superior Avenue to Rockwell Avenue. Cross from the south to the north side of Rockwell Avenue. Turn left and continue west on Rockwell Avenue to Public Square. Cross from east to west side of Public Square. Turn left and continue south on Public Square, crossing Superior Avenue, to the front entrance of Tower City Centre. Enter Tower City Centre. Upon entering, proceed down the right hand corridor to the RTA Station Entrance. Proceed down escalators to RTA Train Station. Participants will board RTA Waterfront Line and ride to Old River Road Station. Depart train. Turn left and continue west on Merwin Avenue (north side), past Heritage Park, to Center Street. Turn right and proceed across Center Street Bridge (east side) to Riverbed Street. Turn right and continue east on Riverbed (south side) to Elm Street. Turn left on Elm Street and continue north (east side) to Washington. Turn right on Washington and proceed east on Washington into the Nautica Complex, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio 1976. Streets may be closed as determined by the Chief of Police or safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed February 2, 1998.  
Effective February 9, 1998.

**Ord. No. 204-98.**

**By Councilman Johnson.**  
**An emergency ordinance authorizing certain persons to engage in peddling in Ward 4. (Walter Goddard, III.)**

Whereas, pursuant to Section 675.07 of the Codified Ordinances of Cleveland, Ohio, 1976, (the "Codified

Ordinances") the consent of Council, expressed by ordinance, is a prerequisite to peddle upon the public rights of way outside of the Central Business District; and

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the Central Business District, and has determined that it is in the public interest to allow each of said persons to peddle in Ward 4; and

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

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

**Section 1.** That this Council consents, as required by Section 675.07 of the Codified Ordinances, to allow each person named below to engage in peddling in the public rights of way of Ward 4: Walter Goddard, III.

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

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

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

Passed February 2, 1998.  
Effective February 9, 1998 without the signature of the Mayor.

**Ord. No. 205-98.**  
**By Councilman White.**  
**An emergency ordinance authorizing certain persons to engage in peddling in Ward 2. (Walter Goddard, III.)**

Whereas, pursuant to Section 675.07 of the Codified Ordinances of Cleveland, Ohio, 1976, (the "Codified Ordinances") the consent of Council, expressed by ordinance, is a prerequisite to peddle upon the public rights of way outside of the Central Business District; and

Whereas, this Council has considered the requests of certain persons to engage in peddling outside of the Central Business District, and has determined that it is in the public interest to allow each of said persons to peddle in Ward 2; and

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

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

**Section 1.** That this Council consents, as required by Section 675.07 of the Codified Ordinances, to allow each person named below to engage in peddling in the public rights of way of Ward 2: Walter Goddard, III.

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

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

**Section 4.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of

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

Passed February 2, 1998.  
Effective February 9, 1998 without the signature of the Mayor.

**COUNCIL COMMITTEE MEETINGS**

**Monday, February 2, 1998**

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

**Tuesday, February 3, 1998**

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

**Wednesday, February 4, 1998**

**City Planning (Zoning) Committee: 1:00 P.M.** — Present: Rybka, Chairman; Robinson, Vice Chairman; Cimperman, Jackson, White, Zone. Excused: Willis.

**City Planning Committee: 1:30 P.M.** — Present: Rybka, Chairman; Robinson, Vice Chairman; Cimperman, Jackson, White, Zone. Excused: Willis.

**Index to Council Proceedings**

Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;  
Bold type in sections indicates amendments

**Banners**

Authorizing and Directing - Public Service - issue permit - Diabetes Association of Greater Cleveland - stretch banners - March 2, 1998 to April 6, 1998. (O 256-98) ..... 164

**Certificate of Funds**

Certificate of funds — modify — amend various sections of ordinances to include additional funding sources. (O 65-98)..... 182

**City Clerk's Office**

Affirm and approve bid - Legal News Publishing Company - printing The City Record - furnishing other printed and accessory services - Clerk of Council. (O 251-98) ..... 156

**City Council**

Affirm and approve bid - Legal News Publishing Company - printing The City Record - furnishing other printed and accessory services - Clerk of Council. (O 251-98) ..... 156

**City Planning Commission**

Vacate a portion of Auburn Ave. S.W. (O 1782-97) ..... 165

**City Planning Department**

Amend Section 343.01 of Codified Ordinances Cleveland, Ohio 1976 - as amended by Ordinance No. 2215-96 passed April 7, 1997 - Local Retail Business Districts. (O 248-98) ..... 154

Amend Sections 350.09 - Codified Ordinances - Cleveland, Ohio 1976 - freeway interchange signs. (O 249-98) .....	155
Change Use and Area Districts - easterly side of West 130th Street - between - Matherson Avenue, S.W. - Leeila Avenue, S.W. (O 250-98) .....	155
Change the Use and Area Districts of lands south of Seville Road west of East 162 Street (O 1784-97) .....	167
East 78th Street (westerly) between Aetna Road, S.E. Osage Avenue, WS. E. — change use area of lands (O 2107-97) .....	168
Waterloo Road, N. E. (lands south of) and the New York/Central Railroad between Neff Road, N. E. - change use of lands (O 2106-97) .....	168
West 146th Street, east of between Coe Avenue, S.W. and Justin Avenue, S.W.— change use and area districts (O 2079-97).....	167
<b>City Record</b>	
Affirm and approve bid - Legal News Publishing Company - printing The City Record - furnishing other printed and accessory services - Clerk of Council. (O 251-98) .....	156
<b>Cleveland Area Enterprise Zone</b>	
Micro Pro, Inc. and Fadel Properties — relocate from 5400 Brookpark Road to 5700 Brookpark Road — ten year abatement — Enterprise Zone Agreement (O 2038-97) .....	165
<b>Cleveland Hopkins International Airport (CHIA)</b>	
Amend title and Section 1 of Ordinance No. 929-95, passed June 12, 1995 - professional services - for the acquisition of homes, property maintenance and relocation of residents. (O 240-98) .....	152
<b>Cleveland Lakefront State Park</b>	
Cleveland Lakefront State Park System — urge Governor Voinovich to increase security personnel and resources. (R 206-98) .....	176
<b>Cleveland Public Power</b>	
Automotive and truck parts, service, and inventory control service — contract (O 2146-97) .....	179
<b>Codified Ordinances</b>	
Amend Section 343.01 of Codified Ordinances Cleveland, Ohio 1976 - as amended by Ordinance No. 2215-96 passed April 7, 1997 - Local Retail Business Districts. (O 248-98) .....	154
Amend Sections 350.09 - Codified Ordinances - Cleveland, Ohio 1976 - freeway interchange signs. (O 249-98) .....	155
<b>Communications</b>	
Contract No. 47677 - System Expansion Project C-10 from the Department of Public Utilities - completed and accepted as of June 15, 1997. (F 221-98) .....	151
Contract No. 47678 - System Expansion Project C-10 B - completed and accepted as of June 15, 1997.1 (F 222-98) .....	151
Contract No. 49485A - from the Department of Public Utilities - completed and accepted on June 28, 1996 for the Division of Water Pollution Control. (F 223-98).....	151
Cuyahoga County Sewer District No. 5, Northeast Portion, Sanitary Sewer Improvement No. 543A, Section 3,4,5, and 6, from the Department of Development - Sanitary Engineering Division. (F 226-98) .....	151
Emergency Requisition (RE-10687) from the Division of Purchases & Supplies. (F 225-98) .....	151
Excess Property - Reference No. 003-98 from the Division of Purchases and Supplies. (F 224-98) .....	151
<b>Community Development</b>	
Authorizing sale of real property - Land Reutilization Program - to Famicos Foundation. (O 253-98) .....	160
Authorizing sale of real property - Land Reutilization Program - located at East 93rd Street and Miles Avenue area - to Union Miles Development Corporation. (O 254-98).....	161
Contract with various non-profit agencies for implementation of the emergency Shelter Grant Program — Cuyahoga County (O 999-97).....	177
East 80th Place, 1527, 1533, and 1529; Everet Avenue, 1541 (Ward 7) — sell to Willie Starkey. (O 201-98) .....	183
Land Reutilization Program - located in area of East 79th to East 84th Streets - Central to Woodland Avenues - East 89th to East 93rd Streets - Quincy to Woodland Avenue - to Fairfax Renaissance Development Corporation. (O 252-98) .....	156

**Concession Agreement**

Dockage — use and occupancy for Goodtime II in the North Coast Harbor — concession agreement (O 69-98) ..... 166

**Condolences**

Jenkins, Paul (R 258-98) ..... 152  
 Kaufman, Bernard “Ben” (R 257-98) ..... 152

**Congratulations**

Duvall, Lt. Lucy (R 260-98) ..... 152  
 Hedgeman, Rev. Dr. Robin (R 261-98) ..... 152  
 Ricketti, Commander Guy Vincent (R 259-98) ..... 152

**Contracts**

Pomodora Properties, Ltd. — 3821 Prospect Avenue — exterior and interior renovation — \$141,000 — partially finance — contract (O 2037-97) ..... 165

**Cuyahoga County Board of Commissioners**

Authorizing and Directing - Parks, Recreation and Properties Department - enter into an agreement with Board of County Commissioners - dedicating plots - Highland Park Cemetery. (O 155-98) ..... 167

**Easements**

Roadway and Utility easement — appropriate property for a public road in Emerald Corporate Park (O 2075-97) ..... 166

**Economic Development Department**

Ford Ingredient Specialties Inc., dba L. J. Minor, Inc. — 2621 West 25th Street— \$60,000 grant and \$265,000.00 — partially finance land acquisition and access road construction (O 2154-97) ..... 166  
 Micro Pro, Inc. and Fadel Properties — relocate from 5400 Brookpark Road to 5700 Brookpark Road — ten year abatement — Enterprise Zone Agreement (O 2038-97) ..... 165  
 NorthStar Equipment Corp. - Cleveland Industrial Parkway - provide economic assistance to partially finance land acquisition on construction of a commercial/industrial building - amend Ord. No. 550-97, title and Sections 1 and 2 (O 2200-97) ..... 181  
 NorthStar Equipment Corp. - Cleveland Industrial Parkway - sell property on southeast corner of the intersection of Johnston Parkway and Seville Avenue to NorthStar Industrial Development Company Ltd. - amend Ord. 388-97 (O 2201-97) ..... 182  
 NorthStar Equipment Corp. - consent to assignment of Enterprise Zone Agreement pursuant to Ord. No. 334-97 - provide for tax abatement for facility to be located in Cleveland Industrial Park- Economic Development Department (O 2202-97) ..... 182  
 Pomodora Properties, Ltd. — 3821 Prospect Avenue — exterior and interior renovation — \$141,000 — partially finance — contract (O 2037-97) ..... 165  
 Public improvement - streetscape and roadway improvements - authorizing Economic Development - apply for grant - State of Ohio Department of Development Infrastructure Fund - Public Service - accept gift from Third Federal Savings. (O 241-98) ..... 152  
 Sumina Industries, Inc. — 17009 Roseland Avenue — \$250,000.00 — provide economic development assistance to partially finance acquisition of machinery and equipment (O 2198-97) ..... 181  
 Undercar Express, LLC — 323 Eddy Road —, \$56,800.00 — provide economic development assistance to partially finance acquisition of machinery and equipment (O 2197-97) ..... 181

**Empowerment Zone**

Pomodora Properties, Ltd. — 3821 Prospect Avenue — exterior and interior renovation — \$141,000 — partially finance — contract (O 2037-97) ..... 165

**Engineering and Construction Division**

Computer hardware and operating system maintenance services — contract — Data General Corporation (O 2150-97) ..... 180

**Enterprise Zone Agreement**

Micro Pro, Inc. and Fadel Properties — relocate from 5400 Brookpark Road to 5700 Brookpark Road — ten year abatement — Enterprise Zone Agreement (O 2038-97) ..... 165

**Fairfax Renaissance Development Corporation**

- Land Reutilization Program - located in area of East 79th to East 84th Streets - Central to Woodland Avenues - East 89th to East 93rd Streets - Quincy to Woodland Avenue - to Fairfax Renaissance Development Corporation. (O 252-98) ..... 156

**Famicos Foundation**

- Authorizing sale of real property - Land Reutilization Program - to Famicos Foundation. (O 253-98) ..... 160

**Finance Department**

- Certificate of funds — modify — amend various sections of ordinances to include additional funding sources. (O 65-98)..... 182
- Cleveland Municipal Court enter into contract with the Cuyahoga County Corrections Planning Board and Cuyahoga County Court of Common Pleas Probation Department (O 1473-97) ..... 178
- Contract — labor and materials to replace lighting and to paint the interior of the long term parking facility (O 1274-97) ..... 164
- Master Site Lease between City and Federal Aviation — enter into subsequent agreements with the FAA to install, operate and maintain radar facilities (O 1639-97) ..... 165

**Fire Division**

- Authorizing and directing - purchase by requirement contract - labor and materials - repair and maintain overhead doors. (O 244-98) ..... 154

**Goodtime Cruise Line, Inc.**

- Dockage — use and occupancy for Goodtime II in the North Coast Harbor — concession agreement (O 69-98)..... 166

**Governor Voinovich**

- Cleveland Lakefront State Park System — urge Governor Voinovich to increase security personnel and resources. (R 206-98) ..... 176

**Highland Park Cemetery**

- Authorizing and Directing - Parks, Recreation and Properties Department - enter into an agreement with Board of County Commissioners - dedicating plots - Highland Park Cemetery. (O 155-98) ..... 167

**Land Reutilization Program**

- Authorizing sale of real property - Land Reutilization Program - to Famicos Foundation. (O 253-98) ..... 160
- Authorizing sale of real property - Land Reutilization Program - located at East 93rd Street and Miles Avenue area - to Union Miles Development Corporation. (O 254-98)..... 161
- East 80th Place, 1527, 1533, and 1529; Everet Avenue, 1541 (Ward 7) — sell to Willie Starkey. (O 201-98) ..... 183
- Land Reutilization Program - located in area of East 79th to East 84th Streets - Central to Woodland Avenues - East 89th to East 93rd Streets - Quincy to Woodland Avenue - to Fairfax Renaissance Development Corporation. (O 252-98) ..... 156

**Liquor Permits**

- Broadway Avenue, 6206 (Ward 12) — withdraw objection to the renewal of liquor permit. (R 210-98)..... 177
- Broadway, Southeast, 6801 (Ward 12) - New Application. (F 227-98) ..... 151
- East 131st Street, 4025 (Ward 3) — objection to transfer of ownership of C1 and C2 permits. (R 208-98)..... 177
- East 55th Street, 3033, first floor and basement (Ward 12) - Transfer of Ownership Application. (F 232-98) ..... 151
- East 71st Street, 4069, first floor and basement (Ward 12) - Transfer of Ownership Application. (F 233-98) ..... 151
- East 93rd Street, 4055 (Ward 2) - Transfer of Ownership Application. (F 230-98) ..... 151
- Euclid Avenue, 5000 (Ward 5) - Transfer of Ownership Application. (F 231-98) ..... 151
- Fleet Avenue, 5421-23 (Ward 12) - Transfer of Ownership Application. (F 234-98) ..... 151
- Kinsman Avenue, 11612 (Ward 2) — withdraw objection to the renewal of permit — repeal Res. No. 1557-97. (R 209-98) ..... 177
- Kinsman Road, 14010 (Ward 3) - Transfer of Ownership Application. (F 235-98) ..... 151
- Lakeview Road, 970 (Ward 9) - Transfer of Ownership Application. (F 229-98) ..... 151



Lorain Avenue, 4616 (Ward 14) - Transfer of Location Application. (F 236-98) ..... 151  
 West 14th Street, 3100 and gas pumps (Ward 13) — objection to transfer of C1 permit.  
 (R 207-98) ..... **176**  
 West 65th Street, 3250 Southwest Building (Ward 17) - New Application. (F 228-98) ..... 151

**Motor Vehicle Maintenance Division (MVM)**

Accept a gift - youth soccer merchandise, apparel and equipment - Division of Recreation  
 - Department of Parks, Recreation and Properties. (O 154-98) ..... 167  
 Automobile and truck parts including labor — contract (O 75-98) ..... 167  
 Blaw Knox paver equipment parts — including labor — purchase — contract.  
 (O 72-98) ..... 166  
 Leach packer parts — contract — including Labor (O 74-98) ..... 167  
 Towing services for all city vehicles and equipment — contract. (O 73-98) ..... 167

**Parks, Recreation and Properties Department**

Authorizing and Directing - Parks, Recreation and Properties Department - enter into an  
 agreement with Board of County Commissioners - dedicating plots - Highland Park  
 Cemetery. (O 155-98) ..... 167  
 Authorizing and Directing - purchase by requirement contract - various heating,  
 ventilating and air conditioning equipment, controls and related supplies - repair  
 and maintain equipment. (O 247-98) ..... 154  
 Dockage — use and occupancy for Goodtime II in the North Coast Harbor — concession  
 agreement (O 69-98) ..... 166  
 Lease By Way of Concession No. 46956 — Cleveland Metropark District (O 1328-97) ..... 164  
 Personnel, temporary and seasonal — temporary employment agencies — Department of Parks,  
 Recreation and Properties — Department of Personnel and Human Resources  
 (O 2104-97) ..... 166  
 Security guard services — Carr Municipal Center, Hough Multi-Purpose Center and other  
 City locations during special events — Division of Property Management  
 (O 2160-97) ..... 166

**Peddlers**

Goddard, Walter II — permit to peddle in Ward 4. (O 204-98) ..... **184**  
 Goddard, Walter, III — permit to peddle in Ward 2. (O 205-98) ..... **185**

**Permits**

Consenting and approving - issuance of permit - Earth Day Walk - April 19, 1998 -  
 sponsored by Earth Day Coalition. (O 255-98) ..... 163  
 Hunger Network — 1998 Walk for Hunger on May 9, 1998.— permit. (O 202-98) ..... **184**  
 National Multiple Sclerosis Society Northeast Chapter — 1998 MS Walk for Multiple  
 Sclerosis on March 29, 1998. (O 203-98) ..... **184**

**Personnel and Human Resources Department**

Personnel, temporary and seasonal — temporary employment agencies — Department of Parks,  
 Recreation and Properties — Department of Personnel and Human Resources  
 (O 2104-97) ..... 166

**Police Division**

Authorizing - Public Safety - accept gift of saddles, tack and one horse trailer.  
 (O 246-98) ..... 154  
 Authorizing and directing - Public Safety - enter into contract without competitive  
 bidding - North American Morpho Systems, Inc. - license for automated fingerprint  
 system interface. (O 245-98) ..... 154  
 Police Records Management System — contract — Anacop — archiving, conversion and  
 retrieval services (O 2190-97) ..... 166  
 Third District Police Station — renovate and rehabilitate — contract— Amend Ord. No.  
 2053-97, Sections 1 and 2 (O 2189-97) ..... 166

**Port Control Department**

Airfield signage — labor and materials to install replace or repair — contract — Port  
 Control (O 2183-97) ..... **181**  
 Amend title and Section 1 of Ordinance No. 929-95, passed June 12, 1995 - professional  
 services - for the acquisition of homes, property maintenance and relocation  
 of residents. (O 240-98) ..... 152  
 Authorizing and Directing - purchase by requirement contract - labor and materials - not  
 to exceed two years. (O 239-98) ..... 152

Contract — labor and materials to replace lighting and to paint the interior of the long term parking facility (O 1274-97) .....	164
Determining the method of making public improvement of removing underground storage tanks, removing soil at tank sites performing soil remediation (O 1282-97).....	164
Escalators and elevators — labor and materials to maintain and repair — amend Ord. No. 1468-97 — Port Control Department (O 2022-97) .....	178
Installing navigational aids and associated appurtenances (O 1281-97).....	164
Master Site Lease between City and Federal Aviation — enter into subsequent agreements with the FAA to install, operate and maintain radar facilities (O 1639-97) .....	165
Mid-Continent Coal and Coke Company — river-front property located in Cleveland (O 1638-97).....	178
Roadways, runways, and other paved areas — paint — labor and materials — contract (O 2149-97).....	179
Security guard services — unarmed uniformed — Department of Port Control (O 1966-97).....	165

#### Property Management Division

Security guard services — Carr Municipal Center, Hough Multi-Purpose Center and other City locations during special events — Division of Property Management (O 2160-97) .....	166
--	-----

#### Real Estate

Roadway and Utility easement — appropriate property for a public road in Emerald Corporate Park (O 2075-97).....	166
--	-----

#### Recognitions

80th Anniversary - Restoration of Lithuania's Independence (R 264-98).....	152
Cogger, Janice (R 263-98) .....	152
Karam, David E. (R 262-98) .....	152
St. Martin De Porres Family Center (R 265-98).....	152

#### Safety Department

Authorizing - Public Safety - accept gift of saddles, tack and one horse trailer. (O 246-98) .....	154
Authorizing and directing - Public Safety - enter into contract without competitive bidding - North American Morpho Systems, Inc. - license for automated fingerprint system interface. (O 245-98) .....	154
Authorizing and directing - purchase by requirement contract - labor and materials - repair and maintain overhead doors. (O 244-98).....	154
Police Records Management System — contract — Anacop —archiving, conversion and retrieval services (O 2190-97).....	166
Third District Police Station — renovate and rehabilitate — contract— Amend Ord. No. 2053-97, Sections 1 and 2 (O 2189-97) .....	166

#### Service Department

Accept a gift - youth soccer merchandise, apparel and equipment - Division of Recreation - Department of Parks, Recreation and Properties. (O 154-98) .....	167
Authorizing and Directing - Public Service - issue permit - Diabetes Association of Greater Cleveland - stretch banners - March 2, 1998 to April 6, 1998. (O 256-98) .....	164
Authorizing and directing - Public Service - alterations and modifications in Contract No. 51412 - rehabilitation of East 9th Street Pier, Phase II. (O 242-98) .....	153
Authorizing and directing - purchase by requirement contract - steel - for the Division of Streets - Department of Public Service. (O 243-98).....	153
Automobile and truck parts including labor — contract (O 75-98) .....	167
Blaw Knox paver equipment parts — including labor — purchase — contract. (O 72-98) .....	166
Computer hardware and operating system maintenance services — contract — Data General Corporation (O 2150-97).....	180
Disposal of construction and demolition debris — contract of labor and materials — Waste Collection and Disposal Division (O 2184-97) .....	166
Leach packer parts — contract — including Labor (O 74-98).....	167
Payment authorized for the cost of rehabilitation of Memphis Avenue from Ridge Road to Pearl Road — amend Section 12 of Ord. No. 2398-92 as amended by Ord. No. 1454-97. (O 78-98) .....	167
Public improvement - streetscape and roadway improvements - authorizing Economic Development - apply for grant - State of Ohio Department of Development Infrastructure Fund - Public Service - accept gift from Third Federal Savings. (O 241-98) .....	152

Retaining wall at W. 61st Street — repair or replace — contiguous improvements — employ professional design services — acquire right-of-way purposes of such real property — public improvement (O 2024-97) ..... 164-168  
Towing services for all city vehicles and equipment — contract. (O 73-98) ..... 167  
Vacate a portion of Auburn Ave. S.W. (O 1782-97) ..... 165

**Statement of Work Acceptance**

Contract No. 51149B for Terminal Park Site Improvement from the Department of Parks, Recreation and Properties. (F 237-98) ..... 152  
Contract No. 51427 for Tod Park Site Improvements from the Department of Parks, Recreation and Properties. (F 238-98)..... 152

**Street—Vacation**

Titus Avenue, S.W. Evelyn Avenue S.W. and Ketteringham Road, S. W. portions of (R 2156-97)..... 168

**Streets - Vacation**

Amend Section 1 of Ordinance No. 1938-97 - relating to vacation of a portion of East 3rd Street. (O 145-98)..... 167  
East 72nd Place — vacate a portion of (O 2058-97)..... 165  
East 93rd Street — first unnamed alley east of East 93rd Street and north of Cassius Avenue, S.E. — vacate a portion of (O 2032-97)..... 165  
Falcon Court, S.E. (Ward 5) — vacate a portion. (O 71-98)..... 166  
Mann Avenue, S.E. — vacate a portion of (O 2028-97) ..... 165  
Park Drive, S. W. — vacate a portion of (O 2027-97)..... 165  
Penn Court S. W. and Unnamed Alley West of West 30th Street — intention to vacate a portion (R 2196-97) ..... 168  
Rosewood Avenue, S.E. — first alley north of Rosewood Avenue, S.E. and Joliet Road, S.E. — vacate a portion of (O 2033-97) ..... 165  
West 118th Street (Ward 19) — vacate a portion (O 79-98)..... 167  
West 121st Street — vacate a portion. (O 80-98) ..... 167

**Tax Abatement**

Micro Pro, Inc. and Fadel Properties — relocate from 5400 Brookpark Road to 5700 Brookpark Road — ten year abatement — Enterprise Zone Agreement (O 2038-97) ..... 165  
NorthStar Equipment Corp. - Cleveland Industrial Parkway - provide economic assistance to partially finance land acquisition on construction of a commercial/industrial building - amend Ord. No. 550-97, title and Sections 1 and 2 (O 2200-97) ..... 181  
NorthStar Equipment Corp. - Cleveland Industrial Parkway - sell property on southeast corner of the intersection of Johnston Parkway and Seville Avenue to NorthStar Industrial Development Company Ltd. - amend Ord. 388-97 (O 2201-97) ..... 182  
NorthStar Equipment Corp. - consent to assignment of Enterprise Zone Agreement pursuant to Ord. No. 334-97 - provide for tax abatement for facility to be located in Cleveland Industrial Park- Economic Development Department (O 2202-97) ..... 182

**Temporary and seasonal personnel**

Personnel, temporary and seasonal — temporary employment agencies — Department of Parks, Recreation and Properties — Department of Personnel and Human Resources (O 2104-97) ..... 166

**Third District Police Headquarters**

Third District Police Station — renovate and rehabilitate — contract— Amend Ord. No. 2053-97, Sections 1 and 2 (O 2189-97) ..... 166

**Third Federal Savings and Loan**

Public improvement - streetscape and roadway improvements - authorizing Economic Development - apply for grant - State of Ohio Department of Development Infrastructure Fund - Public Service - accept gift from Third Federal Savings. (O 241-98) ..... 152

**Union Miles Development Corporation**

Authorizing sale of real property - Land Reutilization Program - located at East 93rd Street and Miles Avenue area - to Union Miles Development Corporation. (O 254-98)..... 161

**Utilities Department**

Annual Report and Consumer information materials for 1997 and 1998—professional consultants to design, layout and produce — Utilities Department (O 2012-97).....	178
Automotive and truck parts, service, and inventory control service — contract (O 2146-97) .....	179
Boom truck — labor and materials to repair — contract (O 2148-97) .....	179
Computer system, International Business Machines AS 400 — contract — Division of Water (O 2182-97) .....	180
Concrete rock saw — rental contract — Division of Water (O 2181-97) .....	180
Fabricate ring and pinion gears — labor and materials — contract (O 2147-97) .....	179
Processing machines — Division of Water (O 2100-97) .....	179
Welders with trailers, three — contract — Division of Water (O 2180-97).....	180

**Waste Collection and Disposal Division**

Disposal of construction and demolition debris — contract of labor and materials — Waste Collection and Disposal Division (O 2184-97) .....	166
---	-----

**Water Division**

Boom truck — labor and materials to repair — contract (O 2148-97) .....	179
Computer system, International Business Machines AS 400 — contract — Division of Water (O 2182-97) .....	180
Concrete rock saw — rental contract — Division of Water (O 2181-97) .....	180
Fabricate ring and pinion gears — labor and materials — contract (O 2147-97) .....	179
Processing machines — Division of Water (O 2100-97) .....	179
Welders with trailers, three — contract — Division of Water (O 2180-97).....	180

**Zoning**

Change the Use and Area Districts of lands south of Seville Road west of East 162 Street (O 1784-97) .....	167
East 78th Street (westerly) between Aetna Road, S.E. Osage Avenue, W.S. E. — change use area of lands (O 2107-97) .....	168
Waterloo Road, N. E. (lands south of) and the New York/Central Railroad between Neff Road, N. E. - change use of lands (O 2106-97) .....	168
West 146th Street, east of between Coe Avenue, S.W. and Justin Avenue, S.W.— change use and area districts (O 2079-97).....	167