

# The City Record

Official Publication of the City of Cleveland

June the Fourteenth, Two Thousand

<b>Mayor</b>	
Michael R. White	
<b>President of Council</b>	
Michael D. Polensek	
<b>Clerk of Council</b>	
Ruby F. Moss	
<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	Michael C. O'Malley
17	Timothy J. Melena
18	Jay Westbrook
19	Dona Brady
20	Martin J. Sweeney
21	Michael A. Dolan

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL—LEGISLATIVE

President of Council—Michael D. Polensek

Ward	Name	Residence	
1	Joseph T. Jones .....	4691 East 177th Street	44128
2	Robert J. White .....	3760 East 126th Street	44105
3	Odelia V. Robinson .....	3448 East 123rd Street	44120
4	Kenneth L. Johnson .....	2948 Hampton Road	44120
5	Frank G. Jackson .....	2327 East 38th Street	44115
6	Patricia J. Britt .....	12402 Britton Drive	44120
7	Fannie M. Lewis .....	7416 Star Avenue	44103
8	William W. Patmon .....	867 East Boulevard	44108
9	Craig E. Willis .....	11906 Beulah Avenue	44106
10	Roosevelt Coats .....	1775 Cliffview Road	44112
11	Michael D. Polensek .....	17855 Brian Avenue	44119
12	Edward W. Rybka .....	6832 Indiana Avenue	44105
13	Joe Cimperman .....	3053 West 12th Street	44113
14	Nelson Cintron, Jr. ....	3032 Vega Avenue	44113
15	Merle R. Gordon .....	1700 Denison Avenue	44109
16	Michael C. O'Malley .....	6710 Brookside Drive	44144
17	Timothy J. Melena .....	6110 West Clinton Avenue	44102
18	Jay Westbrook .....	10513 Clifton Boulevard	44102
19	Dona Brady .....	3466 Bosworth Road	44111
20	Martin J. Sweeney .....	3632 West 133rd Street	44111
21	Michael A. Dolan .....	16519 West Park Road	44111

### MAYOR – Michael R. White

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

**DEPT. OF LAW** – Cornell P. Carter, Director, Pinky Carr, Chief Counsel, Room 106  
 Lauren Moore, Chief City Prosecutor; Criminal Branch – Justice Center 8th Floor, Court Towers, 1200 Ontario Street  
 Karen E. Martinez, Law Librarian, Room 100

**DEPT. OF FINANCE** – Ronald E. Brooks, Director, Room 104;  
 Frank Badalamenti, Manager, Internal Audit  
**DIVISIONS** – Accounts – Marilyn Henderson, Commissioner, Room 19  
 City Treasury – Algeron Walker, Treasurer, Room 115  
 Assessments and Licenses – Robert C. Brown, Commissioner, Room 122  
 Purchases and Supplies – Myrana Branche, Commissioner, Room 128  
 Printing and Reproduction – Diane Fritzgerald, Acting Commissioner, 1735 Lakeside Avenue  
 Taxation – Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue  
 Financial Reporting and Control – Robert Dolan, Controller, Room 18  
 Information Systems Services – Daniel Jarvis, Commissioner, 1404 E. 9th St.

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

**DEPT. OF PORT CONTROL** – LaVonne Sheffield-McClain, Director, Cleveland Hopkins International Airport, 5300 Riverside Drive;  
 Cleveland Hopkins International Airport – Mark D. Vanloh, Commissioner  
 Burke Lakefront Airport – \_\_\_\_\_, Commissioner

**DEPT. OF PUBLIC SERVICE** – Mark Ricchiuto, Director, Room 113  
**DIVISIONS** – Waste Collection and Disposal – Randell T. Scott, Acting Commissioner, 5600 Carnegie Avenue.  
 Streets – Randell T. Scott, Commissioner, Room 25  
 Engineering and Construction – Randall E. DeVaul, Commissioner, Room 518  
 Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards  
 Architecture – Paul Burik, Acting Commissioner, Room 517

**DEPT. OF PUBLIC HEALTH** – Michele C. Whitlow, Director, Mural Building 1925 St. Clair Avenue  
**DIVISIONS** – Health – Cheri Hahn, Commissioner, Mural Building, 1925 St. Clair Avenue  
 Environment – Donald Culp, Commissioner, Mural Building, 1925 St. Clair Avenue  
 Correction – Thomas Hardin, Commissioner, Cleveland House of Corrections, 4041 Northfield Road

**DEPT. OF PUBLIC SAFETY** – Henry Guzmán, Director, Room 230.  
**DIVISIONS** – Police – Martin L. Flask, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street  
 Fire – Kevin G. Gerrity, Chief, 1645 Superior Avenue  
 Traffic Engineering & Parking – Lt. Richard Petrencsik, Commissioner, 4150 East 49th Street, Building #1  
 Dog Pound – John Baird, Chief Dog Warden, 2690 W. 7th Street  
 Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive

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

Parking Facilities – Dennis Donahue, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.  
 Park Maintenance and Properties – Richard L. Silva, Commissioner, Public Auditorium – E. 6th & Lakeside.  
 Recreation – Michael Cox, Commissioner, Room 8  
 Research, Planning & Development – Mark Fallon, Commissioner, 1501 N. Marginal Road, Burke Lakefront Airport

**DEPT. OF COMMUNITY DEVELOPMENT** – Linda M. Hudecek, Director, 3rd Floor, City Hall.  
**DIVISIONS** – Administrative Services – Terrence Ross, Commissioner.  
 Neighborhood Services – Louise V. Jackson, Commissioner.  
 Neighborhood Development – Donald T. Moss, Commissioner.  
 Building & Housing – Robert Vilkas, Commissioner, 5th Floor, City Hall.

**DEPT. OF PERSONNEL AND HUMAN RESOURCES** – Jeffrey K. Patterson, Director, Room 121

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

**DEPT. OF AGING** – Dolores Alexander, Director, Room 122

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

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

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

**BOARD OF ZONING APPEALS** – Room 516, Carol Johnson, Chairman; Members; Chris Carmody, Margaret Hopkins, Ozell Dobbins, Tony Petkovsek, Eugene Cranford, Jr., Secretary.

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

**BOARD OF REVISION OF ASSESSMENTS** – Law Director Cornell P. Carter, President; Finance Director Ronald E. Brooks, Secretary; Council President Michael D. Polensek.

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

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

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

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

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

**BOARD OF EXAMINERS OF ELECTRICIANS** – Samuel Montfort, Chairman; Donald Baulknigh, Anton J. Eichmuller, J. Gilbert Steele, Raymond Ossovicki, Chief Electrical Inspector; Laszlo V. Kemes, Secretary to the Board.

**BOARD OF EXAMINERS OF PLUMBERS** – Joseph Gyorky, Chairman; Earl S. Bumgarner, Alfred Fowler, Jozef Valencik, Lawrence Skule, Chief Plumbing Inspector; Laszlo V. Kemes, Secretary to the Board.

**CLEVELAND LANDMARKS COMMISSION** – Room 519 – Richard Schanfarber, Chairman; Paul Volpe, Vice Chairman; Paul Burik, James Gibans, Sandra Morgan, Hunter Morrison, Theodore Sande, Galen Schuerlein, Randall Shorr, Councilman Joseph Cimperman, Councilman Timothy J. Melena, Robert Keiser, Executive Secretary.

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

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

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

# The City Record



OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 87

WEDNESDAY, JUNE 14, 2000

No. 4514

## CITY COUNCIL

MONDAY, JUNE 12, 2000

### The City Record

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**RUBY F. MOSS**

Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1998-2001

#### MONDAY

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

#### MONDAY—Alternating

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

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

#### MONDAY

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

#### TUESDAY

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

#### TUESDAY—Alternating

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

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

#### WEDNESDAY—Alternating

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

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

#### WEDNESDAY—Alternating

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

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

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

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

### OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, June 12, 2000.

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

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

Also present were Mayor White and Directors Brooks, Konicek, Ricchiuto, Whitlow, Jackson, Hudecek, Patterson, Warren, Alexander, Dove, Morrison and Acting Directors Carr, Szabo.

Absent: Directors Carter, Sheffield-McClain and Guzman.

Pursuant to Ordinance No. 2976-76 the Council Meeting was opened with a prayer offered by the Rev. Bryan Gilloly, Deacon of the West Side Episcopal Shared Ministry, which has four churches — St. Johns, located in Ward 13; St. Lukes, located in Ward 17; St. Philips, located in Ward 15; and St. Marks, located in Ward 21. Rev. Gilloly is also on the Research and Policy Staff of Cleveland City Council. Pledge of Allegiance.

#### MOTION

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

#### COMMUNICATIONS

##### File No. 1037-2000.

From Midtown Cleveland re: 1999 Annual Report. Received.

#### FROM DEPARTMENT OF LIQUOR CONTROL

##### File No. 1038-2000.

Re: New Application - 3648077 - Harvard Marathon, Inc., 4025 East 93rd Street. (Ward 2). Received.

##### File No. 1039-2000.

Re: New Application - 7739445 - Raied A. Sara d.b.a. East Coast Market, 2288 East 55th Street. (Ward 5). Received.

##### File No. 1040-2000.

Re: Transfer of Ownership Application - 089835604370 - BP Exploration & Oil, Inc., 2701 Chester Avenue. (Ward 13). Received.

##### File No. 1041-2000.

Re: Transfer of Ownership Application - 6549214 - 1261 Corp., 1261 West 76th Street and patio. (Ward 17). Received.

##### File No. 1042-2000.

Re: Transfer of Ownership Application - 4179346 - JKLP, Inc. d.b.a. Amsterdam Cafe & Club Amsterdam, 1016 Main Avenue, basement and patio. (Ward 14). Received.

##### File No. 1043-2000.

Re: Transfer of Ownership Application - 8439090 - Spolettos, Inc., 2207 West 11th Street, first floor, basement and patio. (Ward 13). Received.

##### File No. 1044-2000.

Re: Transfer of Ownership Application - 9683566 - Bessie Wilson, 8101-05 Hough Avenue, first floor and basement. (Ward 7). Received.

##### File No. 1045-2000.

Re: Transfer of Location Application - 73153070315 - Revco Discount Drug Centers, Inc. d.b.a. CVS Pharmacy 3314, 4240 Pearl Road. (Ward 15). Received.

##### File No. 1046-2000.

Re: Transfer of Location Application - 90501830001 - Trident Marine

Corp. 295157, 2065 Scranton Road. (Ward 13). Received.

**File No. 1047-2000.**

Re: Stock Transfer Application - 7521092 - Ron Dor, Inc. d.b.a. Normandie Inn, 13999 Lorain Avenue, first floor. (Ward 20). Received.

**CONDOLENCE RESOLUTIONS**

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

**Res. No. 1048-2000**—Mildred Alice Rebecca Hughes.

**Res. No. 1049-2000**—Clarence J. Janos.

**Res. No. 1057-2000**—Bennie Lee Etheridge.

**CONGRATULATION RESOLUTIONS**

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

**Res. No. 1050-2000**—Michael A. Bors.

**Res. No. 1051-2000**—Joshua A. Frye.

**Res. No. 1072-2000**—Concordia Bible Class.

**RECOGNITION RESOLUTION**

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

**Res. No. 1052-2000**—State Representative Troy Lee James

**FIRST READING EMERGENCY ORDINANCES REFERRED**

**Ord. No. 1053-2000.**

**By Councilman Jackson.**

**An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Chapter 659 relating to predatory lending.**

Whereas, many senior citizens and minority homeowners in the City of Cleveland are targeted by unethical home improvement contractors, mortgage companies, mortgage lenders, and finance companies; and

Whereas, many of these companies engage in predatory lending practices resulting in foreclosure and/or stripping the home of equity; and

Whereas, the Council of the City of Cleveland is deeply concerned about these unscrupulous practices and believes that entities or their affiliates that engage in predatory lending should be barred from doing business with the City of Cleveland; and

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

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

**Section 1.** That the Codified Ordinances of Cleveland, Ohio, 1976, are hereby supplemented by enacting new Chapter 659, to read as follows:

**Chapter 659  
PREDATORY LENDING**

**Section 659.01 Definitions**

**Section 659.02 Predatory Lending Prohibited**

**Section 659.01 Definitions**

(a) "Affiliate" means any entity that controls, is controlled by, or is under common control with another entity.

(b) "Flipping" means the refinancing and charging of additional points, charges or other costs on a threshold loan within a 24 month period after the original loan was made, unless the refinancing results in a demonstrable net economic benefit to the borrower.

(c) "Financial institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, trust company, savings bank, investment bank, securities broker, municipal securities broker, securities dealer, municipal securities dealer, securities underwriter, municipal securities underwriter, investment trust, venture capital company, bank holding company, financial services holding company or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act or the Residential Mortgage Licensing Act.

(d) "Reverse mortgage" means a nonrecourse security interest in the borrower's principal dwelling where no interest or principal is payable on the secured loan (except in the case of default) until: (i) the borrower dies; (ii) the dwelling is transferred; or (iii) the borrower ceases to occupy the dwelling.

(e) "Threshold loan" means a loan secured by residential real property located within the City of Cleveland on which there is situated a dwelling for not more than four families or a condominium unit, or is secured by a cooperative unit within the city of Cleveland, that is entered into after the effective date of this chapter, and:

(1) at the time of the loan's origination, the annual percentage rate of the loan exceeds by more than five (5) percentage points the yield on Treasury securities having comparable periods of maturity to the loan maturity as of the fifteenth day of the month immediately preceding the month in which the application for the extension of credit is received by the creditor; or

(2) the total points and fees exceed four percent (4%) of the total loan amount.

(f) "Points and fees" means:

(1) all items required to be disclosed under sections 226.4 (a) and 226.4 (b) of Title 12 of the Code of Federal Regulations, as amended from time to time, except the interest rate or time-price differential;

(2) Subject to the exclusions provided below in this subdivision, all charges for items listed under section 226.4(c)(7) of Title 12 of the Code of Federal Regulations, as amended from time to time, but only if the lender receives direct or indirect compensation in con-

nection with the charge or the charge is paid to an affiliate of the lender, and otherwise the charges are not included within the meaning of the phrase "points and fees;"

(3) All compensation paid directly or indirectly to a mortgage broker, including a broker that originates a loan in its own name in a table-funded transaction, not otherwise included in paragraphs (1) or (2) of this division.

"Points and fees" shall not include (i) taxes, filing fees, recording and other charges and fees paid or to be paid to public officials for determining the existence of or for perfecting, releasing or satisfying a security interest; (ii) bona fide and reasonable fees paid to a person other than a lender or an affiliate of the lender or to the mortgage broker or an affiliate of the mortgage broker for the following: fees for tax payment services; fees for flood certification; fees for pest infestation and flood determinations; appraisal fees' fees for home inspections performed prior to closing; credit reports; surveys; attorneys' fees (if the borrower has the right to select an attorney); notary fees; escrow charges, so long as not otherwise included under paragraph (1) of this division; title insurance premiums; and hazard insurance and flood insurance premiums, provided that the conditions in section 226.4(d)(2) of Title 12 of the Code of Federal Regulation, as amended from time to time, are met; and (iii) any bona fide, competitive and reasonable fees paid to the lender or its affiliate of the lender for the services and products described in clause (ii) hereof, but only if the loan is not conditioned on the fees being paid to the lender or its affiliate, and the borrower is given the option to obtain the service or product from the unaffiliated entity.

(g) "Predatory lender" means a financial institution that has made, within the previous twelve (12) month period, predatory loans that comprise either (1) one percent (1%) of the total annual number of loans made, or (2) one (1) individual loan; whichever is less. Each financial institution and affiliate shall be considered separately for the purposes of these calculations, and only loans secured by residential real estate that is located within the City of Cleveland shall be considered. The term "predatory lender" shall not include a financial institution, or its affiliates, that has submitted to the Director of Finance a plan to discontinue the practice of making predatory loans, if the plan ensures: (i) the prompt disengagement from the practice of making predatory loans by the financial institution and its affiliates, and (ii) the complete cessation of the making of predatory loans by the financial institution and its affiliates immediately after the plan is submitted;

(h) "Predatory loan" means a threshold loan that was made under circumstances that involve fraudulent, unfair or deceptive acts or

practices, based upon the factors set forth in this paragraph. Practices that indicate that a loan was made under circumstances that involve fraudulent, unfair or deceptive circumstances shall include, but are not limited to, the following:

(i) fraudulent or deceptive marketing and sales efforts to sell threshold loans; (ii) the financing of points and fees in excess of four percent (4%), as well as the financing of fees for unreasonably high priced or unnecessary products into threshold loans;

(iii) payment penalties: (1) that apply to payments made after the expiration of the 24 month period following the date the loan was made, or (2) that are more than two percent (2%) of the threshold loan;

(iv) balloon payments: a threshold loan that has a payment schedule with regular periodic payments that when aggregated do not fully amortize the outstanding principal balance, except for bridge loans connected with the acquisition or construction of a dwelling intended to become the borrower's principal dwelling;

(v) loan flipping;

(vi) negative amortization: a threshold loan, other than a loan secured only by a reverse mortgage, with terms under which the outstanding balance will increase at any time over the course of the loan because the regular periodic payments do not cover the full amount of the interest due, unless the negative amortization is the consequence of a temporary forbearance sought by the borrower;

(vii) the financing of a single premium credit life, credit disability, credit unemployment, or any other life or health insurance, directly or indirectly, into one or more threshold loans;

(viii) lending without due regard to repayment ability: the lender makes a loan if the lender does not reasonably believe at the time the loan is consummated that the borrower or the borrowers (when considered collectively in the case of multiple borrowers) will be able to make the scheduled payments to repay the obligation based upon a consideration of their current an expected income, current obligations, employment status, and other financial resources (other than the borrower's equity in the dwelling which secures repayment of the loan). A borrower shall be presumed to be able to make the scheduled payments to repay the obligation, if, at the time the loan is consummated, or at the time of first rate adjustment in the case of a lower introductory rate, the borrower's scheduled monthly payments (including principal, interest, taxes, insurance and assessment) do not exceed 30% of the borrower's monthly gross income as verified by the credit application, the borrower's financial statement, a credit report, financial information provided to the lender by or on behalf of the borrower; or any other reasonable means. This provision applies only to borrowers whose income, as

reported on the loan application which the lender relied upon in making the credit decision, is no greater than 120% of the median family income for the Cleveland Metropolitan Statistical Area (MSA) (as defined by the Director of the U.S. Office of Management and Budget). For purposes of this section, the median family income shall be derived from the most recent estimates made available by the U.S. Department of Housing and Urban Development, at the time the application is received. For purposes of determining median income, only the income of the borrower(s) shall be considered;

(ix) the payment by a lender to a contractor under a home improvement contract from the proceeds of a threshold loan, other than:

(1) by an instrument payable to the borrower or jointly to the borrower and the contractor;

(2) at the election of the borrower, by a third party escrow agent in accordance with terms established in a written agreement signed by the borrower, the lender and the contractor before the date of payment;

(x) such other circumstances that the Director of Finance may determine to be predatory in nature.

#### **Section 375.02 Predatory Lending Prohibited**

(a) No financial institution, vendors or contractors shall be awarded a contract with the City of Cleveland or participate in a project using money provided by or through the City if the financial institution, or any of its affiliates, has been determined by the Director of Finance to be a predatory lender. Any contractor that participates with a predatory lender in a home repair loan or refers a home owner to a predatory lender shall be barred from receipt of any contract with the City of Cleveland.

(b) With each bid or proposal submitted by a financial institution, vendor or contractor for any contract with the City of Cleveland there shall be a certificate signed by the chairman of the board, chief executive officer, of an officer acceptable to the Director of Finance in substantially the following form:

"I hereby certify that we are not and will not become a predatory lender as defined the Codified Ordinance of the City of Cleveland, 1976. I further certify that none of our affiliates is and none of them will become a predatory lender as defined in the Codified Ordinances of the City of Cleveland, 1976. I understand, and my company is aware, that becoming a predatory lender in the City of Cleveland may result in the loss of the privilege of doing business with the City and/or the termination of any agreement with the City of Cleveland."

(c) Any financial institution either through its own act or that of an affiliate that is determined by the Director of Finance to be a predatory lender shall automatically be deemed to be out of compliance

with the Community Reinvestment Act.

(d) No financial institution may be designated as a city depository if it or any of its affiliates has been determined by the Director of Finance to be a predatory lender.

(e) Nothing in this section shall affect the validity of any contract entered into in connection with any debt obligations issued by or on behalf of the City prior to a determination by the Director of Finance that an entity participating in the contract is a predatory lender. Any other contract awarded in violation of this section shall be voidable at the option of the City.

(f) Until such time as the Director of Finance determines that the entity has discontinued its predatory lending practices, the entity and its affiliates shall be barred from receipt of any contract with the City of Cleveland.

**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 Finance, Law; Committees on Community and Economic Development, Legislation, Finance.

#### **Ord. No. 1054-2000.**

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

**An emergency ordinance authorizing the Director of Public Service to sign the Subsidy Stipulation and Recommendation with the Public Utilities Commission of Ohio and Norfolk Southern to provide for the relocation of active warning devices at the Norfolk Southern grade crossing at Miles Avenue and East 131st Street, at no cost to the City.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized to sign the Subsidy Stipulation and Recommendation with the Public Utilities Commission of Ohio and Norfolk Southern to provide for the relocation of active warning devices at the Norfolk Southern grade crossing at Miles Avenue and East 131st Street, which will be accomplished at no cost to the City of Cleveland.

**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 Service, Finance, Law; Committees on Public Service, Finance.

**Ord. No. 1055-2000.****By Councilmen Cimperman, Cintron and Patmon (by departmental request).****An emergency ordinance authorizing the Director of Public Service to make alterations and modifications in Contract No. 55251 for the Columbus Road lift bridge rehabilitation with National Engineering & Contracting Co. 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 to make the following alterations and modifications in Contract No. 55251 with National Engineering & Contracting Co. for the Columbus Road lift bridge rehabilitation, for the Department of Public Service:

**Subsidiary Additions**

1. Repair South Girder	\$ 33,061.00
2. Repair North Girder	33,061.00
3. Miscellaneous stringers	
- 4 @ \$3,000.00	12,000.00
4. Added structural steel 8580#s	
- @ \$2.20/#	<u>18,876.00</u>
Subsidiary Additions	\$ 96,998.00
Original Contract Amount	\$ 1,221,413.20
Subsidiary Additions	<u>96,998.00</u>
TOTAL REVISED CONTRACT AMOUNT	\$ 1,318,411.20

Which alteration has been recommended in writing by the 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 \$96,998.00, to be paid from Fund No. 20 SF 364.

**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 Service, Finance, Law; Committees on Public Service, Finance.

**Ord. No. 1056-2000.****By Councilmen Dolan, Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the Director of Port Control to execute two easements granting to SprintCom, Inc. certain easement rights in property located at Cleveland Hopkins International Airport and declaring said easement rights no longer needed for public use; preferring certain representations for purposes of the Trust Indenture from the City of Cleveland to the Chase Manhattan Trust Company, National Association, as successor trustee and authorizing the Director of Port Control to apply to the bond trustee for land release; and authorizing the Director to enter into a Lease By Way of Concession with SprintCom for the purpose of installing, removing, replacing, modifying, maintaining and operating a personal communications service system facility.**

Whereas, SprintCom has requested the Director of Port Control to convey two (2) easement rights in property located at Cleveland Hopkins International Airport; and

Whereas, the easement rights to be granted are no longer needed for public use; and

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

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

**Section 1.** That, notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the

Codified Ordinances of Cleveland, Ohio, 1976, it is hereby found and determined that two easement interests in the following described property are no longer needed for public use:

**Proposed Utility Easement**

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being a part of Middleburg Township Lot No. 6 Section No. 12 more definitely described as follows:

Commencing at a monument found at the Northwesterly corner of said Lot No. 6 and on the centerline of vacated Five Points Road;

Thence South 88°-14'-27" East in the centerline of said vacated road, 438.72 feet to a monument found;

Thence leaving said centerline, South 01°-45'-33" West, 29.01 feet to a point;

Thence South 88°-16'-06" East, 29.69 feet to the point of beginning for the easement herein described;

Thence North 01°-43'-54" East, 8.00 feet to a point;

Thence South 88°-16'-06" East, 30.00 feet to a point;

Thence South 01°-43'-54" West, 8.00 feet to a point;

Thence North 88°-16'-06" West, 30.00 feet to the point of beginning.

Containing within said bounds 0.0055 acres of land.

**Proposed Access Easement**

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being a part of Middleburg Township Lot No. 6 Section No. 12 more definitely described as follows:

Commencing at a monument found at the Northwesterly corner of said Lot No. 6 and on the centerline of vacated Five Points Road;

Thence South 88°-14'-27" East in the centerline of said vacated road, 438.72 feet to a monument found at the point of beginning for the easement herein described;

Thence leaving said centerline, South 01°-45'-33" West, 29.01 feet to a point;

Thence South 88°-16'-06" East, 29.69 feet to a point;

Thence South 01°-43'-54" West, 12.00 feet to a point;

Thence North 88°-16'-06" West, 41.69 feet to a point;

Thence North 01°-45'-33" East, 41.01 feet to a point on the centerline of vacated Five Points Road;

Thence South 88°-14'-27" East in the centerline of said road, 12.00 feet to the point of beginning;

Containing within said bounds 0.0195 acres of land.

**Section 2.** That the easements shall be non-exclusive and the purpose of the easements shall be to establish and maintain right-of-ways over, across, in and upon certain City-owned property at Cleveland Hopkins International Airport for underground utilities.

**Section 3.** That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to convey the above-described, non-exclusive, easement interests to SprintCom at a price not less than fair market value as determined by the Board of Control.

**Section 4.** That the duration of the easements shall run coterminous

with the Lease by Way of Concession authorized by this ordinance, including any options exercised; that the easements shall include reasonable rights of entry to the City; that the easements shall not be assignable; that the easements shall require the grantee to indemnify the City, provide reasonable insurance, maintain any grantee improvements located within the easements, and pay any applicable taxes and assessments.

**Section 5.** That the conveyances referred to above shall be made by Official Deed of Easement prepared by the Director of Law and executed by the Director of Port Control on behalf of the City of Cleveland. The Deeds of Easement shall contain such additional terms and conditions as are required to protect the interests of the parties. The Directors of Port Control and Law are authorized to execute such other documents, including without limitation, contracts for right of entry, as may be necessary to effect the construction of the rights-of-way within the property described above.

**Section 6.** That the City acknowledges, states and affirms, pursuant to Article IX of the Trust Indenture from the City of Cleveland to the Chase Manhattan Trust Company, National Association, as successor trustee, dated November 1, 1976, as amended (the "Indenture"), that the City desires and requests that certain portions of its land heretofore subject to the Indenture be released and removed from all obligations under said Indenture. Further, the City acknowledges, states and affirms that it is not in default under said Indenture; that release of such land is necessary in order to serve the public purpose of providing public utilities; and that certain public improvements will be constructed on the land to be released, including public utilities.

**Section 7.** That the Director of Port Control is authorized to apply to the Chase Manhattan Trust Company, National Association, as successor trustee, for release of the land described in Section 1, pursuant to the Indenture.

**Section 8.** That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Port Control is hereby authorized to enter into a Lease By Way of Concession with SprintCom for the use and occupancy of approximately 0.0207 acres of land located at Cleveland Hopkins International Airport for the purpose of installing, removing, replacing, modifying, maintaining and operating a personal communications service system facility. The premises are more fully described as follows:

**Proposed Lease Area**

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being a part of Middleburg Township Lot No. 6 Section No. 12 more definitely described as follows:

Commencing at a monument found at the Northwesterly corner of said Lot No. 6 and on the centerline of vacated Five Point Road;

Thence South 88°-14'-27" East in the centerline of said vacated road, 438.72 feet to a monument found;

Thence leaving said centerline, South 01°-45'-33" West, 29.01 feet to a point;

Thence South 88°-16'-06" East, 29.69 feet to the point of beginning for the parcel herein described;

Thence leaving said centerline, South 01°-45'-33" West, 29.01 feet to a point;

Thence South 88°-16'-06" East, 29.69 feet to the point of beginning for the parcel herein described;

Thence South 88°-16'-06" East, 30.00 feet to a point;

Thence South 01°-43'-54" West, 30.00 feet to a point;

Thence North 88°-16'-06" West, 30.00 feet to a point;

Thence North 01°-43'-54" East, 30.00 feet to the point of beginning; Containing within said bounds 0.0207 acres of land.

**Section 9.** The term of the Lease By Way of Concession shall be for five (5) years ("Initial Term"), with four (4) options, exercisable by the Director of Port Control, to renew for additional five-year terms ("Extended Terms"). The annual rent shall be \$1,500 per month for the first year, with an annual increase of four percent (4%) each year thereafter during the Initial Term and any Extended Terms.

**Section 10.** That the Lease By Way of Concession authorized herein shall be prepared by the Director of Law, and shall contain such additional provisions as said Director deems necessary to protect and benefit the public interest.

**Section 11.** 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, City Planning Commission, Finance, Law; Committees on Aviation and Transportation, City Planning, Finance.

**Ord. No. 1058-2000.**

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

**An emergency ordinance authorizing the Directors of Community Development and/or Public Health to enter into contracts with various agencies to provide AIDS related 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 Public Health and/or the Director of Community Development are hereby authorized to enter into contracts with various agencies to provide AIDS related services for the training and evaluation of the HIV/AIDS prevention program; and in addition, the sum of not more than \$50,000 is appropriated to the Department of Public Health for administrative costs of implementing the above-authorized contracts.

**Section 2.** That the cost of the contracts herein authorized shall not exceed \$1,100,000 and shall be paid from Fund No. 13 SF 530, Request No. 18463.

**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 Health, Community Development, Finance, Law; Committees on Public Health, Community and Economic Development, Finance.

**Ord. No. 1059-2000.**

**By Councilmen Gordon and Patmon (by departmental request).**

**An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 2001 Infant Mortality Reduction (Initiative) Project and to enter into contract with Lutheran Metropolitan Ministry to implement the program.**

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

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

**Section 1.** That the Director of Public Health is hereby authorized to apply for and accept a grant in the approximate amount of \$90,000, and any other funds as they become available during the grant term, from the Ohio Department of Health, to conduct the 2001 Infant Mortality Reduction (Initiative) Project, for the purposes set forth in the summary and according thereto; that the Director of Public Health is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the summary for said grant.

**Section 2.** That the summary for said grant, File No. 1059-2000-A, made a part hereof as if fully rewritten herein, including the obligation of the City of Cleveland to provide cash matching funds in the sum of \$18,000, from Fund No. 01-500501-638000, is hereby approved in all respects.

**Section 3.** That the Director of Public Health is hereby authorized to enter into contract with Lutheran Metropolitan Ministry for the implementation of the program as described in the summary contained in the file, payable from the fund or funds to which are credited the grant proceeds accepted pursuant to this ordinance and the cash match.

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

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

**Ord. No. 1060-2000.**  
**By Councilmen Rybka, Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located on North Park Boulevard to Barry J. Minoff; and to amend Lease Agreement No. 42114 with the City of Shaker Heights.**

Whereas, the Director of Parks, Recreation and Properties has requested the sale of City-owned property no longer needed for public use and located on North Park Boulevard in the City of Shaker Heights; and

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

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

**Section 1.** That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is hereby found and determined that the following described property is no longer needed for public use:

**Split Parcel**  
**North Park Boulevard**

Situated in the City of Shaker Heights, County of Cuyahoga and State of Ohio and known as being part of The City of Cleveland Parkway in the Van Sweringen Company's Subdivision No. 27 of part of Original Warrensville Township Lot Nos. 23, 24, 25, 34 and 35 as shown by the recorded plat in Volume 88, Page 28 of Cuyahoga County Map Records and being more fully described as follows:

Beginning at the Northwesterly corner of Sublot No. 117 in said Van Sweringen Company's Subdivision No. 27 and being the Principal Place of Beginning of the parcel of land herein described;

**Course No. 1:**

Thence North 03°-33'-19" East along the Northerly prolongation of the Westerly line of said Sublot No. 117, a distance of 89.00 feet to a point;

**Course No. 2:**

Thence North 89°-41'-59" East, a distance of 272.01 feet to a point on the Westerly line of Courtland Boulevard, 100 feet wide;

**Course No. 3:**

Thence South 03°-40'-15" West along the Westerly line of said Courtland Boulevard, a distance of 117.00 feet to a point at the North-easterly corner of said Sublot No. 117;

**Course No. 4:**

Thence Southwesterly along the Northerly line of said Sublot No. 117 and the arc of a curve deflecting to the right, a distance of 113.99 feet, said curve having a radius of 250.00 feet and a chord distance of 113.01 feet bearing South 79°-40'-44" West, to a point of curvature;

**Course No. 5:**

Thence Northwesterly continuing along the Northerly line of said Sublot No. 117 and the arc of a curve deflecting to the right, a distance of 167.17 feet, said curve having a radius of 350.00 feet and a chord of 165.59 feet bearing North

73°-35'-58" West, to the place of beginning and containing 0.7745 acres (33,736 sq. ft.) of land, according to a survey prepared by McSteen & Associates, Inc., dated May 5, 2000 and being the same more or less but subject to all legal highways and easements.

**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 Barry J. Minoff at a price not less than fair market value as determined by the Board of Control.

**Section 3.** That the conveyance shall be made by official deed to be prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain provisions including such restrictive covenants and reversionary interests as may be specified by the Board of Control or Director of Law protecting the parties as their respective interests require and shall specifically contain a provision against the erection of any advertising signs or billboards except permitted identification signs.

**Section 4.** That the Mayor is authorized to enter into an amendment to Lease Agreement No. 42114 with the City of Shaker Heights to delete the property described in Section 1 of this ordinance from said Lease.

**Section 5.** That the Mayor, the Directors of Law and Parks, Recreation and Properties are hereby authorized to execute such certifications and documents and to take such other actions as may be necessary or appropriate to carry out the terms of the transactions authorized in this ordinance.

**Section 6.** That the amendment to Contract No. 42114 shall be prepared and approved by the Director of Law and shall contain such provisions as he deems necessary to protect the public interest.

**Section 7.** 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, City Planning Commission, Finance, Law; Committees on Public Parks, Property, and Recreation, City Planning, Finance.

**Ord. No. 1061-2000.**

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

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2531 East 83rd Street to Greater Cleveland Habitat for Humanity.**

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). 126-04-012, as more fully described in Section 2 below, to Greater Cleveland Habitat for Humanity.

**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. 126-04-012**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 11 in Electa A. Nichol's Subdivision, 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 deep to the Westerly line of a 14 foot alley, now known as East 84th Place, as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

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

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

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



**Ord. No. 1062-2000.  
By Councilmen Jackson, Melena,  
Cimperman and Patmon (by departmental  
request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2243 East 73rd Street to Wilbert J. Abernathy, Jr.**

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). 118-24-101, as more fully described in Section 2 below, to Wilbert J. Abernathy, Jr.

**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. 118-24-101

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 23 in H.C. Sterling's Subdivision of part of the Original One Hundred Acre Lot No. 336, as shown by the recorded plat in Volume 5 of Maps, Page 60 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 73rd Street (formerly Benton Avenue), and extending back 143 feet 3 inches on the Southerly line, 113 feet 3-1/8 inches on the Northerly line, and having a rear line of 40 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

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

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

**Section 5.** That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary

to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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

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

**Ord. No. 1063-2000.  
By Councilmen Melena, Cimperman and Patmon (by departmental  
request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on West 52nd Street to Bridge Housing Corporation.**

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). 002-32-111 and 002-32-113, as more fully described in Section 2 below, to Bridge Housing Corporation.

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

P. P. No. 002-32-111

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 37 feet of Sublot No. 142 in Benedict and Root's Subdivision of part of Original Brooklyn Township Lots Nos. 48 and 49, as shown by the recorded plat in Volume 1 of Maps, Page 13 of Cuyahoga County Records and being 37 feet front on the Westerly side of West 52nd Street, (formerly Dare Street), and extending back 132 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.

P. P. No. 002-32-113

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

Ohio, and known as being the Northerly one-half of Sublot No. 143 in Benedict and Roots Allotment of part of Original Brooklyn Township Lot Nos. 48 and 49 as shown by the recorded plat in Volume 1 of Maps, Page 13 of Cuyahoga County Records, and being 30 feet front on the Westerly side of West 52nd Street and extending back of equal width 132 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

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

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

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

**Ord. No. 1064-2000.  
By Councilmen Patmon, Melena  
and Cimperman (by departmental  
request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 9800 St. Clair Avenue aka 782 East 99th Street to Evening Star Missionary Baptist Church.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 108-20-041, as more fully described in Section 2 below, to Evening Star Missionary Baptist Church.

**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. 108-20-041

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all of Sublot No. 1 and part of Sublot No. 2 in John Hogg's Subdivision of part of Original One Hundred Acre Lot No. 369 as shown by the recorded plat in Volume 27 of Maps, Page 8 of Cuyahoga County Records and together forming a parcel of land bounded and described as follows:

Beginning on the Southwesterly line of East 99th Street (formerly Gladmere Street) at its point of intersection with the Southeasterly line of St. Clair Avenue, N.E., (formerly St. Clair Street); thence Southeasterly along said Southwesterly line of East 99th Street 169.55 feet to the most Northerly corner of land conveyed to Mary C. Buckius and Alice L. Buckius by deed dated July 25, 1912 and recorded in Volume 1399 Page 593 of Cuyahoga County Records; thence Southwesterly along the Northwesterly line of land so conveyed to Mary C. Buckius and Alice L. Buckius to the Southwesterly line of said Sublot No. 2; thence Northwesterly along the Southwesterly line of Sublots Nos. 2 and 1, 159.60 feet to the said Southeasterly line of St. Clair Avenue, N.E.; thence Northeasterly, along said Southeasterly line of St. Clair Avenue, N.E., 59.74 feet to the place of beginning, be the same more or less, but subject to all legal highways.

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

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

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

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

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

**Ord. No. 1065-2000.**

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

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 11216 Union Avenue to Christ Temple Missionary Baptist Church.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 135-11-003, as more fully described in Section 2 below, to Christ Temple Missionary Baptist Church.

**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. 135-11-003

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as Sublot No. 4 in The City Allotment Company's East Boulevard Subdivision, of a part of Original One Hundred Acre Lot No. 451, as shown by the recorded plat in Volume 68 of Maps, Page 8 of Cuyahoga County Records. Subject to all legal highways and also subject to the conditions and restrictions as contained in the deed from The City Allotment Company to The O'Hara Miller Company, same being Land Title Registration Document No. 26746.

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

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

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

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

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

**Ord. No. 1066-2000.**

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

**An emergency ordinance authorizing the Director of Economic Development to enter into an Empowerment Zone Section 108 loan and an Economic Development Initiative Grant Agreement with Fairfax Renaissance Development Corporation to provide economic development assistance to partially finance the acquisition and construction of real property located at the northwest corner of East 82nd Street and Quincy Avenue, Cleveland, Ohio.**

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to enter into an Empowerment Zone Section 108 loan with Fairfax Renaissance Development Corporation to provide economic development assistance to partially finance the acquisition and construction of real property located at the northwest corner of East 82nd Street and Quincy, Cleveland, Ohio (the "Improvement").

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

**Section 3.** That the terms of said loan and grant shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1066-2000-A.

**Section 4.** That the costs of said contract shall not exceed a loan amount of \$4,200,000 and a grant amount of \$1,030,000. The loan shall

be paid from Fund Nos. 18 SF 001 and 18 SF 003 and the grant shall be paid from Fund No. 18 SF 003, Request No. 1115023.

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

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

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

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

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

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

**Ord. No. 1067-2000.**

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

**An emergency ordinance authorizing the Director of Economic Development to enter into an Acquisition and Development Loan and Grant Agreement with Cleveland Health Education Museum to provide economic development assistance to partially finance the expansion and improvements to its facilities located at 8911 Euclid Avenue, Cleveland, Ohio.**

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to enter into an Acquisition and Development Loan and Grant Agreement with the Cleveland Health Education Museum to partially finance the expansion and improvements to its facilities located at 8911 Euclid Avenue, Cleveland, Ohio (the "Improvement").

**Section 2.** That the terms of said loan and grant shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1067-2000-A.

**Section 3.** That the costs of said contract shall not exceed a loan amount of \$1,200,000 and a grant amount of \$800,000. The land shall be paid from Fund No. 18 SF 001 and 18 SF 003 and the grant shall be

paid from Fund No. 18 SF 003, Request No. 13114.

**Section 4.** That the Director of Economic Development is hereby authorized to accept collateral as set forth in the Executive Summary contained in the file referenced in this ordinance in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

**Section 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. 18 SF 002.

**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 fees under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. Such fees shall be deposited and expended from Fund No. 18 SF 004.

**Section 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.

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

**Ord. No. 1068-2000.**

**By Councilmen Melena and Patmon (by departmental request).**

**An emergency ordinance to amend the title, the third whereas clause and Section 2 of Ordinance No. 530-93, passed June 14, 1993, relating to an Enterprise Zone Agreement with R.S.I. Company, or its designee.**

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 third whereas clause and Section 2 of Ordinance No. 530-93, passed June 14, 1993, are hereby amended to read, respectively, as follows:

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with R.S.I. Company, or its designee, to provide for a ten year tax abatement for certain tangible personal property as an incentive to expand its operation located at 12911 Taft Road, in the Collinwood Area Enterprise Zone.

Whereas, R.S.I. Company, or its designee, (the "Enterprise") has proposed to expand its operation located at 12911 Taft Road, Cleveland, Ohio, thereby creating twenty new jobs; and

Section 2. That the Director of Economic Development is authorized to enter into an Enterprise Zone Agreement with the Enterprise, to provide said Enterprise with a ten (10) year tax abatement

for certain tangible personal property as an incentive to expand its operation at 12911 Taft Road in Cleveland, Ohio; said abatement shall be subject to annual review of the Tax Incentive Review Council.

**Section 2.** That the existing title, the third whereas clause and Section 2 of Ordinance No. 530-93, passed June 14, 1993, 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 Economic Development, Finance, Law; Committees on Community and Economic Development, Finance.

**Ord. No. 1069-2000.**

**By Mayor White.**

**An emergency ordinance designating the Cozad-Bates House as a Cleveland Landmark.**

Whereas, the Cleveland Landmarks Commission (the "Commission") pursuant to Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, has proposed the designation of the Cozad-Bates House as a landmark; and

Whereas, public hearings pursuant to Chapter 161.04 (b) (2) were held on January 13, 2000 and February 17, 2000 to discuss the proposed designation of the Cozad-Bates House as a landmark; and

Whereas, the Commission has recommended designation of the Cozad-Bates House as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, and safety in that the immediate protection of the historic landmark is necessary to safeguard the special historical, community, or aesthetic interest or value in the landmark; now therefore

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

**Section 1.** That the Cozad-Bates House, whose street address in the City of Cleveland is 11508 Mayfield Road, S. E., also known as Cuyahoga County Auditor's permanent parcel numbers 121-03-008 and 121-03-009 and the land embracing the site thereof, which in its entirety is a property having special character or special historical or aesthetic value as part of the development, heritage, or cultural characteristics of the City, State, or the United States, be and it hereby is designated a landmark pursuant to Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976.

**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 City Planning Commission, Law; Committee on City Planning.

**Ord. No. 1070-2000.****By Councilmen White and Patmon (by departmental request).****An emergency ordinance to amend Sections 8, 25, 28, 32, and 43 of Ordinance No. 434-2000, relating to compensation for various classifications.**

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

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

**Section 1.** That Sections 8, 25, 28, 32, and 43 of Ordinance No. 434-2000, passed March 20, 2000, are hereby amended to read, respectively, as follows:

Section 8. That salaries in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. Accountant I.....	\$ 6.36 per hour	\$16.19 per hour
2. Accountant II.....	\$ 7.06 per hour	\$17.76 per hour
3. Accountant III.....	\$ 7.96 per hour	\$19.69 per hour
4. Accountant Clerk I.....	\$ 5.15 per hour	\$13.12 per hour
5. Accountant Clerk II.....	\$ 5.46 per hour	\$14.17 per hour
6. Activities Therapist.....	\$ 9.15 per hour	\$12.47 per hour
7. AIDS Support Services Coordinator .....	\$10.49 per hour	\$13.95 per hour
8. Air Pollution Control Engineer I .....	\$ 8.43 per hour	\$20.82 per hour
9. Air Pollution Control Engineer II .....	\$ 8.96 per hour	\$21.94 per hour
10. Air Pollution Control Engineer III .....	\$ 9.50 per hour	\$23.12 per hour
11. Air Pollution Engineer .....	\$12.04 per hour	\$16.25 per hour
12. Air Pollution Inspector I.....	\$11.77 per hour	\$16.75 per hour
13. Air Pollution Inspector II .....	\$ 7.76 per hour	\$18.68 per hour
14. Air Pollution Technician I .....	\$ 7.12 per hour	\$17.76 per hour
15. Air Pollution Technician II .....	\$ 7.53 per hour	\$18.68 per hour
16. Air Pollution Technician III .....	\$ 8.43 per hour	\$20.82 per hour
17. Airport Information Representative .....	\$ 9.73 per hour	\$13.60 per hour
18. Airport Operations Agent I .....	\$13.73 per hour	\$16.82 per hour
19. Airport Operations Agent II .....	\$17.25 per hour	\$19.80 per hour
20. Airport Safety Man .....	\$13.78 per hour	\$17.20 per hour
21. Architect .....	\$ 9.73 per hour	\$24.49 per hour
22. Associate Engineer.....	\$17.31 per hour	\$22.89 per hour
23. Assistant Buyer .....	\$ 6.71 per hour	\$16.99 per hour
24. Assistant City Planner .....	\$ 7.12 per hour	\$17.76 per hour
25. Assistant Civil Engineer .....	\$ 7.12 per hour	\$17.76 per hour
26. Assistant Electrical Engineer .....	\$ 7.12 per hour	\$17.76 per hour
27. Assistant Mechanical Engineer .....	\$ 7.12 per hour	\$17.76 per hour
28. Assistant Plan Examiner .....	\$13.03 per hour	\$18.68 per hour
29. Associate Programmer .....	\$ 7.55 per hour	\$19.03 per hour
30. Bacteriologist .....	\$ 7.96 per hour	\$19.69 per hour
31. Bill Collector .....	\$ 9.73 per hour	\$13.60 per hour
32. Building Inspector .....	\$13.84 per hour	\$18.06 per hour
33. Camera Room Operator .....	\$ 6.04 per hour	\$15.46 per hour
34. Caseworker I .....	\$ 5.73 per hour	\$14.77 per hour
35. Caseworker II .....	\$ 6.36 per hour	\$16.19 per hour
36. Cashier/Starter .....	\$ 6.36 per hour	\$16.19 per hour
37. Chemist .....	\$ 8.90 per hour	\$21.22 per hour
38. Chief Miscellaneous Investigator .....	\$ 7.53 per hour	\$18.68 per hour
39. Citizens Information Representative .....	\$ 6.04 per hour	\$15.46 per hour
40. Civil Engineer .....	\$ 9.50 per hour	\$24.49 per hour
41. Claims Examiner .....	\$ 7.53 per hour	\$18.68 per hour
42. Clerk Typist .....	\$ 7.62 per hour	\$10.14 per hour
43. Clinical Laboratory Assistant .....	\$ 6.36 per hour	\$15.46 per hour
44. Clinical Laboratory Technician I .....	\$ 7.12 per hour	\$17.76 per hour
45. Clinical Laboratory Technician II .....	\$ 7.37 per hour	\$19.03 per hour
46. Cocaine Treatment Counselor I .....	\$ 8.56 per hour	\$14.70 per hour
47. Cocaine Intake Specialist .....	\$ 9.95 per hour	\$13.23 per hour
48. Community Development Code Enforcement Inspector I .....	\$14.08 per hour	\$19.70 per hour
49. Community Development Code Enforcement Inspector II .....	\$14.89 per hour	\$20.82 per hour
50. Community Development Code Enforcement Inspector III .....	\$15.70 per hour	\$21.94 per hour
51. Community Development Code Enforcement Inspector/Heating I .....	\$14.08 per hour	\$19.70 per hour

52.	Community Development Code Enforcement Inspector/Heating II .....	\$14.89 per hour	\$20.82 per hour
53.	Community Development Code Enforcement Inspector/Heating III .....	\$15.70 per hour	\$21.94 per hour
54.	Community Development Code Enforcement Inspector/Refrigeration I .....	\$14.08 per hour	\$19.70 per hour
55.	Community Development Code Enforcement Inspector/Refrigeration II .....	\$14.89 per hour	\$20.82 per hour
56.	Community Development Code Enforcement Inspector/Refrigeration III .....	\$15.70 per hour	\$21.94 per hour
57.	Community Development Code Enforcement Inspector/Trainee .....	\$ 9.97 per hour	\$15.89 per hour
58.	Community Development Planner .....	\$ 9.87 per hour	\$23.55 per hour
59.	Community Health Aide .....	\$ 5.15 per hour	\$13.12 per hour
60.	Community Relations Representative I .....	\$ 6.04 per hour	\$15.46 per hour
61.	Community Relations Representative II .....	\$ 7.53 per hour	\$18.68 per hour
62.	Community Relations Representative III .....	\$ 9.51 per hour	\$23.12 per hour
63.	Composing Equipment Operator .....	\$ 6.71 per hour	\$16.99 per hour
64.	Computer Monitor Assistant .....	\$ 8.43 per hour	\$11.23 per hour
65.	Computer Operator .....	\$ 7.53 per hour	\$18.68 per hour
66.	Construction Technician .....	\$12.02 per hour	\$17.92 per hour
67.	Consumer Protection Specialist .....	\$ 5.73 per hour	\$14.77 per hour
68.	Contract and Monitoring Specialist .....	\$ 9.12 per hour	\$19.77 per hour
69.	Cook .....	\$11.05 per hour	\$12.79 per hour
70.	Copy Center Operator .....	\$ 5.67 per hour	\$14.17 per hour
71.	Cost Construction Estimator .....	\$ 8.34 per hour	\$18.17 per hour
72.	Customer Service Representative .....	\$ 9.74 per hour	\$14.16 per hour
73.	Data Control Clerk .....	\$ 5.24 per hour	\$13.61 per hour
74.	Data Conversion Operator .....	\$ 9.63 per hour	\$12.33 per hour
75.	Dental Assistant .....	\$ 5.15 per hour	\$12.85 per hour
76.	Development Officer .....	\$ 8.96 per hour	\$21.93 per hour
77.	Dietician .....	\$ 9.08 per hour	\$16.18 per hour
78.	Drug and Alcohol Counselor .....	\$ 9.05 per hour	\$12.04 per hour
79.	Electrical Engineer .....	\$ 9.50 per hour	\$24.49 per hour
80.	Electronic Engineer .....	\$ 9.54 per hour	\$24.92 per hour
81.	Elevator Inspector .....	\$13.82 per hour	\$18.06 per hour
82.	Engineer .....	\$22.12 per hour	\$27.87 per hour
83.	Environmental Compliance — Specialist I .....	\$14.95 per hour	\$17.67 per hour
84.	Environmental Compliance — Specialist II .....	\$16.35 per hour	\$18.55 per hour
85.	Environmental Compliance — Specialist III .....	\$17.90 per hour	\$24.15 per hour
86.	Environmental Enforcement — Specialist I .....	\$14.95 per hour	\$18.44 per hour
87.	Environmental Enforcement — Specialist II .....	\$16.35 per hour	\$19.36 per hour
88.	Environmental Enforcement — Specialist III .....	\$17.90 per hour	\$20.34 per hour
89.	Environmental Monitoring — Specialist I .....	\$13.33 per hour	\$18.26 per hour
90.	Environmental Monitoring — Specialist II .....	\$14.18 per hour	\$19.17 per hour
91.	Environmental Monitoring — Specialist III .....	\$15.74 per hour	\$20.13 per hour
92.	Environmental Technician .....	\$11.99 per hour	\$14.78 per hour
93.	Family Planning Clerk .....	\$ 7.22 per hour	\$11.34 per hour
94.	Financial Analyst .....	\$ 7.12 per hour	\$17.76 per hour
95.	Financial Counselor .....	\$ 7.94 per hour	\$18.68 per hour
96.	Fuel System Technician .....	\$ 8.96 per hour	\$16.50 per hour
97.	General Health Aide .....	\$ 5.15 per hour	\$13.12 per hour
98.	General Storekeeper .....	\$ 7.96 per hour	\$19.69 per hour
99.	Geriatric Outreach Worker .....	\$ 7.12 per hour	\$17.76 per hour
100.	Head Cook .....	\$ 5.46 per hour	\$14.15 per hour
101.	Head Storekeeper .....	\$ 7.11 per hour	\$17.77 per hour
102.	Health Educator I .....	\$ 6.36 per hour	\$16.19 per hour
103.	Health Educator II .....	\$ 7.12 per hour	\$17.76 per hour
104.	Heating Inspector .....	\$13.82 per hour	\$18.06 per hour
105.	HIV Educator .....	\$ 8.17 per hour	\$10.33 per hour
106.	House Connection Inspector .....	\$12.33 per hour	\$15.10 per hour
107.	Housing Inspector .....	\$14.17 per hour	\$16.07 per hour
108.	Human Resources Contract Specialist .....	\$ 9.73 per hour	\$24.48 per hour
109.	Human Resources On-the-Job Training Specialist .....	\$10.21 per hour	\$20.81 per hour
110.	Human Resources Planner .....	\$10.74 per hour	\$25.85 per hour
111.	Human Resources Special Projects Coordinator .....	\$10.21 per hour	\$20.81 per hour
112.	Income Tax Tracer .....	\$10.04 per hour	\$14.31 per hour
113.	Industrial Hygiene Engineer .....	\$ 9.73 per hour	\$24.48 per hour
114.	Industrial Nuisance Inspector .....	\$ 6.36 per hour	\$16.19 per hour

115.	Information Control Analyst .....	\$ 6.81 per hour	\$16.95 per hour
116.	Inspector of Weights and Measures .....	\$ 5.73 per hour	\$14.77 per hour
117.	Instrument Repairman .....	\$ 8.21 per hour	\$16.18 per hour
118.	Instrumentation Technician I .....	\$16.38 per hour	\$17.39 per hour
119.	Instrumentation Technician II .....	\$18.28 per hour	\$19.16 per hour
120.	Intake Specialist .....	\$ 5.15 per hour	\$13.12 per hour
121.	Job Retraining Assistant .....	\$ 7.12 per hour	\$17.76 per hour
122.	Junior Cashier .....	\$ 5.24 per hour	\$13.60 per hour
123.	Junior Chemist .....	\$ 5.46 per hour	\$14.17 per hour
124.	Junior City Planner .....	\$ 6.36 per hour	\$16.19 per hour
125.	Junior Civil Engineer .....	\$ 6.36 per hour	\$16.19 per hour
126.	Junior Clerk .....	\$ 9.60 per hour	\$11.34 per hour
127.	Junior Draftsman .....	\$ 8.20 per hour	\$13.90 per hour
128.	Junior Engineering Aide .....	\$ 5.46 per hour	\$14.17 per hour
129.	Lab Coordinator.....	\$16.82 per hour	\$20.61 per hour
130.	Laboratory Assistant .....	\$ 6.04 per hour	\$15.46 per hour
131.	Laboratory Helper .....	\$ 5.15 per hour	\$12.21 per hour
132.	Landscape Architect .....	\$ 9.50 per hour	\$23.12 per hour
133.	Lead Pressman .....	\$ 8.93 per hour	\$18.01 per hour
134.	Life Guard .....	\$ 8.50 per hour	\$12.94 per hour
135.	Life Guard Captain .....	\$10.00 per hour	\$16.04 per hour
136.	Mechanical Engineer .....	\$ 9.50 per hour	\$24.48 per hour
137.	Messenger .....	\$ 5.15 per hour	\$12.21 per hour
138.	Meter Reader .....	\$12.45 per hour	\$14.91 per hour
139.	Minority Business Consultant .....	\$11.15 per hour	\$27.24 per hour
140.	Miscellaneous Investigator .....	\$ 5.46 per hour	<b>\$14.91 per hour</b>
141.	Monitoring, Auditing and Evaluation Coordinator .....	\$13.65 per hour	\$18.03 per hour
142.	Office Machine Operator .....	\$ 9.60 per hour	\$11.88 per hour
143.	Offset Duplicating Machine Operator .....	\$ 5.46 per hour	\$14.17 per hour
144.	On The Job Training Specialist .....	\$12.71 per hour	\$17.42 per hour
145.	Park and Recreation Planner .....	\$ 9.51 per hour	\$23.12 per hour
146.	Parking Attendant .....	\$ 6.31 per hour	\$13.12 per hour
147.	Parking Meter Collector .....	\$ 6.32 per hour	\$13.09 per hour
148.	Parking Meter Serviceman .....	\$13.22 per hour	\$13.77 per hour
149.	Permit Processing Specialist .....	\$ 7.00 per hour	\$10.98 per hour
150.	Pharmacist .....	\$10.74 per hour	\$25.84 per hour
151.	Pharmacodependent Rehabilitation Counselor I .....	\$ 6.49 per hour	\$12.54 per hour
152.	Pharmacodependent Rehabilitation Counselor II .....	\$ 7.57 per hour	\$14.82 per hour
153.	Photographer .....	\$ 9.08 per hour	\$17.76 per hour
154.	Photographic Laboratory Technician .....	\$ 6.80 per hour	\$15.46 per hour
155.	Photo-Litho Operator .....	\$ 5.48 per hour	\$14.17 per hour
156.	Physical Director .....	\$ 8.33 per hour	\$15.97 per hour
157.	Plan Examiner .....	\$ 7.96 per hour	\$21.13 per hour
158.	Play Director .....	\$ 5.68 per hour	\$11.19 per hour
159.	Police Radio Technician .....	\$15.90 per hour	\$16.83 per hour
160.	Pressman .....	\$ 7.89 per hour	\$17.43 per hour
161.	Preventive Health Counselor .....	\$13.59 per hour	\$18.07 per hour
162.	Preventive Health Educator .....	\$ 8.89 per hour	\$12.14 per hour
163.	Principal Cashier .....	\$ 7.24 per hour	\$19.03 per hour
164.	Principal Clerk .....	\$11.93 per hour	\$16.10 per hour
165.	Print Shop Helper .....	\$10.30 per hour	\$12.00 per hour
166.	Private Secretary .....	\$ 6.71 per hour	\$16.99 per hour
167.	Program Analyst .....	\$16.64 per hour	\$24.62 per hour
168.	Programmer .....	\$ 8.96 per hour	\$21.94 per hour
169.	Programmer Analyst .....	\$ 9.73 per hour	\$24.48 per hour
170.	Property Clerk .....	\$11.37 per hour	\$27.26 per hour
171.	Psychiatric Social Worker .....	\$12.48 per hour	\$17.71 per hour
172.	Psychologist I .....	\$10.74 per hour	\$23.56 per hour
173.	Psychologist II .....	\$12.88 per hour	\$27.78 per hour
174.	Public Health Nursing Aide .....	\$10.32 per hour	\$11.32 per hour
175.	Public Health Sanitarian I .....	\$12.41 per hour	\$15.12 per hour
176.	Public Health Sanitarian II .....	\$13.93 per hour	\$16.93 per hour
177.	Public Health Sanitarian III .....	\$15.04 per hour	\$17.67 per hour
178.	Public Health Sanitarian IV .....	\$ 8.78 per hour	\$21.93 per hour
179.	Public Information Officer .....	\$ 7.38 per hour	\$18.68 per hour
180.	Quality Assurance Analyst .....	\$ 8.96 per hour	\$21.93 per hour
181.	Quality Control Coordinator.....	\$16.82 per hour	\$20.61 per hour
182.	Radio Dispatcher .....	\$16.83 per hour	\$16.83 per hour
183.	Radio Technician .....	\$15.90 per hour	\$16.83 per hour

184.	Receptionist .....	\$ 6.06 per hour	\$12.50 per hour
185.	Records Manager .....	\$ 9.84 per hour	\$13.11 per hour
186.	Recreation Aide .....	\$ 5.68 per hour	\$ 8.74 per hour
187.	Recreation Instructor .....	\$ 5.15 per hour	\$13.12 per hour
188.	Recreation Instructor I .....	\$ 5.24 per hour	\$13.97 per hour
189.	Recreation Instructor II .....	\$ 5.46 per hour	\$14.51 per hour
190.	Recreation Instructor III .....	\$ 6.83 per hour	\$15.36 per hour
191.	Recreation Program Supervisor .....	\$ 6.83 per hour	\$14.27 per hour
192.	Redevelopment Advisor .....	\$ 7.96 per hour	\$19.69 per hour
193.	Redevelopment Coordinator .....	\$ 8.38 per hour	\$21.94 per hour
194.	Refrigeration Inspector .....	\$13.84 per hour	\$18.06 per hour
195.	Refugee Outreach Worker .....	\$ 8.40 per hour	\$12.20 per hour
196.	Registered Animal Health Technician .....	\$ 7.94 per hour	\$13.12 per hour
197.	Rehabilitation Advisor .....	\$ 6.71 per hour	\$16.99 per hour
198.	Rehabilitation Inspector.....	\$14.75 per hour	\$20.35 per hour
199.	Sanitarian Aide .....	\$11.28 per hour	\$12.73 per hour
200.	Secretary .....	\$ 6.30 per hour	\$14.17 per hour
201.	Secretary to Director of Consumer Affairs .....	\$ 9.51 per hour	\$23.12 per hour
202.	Senior Assistant Architect .....	\$ 7.96 per hour	\$19.69 per hour
203.	Senior Assistant City Planner .....	\$ 7.96 per hour	\$19.69 per hour
204.	Senior Assistant Civil Engineer .....	\$ 7.96 per hour	\$19.69 per hour
205.	Senior Assistant Electrical Engineer .....	\$ 7.96 per hour	\$19.69 per hour
206.	Senior Assistant Mechanical Engineer .....	\$ 7.96 per hour	\$19.69 per hour
207.	Senior Assistant Traffic Engineer .....	\$ 7.96 per hour	\$19.69 per hour
208.	Senior Bacteriologist .....	\$ 6.71 per hour	\$16.99 per hour
209.	Senior Cashier .....	\$ 6.36 per hour	\$16.19 per hour
210.	Senior Chemist .....	\$ 7.53 per hour	\$18.68 per hour
211.	Senior Clerk .....	\$ 9.99 per hour	\$13.29 per hour
212.	Senior Computer Operator .....	\$ 8.96 per hour	\$21.94 per hour
213.	Senior Contract and Monitoring Specialist.....	\$11.34 per hour	\$23.26 per hour
214.	Senior Data Conversion Operator .....	\$10.80 per hour	\$14.77 per hour
215.	Senior Development Officer .....	\$12.63 per hour	\$28.78 per hour
216.	Senior Draftsman .....	\$ 9.37 per hour	\$15.88 per hour
217.	Senior Engineering Draftsman and Photographer .....	\$ 7.12 per hour	\$17.76 per hour
218.	Senior Information Control Analyst .....	\$ 7.38 per hour	\$18.68 per hour
219.	Senior Laboratory Technician .....	\$10.86 per hour	\$14.45 per hour
220.	Senior Landscape Architect .....	\$ 9.73 per hour	\$24.48 per hour
221.	Senior Site Inspector — Demolition .....	\$ 8.43 per hour	\$20.81 per hour
222.	Sewer Service Man .....	\$14.55 per hour	\$15.44 per hour
223.	Site Inspector .....	\$ 7.53 per hour	\$18.68 per hour
224.	Social Worker for Homeless .....	\$13.82 per hour	\$18.38 per hour
225.	Starter (Golf) .....	\$ 5.15 per hour	\$10.86 per hour
226.	S.T.D. Clerk .....	\$ 7.88 per hour	\$10.49 per hour
227.	Stenographer I .....	\$ 9.49 per hour	\$11.91 per hour
228.	Stenographer II .....	\$10.46 per hour	\$13.29 per hour
229.	Stenographer III .....	\$ 7.37 per hour	\$14.77 per hour
230.	Stock Clerk .....	\$ 5.46 per hour	\$14.60 per hour
231.	Storekeeper .....	\$ 6.36 per hour	\$16.63 per hour
232.	Street Obstruction Inspector .....	\$ 6.04 per hour	\$15.46 per hour
233.	Surveyor .....	\$ 8.96 per hour	\$21.94 per hour
234.	Tax Auditor I .....	\$10.60 per hour	\$15.03 per hour
235.	Tax Auditor II .....	\$12.41 per hour	\$16.61 per hour
236.	Technical Specialist .....	\$ 7.53 per hour	\$18.68 per hour
237.	Technical Specifications Writer .....	\$ 9.08 per hour	\$19.70 per hour
238.	Telephone Operator .....	\$ 5.24 per hour	\$13.60 per hour
239.	Telephone Supervisor .....	\$ 5.46 per hour	\$14.17 per hour
240.	Timekeeper .....	\$ 5.46 per hour	\$14.17 per hour
241.	Traffic Engineer .....	\$ 9.50 per hour	\$23.12 per hour
242.	Traffic Sign and Marking Technician .....	\$13.28 per hour	\$14.17 per hour
243.	Typist .....	\$ 9.63 per hour	\$12.33 per hour
244.	Urban Planning and Development Technician .....	\$ 5.73 per hour	\$14.77 per hour
245.	Utility Adjuster .....	\$10.33 per hour	\$13.29 per hour
246.	Vector Control Assistant .....	\$ 8.90 per hour	\$11.83 per hour
247.	Veteran's Counselor .....	\$ 7.38 per hour	\$16.08 per hour
248.	Water Hydraulic Repairman .....	\$14.55 per hour	\$15.44 per hour
249.	Water Meter Repairman .....	\$14.55 per hour	\$15.44 per hour
250.	Water Pipe Repairman.....	\$13.18 per hour	\$15.44 per hour
251.	Water Serviceman .....	\$ 9.05 per hour	\$13.18 per hour
252.	Water System Construction Inspector .....	\$15.21 per hour	\$19.29 per hour

Section 25. That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. Fingerprint Examiner .....	\$22,000.00	\$32,168.86
2. Scientific Examiner .....	\$25,000.00	<b>\$48,080.85</b>

Section 28. That the salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. Airport Maintenance Supervisor .....	\$21,019.66	\$43,294.59
2. Assistant Chief Building Inspector .....	17,705.24	<b>48,000.00</b>
3. Assistant Chief Housing Inspector .....	17,705.24	41,829.35
4. Assistant Custodian .....	16,559.28	39,603.62
5. Assistant Superintendent of Electrical Generation ....	21,019.66	46,354.00
6. Bridge Inspector .....	13,958.10	34,081.47
7. Bureau Manager — Housing .....	26,797.11	67,133.02
8. Bureau Manager — Demolition .....	26,797.11	67,133.02
9. Bureau Manager — Building .....	26,797.11	67,133.02
10. Cable Production Manager .....	20,410.00	76,053.67
11. Chief Bridge Operator .....	16,559.28	40,989.75
12. Chief of Electric Meter Bureau .....	26,274.57	57,863.04
13. Chief Guard .....	15,764.74	33,893.99
14. Chief Safety Signal System .....	\$18.60 per hour	\$30.08 per hour
15. Chief Sidewalk Inspector .....	15,641.78	37,545.70
16. Chief Street Permit Inspector .....	14,790.48	35,711.05
17. Chief of Traffic Signal Unit .....	\$18.60 per hour	\$30.08 per hour
18. Community Development Code Enforcement		
Inspector Supervisor .....	34,464.91	46,464.95
19. Coordinator of Parking Enforcement .....	18,627.62	42,788.17
20. Correctional Supervisor .....	17,543.01	41,830.50
21. District Forester .....	31,043.38	47,678.21
22. Electric Bridge Operator Leader .....	\$ 8.55 per hour	\$14.83 per hour
23. Environmental Assistant .....	17,705.24	41,830.50
24. Field Operations Forester .....	32,445.00	49,479.19
25. General Superintendent Waste Collection .....	30,473.96	52,110.05
26. House Sergeant .....	13,137.29	29,941.44
27. Instrumentation Supervisor .....	29,200.50	43,501.80
28. Parking Meter Foreman .....	24,679.38	33,692.17
29. Printing Foreman .....	28,404.92	42,570.03
30. Supervisor of Landscape Construction .....	17,078.47	38,148.29
31. Supervisor of Parking Enforcement Unit .....	18,262.21	33,232.53
32. Supervisor of Markets .....	14,790.48	36,960.94
33. Supervisor of Weights and Measures .....	14,790.48	35,711.05
34. Survey Party Chief .....	18,099.87	46,027.26
35. Tunnel Maintenance Foreman .....	17,078.47	31,210.66
36. Tunnel Maintenance Man .....	15,764.72	28,496.29

Section 32. That the salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. Air Pollution Control, Engineer IV.....	\$20,231.40	\$49,151.61
2. Airport Safety Shift Commander.....	20,231.40	49,151.61
3. Assistant Administrator.....	20,231.40	50,871.92
4. Assistant Health Center Director.....	20,231.40	49,151.61
5. Assistant Manager of Marketing.....	20,231.40	49,151.61
6. Central Payroll Supervisor.....	20,231.40	49,151.61
7. Chief Building Inspector.....	20,231.40	<b>52,000.00</b>
8. Chief Electrical Inspector.....	20,231.40	49,151.61
9. Chief Elevator Inspector.....	20,231.40	49,151.61
10. Chief Environmental Health — Engineering.....	20,231.40	49,151.61
11. Chief Heating Inspector.....	20,231.40	49,151.61
12. Chief Housing Inspector.....	20,231.40	50,871.92
13. Chief Plumbing Inspector.....	20,231.40	49,151.61
14. Chief Rehabilitation Supervisor.....	20,231.40	50,871.92
15. Contract Supervisor — Division of Purchases and Supplies.....	20,231.40	49,151.61



16.	Data Processing Supervisor.....	20,231.40	49,151.61
17.	Human Resources Contract Administrator.....	20,231.40	65,604.32
18.	Manager of Public Utilities Building Maintenance.....	20,231.40	60,557.83
19.	Senior Systems Analyst.....	20,231.40	50,871.92
20.	Shift Supervisor Operations.....	20,231.40	49,151.61
21.	Superintendent of Distribution.....	20,231.40	49,151.61
22.	Superintendent of Pumping.....	20,231.40	49,151.61
23.	Superintendent of Purification.....	20,231.40	49,151.61
24.	Supervising Tax Auditor.....	20,231.40	49,151.61
25.	Supervisor of Civil Service Records.....	20,231.40	49,151.61

**Section 43. Hourly Rate — Crafts**

Compensation for all persons employed by the hour in any of the following classifications shall be fixed by the appointing authority within the limits established in the following schedule for each classification:

	<b>Effective Date</b>	<b>Minimum</b>	<b>Maximum</b>	
1.	Asbestos Worker .....	<b>5-1-00</b>	<b>\$29.18</b>	<b>\$36.48</b>
2.	Asphalt Construction Foreman .....	5-1-00	20.10	30.15
3.	Asphalt Raker .....	5-1-00	19.27	28.91
4.	Asphalt Tamper .....	5-1-00	19.27	28.91
5.	Boiler Maker .....	5-1-98	29.14	36.42
	.....	10-1-97	27.74	34.67
6.	Bricklayer .....	<b>5-1-00</b>	<b>25.46</b>	<b>31.82</b>
7.	Bricklayer Foreman .....	<b>5-1-00</b>	<b>26.71</b>	<b>33.07</b>
8.	Bricklayer Helper .....	5-1-00	19.79	29.69
9.	Carpenter .....	<b>5-1-00</b>	<b>25.19</b>	<b>31.49</b>
10.	Carpenter Foreman .....	<b>5-1-00</b>	<b>26.44</b>	<b>32.74</b>
11.	Carpenter Apprentice .....	5-1-92	5.97	16.43
12.	Cement Finisher .....	<b>5-1-00</b>	<b>25.64</b>	<b>32.05</b>
13.	Cement Finisher Foreman .....	<b>5-1-00</b>	<b>26.89</b>	<b>33.30</b>
14.	Construction Equipment Operator — Group A .....	5-1-99	26.02	29.63
15.	Construction Equipment Operator — Group B .....	5-1-99	25.87	29.48
16.	Construction Equipment Operator — Group C .....	5-1-99	25.02	28.63
17.	Construction Equipment Operator — Group D .....	5-1-99	24.24	27.85
18.	Construction Equipment Operator — Group E .....	5-1-99	23.92	27.53
19.	Construction Equipment Operator — Oiler — Group F .....	5-1-99	17.79	21.40
20.	Curb Cutter .....	5-1-00	19.70	29.55
21.	Electrical Worker .....	<b>5-1-00</b>	<b>29.74</b>	<b>37.17</b>
22.	Electrical Worker Foreman .....	<b>5-1-00</b>	<b>30.99</b>	<b>38.42</b>
23.	Glazier .....	<b>5-1-00</b>	<b>25.46</b>	<b>31.82</b>
24.	Ironworker .....	<b>8-1-99</b>	28.42	35.53
25.	Ironworker Foreman .....	<b>8-1-99</b>	29.67	36.78
26.	Jackhammer Operator .....	5-1-00	19.27	28.91
27.	Master Mechanic .....	5-1-99	26.52	30.13
28.	Overhead Floodlight Maintenance Man .....	5-1-92	21.19	26.49
29.	Painter .....	<b>5-1-00</b>	<b>24.69</b>	<b>30.86</b>
30.	Painter — Apprentice .....	5-1-92	6.95	14.89
31.	Painter Foreman .....	<b>5-1-00</b>	<b>25.94</b>	<b>32.11</b>
32.	Paver .....	5-1-00	19.54	29.31
33.	Paving Foreman .....	5-1-00	20.10	30.15
34.	Pipefitter (Welder) .....	<b>5-1-00</b>	<b>30.42</b>	<b>38.02</b>
35.	Pipefitter Foreman .....	<b>5-1-00</b>	<b>31.67</b>	<b>39.27</b>
36.	Plasterer .....	<b>5-1-00</b>	<b>25.27</b>	<b>31.59</b>
37.	Plasterer Foreman.....	<b>5-1-00</b>	<b>26.52</b>	<b>32.84</b>
38.	Plumber (Welder) .....	<b>5-1-00</b>	<b>29.90</b>	<b>37.50</b>
39.	Plumber Foreman .....	<b>5-1-00</b>	<b>31.15</b>	<b>38.63</b>
40.	Roofer .....	<b>5-1-00</b>	<b>26.02</b>	<b>32.52</b>
41.	Sheet Metal Worker .....	<b>5-1-00</b>	<b>28.74</b>	<b>35.92</b>
42.	Sheet Metal Worker Foreman .....	<b>5-1-00</b>	<b>29.99</b>	<b>37.17</b>
43.	Sign Painter .....	4-1-00	22.55	26.51
44.	Sign Painter Unit Leader .....	4-1-00	23.55	27.51
45.	Spray Painter .....	4-1-00	20.22	24.16
46.	Superintendent of Construction Equipment .....	5-1-00	20.10	30.15

**Section 2.** That existing Sections 8, 25, 28, 32 and 43 of Ordinance No. 434-2000, passed March 20, 2000, are hereby repealed.

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

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

**Ord. No. 1071-2000.****By Councilman Willis.**

**An emergency ordinance authorizing the Director of Public Service to issue a permit to University Circle Incorporated to encroach into the right-of-way at 11111 Euclid Ave. with a shuttle bus shelter in front of Case Western Reserve University's Thwing Student Service Center.**

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

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

**Section 1.** That the Director of Public Service hereby is authorized to issue a permit, revocable at the will of Council, and assignable by the Permittee with the written consent of the Director of Public Service to University Circle Incorporated, 10831 Magnolia Drive, Cleveland, Ohio 44106-1887, its successors and assigns, for the construction, use and maintenance of a shuttle bus shelter in front of Case Western Reserve University's Thwing Student Service Center which will encroach into the public right-of-way at 11111 Euclid Avenue between the intersections of University Hospitals Drive and Adelbert Road and is more fully described as follows:

**PROPOSED ENCROACHMENT  
AREA/UCI BUS SHELTER/  
11111 EUCLID AVENUE**

Situated in the City of Cleveland, County of Cuyahoga and the State of Ohio and lying within the bounds of Euclid Avenue (125.00 feet wide) as shown by the Dedication Plat of Euclid Avenue Widening of Part of Original 100 Acre Lot Number 403 and recorded in Volume 219 of Maps, Page 47 of Cuyahoga County Records, bounded and described as follows:

Beginning at its intersection of the northwesterly face of the curb of Euclid Avenue and the centerline of Adelbert Road N.E. (60.00 feet wide) produced northwesterly; thence northeasterly along said northwesterly face of the curb, about 470.00 feet to the principal place of beginning of the encroachment area herein intended to be described:

Course No. 1: Thence northwesterly perpendicular to said face of the curb, 14.08 feet to a point;

Course No. 2: Thence northeasterly parallel with said northwesterly face of the curb, 22.75 feet to a point;

Course No. 3: Thence northwesterly perpendicular to said northwesterly face of curb, about 17.00 feet to its intersection with the southeasterly line of the existing sidewalk of Euclid Avenue;

Course No. 4: Thence northeasterly along said southeasterly line of the sidewalk, 5.00 feet to a point;

Course No. 5: Thence southeasterly along a line drawn perpendicular to the northwesterly face of the curb, about 31.08 feet to its intersection with said northwesterly face of the curb;

Course No. 6: Thence southwesterly along said northwesterly face of the curb 27.75 feet to the principal place of beginning, containing 476 square feet of land, prepared from supplied sketches provided by University Circle, Inc., by Garrett & Associates, Inc., Registered Engi-

neers and Surveyors, in June, 2000, be the same more or less.

**Section 2.** That said shuttle bus shelter will be placed within the public right-of-way as aforesaid in Section 1., and will be constructed in accordance with plans and specifications approved by the Commissioner of Engineering and Construction. That all other required permits, including a Building Permit, shall be obtained before said shelter is constructed.

**Section 3.** That the Director of Public Service reserves the right to order the removal of said shelter should the proposed Euclid Corridor Transportation Project propose a station in the vicinity of 11111 Euclid Avenue and the Regional Transit Authority (RTA) authorizes its use by University Circle Incorporated for a student shuttle bus.

**Section 4.** That the permit herein authorized shall be prepared by the Director of Law and shall be issued only when, in the opinion of the Director of Law, the City of Cleveland has been properly indemnified against any and all loss which may result from said permit.

**Section 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.

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

Councilman Johnson left the meeting.

**FIRST READING EMERGENCY  
RESOLUTION REFERRED**

**Res. No. 1073-2000.****By Councilman Cintron.**

**An emergency resolution opposing the hiring of armed security guards for Cleveland Public Schools.**

Whereas, this Council of the City of Cleveland is greatly concerned about the health, safety and welfare of children attending the Cleveland Public Schools; and

Whereas, it was recently announced that the Cleveland school district intends to spend an additional \$8 million next year to place armed police, security guards and metal detectors in the schools; and

Whereas, the Cleveland school district announced it will hire 22 armed police for selected schools within the district; and

Whereas, while Council acknowledges that security must be of paramount concern, this Council believes that the hiring of armed guards to patrol the halls is a dangerous and ill-advised plan;

Whereas, Council urges Mayor White and Barbara Byrd-Bennett to reconsider the placement of armed guards in such close proximity to school students; and

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

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

**Section 1.** That this Council of the City of Cleveland opposes the placement of armed security guards in

Cleveland Public Schools and urges Mayor White and Barbara Byrd-Bennett to reconsider this proposal and to proffer other methods to ensure security for school children.

**Section 2.** That the Clerk of Council is hereby requested to transmit a copy of this resolution to Mayor Michael White and to Barbara Byrd-Bennett, Chief Executive Officer of the Cleveland Public Schools.

**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.

Referred to Director of Law; Committee on Public Safety.

Councilman Cintron left the meeting.

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

**Ord. No. 1074-2000.****By Councilman Cimperman.**

**An emergency ordinance consenting and approving the issuance of a permit for the Race for Wishes on July 22, 2000, sponsored by the Hermes Race Systems.**

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 Race for Wishes, sponsored by the Hermes Race Systems on July 22, 2000, starting on Euclid and E. 13th Street, north on East 13th Street to Lakeside, Lakeside to E. 9th, E. 9th to Erieside, Erieside to W. 3rd, W. 3rd to Lakeside, Lakeside to E. 13th, E. 13th to Euclid, Euclid to E. 17th and finish, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1075-2000.****By Councilman Cimperman.**

**An emergency ordinance consenting and approving the issuance of a permit for the American Heart Walk on September 16, 2000, sponsored by the American Heart Association.**

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 American Heart Walk, sponsored by the American Heart Walk, on September 16, 2000, beginning at East 9th to Erieside, Erieside to West 3rd, West 3rd to Lakeside, Lakeside to West 6th, West 6th to St. Clair, St. Clair to West 9th, West 9th to Superior, Superior to West 6th, West 6th to Lakeside, Lakeside to East 9th, East 9th to Rock and Roll Hall of Fame and finish, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1076-2000.****By Councilmen Jones, Johnson, Jackson, Britt, Patmon, Willis, Cinton, Gordon, Melena, Brady and Sweeney.**

**An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Catholic Charities Services Corporation for the purchase of computers to enable skills training for their Job Readiness Training Program and job search efforts through the use of Wards 1, 4, 5, 6, 8, 9, 14, 15, 17, 19, and 20 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Catholic Charities Services Corporation for the purchase of computers to enable skills training for their Job Readiness Training Program and job search efforts.

**Section 2.** That the cost of said contract shall be in an amount not

to exceed \$12,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1077-2000.****By Councilman Dolan.**

**An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Kamm's Corners Development Corporation for their flower planter program and vacant lot nuisance abatement program through the use of Ward 21 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Kamm's Corners Development Corporation for their flower planter program and vacant lot nuisance abatement program.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$5,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1078-2000.****By Councilman O'Malley.**

**An emergency ordinance to amend Section 2 of Ordinance No. 187-2000 passed February 7, 2000 relating to crime watch personnel and programs for business and residential groups in the Old Brooklyn Area using Ward 16 Neighborhood Equity Funds.**

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of

a municipal department; now, therefore,

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

**Section 1.** That Section 2 of Ordinance No. 187-2000, passed February 7, 2000, is hereby amended to read as follows:

Section 2. That the costs of said contract shall be in an amount not to exceed **Thirty-Eight Thousand Dollars (\$38,000)** and shall be paid from Fund No. 10 SF 166.

**Section 2.** That the existing Section 2 of Ordinance No. 187-2000, passed February 7, 2000 are hereby repealed.

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1079-2000.****By Councilman Polensek.**

**An emergency ordinance consenting and approving the issuance of a permit for the East 185th Street Festival Parade on August 6, 2000, sponsored by Northeast Shores Development Corporation.**

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 East 185th Street Festival Parade, sponsored by Northeast Shores Development Corporation on August 6, 2000, with the parade traveling down Neff Road to East 185th Street and head north to Lakeshore Blvd. where it will end, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

**Section 2.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force 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 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1080-2000.****By Councilman Polensek.**

**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Northeast Shores Development Corporation to stretch banners at East 185th and Villaview, Lakeshore Blvd. and East 185th, LaSalle at East 185th and Pawnee at East 185th, for the period from July 19, 2000 to August 11, 2000, inclusive, publicizing the East 185th Street Festival and Run.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Northeast Shores Development Corporation to install, maintain and remove banners at East 185th and Villaview, Lakeshore Blvd. and East 185th, LaSalle at East 185th and Pawnee at East 185th, for the period from July 19, 2000 to August 11, 2000, 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 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1081-2000.****By Councilman Sweeney.**

**An emergency ordinance to amend Section 2 of Ordinance No. 611-2000 passed April 17, 2000 relating to the design and construction of a playground at R.G. Jones School through the use of Ward 20 Neighborhood Equity Funds.**

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

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

**Section 1.** That Section 2 of Ordinance No. 611-2000, passed April 17, 2000, is hereby amended to read as follows:

**Section 2.** That the costs of said contract shall be in an amount not

to exceed **Sixty-Five Thousand Dollars (\$65,000)** and shall be paid from Fund No. 10 SF 166.

**Section 2.** That the existing Section 2 of Ordinance No. 611-2000, passed April 17, 2000 is hereby repealed.

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1082-2000.****By Councilman Robinson.**

**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Mt. Pleasant Community Council to stretch banners at the intersections of MLK & Kinsman, East 116th & Kinsman, East 130th & Kinsman and East 146th & Kinsman, for the period from June 19, 2000 to June 30, 2000, inclusive, publicizing the Great Clean Sweep.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Mt. Pleasant Community Council to install, maintain and remove banners at the intersections of MLK & Kinsman, East 116th & Kinsman, East 130th & Kinsman and East 146th & Kinsman, for the period from June 19, 2000 to June 30, 2000, 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 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1083-2000.****By Councilman Rybka.**

**An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Slavic Village Development for pre-development costs related to the Harvard School Senior Apartments Project through the use of Ward 12 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Slavic Village Development for pre-development costs related to the Harvard School Senior Apartments Project.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$150,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1084-2000.****By Councilman Rybka.**

**An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Slavic Village Development for their Waterman Place housing development project through the use of Ward 12 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Slavic Village Development for their Waterman Place housing development project.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$75,000 and shall be paid from Fund No. 10 SF 167.

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

**Section 4.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council,

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

**Ord. No. 1085-2000.**

**By Councilman White.**

**An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Southeast Improvement Association to provide crime prevention security and code enforcement services through the use of Ward 2 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Southeast Improvement Association to provide crime prevention security and code enforcement services.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$42,950 and shall be paid from Fund No. 10 SF 166.

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

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

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

The rules were suspended. Yeas 17. Nays 0. Read second time. Read third time in full. Passed. Yeas 17. Nays 0.

Councilman Cintron entered the meeting.

**FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED**

**Res. No. 1086-2000.**

**By Councilman Cimperman.**

**An emergency resolution withdrawing objection to the transfer of ownership of a C2 and C2X Liquor Permit to 1113-1115 Norwood Rd. 1st Fl. & Bsmt., and repealing Res. No. 487-2000 objecting to said transfer of ownership.**

Whereas, this Council objected to the transfer of ownership of a C2 and C2X Liquor Permit to 1113-1115 Norwood Rd. 1st Fl. & Bsmt. by Res. No. 487-2000 adopted by Council March 27, 2000; and

Whereas, this Council wishes to withdraw its objection to the above

transfer of ownership and consents to said transfer of ownership based upon and pursuant to a letter forwarded to the Council and the City of Cleveland Law Department sent by the permit holder on May 15, 2000, a copy of which is in the file for this address with the City of Cleveland's Law Department; and

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

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

**Section 1.** That objection to the transfer of ownership of a C2 and C2X Liquor Permit to 1113-1115 Norwood Rd., 1st Fl. & Bsmt., be and the same is hereby withdrawn and Res. No. 487-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership thereof.

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

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

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

**Res. No. 1087-2000.**

**By Councilmen Cimperman, Cintron, Melena, Sweeney and Dolan.**

**An emergency resolution condemning the Administration's failure to honor its commitment to fully staff the Department of Public Safety fireboat.**

Whereas, as part of the annual budget process for this year, Council and the Administration agreed that \$350,000 would be earmarked to fully staff the Department of Public Safety fireboat serving the neighborhoods along the Cuyahoga River; and

Whereas, Council reached this consensus with the Administration after much discussion, and eventual agreement by the Administration, that the fireboat is needed to ensure the safety of residents and businesses in Tremont, Ohio City and the Clark Metro areas of the City, and along the riverfront; and

Whereas, there is over \$1 billion of business development along the riverfront; and

Whereas, Council has become aware that the Administration has not fulfilled its promise to fully staff the fireboat, citing an opinion of an arbitrator that failed to give due consideration to the needs and safety of the impacted neighborhoods; and

Whereas, this Council condemns this decision of the arbitrator and the Administration which places neighborhoods last, as opposed to first; and

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

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

**Section 1.** That this Council of the City of Cleveland condemns the Administration's failure to honor its commitment to the residents and business owners of the City of Cleveland to fully staff the Department of Public Safety fireboat which provides protection and fire safety for the Tremont, Ohio City and Clark Metro neighborhoods and businesses and urges the Administration to promptly fulfill its promise made during this year's budget process.

**Section 2.** That the Clerk of Council is hereby requested to transmit a copy of this resolution to Mayor Michael White.

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

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

The rules were suspended. Yeas 18. Nays 0. Read second time. Read third time in full. Adopted. Yeas 17. Nays 1.

Those voting yea: Councilmen Polensek, Brady, Britt, Cimperman, Cintron, Dolan, Gordon, Jackson, Jones, Lewis, O'Malley, Patmon, Rybka, Sweeney, Westbrook, White, Willis.

Those voting nay: Councilman Coats. Absent: Councilmen Melena and Robinson.

Not answering roll call: Councilman Johnson.

**Res. No. 1088-2000.**

**By Councilman Dolan.**

**An emergency resolution objecting to the renewal of a D1, D2, D3 and D3A Liquor Permit at 16800 Lorain Avenue.**

Whereas, the uniform date for renewal of liquor permits in the State of Ohio is October 1st; and

Whereas, pursuant to Section 4303.271 of the Revised Code, the legislative authority of a municipal corporation may object to the renewal of a permit based upon legal grounds as set forth in division (A) of Revised Code Section 4303.292; and

Whereas, the applicant is unfit to continue to engage in the liquor permit business in that he has operated his liquor permit business in a manner that demonstrates a disregard for the laws, regulations or local ordinances of this state, and that 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 in that pursuant to Section 4303.271 of the Revised Code, objections to renewal of liquor permits shall be made no later than thirty days prior to the expiration date of the permit; now, therefore,

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

**Section 1.** That Council does hereby record its objection to the renewal of a D1, D2, D3 and D3A Liquor

Permit, Permit No. 44656470001, owned by Kamms Korner Tavern Inc., DBA Kilbanes Restaurant & Pub, 16800 Lorain Avenue, Cleveland, Ohio 44111, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.271 of the Revised Code of Ohio.

**Section 2.** That the Clerk of Council is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County, and a statement by the Director of Law that, in the Director's opinion, the objection is based upon substantial legal grounds within the meaning and intent of division (A) of Section 4303.292 of the Revised Code to the Director of Liquor Control.

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

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

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

**Res. No. 1089-2000.**

**By Councilman Rybka.**

**An emergency resolution withdrawing objection to the renewal of a D5 Liquor Permit to 5901 Francis Avenue, 1st Fl. & Bsmt., and repealing Res. No. 1334-99 objecting to said renewal.**

Whereas, this Council objected to the renewal of a D5 Liquor Permit to 5901 Francis Avenue, 1st Fl. & Bsmt., by Res. No. 1334-99, adopted by Council on July 14, 1999; and

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

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

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

**Section 1.** That objection to the renewal of a D5 Liquor Permit to 5901 Francis Avenue, 1st Fl. & Bsmt., be and the same is hereby withdrawn and Res. No. 1334-99, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

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

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

**Res. No. 1090-2000.**

**By Councilman White.**

**An emergency resolution urging Rite Aid Pharmacies to keep the Rite Aid Pharmacy branch located on East 131st Street and Miles at this location in order to continue providing pharmaceutical prescriptions services to the residents in Ward 2.**

Whereas, the Rite Aid Pharmacy has been providing pharmaceutical services to residents in Ward 2 for the last ten years; and

Whereas, Rite Aid Pharmacy is the only pharmacy in Ward 2 that residents can go in order to fill their pharmaceutical prescriptions; and

Whereas, Rite Aid Pharmacies has announced that the Rite Aid branch located at the East 131st Street and Miles Avenue location will be relocating to another part of the City; and

Whereas, this Rite Aid Pharmacy branch has recently closed its prescription services, which now makes it difficult for Ward 2 residents especially senior citizens to obtain their medical prescriptions, since there are no other pharmacies in the neighborhood providing pharmaceutical services; and

Whereas, the absence of a pharmacy in Ward 2 will require many residents especially senior citizens to seek other pharmacies outside their own neighborhood in order to obtain medical prescriptions; and

Whereas, the absence of a neighborhood pharmacy could be a detriment to the health and quality of life for residents in Ward 2, now, therefore;

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

**Section 1.** That Council strongly opposes the decision by Rite Aid Pharmacies to relocate the Rite Aid Pharmacy branch that is presently located on East 131st Street and Miles Avenue to another location within the City of Cleveland, that would leave Ward 2 residents without a pharmacy service.

**Section 2.** That Council strongly urges Rite Aid Pharmacies to maintain a pharmacy branch in the Ward 2 area at the East 131st Street and Miles Avenue location, in order for residents to have their medical prescriptions filled at a pharmacy in their own neighborhood.

**Section 3.** That the Clerk of Council be and she hereby is directed to transmit two certified copies of this resolution to the Rite Aid Pharmacies Chief Executive Officer Robert Miller.

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

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

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

Councilman Rybka left the meeting.

Councilman Sweeney left the meeting.

**SECOND READING EMERGENCY ORDINANCES PASSED**

**Ord. No. 1783-97.**

**By Councilman Zone.**

An emergency ordinance to supplement the Codified Ordinance of the City of Cleveland, 1976, by adding new Section 605.07A thereof relating to the intentional abuse of the local 9-1-1 emergency system.

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

1. In the title, line 4 and in Section 1, line 2 and at line 3, strike "605.07A" and insert in lieu thereof the following: "**605.071**".

Amendment agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 1411-99.**

**By Councilmen Britt, Sweeney, Cintron, Cimperman, Dolan, Jackson, Jones, Lewis, Melena, O'Malley, Polensek, Robinson Westbrook, White, Willis and Zone.**

An emergency ordinance to amend Section 535.051 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1524-95 passed January 29, 1996, relating to additional eligibility for special Homestead rates.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 1971-99.**

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 5510 Whittier Avenue to The Eleanor B. Rainey Memorial Institute, Inc.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 137-2000.**

**By Councilmen Cimperman and Lewis (by departmental request).**

An emergency ordinance to amend Section 355.04 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 552-96, passed June 10, 1996, relating to residence buildings and other main buildings in residence districts.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 210-2000.**

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

An emergency ordinance authorizing the Director of Community Development to transfer property described as Permanent Parcel Nos. 112-25-074, 112-25-075, 112-25-076 and 112-25-091 to the control, possession and use of the Department of Parks, Recreation and Properties for the expansion of Thames Playfield.

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

1. In the title, line 5, after "Nos," insert "014-15-010, 104-15-011," and at the end, strike the period and insert "and for the creation of Henritze Park."

2. Insert new Section 2 to read as follows:

**"Section 2. That pursuant to Section 183.14 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Community Development is authorized and directed to transfer the following described property within forty five (45) days after passage of this ordinance to the control, possession and use of the Department of Parks, Recreation and Properties for the creation of Henritze Park:**

**P. P. No. 014-15-010**

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

**P. P. No. 014-15-011**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as Subdivision 72 in the Charles & John Henritze's Allotment of part of Original Brooklyn Township Lots Nos. 58 and 63, as shown by the recorded plat in Volume 19 of Maps, Page 14 of Cuyahoga County Records, and being 40 feet front on the Northerly side of Henritze Avenue and extending back of equal width 122 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

3. In existing Section 2, lines 1 and 2, strike "transfer referenced in Section 1" and insert in lieu thereof "transfers referenced herein".

4. In existing Section 3, line 2, strike "transfer" and insert in lieu thereof "transfers".

5. Renumber existing Sections 2, 3 and 4 to new "Section 3", "Section 4" and "Section 5".

Amendments agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 368-2000.**

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and locat-

ed at 14725 Thames Avenue to Greater Bethel African Meth. Epis. Church.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 371-2000.**

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 6305, 6301 and 6215 Lexington Avenue to Johnny A. Barnes and Lucille E. Barnes.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 373-2000.**

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 15912 Saranac Road to Sheila Frey.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 588-2000.**

By Mayor White.  
An emergency ordinance authorizing the Director of Port Control to enter into a termination agreement with Green Energy, Inc. and Carl R. Gessel d/b/a Green Energy Company for the plugging and abandonment of the Tuma No. 1 gas well and to pay termination costs.

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

1. In Section 1, delete lines 6, 7, 8, 9, 10, and 11 in their entirety and insert in lieu thereof the following: "the proceeds from the sale of the 1997 GARBS, Request No. 8265. Said agreement shall be prepared by".

Amendment agreed to.  
The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 713-2000.**

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

An emergency ordinance approving the final draft Solid Waste Management Plan of the Cuyahoga County Solid Waste Management District.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 735-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance to extend the retirement dates of Officer Emil Cielek, Lieutenant Michael O'Malley, Lieutenant Edward Lentz and Detective Arssie Taylor, for a one year period for the Division of Police, Department of Public Safety.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 736-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to service and maintain police aircraft, including labor if necessary, for the Division of Police, Department of Public Safety.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 737-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of supplies needed for care and feeding of horses, for the Division of Police, Department of Public Safety.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 738-2000.**

By Councilmen Polensek and Patmon (by departmental request).

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

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 739-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of prisoner meals, for the Division of Police, Department of Public Safety.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 740-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of citation forms, for the Division of Police, Department of Public Safety.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 741-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of photo lab materials and supplies, for the Division of Police, Department of Public Safety.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 746-2000.**

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

An emergency ordinance authorizing the purchase by requirement contract of labor and materials needed to install streetlighting bases and pull boxes, for the Division of Cleveland Public Power, Department of Public Utilities, for a period not to exceed two years.

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

1. In Section 2, line 7, after "Finance." insert the following: "**All expenditures under the two year contract authorized herein shall not exceed \$1,500,000. In the event that a contract for less than two years is entered into, all expenditures under such contract and authorized herein, shall not exceed \$750,000.**"

Amendment agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 748-2000.**

By Councilmen Melena and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into or amend contracts with various social service agencies, community development or local development corporations and private for profit entities and to enter into or amend memorandums of understanding with various City of Cleveland departments to implement the City's community development programs and to expend funds for the operation of programs administered by the Department of Community Development.

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

1. Insert new Sections 8 and 9 to read, respectively, as follows:

**"Section 8. That the City is authorized to accept promissory notes, naming the City of Cleveland as payee, and mortgages, naming the City of Cleveland as mortgagee, and any other security instrument executed to evidence and secure repayment of loans made under this program.**

**Section 9. That the Director of Community Development is hereby authorized to enter into forbearance agreements with any recipient of a validly existing loan administered by the City, and to charge and accept fees and to expend such fees**

**to cover costs incurred in the preparation of loan documents, closing, and servicing costs. Such fees shall be deposited to and expended from Fund No. 14."**

2. Renumber existing Section 8 to new "Section 10".

Amendments agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 768-2000.**

By Councilman Cintron.

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 133.04 thereof, relating to Exempted Special Events.

Approved by Directors of Parks, Recreation and Properties, Finance; Legal objection to passage by Law Director; Recommended by Committee on Finance.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 822-2000.**

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

An emergency ordinance authorizing the purchase by requirement contract of labor, material and services necessary to maintain outdoor residential lighting and energy efficient programs, for the Division of Cleveland Public Power, Department of Public Utilities, for a period not to exceed two years.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 823-2000.**

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

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to remove idle wood, concrete and metal poles, for the Division of Cleveland Public Power, Department of Public Utilities, for a period not to exceed two years.

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

1. In Section 2, line 7, after "Finance." insert the following: "**That all expenditures under the contract authorized herein shall not exceed \$35,000.00.**"

Amendment agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 824-2000.**

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

An emergency ordinance authorizing the purchase by requirement contract of labor and materials needed to fabricate ring and pinion gears, for the Division of Water, Department of Public Utilities, for a period not to exceed two years.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 825-2000.**

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

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary for miscellaneous building maintenance services, for the various divisions of the Department of Public Utilities, for a period not to exceed two years.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 826-2000.**

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

An emergency ordinance authorizing the purchase by requirement contract of hauling and disposal of water plant residuals, for the Division of Water, Department of Public Utilities, for a period not to exceed two years.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 827-2000.**

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

An emergency ordinance authorizing the purchase by requirement contract of paper products, for the Divisions of Water and Cleveland Public Power, Department of Public Utilities, for a period not to exceed two years.

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

1. In Section 2, line 7, after "Finance." insert the following: "**That all expenditures under the contract authorized herein shall not exceed \$900,000.00.**"

Amendment agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 828-2000.**

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

An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide services necessary to design, layout, produce and distribute 2000 and 2001 annual reports and other customer public information materials, for the various divisions of the Department of Public Utilities.

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



The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 829-2000.**

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

An emergency ordinance authorizing the procurement by requirement contract of the rental of various pieces of heavy equipment, for the Division of Water, Department of Public Utilities, for a period not to exceed two years.

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

1. In the title, line 7, after "Utilities" and before the ",", insert the following: **"and the Division of Cleveland Public Power, Department of Public Utilities"**.

2. In Section 1, line 8, after "Utilities" and before the "." insert the following: **"and the Division of Cleveland Public Power, Department of Public Utilities"**.

3. In Section 2, line 7, after "Finance," insert the following: **"That all expenditures under the contract authorized herein shall not exceed \$150,000.00."**

Amendments agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 830-2000.**

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

An emergency ordinance authorizing the purchase by requirement contract of labor and materials to maintain decorative and special lighting, for the Division of Cleveland Public Power, Department of Public Utilities, for a period not to exceed two years.

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

1. In Section 2, line 7, after "Finance," insert the following: **"That all expenditures under the contract authorized herein shall not exceed \$300,000.00."**

Amendment agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 831-2000.**

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

An emergency ordinance authorizing the Director of Public Utilities to enter into contract without competitive bidding with Pitney Bowes for the maintenance of a mail inserter machine, for the Division of Water, Department of Public Utilities, for a period not to exceed three years.

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

1. Strike Section 2 in its entirety and insert in lieu thereof the fol-

lowing: **"That all expenditures under the contract authorized herein shall not exceed \$42,673.00. The cost of said contract shall be paid from Fund No. 52 SF 001, Request No. 18741."**

Amendment agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 832-2000.**

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

An emergency ordinance authorizing the Director of Public Utilities to enter into contract without competitive bidding with ORACLE Service Industries for the purchase of multi-server licenses, for the Division of Water, Department of Public Utilities.

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

1. Strike Section 2 in its entirety and insert in lieu thereof the following: **"That all expenditures under the contract authorized herein shall not exceed \$319,979.00. The cost of said contract shall be paid from Fund No. 52 SF 001, Request No. 23492."**

Amendment agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 834-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to service and repair elevators at the Justice Center and the 3rd District Police Station, for the Division of Police, Department of Public Safety, for a period of one year, with one option to renew for an additional year.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 835-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of furniture and fixtures for various locations within the Division of Police, Department of Public Safety.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 839-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to enter into contract without competi-

tive bidding with Medtronic Physio-Control for the purchase of maintenance service on defibrillators, including but not limited to monitors and battery support systems, for the Division of Emergency Medical Service, Department of Public Safety.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 840-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Department of Public Safety for the 2000-2001 EMS-EMT Training Program; and authorizing the purchase by requirement contract of equipment and supplies necessary to implement the program.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 845-2000.**

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to install tubing and other related work at Glenville Recreation Center, including removal of existing tubing and appurtenances, for the Division of Property Management, 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; when amended as follows:

1. In Section 1, strike lines 5, 6, and 7 in their entirety and insert in lieu thereof the following: **"labor and materials necessary to install tubing within two (2) existing boilers at Glenville Recreation Center and other related work, including removal of existing tubing and appurtenances, to be purchased by the"**.

2. In Section 2, strike lines 1, 2, and 3 in their entirety and insert in lieu thereof the following: **"That the contract authorized herein shall be for a term of one (1) year or less and all expenditures under the contract shall not exceed \$25,000.00. The cost of said contract shall be paid from Fund No. 01-701110-645200, Request No. 21953."**

Amendments agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 846-2000.**

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recre-

ation and Properties to transfer the ownership of the Ivan Franko bust from the City of Cleveland to the United Ukrainian Organizations of Greater Cleveland in exchange for two Ukrainian busts to be created and installed in the Cultural Gardens at Rockefeller Park.

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 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 851-2000.**

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

An emergency ordinance authorizing the Director of Community Development to enter into contract with Magnate Properties, LLC to provide a Loan to partially finance the rehabilitation and redevelopment of the historic Marshall Drug Building located at the corner of W. 9th Street and Lakeside Avenue, Cleveland, Ohio.

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

1. In the title, lines 4 and 5, and in Section 1, lines 3 and 4, strike "Magnate Properties, LLC" and insert in lieu thereof "**Marshall-Magnate Building, LTD**".

Amendment agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 906-2000.**

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

An emergency ordinance to amend Section 129.33 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1148-88, passed May 16, 1998, relating to contracts for purchase of electric power and energy.

Approved by Directors of Public Utilities, Finance, Law; Relieved of Committee on Legislation; Recommended by Committees on Public Utilities, Finance.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 924-2000.**

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary for emergency cleanup and replacement of leaking underground storage tanks and systems, for the Division of Motor Vehicle Maintenance, Department of Public Service.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 928-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to enter into a requirement contract with Dictaphone Corporation for the a maintenance contract for Dictaphone equipment, for the Division of Emergency Medical Service, Department of Public Safety.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 929-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the U.S. Department of Justice's Bulletproof Vest Partnership for the 1999-2001 Bulletproof Vest Grant.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 938-2000.**

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to accept a cash donation from Dollar Bank for recreational purposes.

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 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**Ord. No. 943-2000.**

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

An emergency ordinance authorizing the Director of Economic Development to consent to assignment of Contract No. 56030 from Athersys, Inc. to Advanced Biotherapeutics, Inc, a wholly owned subsidiary of Athersys, Inc.

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

**SECOND READING  
ORDINANCES PASSED**

**Ord. No. 178-2000.**

By Councilman Sweeney.

An ordinance to change the Use District of lands on the northwesterly side of Grayton Road, S.W.; south of I-480 (Map Change No. 2006, Sheet No. 13)

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

1. Insert New Section 3 to read as follows: "**That the lands bounded and described herein shall not be used for asphalt manufacturing or mixing.**".

2. Insert New Section 4 to read as follows: "**That within one year from the date of passage of this ordinance, the use of the lands bounded and described herein shall be improved by the installation of a hard pavement at least two hundred (200) feet back from Grayton Road and the installation of a tire wash, including a proper drainage system, to alleviate the concerns of neighboring residents.**".

3. Insert New Section 5 to read as follows: "**That the lands bounded and described herein and within one hundred (100) feet of the Metropolitan Park shall be maintained in their natural state.**".

4. Renumber existing Section 3 to new "**Section 6**".

Amendments agreed to.

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. 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. 554-2000.**

By Councilmen Rybka, White and Cimperman.

An ordinance establishing the Broadway Corridor Business Revitalization District (BRD) (Map Change No. 2008 Sheet No. 5 & 6)

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

The rules were suspended. Yeas 16. Nays 0. Read third time in full. Passed. Yeas 16. Nays 0.

Councilman Sweeney entered the meeting.

**SECOND READING EMERGENCY  
RESOLUTION ADOPTED**

**Res. No. 402-97.**

By Councilman Dolan.

An emergency resolution urging the Mayor and the Administration to immediately and actively investigate and prepare the City of Cleveland for the imminent deregulation of the electric utility industry by pursuing the right of electrical utility customers, both residential and commercial/industrial, situated in the City of Cleveland to be aggregated together for the purpose of purchasing electricity to derive greater energy savings as a collective group and other matters set forth in Case No. 96-406-EL-COI before The Public Utilities Commission of Ohio.

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

The rules were suspended. Yeas 17. Nays 0. Read third time in full. Adopted. Yeas 17. Nays 0.

Councilman Rybka entered the meeting.

**THIRD READING EMERGENCY ORDINANCES PASSED**

**Ord. No. 2279-95.**

By Councilmen Coats, Cintron, Lewis and Polensek.

An emergency ordinance to amend Section 131.03 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 391-87, passed March 23, 1987, relating to the hiring of truck owner drivers.

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

**Ord. No. 2187-96.**

By Councilman Britt.

An ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Sections 687.01 through 687.17, relating to the registration of bounty hunters.

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

**Ord. No. 650-99.**

By Councilmen Coats, Zone and Johnson (by departmental request).

An emergency ordinance to amend Section 405.06 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1109-96, passed December 16, 1996, relating to impounding and towing fees.

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

**Ord. No. 2049-99.**

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

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to design the roadway modifications to the baggage/tug road at Cleveland Hopkins International Airport; determining the method of making the public improvement; and authorizing said director to enter into contract for the making of such improvement.

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

**Ord. No. 2116-99.**

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

An emergency ordinance determining the method of making the public improvement of installing and replacing curbing, aprons, ramps for the handicapped, and other concrete work for the various divisions of the Department of Port Control and authorizing the Director of Port Control to enter into one or more requirement contracts for the making of such improvement, for a period not to exceed two years.

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

**Ord. No. 213-2000.**

By Councilmen Dolan and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into a Lease By Way of Concession with BTS/LTL Joint Venture for operation as a business service center and the installation of Internet kiosks at Cleveland Hopkins International Airport.

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

**Ord. No. 257-2000.**

By Councilmen Dolan and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of non 800 MHz radio communications equipment and electronic vehicle equipment, including aircraft radios, lights, sirens, public announcement systems, vehicle installs and de-installs, console equipment, replacement parts, antennas, brackets, wiring harnesses and support equipment and labor and materials necessary to maintain and service said equipment, for the various divisions of the Department of Port Control, for a period not to exceed two years.

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

**Ord. No. 264-2000.**

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

An emergency ordinance authorizing the Director of Port Control to enter into a lease with United Parcel Service for certain real property at Cleveland Hopkins International Airport to construct a transfer station/air cargo distribution and sorting facility and for preferential use of ramp area adjacent to the premises.

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

**Ord. No. 327-2000.**

By Councilmen Dolan and Patmon (by departmental request).

An emergency ordinance to amend Section 5 of Ordinance No. 469-98, passed May 18, 1998, relating to the public improvement of implementing Phase II of the sound insulation program.

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

**Ord. No. 328-2000.**

By Councilmen Dolan and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to clean and maintain oilwater separators, sewers, electrical vaults and associated appurtenances, including test and disposal of waste materials, for the various divisions of the Department of Port Control.

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

**Ord. No. 412-2000.**

By Mayor White.

An emergency ordinance authorizing the purchase by contract of office furniture, for the various divisions of the Department of Port Control.

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

**Ord. No. 465-2000.**

By Mayor White.

An emergency ordinance authorizing the Director of Port Control to enter into a Lease By Way of Concession with Pilot Management, Inc. dba Cleveland AirSports for the purpose of operating a flight training facility and related services.

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

**Ord. No. 466-2000.**

By Mayor White.

An emergency ordinance authorizing the Director of Port Control to enter into a Lease By Way of Concession with American Flyers, Inc. for the purpose of operating a flight training facility and related services.

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

**Ord. No. 467-2000.**

By Mayor White.

An emergency ordinance authorizing the Director of Port Control to enter into a Lease By Way of Concession with Circadian Knight Corp., dba Top Gun for the purpose of operating a flight training facility and related services.

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

**Ord. No. 469-2000.**

By Mayor White.

An emergency ordinance authorizing the purchase by requirement contract of deicing services, for the Division of Cleveland Hopkins International Airport, Department of Port Control, for a period not to exceed one year.

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

**Ord. No. 519-2000.**

By Councilman Melena.

An emergency ordinance to vacate a portion of West 76th Street hereinafter described.

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

**Ord. No. 521-2000.**

By Councilman Sweeney.

An emergency ordinance to vacate a portion of Springdale Ave., and West 188th Street hereinafter described.

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

**Ord. No. 522-2000.**

By Councilman Westbrook.

An emergency ordinance to vacate a portion of Mueller Court N.W. hereinafter described.

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

**Ord. No. 598-2000.**

By Councilmen Cintron, Gordon, Melena, O'Malley and Patmon (by departmental request).

An emergency ordinance to amend the title, Section 1 and Section 2 of Ordinance No. 962-99, passed June 7, 1999, relating to the public improvement of rehabilitating West 40th Place.

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

**Ord. No. 599-2000.**

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 4425 Lorain Avenue and 2020-22 West 44th Street to Spanish American Committee.

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

**Ord. No. 644-2000.**

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from

the Ohio Department of Health for the 2000-2001 State AIDS Community Based Care Program.

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

**Ord. No. 645-2000.**

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Alcohol and Drug Addiction Services Board of Cuyahoga County for the 2000-2001 Drug Prevention, Treatment and Intervention Program; and to enter into a contract for the lease of facilities needed to implement the program.

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

**Ord. No. 646-2000.**

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of pneumococcal vaccine, for the Division of Health, Department of Public Health.

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

**Ord. No. 647-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of hepatitis B vaccine, for the Division of Police, Department of Public Safety.

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

**Ord. No. 648-2000.**

By Councilmen Polensek and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the U.S. Department of Justice, Office for State and Local Domestic Preparedness for the Domestic Preparedness Equipment Support Program; authorizing the purchase by requirement contract of equipment and supplies necessary to implement the program.

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

**Ord. No. 650-2000.**

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

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to expend Community Development Block Grant funds for the operation of the Project Clean Program.

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

**Ord. No. 652-2000.**

By Councilmen Melena and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into one or more contracts to provide for the demolition, removal or the boarding up of structures within the City of Cleveland.

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

**Ord. No. 655-2000.**

By Councilmen Melena and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into a contract with the Cleveland Neighborhood Development Corporation to continue the administration of the Cleveland Industrial Retention Initiative.

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

**Ord. No. 717-2000.**

By Councilmen White, Robinson, Jones, Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Service to cause payment of the City's share to the Cuyahoga County Commissioners for the cost of the design and rehabilitation of Phases II and III the Harvard Avenue project between East 116th Street and the east corporation line.

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

**Ord. No. 729-2000.**

By Councilman Dolan.

An emergency ordinance authorizing the Director of Public Service to issue a permit to Fairview Hospital, of the Cleveland Clinic Health System, to encroach into the right-of-way of Fernshaw Ave. S.W. & Riveredge Rd. S.W. for the construction of a walk, driveway and landscaping to the new Fairview Hospital Parking Facility pending the vacation of portions of Fernshaw Ave. S.W. & Riveredge Rd. S.W. & the completion of the Cul-de-Sacs.

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

**Ord. No. 730-2000.**

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

An emergency ordinance determining the method of making the public improvement of rehabilitating State Road from Brookpark Road to Pearl Road, and authorizing the Director of Public Service to enter into contract for the making of such improvement.

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

**Ord. No. 734-2000.**

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to enter into one or more lease or leases by way of concession with Metro-Health to provide medical services and clinical physician services at the J. Glen Smith, Thomas McCafferty, and Miles-Broadway Health Center, and to provide health care screenings at the Tremont Health Center six times a year, for a period not to exceed five years and to employ medical professionals to provide necessary services.

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

**Ord. No. 743-2000.**

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

An emergency ordinance authorizing the Director of Port Control to enter into a Lease By Way of Concession with T & G Flying Club, Inc. for space in the terminal building at Burke Lakefront Airport for use as a flight training facility and related services.

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

**Ord. No. 745-2000.**

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

An emergency ordinance authorizing the purchase by requirement contract of tree trimming, for the Division of Cleveland Public Power, Department of Public Utilities.

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

**Ord. No. 750-2000.**

By Councilmen Melena and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Community Development to expend Community Development Block Grant funds for the operation of the Storefront Renovation Program.

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

**Ord. No. 753-2000.**

By Councilmen Melena and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into contract with Cleveland Action to Support Housing (CASH) for administrative costs to implement housing rehabilitation, new housing construction and commercial redevelopment loan programs.

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

**Ord. No. 756-2000.**

By Councilmen Melena and Patmon (by departmental request).

An emergency ordinance authorizing the Directors of Community Development and the Community Relations Board to expend Community Development Block Grant funds for fair housing services.

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

**Ord. No. 760-2000.**

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

An emergency ordinance to amend the title and Sections 1, 2 and 3 of Ordinance No. 739-99, passed June 14, 1999, relating to an Empowerment Zone contract with Aletha Gambrell dba Hot Curls and Clippers to provide economic development assistance to partially finance capital improvements to property located at 1787 East 55th Street, Cleveland, Ohio.

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

**Ord. No. 762-2000.**

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

An emergency ordinance authorizing the Director of Economic Development to enter into a contract with ACHProperties, LLC to provide economic development assistance to partially finance the acquisition of real property located at 7100 Broadway Avenue, Cleveland, Ohio.

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

**Ord. No. 765-2000.**

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

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with Midland Steel Products Holding Company to provide for a ten year abatement for certain tangible per-

sonal property and real estate taxes as an incentive to assist with making the acquisition of machinery and equipment and for real property improvements located at 10615 Madison Avenue in the Cleveland Area Enterprise Zone.

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

**Ord. No. 766-2000.**

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

An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Midland Steel Products Holding Company to provide economic development assistance to partially finance the acquisition of machinery and equipment and for real property improvements located at 10615 Madison Avenue, Cleveland, Ohio.

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

**Ord. No. 811-2000.**

By Councilman Patmon (by departmental request).

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

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

**Ord. No. 812-2000.**

By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of office supplies, for the various divisions of City government, for a period of one year, with one option to renew for an additional year.

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

**Ord. No. 814-2000.**

By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of various sizes of steel plates, for the various divisions of City government.

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

**Ord. No. 815-2000.**

By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of the lease or lease with option to purchase an electronic key telephone system, for the Division of Information System Services, Department of Finance, for a period not to exceed three years.

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

**Ord. No. 841-2000.**

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to enter into contracts with various agencies to provide AIDS-related services.

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

**Ord. No. 842-2000.**

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to amend Contract No. 53170 with Uni-

versity Settlement to provide additional lead abatement services.

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

**Ord. No. 843-2000.**

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to enter into an agreement or memorandum of understanding with the State of Ohio, Department of Education, Division of Early Childhood Education and the Ohio Association of County Boards of Mental Retardation and Developmental Disabilities; to accept funds to administer and perform inspections of day care centers; and to authorize the Director of Public Health to enter into contracts with certified inspectors to perform day care center inspections.

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

**Ord. No. 848-2000.**

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Aging to apply for and accept a grant from the Western Reserve Area Agency on Aging for the 2000 Western Reserve Area Agency on Aging Program.

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

**Ord. No. 868-2000.**

By Councilmen Cimperman and Patmon (by departmental request).

An emergency ordinance authorizing the Director of the City Planning Commission to apply for and accept a grant from the Federal Highway Administration for the Scenic Byways Program.

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

**Ord. No. 869-2000.**

By Councilmen Cimperman and Patmon (by departmental request).

An emergency ordinance authorizing the Director of the City Planning Commission to apply for and accept a grant from the Federal Highway Administration for the TCSP Program.

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

**Ord. No. 902-2000.**

By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the Director of Finance to pay as Moral Claims the sums herein set forth opposite the names of the claimants.

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

**Ord. No. 903-2000.**

By Councilman Patmon (by departmental request).

An emergency ordinance to amend the title and Sections 1 and 2 of Ordinance No. 1174-97, passed July 16, 1997, relating to the purchase, lease or lease with option to purchase of telephone equipment and systems, voice and data communication systems and coin operated telephones, including equipment, service, supplies and materials necessary to service and maintain new and existing telephone networks of the Department of Port Control.

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

**THIRD READING  
ORDINANCES PASSED**

**Ord. No. 528-2000.**

By Councilman Gordon.

An ordinance to change the Use and Area Districts of lands north of Memphis Avenue between West 57 Street and West 56 Street (Map Change No. 2009, Sheet No. 2)

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

**Ord. No. 601-2000.**

By Councilman Patmon.

An ordinance to change the Use District of lands on the southerly side of St. Clair Avenue, N.E. and the west side of East 93 Street. (Map Change No. 2010, Sheet No. 4)

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

**THIRD READING EMERGENCY  
RESOLUTIONS ADOPTED**

**Res. No. 1845-96.**

By Councilman Coats.

An emergency resolution opposing passage of HR 1020/S. 1271 which could lead to the transport by railway and highway of high level radioactive waste from other states through the Cleveland area, or failing the above, to amend these bills to provide additional provisions.

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

**Res. No. 174-97.**

By Councilman Dolan.

An emergency resolution urging the Cleveland Public Library to study and implement procedures restricting children's access to adult reading, viewing and audio materials on the Internet.

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

**Res. No. 677-97.**

By Councilman Willis.

An emergency resolution urging enactment of legislation regulating the collection and disposal of tires.

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

**Res. No. 377-2000.**

By Councilman Westbrook (by request).

An emergency resolution declaring the intention to vacate a portion of West 68th Street.

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

**MOTION**

By Councilman Cintron and seconded by Councilman Gordon and unanimously carried that the absence of Councilman Timothy J. Melena and Councilman Odellia V. Robinson be and is hereby authorized.

**MOTION**

The Council adjourned at 9:30 p.m. to meet on Monday, June 19, 2000, at 7:00 p.m. in the Council Chambers.



Clerk of Council

**THE CALENDAR**

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

NONE

**BOARD OF CONTROL**

June 7, 2000

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, June 7, 2000, at 11:00 a.m. with Director Carter presiding.

Present: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Absent: Director Patterson.

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

On motion, the following resolutions were adopted.

**Resolution No. 368-00.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 242-00, adopted by this Board on April 19, 2000, approving the bid of Cooper Landscaping, Inc. as the lowest and best for an estimated quantity of landscaping, item nos. 1 and 2, hereby is rescinded.

Be it further resolved that all bids received on March 23, 2000, for such services, all items for the Division of Cleveland Public Power, Department of Public Utilities, pursuant to the authority of Ordinance No. 1260-99, passed by the Council of the City of Cleveland on August 11, 1999, are hereby rejected.

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 369-00.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of AAA Pipe Cleaning Corporation for an estimated quantity of sewer test tee inspection, installation and snaking, for the Division of Water Pollution Control, Department of Public Utilities, for the period of one (1) year beginning with the date of execution of a contract received on the 29th day of March 2000, pursuant to the authority of Sec. 541.13 of the Codified Ordinances of Cleveland, Ohio 1976, which on the basis of the estimated quantity would amount to Three Hundred Ten Thousand Four Hundred Seventy-Five and 00/100 Dollars, (\$310,475.00) (Net) is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 22357

which shall be certified against such contract in the sum of One Hundred Thousand and 00/100 Dollars (\$100,000.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by AAA Pipe Cleaning Corporation for the contract authorized herein is approved:

SUBCONTRACTOR  
MBE/FBE WORK

DeKalb Construction  
MBE

Excavation and Installation in  
place Test Tee (15%)

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 370-00.**

By Director Sheffield-McClain.

Whereas, pursuant to the authority of Ordinance No. 1419-99, passed by the Cleveland City Council on December 13, 1999, Board of Control Resolution No. 154-00, adopted on March 15, 2000, the Director of Port Control was authorized to enter into agreement with Burgess & Niple ("Consultant") to provide professional engineering services for the design of a roadway modifications to West Hangar Road on the basis of Consultant's November 4, 1999 proposal; and

Whereas, Consultant's Fee Proposal is correctly dated November 17, 1999; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 154-00, adopted by this Board of Control March 15, 2000, authorizing the Director of Port Control to enter into an agreement with Consultant for design of West Hangar Road roadway modifications is hereby amended by changing Consultant's Fee Proposal date to November 17, 1999, where appearing.

Be it further resolved that all other terms of said Resolution No. 154-00 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 371-00.**

By Director Sheffield-McClain.

Whereas, Emerald Necklace MG Register wishes to promote and conduct The North American Register's

International Convention (the "Event") at Burke Lakefront Airport (the "Airport") on June 17, 2000; and

Whereas, the City is willing to grant Emerald Necklace MG Register the privilege, permit and license to promote and conduct the Event at the Airport; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.04 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of the Department of Port Control is hereby authorized to enter into a concession agreement (the "Agreement") granting Emerald Necklace MG Register the privilege, permit and license to promote and conduct the Event in the lobby area of the Airport terminal building from 7:00 a.m. to 4:00 p.m. on June 17, 2000 and to use and occupy the lobby area for such period of time before the Event as necessary for preparation. Emerald Necklace MG Register shall pay a \$100 concession fee and shall reimburse the City for the cost of providing one (1) City employee to perform custodial work related to the conduct of the Event, shall arrange for the operation of the Event and such concessions as may be appropriate and incidental to the Event, and shall be responsible for providing traffic control, security and clean up.

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

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 372-00.**

By Director Sheffield-McClain.

Whereas, American Lung Association wishes to promote and conduct the annual Clean Air Challenge (the "Event") at Burke Lakefront Airport (the "Airport") on June 18, 2000; and

Whereas, the City is willing to grant American Lung Association the privilege, permit and license to promote and conduct the Event at the Airport; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.04 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of the Department of Port Control is hereby authorized to enter into a concession agreement (the "Agreement") granting American Lung Association the privilege, permit and license to promote and conduct the Event in the lobby area of the Airport terminal building from 7:00 a.m. to 6:00 p.m. on June 18, 2000 and to use and occupy the lobby area for such period of time before the Event as necessary for preparation. American Lung Association shall pay a \$100 concession fee and shall reimburse the City for the cost of providing one (1) City employee to perform custodial work related to the conduct of the Event, shall arrange

for the operation of the Event and such concessions as may be appropriate and incidental to the Event, and shall be responsible for providing traffic control, security and clean up.

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

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 373-00.**

By Director Sheffield-McClain.

Whereas, pursuant to the authority of Ordinance No. 469-98, passed by the Council of the City of Cleveland on May 18, 1998, and Board of Control Resolution No. 32-99, adopted on January 20, 1999, the Director of Port Control entered into City Contract No. 54305 with C&S Engineers Inc. (Consultant) to provide professional services for Phase 2 Continuation of the Residential Sound Insulation Program, for the Division of Cleveland Hopkins International Airport, Department of Port Control; and

Whereas, the City has determined to extend the term of the contract to May 30, 2001, and to modify the scope of work to include Architectural Design; and

Whereas, Consultant has proposed by its February 3, 2000 proposal to provide professional services for Phase 2 Continuation of the Sound Insulation Program; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Port Control is hereby authorized to enter into a first modification to the Agreement with C&S Engineers, Inc. ("Consultant"), Contract No. 54305, for architectural design related to Residential Sound Insulation Program (RSIP), to extend the term until May 30, 2001. The amount to be paid for all services shall be increased by an amount not to exceed one million nine hundred ninety eight thousand nine hundred and no/00 dollars (\$1,998,900.00), for a total contract amount not to exceed five million three hundred eighty nine thousand twenty five and no/100 dollars (\$5,389,025.00).

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 374-00.**

By Director Sheffield-McClain.

Whereas, pursuant to the authority of Ordinance No. 469-98, passed by the Council of the City of Cleveland on May 18, 1998, and Board of Control Resolution No. 90-99, adopted on February 24, 1999, the Director of Port Control entered into City Contract No. 54377 with Acentech Incorporated (Consultant) to provide analysis of the sound test data along with treatment recommenda-

tions for Phase 2 Continuation of the Residential Sound Insulation Program, for the Division of Cleveland Hopkins International Airport, Department of Port Control; and

Whereas, the City has determined to extend the term of the contract to May 30, 2001; and

Whereas, Consultant has proposed by its February 3, 2000 proposal to provide professional services during the extended term for Phase 2 Continuation of the Sound Insulation Program; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Port Control is hereby authorized to enter into a first modification to the Agreement with Acentech Incorporated ("Consultant"), Contract No. 54377, for analysis of the sound test data along with treatment recommendation, related to Residential Sound Insulation Program (RSIP), to extend the term until May 30, 2001. The amount to be paid for all services shall be increased by an amount not to exceed one hundred seventy two thousand two hundred eighty seven and no/100 dollars (\$172,287.00) for a total contract amount not to exceed five hundred and sixty five thousand three hundred twenty nine and no/100 dollars (\$565,329.00).

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 375-00.**

By Director Sheffield-McClain.

Be it resolved by the Board of Control of the City of Cleveland, that Resolution No. 325-00 adopted by the Board of Control of the city of Cleveland on May 9, 2000, approving the bid of Burns International Security Services for an estimated quantity of security guard services, for various divisions of the Department of Port Control, hereby is rescinded.

Be it further resolved by the Board of Control of the City of Cleveland that the bid of Mid American Security Service, Inc. for an estimated quantity of security guard services for various divisions of the Department of Port Control, for a period not to exceed two (2) years beginning with the date of execution of a contract, received on the 11th day of February 2000, pursuant to the authority of Ordinance No. 1744-99, passed on December 6, 1999, which on the basis of the estimated quantity would amount to Nine Hundred Fifteen Thousand Seven Hundred Twenty and 00/100 Dollars (\$915,720.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 16118

which shall be certified against such contract in the sum of One Hundred Thirty Thousand and 00/100 Dollars (\$130,000.00).

Said requirement contract shall further provide that the Contractor

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

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 376-00.**

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of West Shore Radiator Works, Inc., Item No. 4, for traffic sign blanks, for the Division of Traffic Engineering, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on May 10, 2000, pursuant to the authority of Ordinance Nos. 2162-99 and 2164-99 both passed February 14, 2000, which on the basis of the estimated quantity would amount to Fifty Four Thousand Seven Hundred Fifty and No/100 Dollars (\$54,750.00), 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. 19641

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

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

Yeas: None.

Nays: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Absent: Director Patterson.

**Resolution No. 377-00.**

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Rocal, Inc., Item Nos. 1, 2, and 3, for traffic sign blanks, for the Division of Traffic Engineering, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on May 10, 2000, pursuant to the authority of Ordinance Nos. 2162-99, and 2164-99 both passed February 14, 2000, which on the basis of the estimated quantity would amount to One Hundred Twenty Eight Thousand Seven Hundred Eighty Six and No/100 Dollars (\$128,786.00), 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. 19641**

which shall be certified against such contract in the sum of Thirty Thousand and No/100 Dollars (\$30,000.00).

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

Yeas: None.

Nays: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Absent: Director Patterson.

**Resolution No. 378-00.**

By Director Jackson.

Whereas, pursuant to the authority of Ordinance No. 742-2000, passed May 22, 2000, by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized by and at the direction of the Board of Control to sell certain City-owned property, no longer needed for public use, described therein and located at the northeast corner of East 200th Street and the North Marginal Road, north of the I-90 expressway, in the City of Cleveland, Ohio, to Richard J. and Rita M. Case; and

Whereas, said Ordinance No. 742-2000, provided that the consideration to be paid for the property shall be at a price not less than the fair market value as determined by the Board of Control; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Ordinance No. 742-2000, passed by the Council of the City of Cleveland on May 22, 2000, the Commissioner of Purchases and Supplies is hereby directed to sell certain City-owned property, no longer needed for public use, described therein and located at the northeast corner of East 200th Street and the North Marginal Road, north of the I-90 expressway, in the City of Cleveland, Ohio, to Richard J. and Rita M. Case. The consideration to be paid for said property is hereby fixed at Ten Thousand Dollars (\$10,000.00), which amount is determined to be not less than the fair market value.

Be it further resolved that the Mayor of the City of Cleveland is hereby requested to execute and deliver the official deed of the City of Cleveland conveying said property.

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 379-00.**

By Director Hudecek.

Whereas, pursuant to Ordinance No. 2076-76 passed October 25, 1976, the City is conducting a Land Reutilization Program ("Program") in

accordance with the provisions of Chapter 5722 of the Ohio Revised Code; and

Whereas, under said Program, the City has acquired Permanent Parcel No. 136-18-052 (Western half) located at 11105 Miles Avenue in Ward 2; 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, Willie L. Coleman II and Angela Coleman, abutting/adjacent landowners, have proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 2 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 purchasers of said parcel are neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Willie L. Coleman II and Angela Coleman for the sale and development of Permanent Parcel No. 136-18-052 (Western half) located at 11105 Miles Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 380-00.**

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 136-18-052 (Eastern half) located at 11105 Miles Avenue in Ward 2; 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, Charles E. Rush, 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 2 has consented to the proposed sale;

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

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

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Charles E. Rush for the sale and development of Permanent Parcel No. 136-18-052 (Eastern half) located at 11105 Miles Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

**Resolution No. 381-00.**

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 016-08-061 located at 3119 West 61st Street in Ward 17; 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, Kenneth M. Dean, 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 17 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 purchasers of said parcel are neither tax delinquent nor in violation of the Building and Housing Code; now, therefore,



Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Kenneth M. Dean for the sale and development of Permanent Parcel No. 016-08-061 located at 3119 West 61st 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 \$1.00, 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: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

#### **Resolution No. 382-00.**

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland, that the bids of Vandra Brothers Construction, Inc., 24629 Broadway Ave., Oakwood Village, OH 44146, for the public improvement of repairing and constructing sidewalks, driveway aprons, curbing, curb strips, intersections, bridge approaches, utility box and casting adjustments, and appurtenances in District "A", which is the City of Cleveland east of the Cuyahoga River and District "B", which is the City of Cleveland west of the Cuyahoga River, for the Division of Engineering and Construction, Department of Public Service received on the 18th day of May 2000, pursuant to the authority of Ordinance No. 593-2000, passed June 5, 2000, upon a unit basis for the improvements to be performed as ordered during the period ending December 31, 2001 at the unit prices set forth in the said bids, which on the basis of the estimated work to be done would amount to One Million Eight Hundred Forty-Two Thousand Two Hundred Forty and 00/100 Dollars (\$1,842,240.00) for District "A" and One Million Seven Hundred Sixty One Thousand One Hundred Fifteen and 00/100 Dollars (\$1,761,115.00) for District "B", which amounts to Three Million Six Hundred Three Thousand Three Hundred Fifty Five and 00/100 Dollars (\$3,603,355.00), are hereby affirmed and approved as the lowest responsible bids, and the Director of Public Service is hereby requested to enter into a requirement contract for said improvement, which contract shall provide for the initial performance of the following work hereunder:

Requisition Numbers 26501 and 26502 which shall be certified against such contract in the sum of Five Hundred Thousand Dollars (\$500,000.00) each.

Said requirement contract shall further provide that the contractor

will perform so much of the balance of the work as may be ordered under subsequent requisitions separately certified against said requirement contract, whether the same shall be less than the total estimate of work to be performed under said contract or shall exceed the same by not more than ten percent.

Be it further resolved that the employment of the following subcontractors by Vandra Brothers Construction, Inc. for the aforementioned public improvement hereby is approved:

#### **Subcontractors**

Wilson Contracting P. O. Box 22912 Cleveland, OH 44122	
District "A" MBE	15% — \$277,000
District "B"	15% — \$265,000

Collinwood Concrete 12400 Broadway Ave. Cleveland, OH 44125	
District "A" FBE	5% — \$95,000
District "B"	5% — \$90,000

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

#### **Resolution No. 383-00.**

By Director Brooks.

Resolved, by the Board of Control of the City of Cleveland that the bid of Dougherty Lumber for an estimated quantity of lumber (Groups 1-3, 6, 8, 11, 13, 23, 24, and 29-32), for the Various Divisions of City Government, Department of Finance, for the period of one (1) year beginning with the date of execution of a contract received on the May 4, 2000, pursuant to the authority of Ordinance No. 318-000, passed April 17, 2000, which on the basis of the estimated quantity would amount to Two Hundred Thirty-Seven Thousand, Eight Hundred Ninety-Seven and 50/100 Dollars (\$237,895.50) (1%, 10 days), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. RE-22345 which shall be certified against such contract in the sum of Twelve Thousand and 00/100 Dollars. (\$12,000.00).

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

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

#### **Resolution No. 384-00.**

By Director Brooks.

Resolved, by the Board of Control of the City of Cleveland that the bid of West End Lumber for an estimated quantity of lumber (Groups 4, 5, 7, 9, 10, 12, 14-22 and 25-28), for the Various Divisions of City Government, Department of Finance, for the period of one (1) year beginning with the date of execution of a contract, received on May 4, 2000, pursuant to the authority of Ordinance No. 318-00, passed April 17, 2000, which on the basis of the estimated quantity would amount to Three Hundred Fifty-One Thousand Five Hundred Four and 30/100 Dollars (\$351,504.30) (net), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. RE-22344 which shall be certified against such contract in the sum of Eighteen Thousand and 00/100 Dollars (\$18,000.00).

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

Yeas: Director Carter, Acting Director Carr, Directors Brooks, Konicek, Sheffield-McClain, Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Warren, Acting Director Alexander.

Nays: None.

Absent: Director Patterson.

JEFFREY B. MARKS,  
Secretary

## **CIVIL SERVICE NOTICES**

### **General Information**

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

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

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

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

ANNE BLOOMBERG,  
President

**SCHEDULE OF THE BOARD  
OF ZONING APPEALS**

**MONDAY, JUNE 26, 2000**

**9:30 A.M.**

**Calendar No. 00-171:** 8909 Willard Avenue (Ward 18)

North Central Ohio District Church of the Nazarene, owner c/o Reverend Ronald Anderson, appeals to change the use of an existing 24' x 33' two-story frame, one dwelling house into offices, medical testing and counseling facility all situated on a 38' x 130' parcel located in a Two-Family District on the east side of Willard Avenue at 8909 Willard Avenue; said change of use being contrary to the Two-Family District Regulations where offices, medical testing and counseling facilities are not permitted but first permitted in a Local Retail Business District as stated in Section 337.03 of the Codified Ordinances.

**Calendar No. 00-172:** 1533-1535 East 36th Street (Ward 13)

Jadran Medic, owner, appeals to install a dumpster enclosure and trash bin on an existing 40' x 132' vacant parcel located in a Two-Family District on the east side of East 36th Street at 1533-1535 East 36th Street, said installation being contrary to the Specific Uses Regulations where trash areas, refuse dumpsters and trash enclosures are not permitted in a Two-Family District as stated in Section 347.08 of the Codified Ordinances.

**Calendar No. 00-173:** 3494 West 25th Street (Ward 14)

John E. and Irene LaRussa, owners, appeal to change the use of the first floor rear area of an existing 63' x 50' two-story commercial building by changing the existing rear area (37' x 50'), three car private garage area into a youth assembly room, all situated on a 50' x 144' corner parcel located in a Semi-Industry District on the northwest corner of Daisy Avenue and West 25th Street at 3494 West 25th Street; said change of use being contrary to the Off-Street Parking and Loading Requirements where 5 parking spaces are provided and 15 are required as stated in Section 349.04 of the Codified Ordinances.

**Calendar No. 00-174:** 16200 Woodbury Avenue (Ward 21)

Daniel J. Kenaga, owner, appeals to install approximately 112 linear feet of 6' high wooden fencing to the northeast corner of a 64' x 175' corner parcel located in a One-Family District on the northwest corner of West 162nd Street and Woodbury Avenue at 16200 Woodbury Avenue; said installation being contrary to the Yards and Courts Requirements where a 6' fence is proposed and the maximum height of fencing permitted is 4'-6" as stated in Section 357.13(b)(3) of the Codified Ordinances.

**Calendar No. 00-175:** 9619 Kirkwood Avenue (Ward 18)

Walter Parsons, owner, appeals to construct a 24' x 35' one-story wood frame reverse gable garage to the rear of an existing 30' x 40' one and one-half-story dwelling house

situated on a 40' x 140' parcel located in a Two-Family District on the south side of Kirkwood Avenue at 9619 Kirkwood Avenue; said construction being contrary to the Residential District Regulations where an 840 sq. ft. accessory use is proposed and 717 sq. ft. is permitted as stated in Section 337.23(a)(7)A of the Codified Ordinances.

EUGENE CRANFORD, JR.,  
Secretary

**REPORT OF THE BOARD  
OF ZONING APPEALS**

**MONDAY, JUNE 12, 2000**

At the meeting of the Board of Zoning Appeals on Monday, June 12, 2000, the following appeals were heard by the Board:

The following appeals were **Approved:**

**Calendar No. 00-105:** 3211 Clark Avenue

McDonald's Corporation, owners c/o Dave Gnatowski, appealed to construct a 79' x 107' one-story restaurant on a 263' x 206' parcel in a General Retail Business District; approval upon condition that two parking spaces within the front setback will be eliminated.

**Calendar No. 00-106:** 5616 Memphis Avenue

McDonald's Corporation, owners c/o Dave Gnatowski, appealed to construct a 48' x 84' one-story restaurant on a 254' x 164' parcel in a Local Retail Business District.

**Calendar No. 00-160:** 2165 East 30th Street

City of Cleveland, owner, and Quadrangle Inc., tenant, appealed for a permit to use an existing 134' x 25' parcel for parking 7 cars and to pave and landscape said parcel which is located in a Multi-Family District.

**Calendar No. 00-161:** 3008 Cedar Avenue

City of Cleveland, owner, and Quadrangle Inc., tenant, appealed for a permit to use an existing 47' x 132' parcel as an outdoor market, paving and landscaping said parcel which is in a General Retail Business District.

The following appeal was **Denied:**

**Calendar No. 00-162:** 1359 West 89th Street

David Metzger, owner, appealed to change the use of an existing 28' x 48' two-story frame dwelling unit into a three dwelling unit in a Two-Family District.

The following appeal was **Postponed:**

**Calendar No. 00-158:** 11101 Superior Avenue postponed to June 26, 2000.

The following appeal was **Withdrawn:**

**Calendar No. 00-6:** 605-607 East 131st Street

Bright Star Missionary Baptist Church, owner c/o Bernard Redfield,

appealed to change the use of a two family dwelling into a School of Arts (education use) in a Two-Family District.

**On Monday, June 12, 2000, in Executive Session:**

The following appeals were heard on Monday, June 5, 2000 and said decisions were approved and adopted by the Board on June 12, 2000.

The following appeals were **Approved:**

**Calendar No. 00-91:** 478 East 152nd Street

Tom Raddell, owner d.b.a. Raddell's Sausage, appealed to construct a one-story addition to the north and a one-story addition to the west of a one-story building on a triangular parcel located in split zoning between Local Retail Business, Two-Family and Multi-Family Districts.

**Calendar No. 00-93:** 5454 Broadway Avenue

GPI Distributors Inc., owner, and Academy Child Care c/o Gloria J. Strong, tenant, appealed to expand an existing day care to the second floor of a two-story masonry building in a General Retail Business District; subject to approval of modified plan showing vacant separate lot for parking area.

**Calendar No. 00-88:** 3381 West Boulevard

Craig Brown, owner, appealed to install approximately 225 linear feet of 6' high wood privacy fencing with a gate to the rear of a corner parcel in a One-Family District; upon submission of revised plan showing fencing to be parallel with the dwelling.

The following appeal was **Denied:**

**Calendar No. 00-92:** 13000 Lorain Avenue

Donarae A. Horwitz d.b.a. Thirteen Thousand Lorain Inc., appealed under Section 76-6 of the Charter of the City of Cleveland and Section 347.12(a) of the Codified Ordinances from the refusal to issue a coin operated pool table license for the premises at 13000 Lorain Avenue.

The following appeal was **Dismissed:**

**Calendar No. 99-552:** 10721-10723 St. Clair Avenue

Eric Sims, owner, appealed to change the use of a retail stores portion of a two-story stores and four dwelling units building to a day care center in a Local Retail District.

The following appeal was heard on Monday, May 15, 2000 and said decision was adopted and approved by the Board on Monday, June 12, 2000.

**Calendar No. 00-10:** 3201-3305 Franklin Boulevard

County of Cuyahoga, owner c/o Jay Ross, and the N.R.P. Group and Chris Auvil, agent, appealed to construct a 175' x 220' three-story, frame 48 dwelling unit elderly housing apartment building and acces-

sory parking areas on a corner parcel in a Two-Family District; approval subject to confirmation of the councilman's position on the proposal and appellants' concurrence with Planning Commission Design Review and Landmarks Commission policy.

The following appeal was heard on Monday, May 22, 2000, and said decision was adopted and approved by the Board on Monday, June 12, 2000:

**Calendar No. 00-90:** 16700 Lorain Avenue

Kamcor Realty Company, owner, and Carom, Inc., d.b.a. BJ Diamond Mine, tenant, and Dan Marguilles, agent, appealed to change the use of a commercial building into a night club and billiards parlor on a 170' x 120' parcel in a Local Retail District; subject to submission of parking lease agreement, section in property lease which prohibits adult entertainment and the "house" rules of operation.

EUGENE CRANFORD, JR.,  
Secretary

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

Re: Report of the Meeting of  
June 7, 2000

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

\* \* \*

**Docket A-244-99.**

RE: Appeal of William E. Hawkins II & Nancy R. Hawkins, Owners of the Property located on the premises known as 3804 St. Clair Avenue from a NOTICE OF VIOLATION/FIRE CODE of the Chief of the Division of Fire dated October 17, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-244-99 has been POSTPONED; to be rescheduled for August 30, 2000.

\* \* \*

**Docket L-12-00.**

RE: Appeal of Ronald J. Marthaller, appeals from a LETTER OF DENIAL FOR RENEWAL OF MASTER PLUMBER LICENSE of the Commissioner of the Division of Assessments & Licenses dated April 12, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit Mr. Marthaller to renew his MASTER PLUMBER LICENSE without retaking the test and without payment of the late filing fees. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Sullivan.

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

**Docket A-35-00.**

RE: Appeal of CNBS, Ltd., Owner of the Property located on the premises known as 1836 West 25th Street from a NOTICE OF VIOLATION/GENERAL MAINTENANCE/PLUMBING CODE VIOLATIONS of the Commissioner of the Division of Building and Housing dated February 7, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action; Docket A-35-00 will be rescheduled in thirty (30) days.

\* \* \*

**Docket A-61-00.**

RE: Appeal of James G. Simon & Louis G. Simon, Owners of the Two & One-half Story Frame Residential Property located on the premises known as 1974 West 47th Street from a NOTICE OF VIOLATION/EXTERIOR MAINTENANCE of the Commissioner of the Division of Building and Housing dated March 6, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the Appellant two (2) months in which to abate the violations; the property is to remain boarded and secured and the grounds debris free during that period of time, and to REMAND the property at 1974 West 47th Street to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

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

\* \* \*

**Docket A-66-00.**

RE: Appeal of Walter F. Senney, Jr., Owner of the Property located on the premises known as 775-77 East 82nd Street, from a NOTICE OF VIOLATION/FIRE CODE of the Chief of the Division of Fire dated March 14, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action this date, noting that the docket will remain open, and that the Appellant has agreed to abate the windowless story issue and review the other issues to provide compliance or an appealable issue.

\* \* \*

**Docket A-71-00.**

RE: Appeal of Capital Properties Management Co., Owner of the Commercial Masonry Property located on the premises known as 12931 Shaker Boulevard from a NOTICE OF VIOLATION/ELEVATOR CODE of the Commissioner of the Division of Building and Housing dated September 3, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action this date, the docket will be rescheduled for June 21, 2000.

**Docket A-79-00.**

RE: Appeal of North Coast Calig Corporation, Owner of the Industrial Masonry Property located on the premises known as 8806 Crane Avenue from a NOTICE OF VIOLATION/HVAC of the Commissioner of the Division of Building and Housing dated April 25, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

No action this date on Docket A-79-00, the Board will research the issue and submit a report to the City and to the appellant on their findings.

\* \* \*

**Docket A-81-00.**

RE: Appeal of Stonebridge Waterfront, Owner of the proposed New Stonebridge Apartment Building located on the premises known as 2000-18 Center Street from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated May 1, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to the City of Cleveland Codified Ordinances Part Three Building Code — Chapter 3109 and permit the building to be built as planned, noting that the sidewalk has been increased and that there is legislation on the way regarding the zoning changes; and noting that a 40-year lease agreement has been obtained for the Detroit/Superior Viaduct right-of-way area involved in the rear of the building, and to submit a copy of that lease agreement to the Board. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

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

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**Docket A-84-00.**

RE: Appeal of Edward Steimle, Owner of the Two Family Residential Property and Proposed Swimming Pool located on the premises known as 4307 Bucyrus Avenue from a NOTICE OF NONCONFORMANCE of the Commissioner of the Division of Building and Housing dated May 18, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to the ten (10) foot requirement and permit the pool to be erected three (3) feet from the adjacent property line as indicated on the drawing, and contingent on a verbal agreement from that adjacent neighbor. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Williams.

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

**Docket A-89-00.**

RE: Appeal of Robert Puls, Owner of the Two Family Residential Property and Proposed Swimming Pool located on the premises known as 10817 Almira Avenue from a NOTICE OF NONCONFORMANCE of the Commissioner of the Division of Building and Housing dated May 18, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to the ten (10) foot requirement and permit the pool to be erected five (5) feet/six (6) inches from the adjacent property line, noting the letter of concurrence from the adjacent neighbor and the security of the area. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Williams.

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

\* \* \*

**Docket A-91-00.**

RE: Appeal of Stephen M. Simonik, Jr., Owner of the Two Family Residential Property and Proposed Swimming Pool located on the premises known as 5501 Delora Avenue from a NOTICE OF NONCONFORMANCE of the Commissioner of the Division of Building and Housing dated May 30, 2000, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance to the ten (10) foot requirement and permit the pool to be erected six (6) feet from the adjacent property line, noting the letter of concurrence from the adjacent neighbor. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Sullivan.

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

\* \* \*

**APPROVAL OF MINUTES:**

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

May 24, 2000

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

\* \* \*

JOSEPH F. DENK,  
CHAIRMAN

**PUBLIC NOTICE**

NONE

**NOTICE OF PUBLIC HEARING**

NONE

**CITY OF CLEVELAND BIDS**

**For All Departments**

**Sealed bids will be received at the office of the Commissioner of Purchases and Supplies, Room 12S, City Hall, in accordance with the appended schedule, and will be opened and read in Room 12S, 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, JUNE 21, 2000**

**Tuland Park and Gunning Park Site Improvements**, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1748-99, passed by the Council of the City of Cleveland, April 17, 2000.

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

**Pool Deck Fence Improvements**, for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1748-99, passed by the Council of the City of Cleveland, April 17, 2000.

A DEPOSIT OF TWENTY FIVE DOLLARS (\$25.00) CERTIFIED CHECK OR MONEY ORDER WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE RETURNED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CON-

DITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

**Labor and Materials to Paint Center and Lane Lines**, for the Division of Traffic Engineering and Parking, Department of Public Safety, as authorized by Ordinance No. 2161-99, passed by the Council of the City of Cleveland, February 14, 2000.

June 7, 2000 and June 14, 2000

**THURSDAY, JUNE 29, 2000**

**Various Types of Safety Equipment (Rope Rescue Equipment and Training)**, for the Various Divisions of the Department of Public Safety, as authorized by Ordinance No. 1167-97.

**Various Types of Safety Equipment (Hurst Rescue Equipment)**, for the Various Divisions of the Department of Public Safety, as authorized by Ordinance No. 1167-97.

**One Trash Compactor**, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 330-2000, passed by the Council of the City of Cleveland, May 1, 2000.

June 7, 2000 and June 14, 2000

**FRIDAY, JUNE 30, 2000**

**Manufacture and Install Signs For The Cleveland Industrial Park**, for the Department of Economic Development.

**Landscaping**, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1260-99, passed by the Council of the City of Cleveland, August 11, 1999.

A PRE-BID CONFERENCE WILL BE HELD AT 3:00 P.M. ON THURSDAY, JUNE 22, 2000, AT THE CLEVELAND PUBLIC POWER OFFICES, 1300 LAKE-SIDE AVENUE, CLEVELAND, OHIO 44114. ATTENDANCE IS MANDATORY BIDS RECEIVED FROM THOSE NOT IN ATTENDANCE WILL BE DISQUALIFIED AS NON-COMPLIANT.

June 7, 2000 and June 14, 2000

**Request for Qualifications (RFQ): FAATracon Project No. A1-H215**

Interested firms may obtain qualifications packages beginning June 9, 2000 by going to:

[www.clevelandairport.com](http://www.clevelandairport.com)

Submit questions (prior to the pre-qualification meeting) via the website or E-mail at:

[proposal@clevelandairport.com](mailto:proposal@clevelandairport.com)

SUBMITTAL DUE DATE:

Thursday, July 6, 2000 at 12:00 Noon

PRE-QUALIFICATIONS MEETING:

TUESDAY, JUNE 20, 2000 at 11:00 a.m.

Program Management Team Office,  
19501 Five Points  
Cleveland, Ohio 44135

For Further Information Contact: —

Denise Hale, M-F 8 A.M. to 5 P.M.  
(216) 676-9699 x103  
(216) 676-9778

June 7, 2000 and June 14, 2000

### WEDNESDAY, JUNE 28, 2000

**Helicopter Maintenance**, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 736-2000, passed by the Council of the City of Cleveland.

**Pool Steps**, for the Division of Recreation, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1748-99, passed by the Council of the City of Cleveland, April 17, 2000.

June 14, 2000 and June 21, 2000

### THURSDAY, JULY 6, 2000

**Replacement of the Power System for the Watercraft "Delaney"**, for the Division of Police, Ports and Harbors Unit, Department of Public Safety, as authorized by Ordinance No. 182-99, passed by the Council of the City of Cleveland, June 7, 1999.

**Liquid Oxygen System**, for the Division of Fire, Department of Public Safety, as authorized by Ordinance No. 2051-99, passed by the Council of the City of Cleveland, March 6, 2000.

June 14, 2000 and June 21, 2000

### ADOPTED RESOLUTIONS AND ORDINANCES

**Res. No. 1029-2000.**  
**By Councilman Cimperman.**  
**An emergency resolution withdrawing objection to the stock transfer of a D1, D2, D3 and D3A Liquor Permit to 5353 Dolloff Road, and repealing Res. No. 2194-99 objecting to said stock transfer.**

Whereas, Council objected to the stock transfer of a D1, D2, D3 and D3A Liquor Permit to 5353 Dolloff Road by Res. No. 2194-99 adopted by Council on December 13, 2000; and

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

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

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

**Section 1.** That objection to the stock transfer of a D1, D2, D3 and D3A Liquor Permit to 5353 Dolloff Road, be and the same is hereby withdrawn by Res. No. 2194-99, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate stock transfer thereof.

**Section 2.** That this resolution is hereby declared to be an emergency measure and, provided it receives

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

Adopted June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

### Res. No. 1030-2000.

**By Councilman Rybka.**

**An emergency resolution withdrawing objection to the renewal of a C1 and C2 Liquor Permit to 4464 Warner Road, and repealing Res. No. 1332-99 objecting to said renewal.**

Whereas, this Council objected to the renewal of a C1 and C2 Liquor Permit to 4464 Warner Road by Res. No. 1332-99 adopted by Council on July 14, 1999; and

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

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

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

**Section 1.** That objection to the renewal of a C1 and C2 Liquor Permit to 4464 Warner Road, be and the same is hereby withdrawn and Res. No. 1332-99, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of location 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 June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

### Res. No. 1031-2000.

**By Councilman Brady.**

**An emergency resolution objecting to the transfer of ownership of a D2, D2X, D3 and D6 Liquor Permit to 11022 Lorain Avenue, 1st Fl. & Bsmt.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D2, D2X, D3 and D6 and Liquor Permit from Permit No. 1747111, Corner Canteen Inc., DBA Corner Canteen, 11022 Lorain Avenue, 1st Fl. & Bsmt., Cleveland, Ohio 44111 to Permit No. 4373550, William N. Jones, DBA Corner Canteen, 11022 Lorain Avenue, 1st Fl. & Bsmt., Cleveland, Ohio 44111; 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 D2, D2X, D3 and D6 and Liquor Permit from Permit No. 1747111, Corner Canteen Inc., DBA Corner Canteen, 11022 Lorain Avenue, 1st Fl. & Bsmt., Cleveland, Ohio 44111 to Permit No. 4373550, William N. Jones, DBA Corner Canteen, 11022 Lorain Avenue, 1st Fl. & Bsmt., Cleveland, Ohio 44111 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 June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

### Res. No. 1032-2000.

**By Councilman Lewis.**

**An emergency resolution withdrawing objection to the transfer of ownership and location of a C2 and C2X Liquor Permit to 1905 East 55th Street, and repealing Res. No. 119-2000 objecting to said transfer of ownership and location.**

Whereas, this Council objected to the transfer of ownership and location of a C2 and C2X Liquor Permit to 1905 East 55th Street adopted by Council on January 24, 2000; and

Whereas, this Council wishes to withdraw its objection to the above transfer of ownership and location and consents to said transfer of ownership and location based upon and pursuant to a cooperation agreement signed May 15, 2000, a copy of which is in file for this address with the City Law Department; and

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

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

**Section 1.** That objection to the transfer of ownership and location of a C2 and C2X Liquor Permit to 1905 East 55th Street, be and the same if hereby withdrawn and Res. No. 119-2000, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership and location 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 June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Res. No. 1033-2000.**

**By Councilman Lewis.**

**An emergency resolution withdrawing objection to the transfer of location of a C2 and C2X Liquor Permit to 8812 Hough Avenue, and repealing Res. No. 1920-99 objecting to said transfer of location.**

Whereas, this Council objected to the transfer of location of a C2 and C2X Liquor Permit to 8812 Hough Avenue by Res. No. 1920-99 adopted by Council on October 25, 1999; and

Whereas, this Council wishes to withdraw its objection to the above transfer of location and consents to said transfer of location is based upon and pursuant to a cooperation agreement signed April 11, 2000, a copy of which is in the file for this address with the City Law Department; and

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

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

**Section 1.** That objection to the transfer of location of a C2 and C2X Liquor Permit to 8812 Hough Avenue, be and the same is hereby withdrawn and Res. No. 1920-99, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of location.

**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 June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Res. No. 1034-2000.**

**By Councilman Polensek.**

**An emergency resolution fixing the summer schedule of meetings of the Council of the City of Cleveland.**

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

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

**Section 1.** That the schedule of meetings during the summer months for the Council of the City of Cleveland is hereby fixed as follows:

July 17, 2000

August 14, 2000

A notice identifying the time of the meeting as well as a schedule of committee meetings, if any, to be held prior to the meeting shall be prepared by the Clerk of Council prior to each of the above meeting dates. The Council will resume regular session at 7:00 P.M. on Monday, September 11, 2000.

**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 June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Res. No. 1036-2000.**

**By Councilman Willis.**

**An emergency resolution withdrawing objection to the renewal of a C1 and C2 Liquor Permit to 10509 Ashbury Avenue, and repealing Res. No. 1306-99 objecting to said renewal.**

Whereas, this Council objected to the renewal of a C1 and C2 Liquor Permit to 10509 Ashbury Avenue by Res. No. 1306-99 adopted by Council on July 14, 2000; and

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

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

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

**Section 1.** That objection to the renewal of a C1 and C2 Liquor Permit to 10509 Ashbury Avenue, be and the same is hereby withdrawn and Res. No. 1306-99, 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 June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 593-2000.**

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

**An emergency ordinance determining the method of making the public improvement of repairing and constructing sidewalks, driveway aprons, curbing, curb strips, intersections, bridge approaches, utility box and casting adjustments, and appurtenances and authorizing the Director of Public Service to enter into one or more requirement contracts for the making of said 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, it is hereby determined to make the public improvement of repairing and constructing sidewalks, driveway aprons, curbing, curb ramps, median strips, intersections, bridge approaches, utility box and casting adjustments, and appurtenances in areas of the City of Cleveland, by one or more public improvement contracts duly let to the lowest responsible bidder after competitive bidding.

**Section 2.** That the Director of Public Service is hereby authorized to enter into a written requirement contract, in the approximate amount of \$4,000,000.00 with the lowest responsible bidder after advertising for all such work estimated to be done during a two year period, upon a unit basis. In the discretion of the Board of Control, separate requirement contracts may be let for specified districts within the City.

**Section 3.** That the contract authorized herein shall expire on or before December 31, 2001.

**Section 4.** That prior to the performance of any work authorized herein, the Director of Public Service shall obtain the consent of the council member representing the ward in which the work is to be performed.

**Section 5.** That the cost of said contract or contracts shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance.

**Section 6.** That the cost of the improvement hereby authorized shall be paid from Fund No. 11 SF 401, 14 SF 025, 14 SF 026 and 10 SF 166, Request No. 22515.

**Section 7.** 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 June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 712-2000.****By Councilman Cimperman.**

**An emergency ordinance authorizing the Director of Public Service to issue a permit to STAVSERV, Inc., an Ohio Corporation, dba the Greek Isles Restaurant to encroach into the public right-of-way of West St. Clair Ave. with an outdoor seasonal sidewalk cafe, a fencing enclosure and associated equipment for the dining area.**

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

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

**Section 1.** That the Director of Public Service hereby is authorized to issue a permit to STAVSERV, Inc., an Ohio Corporation, dba the Greek Isles Restaurant to encroach into the public right-of-way of West St. Clair Ave. with an outdoor seasonal sidewalk cafe, a fencing enclosure and associated equipment for the dining area which will encroach into the public right-of-way of West St. Clair Avenue at the location more fully described as Exhibit "A" in File No. 712-2000-A, being filed by the Clerk of the Council of the City of Cleveland at the Council Office of the City of Cleveland.

**Section 2.** That said outdoor seasonal sidewalk cafe, fencing enclosure and associated equipment for the cafe dining area will be placed within the public right-of-way as aforesaid, in Section 1, and will be constructed in accordance with plans and specifications approved by the Commissioner of Engineering and Construction. That all other required permits, including a building permit, shall be obtained before said fence is constructed.

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

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 727-2000.****By Councilman Cimperman.**

**An emergency ordinance authorizing the Director of Public Service to issue a permit to the Gene Marco Co. LLC, dba Circo/Zibibbo Restaurant/Lounge for an outdoor seasonal cafe restaurant with a sidewalk barrier which will encroach into the public right-of-way of West 9th 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 Director of Public Service hereby is authorized to issue a permit, revocable at the

will of Council, and assignable by the Permittee with the written consent of the Director of Public Service to Gene Marco Co. LLC, dba Circo/Zibibbo Restaurant/Lounge, 1300 West 9th Street, Cleveland, Ohio, 44113, its successors and assigns, for the construction, use and maintenance of an outdoor seasonal cafe restaurant with a sidewalk barrier which will encroach into the public right-of-way of West 9th Street at the location described herein:

**LEGAL DESCRIPTION FOR PROPOSED ENCROACHMENT AREA/CIRCO CAFE N.W. CORNER OF WEST ST. CLAIR AVENUE AND WEST 9TH STREET**

Situated in the City of Cleveland, County of Cuyahoga and the State of Ohio and known as being part of West 9th Street, 99.00 feet wide, and being further bounded and described as follows:

Beginning at the intersection of the Northwesterly right-of-way line of West St. Clair Avenue, 49.50 feet wide, and the Southwesterly right-of-way line of said West 9th Street; thence North 34°-56'-42" West along the Southwesterly right-of-way line of West 9th Street a distance of 16.50 feet to a point and the Principal Place of Beginning of the encroachment herein described;

Course No. 1: Thence continuing North 34°-56'-42" West along the Southwesterly right-of-way line of West 9th Street, a distance of 67.00 feet to a point;

Course No. 2: Thence North 55°-03'-18" East and at right angles to said Southwesterly right-of-way line of West 9th Street, a distance of 10.50 feet to a point;

Course No. 3: Thence South 34°-56'-42" East parallel to the Southwesterly right-of-way line of said West 9th Street, a distance of 67.00 feet to a point;

Course No. 4: Thence South 55°-03'-18" West and at right angles to the Southwesterly right-of-way line of said West 9th Street, a distance of 10.50 feet to the place of beginning and containing 703 square feet of land as calculated and described by McSteen and Associates, Inc. dated March 29, 2000, be the same more or less, but subject to all legal highways and easements.

**Section 2.** That said outdoor seasonal cafe will be placed within the public right-of-way as aforesaid in Section 1, and will be by the Commissioner of Engineering and Construction. That all other required permits, including a Building Permit, shall be obtained before said fence is constructed.

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

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 962-2000.****By Councilmen Polensek and Patmon (by departmental request).**

**An emergency ordinance authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into contract with the Cuyahoga County Public Defender Commission for legal services necessary to defend indigents charged with violation of ordinances of the City of Cleveland, provided such violation may result in incarceration, for the Cleveland Municipal Court.**

Whereas, in *Argersinger v. Hamlin* and *Scott v. Illinois*, the United States Supreme Court held that no indigent criminal defendant may be sentenced to a term of imprisonment unless he has been afforded the right to assistance of appointed counsel in his defense; and

Whereas, the City of Cleveland, through the Cleveland Municipal Court, is therefore obligated to provide an indigent defendant appointed counsel in order to permit the imposition of a sentence including a term of imprisonment; and

Whereas, pursuant to Section 120.14 of the Ohio Revised Code, a county commission which has organized a county public defender commission may contract with any municipal corporation within the County served by the county public defender to provide such legal representation on behalf of the municipal corporation; and

Whereas, it is the recommendation of the Cleveland Municipal Court, the district of which encompasses Bratenahl and the City of Cleveland, that such indigent defense should be provided by the Cuyahoga County Public Defender Commission, who will in turn, enter into an agreement with the Legal Aid Society of Cleveland to provide these services; 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 Finance, on behalf of the Cleveland Municipal Court, is hereby authorized to enter into contract with the Cuyahoga County Public Defender Commission for legal services necessary to defend indigents charged with violation of ordinances of the City of Cleveland, provided such violation may result in incarceration, for the period of one year beginning January 1, 2000, at the estimated cost of \$1,000,000, payable from Fund No. 01-011502-632000, Request No. 19254.

**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 June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 963-2000.  
By Councilmen Polensek and Patmon.**

**An emergency ordinance authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into contract without competitive bidding with Oracle Corporation for computer database software maintenance and support services for the Cleveland Integrated Justice Information System for a period not to exceed one year, for the Cleveland Municipal Court.**

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 Oracle Corporation. Therefore, the Director of Finance, on behalf of Cleveland Municipal Court, is hereby authorized to make a written contract with said Oracle Corporation upon the basis of their proposal dated January 24, 2000, for computer database software maintenance and support services for the Cleveland Integrated Justice Information System for a period not to exceed one year, to be purchased by the Commissioner of Purchases and Supplies for a gross price for the Cleveland Municipal Court.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 10 SF 086, Request No. 19225.

**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 June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1014-2000.  
By Councilman Britt.**

**An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Fairfax Renaissance Development Corporation for the creation of a web based information system to assist first time home buyers through the use of Ward 6 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Fairfax Renaissance Development Corporation for the creation of a web based information system to assist first-time home buyers.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$30,000 and shall be paid from Fund No. 10 SF 166.

**Section 3.** That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions

as he deems necessary to protect the City's interest.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1015-2000.  
By Councilmen Britt, White, Willis and Rybka.**

**An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Case Western Reserve University for transportation services for their national youth sports program through the use of Wards 2, 6, 9, 12 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Case Western Reserve University for transportation services for their national youth sports program.

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

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

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1016-2000.  
By Councilman Cimperman.**

**An emergency ordinance consenting and approving the issuance of a permit for the America's Walk for Diabetes (WALKTOBERFEST) on October 7, 2000, sponsored by the American Diabetes Association.**

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 America's Walk

for Diabetes (WALKTOBERFEST), sponsored by the American Diabetes Association on October 7, 2000, beginning at the Nautica Stage - Boardwalk, turn left in Center Road, cross Riverbed and Merwin Roads, turn left on Carter Road (this becomes Robert Lockwood Road), turn right on Front Street, turn right on West 9th Street, turn left on Lakeside Avenue, turn right on West 6th Street, turn left on Superior Avenue, circle Public Square via Tower City (not into circle), BP Building, Society Bank and the Illuminating Building, turn right on West 3rd Street, turn left onto Lakeside Avenue, turn right onto West 9th Street, turn onto Front Street, turn left onto Old River Road, turn right onto Center Street, turn right onto Main Street, which leads straight to Nautica Boardwalk/Finish Line, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1017-2000.  
By Councilman Cimperman.  
An emergency ordinance consenting and approving the issuance of a permit for the Cleveland Corporate Challenge on August 13, 2000, sponsored by the YMCA and Hermes Race System.**

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 Cleveland Corporate Challenge sponsored by the YMCA and Hermes Race Systems, on August 13, 2000, beginning at Muny Parking Lot to South Marginal Road to East 49th Street and return the same route, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully



indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1018-2000.**

**By Councilman Cimperman.**

**An emergency ordinance consenting and approving the issuance of a permit for the Cleveland Browns Run, on July 29, 2000, sponsored by Hermes Race System.**

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 Cleveland Browns Run sponsored by Hermes Race Systems, on July 29, 2000, beginning at East 9th Street to Eagle to North Coast Harbor and Finish, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1019-2000.**

**By Councilman Cimperman.**

**An emergency ordinance consenting and approving the issuance of a permit for the East 9th Street Mile, on September 9, 2000, sponsored by Hermes Race Systems.**

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 Ordina-

nances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the East 9th Street Mile sponsored Hermes Race Systems, on September 9, 2000, beginning at East 9th Street and Eagle to North Coast Harbor and Finish, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1020-2000.**

**By Councilman Coats.**

**An emergency ordinance authorizing the Director of Community Development to enter into an agreement with The International Preparatory School for partial support of student participation in an international conference and youth summit in China through the use of Ward 10 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with The International Preparatory School for partial support of student participation in an international conference and youth summit in China.

**Section 2.** That the cost of said contract shall be in an amount not to exceed \$16,000 and shall be paid from Fund No. 10 SF 166.

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

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1021-2000.**

**By Councilman Dolan.**

**An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Kamm's Corners Development Corporation for purchase and installation of holiday lighting through the use of Ward 21 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Kamm's Corners Development Corporation for purchase and installation of holiday lighting.

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

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

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1022-2000.**

**By Councilman Gordon.**

**An emergency ordinance to amend the Title and Section 1 of Ordinance No. 183-2000, passed February 7, 2000, relating to crime watch personnel and programs for business and residential groups in the Old Brooklyn Area using Ward 15 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Title and Section 1 of Ordinance No. 183-2000, passed February 7, 2000, are hereby amended to read as follows:

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Lutheran Housing Corporation for crime watch personnel and programs in the Old Brooklyn Area, using Ward 15 Neighborhood Equity Funds.

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Lutheran Housing Corporation for crime watch personnel and programs in the Old Brooklyn Area, using Ward 15 Neighborhood Equity Funds.

**Section 2.** That the existing title and Section 1 of Ordinance No. 183-2000, passed February 7, 2000 are hereby repealed.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1023-2000.**

**By Councilman O'Malley.**

**An emergency ordinance to amend the Title and Section 1 of Ordinance No. 187-2000, passed February 7, 2000, relating to crime watch personnel and programs for business and residential groups in the Old Brooklyn Area using Ward 16 Neighborhood Equity Funds.**

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

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

**Section 1.** That the Title and Section 1 of Ordinance No. 187-2000, passed February 7, 2000, are hereby amended to read as follows:

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Lutheran Housing Corporation for crime watch personnel and programs in the Old Brooklyn Area, using Ward 16 Neighborhood Equity Funds.

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Lutheran Housing Corporation for crime watch personnel and programs in the Old Brooklyn Area, using Ward 16 Neighborhood Equity Funds.

**Section 2.** That the existing title and Section 1 of Ordinance No. 187-2000, passed February 7, 2000 are hereby repealed.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1024-2000.**

**By Councilman Melena.**

**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Sagrada Familia Church to stretch banners at 7750 Detroit Avenue, for the period from June 6, 2000 to July 7, 2000, inclusive, publicizing the Church Festival.**

Whereas, this ordinance constitutes an emergency measure providing for the usual daily operation of

a municipal department; now, therefore,

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Sagrada Familia Church to install, maintain and remove banners across Kinsman Avenue at 7750 Detroit Avenue (pole nos. E643 and E54), for the period from June 6, 2000 to July 7, 2000, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1025-2000.**

**By Councilman O'Malley.**

**An emergency ordinance to amend the Title and Section 1 of Ordinance No. 189-2000, passed February 7, 2000, relating to the improvements to the public right-of-way located at 4533 State Road at the corner of State Road and Cypress Avenue in Ward 16.**

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. 189-2000, passed February 7, 2000, are hereby amended to read as follows:

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Lutheran Housing Corporation for the purpose of improving the public right-of-way at 4533 State Road at the corner of State Road and Cypress Avenue in Ward 16, using Ward 16 Neighborhood Equity Funds.

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Lutheran Housing Corporation for the purpose of improving the public right-of-way at 4533 State Road at the corner of State Road

and Cypress Avenue in Ward 16, using Ward 16 Neighborhood Equity Funds.

**Section 2.** That the existing title and Section 1 of Ordinance No. 189-2000, passed February 7, 2000 are hereby repealed.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1026-2000.**

**By Councilmen Robinson and Britt.**

**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Muhammad Mosque No. 18 to stretch banners across Kinsman Avenue at 14402 Kinsman and across Fairhill at the intersection of Cedar Avenue, for the period from June 1, 2000 to July 7, 2000, inclusive, publicizing the Million Family March.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Muhammad Mosque No. 18 to install, maintain and remove banners across Kinsman Avenue at 14402 Kinsman and across Fairhill at the intersection of Cedar Avenue, for the period from June 1, 2000 to July 7, 2000, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1027-2000.****By Councilman Rybka.**

**An emergency ordinance to amend Section 133.16 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1662-91, passed April 6, 1992 relating to rental of market stalls.**

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 133.16 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1662-91, passed April 6, 1992, is hereby amended to read as follows:

The Director of Parks, Recreation and Properties is hereby directed to establish a schedule of prices for all the various parts and sections of the West Side Market as consideration for rental of spaces or of grant of right to use the same and to present such schedule in the form of legislation, to Council for review, approval, and modification, if necessary, no later than October 1 of each year. The Director shall take into consideration the relative value of the various spaces and parts of the building and may modify the schedule of prices yearly in accordance with such variation in value, if any, as may arise. Upon Council's approval of such schedule of prices for the various parts and spaces in the Market House, the Director may rent such spaces or parts or grant the right to use the same for a period not to exceed one year. He may make such provision for renewal or extension of the rental right or grant as he may deem advisable from time to time for additional periods not exceeding one year each, upon notification to Council, providing that the option or right of renewal shall be exercisable only by the Director and not by the grantee. The Director is hereby authorized to provide in the renting or granting of rights to the use of such part or space that the rental right or grant shall not be transferred or assigned by the grantee thereof to any other person without the consent, in writing, of the Director. Such right or grant may be revoked by the Director upon conviction of the grantee of violation of law or ordinances relating to weights and measures. Provisions shall be made by the Director for the payment of such rental at such regular times and at such place as may be by him deemed most advisable.

**Section 2.** That existing Section 133.16 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1662-91, passed April 6, 1992 is hereby repealed.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1028-2000.****By Councilman Willis.**

**An emergency ordinance consenting and approving the issuance of a permit for the Race for the Cure, on September 24, 2000, sponsored by Hermes Race Systems.**

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 Race for the Cure sponsored by Hermes Race Systems, on September 24, 2000, beginning at East Blvd. and Euclid Avenue, Euclid Avenue to Martin Luther King, Martin Luther King to Wade Park, Wade Park to East 118th Street and East 118th to Euclid Avenue, Euclid Avenue to Ford, Ford to Bellflower, Bellflower to East Blvd. and Finish, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed June 5, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1035-2000.****By Councilmen Cimperman, Citron, Lewis, Melena and Westbrook.**

**An emergency ordinance consenting and approving the issuance of a permit for Clean Air Challenge 2000 (50 Mile Tour, 25 Mile Tour, 12.5 Family Cleveland Landmark Tour, 5K Run and 5K Walk), on Sunday, June 18, 2000, sponsored by The American Lung Association.**

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 Clean Air Challenge 2000 (50 Mile Tour, 25 Mile Tour, 12.5 Family Cleveland Landmark Tour, 5K Run and 5K Walk) sponsored by The American Lung Association, on Sunday, June 18, 2000, beginning with the 50 Mile Bicycle Route for 2000 starting at

Burke Lakefront Airport exit Airport east on N. Marginal Dr., N. Marginal continue east on "bike only path" Martin Luther King Blvd. (Gordon Park) turn right (s) onto Martin Luther King, Hough Avenue turn right to reflecting pond CHECKPOINT #1, exit checkpoint no. 1, turn right or south onto Martin Luther King through Wade Park, Euclid Avenue turn right, East 14th Street turn left, Sumner Ave. turn right, E. 9th Street turn left, Carnegie Ave. turn right, Lorain Carnegie Bridge cross bridge, W. 25th St., turn right, Detroit Ave., turn left, West Blvd./Cliff Dr. turn right go across Lake Ave., Edgewater Drive turn left, Cove Ave. turn left, Lake Ave., turn right, Lakewood Park Entrance turn right into Park CHECKPOINT #2, Exit Checkpoint #2, turn right or west onto Lake Ave., W. Clifton Blvd. turn left, Sloane Ave. turn right, cross Detroit Rd. and enter Rocky River Metro Park, Valley Parkway follow Valley Parkway in the Metro Park south approx. 12 miles to turn-around at Checkpoint #3, turn-around at CHECKPOINT #3 located near the West Park YMCA Camp entrance, Cedar Point Rd. turn left, Columbia Rd. turn right, Mastick Rd. turn right, W. 210 St. turn left, Wager Rd. cross Center Ridge Rd. where W. 210th St. turns into Wager Rd., Avalon Dr. turn right, Beachcliff Blvd. turn left, Kensington Oval turn left, Frasier Dr. turn left, Beachcliff Blvd. turn left, Lake Rd. turn right, Linda St. turn left, Detroit Rd. turn left, Sloane Ave. turn left, W. Clifton Blvd. turn left, Lake Rd. turn right enter Lakewood Park CHECKPOINT #4, exit Checkpoint #4 and continue east on Lake Rd., Cove Ave., turn left, Edgewater Dr. turn right, Cliff Dr./West Blvd. turn right go across Lake Ave. to West Blvd., Detroit Ave. turn left, Detroit Superior Bridge cross bridge, Ontario turn left, Rockwell Ave. turn left, W. 3rd St. turn right, Erieside circle around north & east sides of Browns Stadium, N. Marginal Dr. turn left, Burke Lakefront Airport, turn left into Airport parking lot Finish; 25 Mile Bicycle Route for 2000, Burke Lakefront Airport exit Airport east on N. Marginal Dr., N. Marginal continue east on "bike only path", Martin Luther King Blvd. (Gordon Park) turn right (S) onto Martin Luther King, Hough Ave. turn right to reflecting pond CHECKPOINT #1, exit Checkpoint No. 1, turn right or south onto Martin Luther King through Wade Park, Euclid Ave. turn right, E. 14th St. turn left, Sumner Ave. turn right, E. 9th St. turn left, Carnegie Ave. turn right, Lorain Carnegie Bridge cross bridge, W. 25th St. turn right, Detroit Ave. turn left, West Blvd./Cliff Dr. turn right go across Lake Ave., Edgewater Dr. turn left, Cove Ave. turn left, Lake Ave. turn right, Lakewood Park Entrance turn right into Park CHECKPOINT #2, exit Checkpoint No. 2, turn right or west onto Lake Ave., Web Rd. (25 mile turn-around point) turn right, Edgewater Dr. turn right, Kenneth Ln. turn right, Lake Rd. turn left (will pass Checkpoint #2 again), Cove Ave. turn left, Edgewater Dr. turn right, Cliff Dr./West Blvd. turn right go across Lake

Ave. to West Blvd., Detroit Ave. turn left, Detroit Superior Bridge cross bridge, Ontario turn left, Rockwell Ave. turn left, W. 3rd St. turn right, Erieside circle around north & east side of Browns Stadium, N. Marginal Dr. turn left, Burke Lakefront Airport turn left into Airport parking lot Finish; 12.5 Mile "Family" Bicycle Route for 2000 Burke Lakefront Airport exit Airport east on N. Marginal Dr., N. Marginal continue east on "bike only path" Martin Luther King Blvd. (Gordon Park) turn right (s) onto Martin Luther King, Hough Ave. turn right to reflecting point CHECKPOINT #1, exit Checkpoint #1, turn right or south onto Martin Luther King through Wade Park, Euclid Ave., turn right, E. 14th St. turn left, Sumner Ave. turn right, E. 9th St. turn left, Carnegie Ave. turn right, Ontario turn right, Rockwell Ave. turn left, W. 3rd St. turn right, Erieside circle around north & east sides of Browns Stadium, N. Marginal Dr. turn left, Burke Lakefront Airport turn left into Airport parking lot finish; Clean Air Challenge Run 5K (3.1 Miles) on driveway in front of airport near main lobby, (Note - runners will run with the direction of road traffic on most the course), head west on drive to west airport exit and North Marginal, turn right/west on North Marginal which comes into Erieside, stay on Erieside heading west to stop sign near S.E. corner of Browns Stadium, turn right at stop sign heading north on Erieside to first stop sign at N.E. corner of Browns Stadium, turn left heading west on Erieside around stadium, stay on Erieside heading south which becomes West 3rd St., turn right/west on Lakeside Ave to W. 9 St., turn right/north on W. 9th St. to Front St., turn left/west on Front St. to West 10th St., turn left/south on W. 10th St. to W. 10th St. hill, (Note - West 10th St. is a one-way street that goes south to north, and runners will be running against the direction of traffic), turn left/east heading up West 10th St. hill on to St. Clair, stay on St. Clair going east to West 3rd St., turn left/north on West 3rd St. to stop sign at S.W. corner of Browns Stadium, turn right at stop sign heading east on North Coast Stadium Drive to Erieside, stay on Erieside heading east onto North Marginal Dr., stay on North Mar-

ginal to second (east entrance) driveway of Burke Lakefront Airport, turn left at driveway to finish line, finish on driveway in front of Burke Airport, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed June 5, 2000.  
Awaiting the approval or disapproval of the Mayor.

**COUNCIL COMMITTEE MEETINGS**

**Thursday, June 8, 2000**

**Public Safety Committee (Special Investigative Hearings joint with Employment, Affirmative Action and Training Committee): 10:00 a.m.**—Present: Polensek, Chairman; Patmon, Vice Chairman; Britt, Cimperman, Coats, Gordon, Jackson, Sweeney. Excused: Melena.

**Employment, Affirmative Action and Training Committee (Special Investigative Hearings joint with Public Safety Committee): 10:00 a.m.**—Present: White, Chairman; Lewis, Vice Chairman; Cintron, Coats, Gordon, Johnson, Jones.

**Friday, June 9, 2000**

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

**Public Utilities Committee (Joint with Legislation Committee): 1:00 p.m.**—Present: O'Malley, Chairman; Patmon, Vice Chairman; Britt, Coats, Polensek, Westbrook, Willis. Excused: Dolan, Melena.

**Legislation Committee (Joint with Public Utilities Committee): 1:00 p.m.**—Present: Lewis, Chairman; Jones, Vice Chairman; Brady, Coats, Gordon, Westbrook. Excused: Johnson.

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

**Monday, June 12, 2000**

**City Planning Committee (Zoning): 9:30 a.m.**—Present: Cimperman, Chairman; Rybka, Vice Chairman; Dolan, Jackson, O'Malley. Excused: Robinson, White.

**City Planning Committee: 10:00 a.m.**—Present: Cimperman, Chairman; Rybka, Vice Chairman; Dolan, Jackson, O'Malley. Excused: Robinson, White.

**Public Service Committee: 11:00 a.m.**—Present: Cintron, Chairman; Sweeney, Vice Chairman; Britt, Coats, Johnson, Melena, O'Malley, Westbrook. Excused: Willis.

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

**Tuesday, June 13, 2000**

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

**Wednesday, June 14, 2000**

**Aviation and Transportation Committee: 10:00 a.m.**—Present: Dolan, Chairman; O'Malley, Vice Chairman; Jones, Patmon, Robinson, Rybka, Sweeney.

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