

The City Record

Official Publication of the City of Cleveland

December the Eighth, Nineteen Hundred and Ninety-Nine

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

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL—LEGISLATIVE

Ward	Name	Residence	
	President of Council—Michael D. Polensek		
1	Joseph T. Jones	15601 Lotus Drive	44128
2	Robert J. White	3760 East 126th Street	44105
3	Odellia 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	1272 West Boulevard	44102
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

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

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

DEPT. OF FINANCE — Martin L. Carmody, Director, Room 104; Carlean Alford, Manager, Internal Audit
DIVISIONS — Accounts — Gayle Goodwin Smith, Commissioner, Room 19
 City Treasury — Algeron Walker, Treasurer, Room 115
 Assessments and Licenses — Robert J. Schneider, Commissioner, Room 122
 Purchases and Supplies — Myrana Branche, Commissioner, Room 128
 Printing and Reproduction — James D. Smith, Commissioner, 1735 Lakeside Avenue
 Taxation — Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue
 Financial Reporting and Control — Robert Dolan, Controller, Room 18
 Information Systems Services — Joyce Thomas, Acting Commissioner, 1404 E. 9th St.

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

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

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

DEPT. OF PUBLIC HEALTH — Michelle Whitlow, Acting Director, Mural Building, 1925 St. Clair Avenue
DIVISIONS — Health — Cheri Hahn, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
 Environment — Robin Puriani-Rogers, Acting 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 — Mark Ricchiuto, Acting Commissioner, 4150 East 49th Street, Building #1
 Dog Pound — John Baird, Chief Dog Warden, 2690 W. 7th Street
 Emergency Medical Service — Bruce Shade, Commissioner, 1708 South Pointe Drive

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

Parking Facilities — Dennis Donahue, Acting Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
 Park Maintenance and Properties — Richard L. Silva, Acting Commissioner, Public Auditorium — E. 6th & Lakeside.
 Recreation — Michael Cox, 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, Acting 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 — Susan E. Axelrod, Director, Room 122

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

CIVIL SERVICE COMMISSION — Room 119, Anne Bloomberg, President; Carolyn Watts Allen, Vice President; Gregory J. Wilson, Secretary; Timothy J. Cosgrove, Member, Rev. Earl Preston, Member.

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

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

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

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

BOARD OF SIDEWALK APPEALS — Service Director Mark Ricchiuto; Law Director Cornell P. Carter; Councilman _____

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

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 _____

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

MORAL CLAIMS COMMISSION — Law Director Cornell P. Carter; Chairman; Finance Director Martin L. Carmody, Jr.; Council President _____; Councilman _____; Councilman _____

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, _____, 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 _____, Councilman _____, 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 A. Keough	12C
Judge Ralph J. Perk, Jr.	14B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Angela R. Stokes	13A
Judge Gerald F. Sweeney	13D
Judge Robert J. Triozzi	12A

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

The City Record

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WEDNESDAY, DECEMBER 8, 1999

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CITY COUNCIL

MONDAY, DECEMBER 6, 1999

The City Record

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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; 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; Cimperman, Cintron, Jackson, Jones, Robinson, Willis.

TUESDAY—Alternating

1:00 P.M.—**Public Health Committee:** Gordon, Chairman; Robinson, Vice Chairman; Cimperman, Jackson, Westbrook, Willis.
1:30 P.M.—**Legislation Committee:** Lewis, Chairman; _____, Vice Chairman; Coats, Gordon, Johnson, Jones, 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.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, December 6, 1999.

The meeting of the Council was called to order, the President, Michael D. Polensek in the Chair. Councilmen present: Britt, Cimperman, Cintron, Coats, Dolan, Gordon, Jackson, Johnson, Lewis, Melena, O'Malley, Patmon, Polensek, Robinson, Rybka, Sweeney, Westbrook, White, Willis.

Also present were Mayor White and Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod, Dove, Morrison and Acting Director Whitlow.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Rev. Emmitt Foster, Pastor of Beth-El AME Zion Church, located at 1428 East 110th Street in Ward 9. 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.

COMMUNICATION

File No. 2101-99.

From the Division of Purchases and Supplies re: Excess Property - Reference No. 008-99. Received.

FROM THE DEPARTMENT OF LIQUOR CONTROL

File No. 2102-99.

Re: New Application - 674122 - Betty Shaker, Inc., d.b.a. Munchies Pizzeria & Carry out, 7219 Kinsman Road. (Ward 5). Received.

File No. 2103-99.

Re: New Application - 3571058 - Sabah Hanini, d.b.a. Little Eagle Food Market, 3111 East 93rd Street. (Ward 4). Received.

File No. 2104-99.

Re: Transfer of Ownership Application - 5149944 - Ivonia Lett, d.b.a. Blue Bye You, 3822 East 78th Street. (Ward 12). Received.

File No. 2105-99.

Re: Transfer of Ownership Application - 3375827 - Gridlock Corporation dba The Locker Room, 2032 West 25th Street. (Ward 14). Received.

File No. 2106-99.

Re: Transfer of Ownership Application - 6309727 - Nasrallah Corp., d.b.a. Eddie's Beverage, 2234-36 West 103rd Street, first floor and basement. (Ward 18). Received.

File No. 2107-99.

Re: Transfer of Ownership Application - 7026913 - Popular Demand, Inc., d.b.a. Dinos, 15518 St. Clair Avenue. (Ward 11). Received.

File No. 2108-99.

Re: Transfer of Ownership Application - 2827155 - Dorothy Lucille Fort, d.b.a. Sportsman Beverage, 9808 Cedar Avenue. (Ward 6). Received.

File No. 2109-99.

Re: Transfer of Ownership and Location Application - Club Argo, 1265 West Sixth Downstairs. (Ward 13). Received.

File No. 2110-99.

Re: Stock Transfer Application - 152585 - Amanpreet, Inc., d.b.a. Convenient Food Mart #3-030, 788 East 200th Street. (Ward 11). Received.

File No. 2111-99.

Re: Stock Transfer Application - 6213011 - Muggs, Inc., 3194 West 25th Street, first floor and basement. (Ward 14). Received.

File No. 2112-99.

Re: Stock Transfer Application - 2482000 - Elkos, Inc., 5353 Dolloff Road. (Ward 13). Received.

STATEMENT OF WORK ACCEPTANCE

File No. 2113-99.

From the Division of Architecture re: Contract No. 53031, Third District Police Station Interior Renovation. Received.

COMMUNICATION

File No. 2114-99.

December 2, 1999

Michael D. Polensek, President
Cleveland City Council
Room 216, City Hall
Cleveland, Ohio 44114

Dear Council President Polensek:

It has been my privilege to serve as Councilman for the residents of Ward 19 of the City of Cleveland since January, 1996. As you are

aware, however, I was recently elected to serve as judge for the Cleveland Municipal Court.

It is with mixed emotions that I must submit this letter of resignation from Cleveland City Council, effective December 2, 1999. My tenure in Council has been both challenging and rewarding. Cleveland City Council is blessed with hard-working, intelligent members for whom I have the utmost respect. It is an experience that I will always treasure. Nevertheless, I am looking forward to serving the citizens of Cleveland in my new role as judge and hope that it will be as equally challenging and rewarding.

Unfortunately, it is necessary for me to resign from my seat in Council and nominate my successor earlier than I would have otherwise liked since I must attend a mandatory judicial training session. The residents of Ward 19 are in need of and deserving of a representative that can devote full attention to the needs of the area. In addition, my resignation at this time will result in the election for a Ward 19 Council representative being held at the same time of the regularly scheduled spring, 2000 election, thus saving Cleveland taxpayers the expense of holding a special election to fill the seat.

I wish you and my colleagues on Council all the best in meeting the needs of the citizens of Cleveland. I look forward to continued work with Council to help meet those needs.

Sincerely,
Joseph Zone

Received.

ELECTION TO FILL VACANCY IN WARD 19

The Clerk of Council read a letter of resignation from Councilman Joseph J. Zone of Ward 19. The President of Council accepted the resignation and declared a vacancy in Ward 19. Council Majority Leader Nelson Cintron, Jr. nominated Mrs. Dona Brady to serve as Councilmember representing Ward 19. Council Majority Whip William W. Patmon seconded the nomination. Councilman Edward Rybka moved that the nominations be closed. Without objection, the nominations were closed.

Thereupon, the President of Council instructed the members of Council to state the name of the candidate when responding to the roll call, and requested the Clerk to call the roll upon the election of the Councilmember of Ward 19. Upon completion of the roll call, the Clerk announced that Mrs. Dona Brady received 19 votes. Those who voted for Mrs. Brady were Councilmen: Britt, Cimperman, Cintron, Coats, Dolan, Gordon, Jackson, Johnson, Lewis, Melena, O'Malley, Patmon, Polensek, Robinson, Rybka, Sweeney, Westbrook, White, Willis. Absent: Councilman Jones.

The Chair declared Mrs. Dona Brady, having received the unanimous vote of all the members elected to Council to be the duly elected Councilmember of Ward 19. The President requested Councilwoman Odella Robinson, Councilwoman Fannie M. Lewis, Councilwoman Merle R. Gordon, and Councilwoman Patricia J. Britt to escort the duly elected member of Council to the podium to have the oath of office administered by the most Honorable

Shirley Strickland Saffold, Judge, Cuyahoga County Common Pleas Court. Rev. Brendan McNulty, Pastor of Sts. Philip and James Church held the Bible.

Councilwoman Dona Brady took her seat in the Council Chambers and thanked her family, friends and constituents and then assumed the duties of the Council, representing Ward 19.

OATH OF OFFICE

File No. 2136-99.

State of Ohio)
)
County of Cuyahoga)

I, Dona Brady, do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Ohio and the Charter of the City of Cleveland, and that I will faithfully, honestly, and impartially discharge the duties of the office of Ward 19 Representative of Cleveland City Council, of the City of Cleveland, State of Ohio, during my continuance in said office.

DONA BRADY

Sworn before me and subscribed in my presence this 6th day of December, 1999.

MICHAEL A. DOLAN
Notary Public
State of Ohio

CONDOLENCES RESOLUTIONS

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

Res. No. 2137-99—Edwin J. Heyduk, Sr.

Res. No. 2138-99—John J. McKibben.

Res. No. 2139-99—Sebastian Morabito.

Res. No. 2140-99—Mary L. Kelly.

Res. No. 2141-99—Ray Lee Jones.

CONGRATULATIONS RESOLUTIONS

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

Res. No. 2142-99—Don Martin.

Res. No. 2143-99—TRW, Inc.

Res. No. 2144-99—Reverend James A. Viall.

Res. No. 2145-99—Almira School.

Res. No. 2146-99—Marion C. Seltzer School.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 2115-99.

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

An emergency ordinance authorizing the purchase by requirement contract of the labor and materials necessary to dispose of catch basin debris, for the Division of Water Pollution Control, Department of Public Utilities.

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

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

Section 1. That the Director of Public Utilities is hereby authorized to make a written requirement contract in accordance with the Charter

and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to dispose of catch basin materials in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water Pollution Control, Department of Public Utilities. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 11312)

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 Utilities, Finance, Law; Committees on Public Utilities, Finance.

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.

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

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

Section 1. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of installing and/or replacing curbing, aprons, ramps for the handicapped, and other concrete work which is not otherwise included as part of any other public improvement contract, for the various divisions of the Department of Port Control, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

Section 2. That the Director of Port Control is hereby authorized to enter into a requirement contract for

the making of the above public improvement with the lowest responsible bidder after competitive bidding for the period of two years, upon a unit basis, the unit prices for which shall include all labor, material and equipment, required therefore, with no fixed price for items not subject to competitive bidding. In the discretion of the Board of Control separate requirement contracts may be let for the work to be done for each of the divisions of the Department of Port Control.

Section 3. That the Director of Finance shall certify said contract or contracts in the amount set forth in the initial requisition, and thereafter shall certify all orders placed by the Commissioner of Purchases and Supplies pursuant to the requisition issued against any such contract.

Section 4. That the cost of said improvement hereby authorized shall be paid from Fund No. 60 SF 001, Request No. 8234.

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 Port Control, City Planning Commission, Finance, Law; Committees on Aviation and Transportation, City Planning, Finance.

Ord. No. 2117-99.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Service to enter into one or more contracts with various agencies to implement the 2000 Recycle Ohio! Program; and for the purchase of equipment and supplies for the program.

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

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

Section 1. That the Director of Public Service is hereby authorized to enter into one or more contracts with various agencies, including but not limited to ParkWorks, Inc., for the implementation and operation of the 2000 Recycle Ohio! Program and, if necessary, for the purchase of equipment and supplies for the Program, and that said contract or contracts are payable from the fund or funds to which are credited the grant proceeds accepted from the Ohio Department of Natural Resources, and from the cash match funding source, Fund No. 01-4003-639904, as authorized by Ordinance No. 1292-99, passed July 14, 1999.

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. 2118-99.

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

An emergency ordinance authorizing the Director of Public Service to employ one or more professional consultants to provide the design of the rehabilitation of the West 77th Street bridge.

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 employ by contract one or more design consultants or one or more firms of design consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide the design of the rehabilitation of the West 77th Street bridge.

The selection of said consultants for such services shall be made by the Board of Control upon the nomination of the Director of Public Service for the purpose of compiling such a list. The compensation to be paid for such services shall be fixed by the Board of Control. The contract herein authorized shall be prepared by the Director of Law, approved by the Director of Public Service, and certified by the Director of Finance.

Section 2. That the costs for such services herein contemplated shall be paid from Fund No. 20 SF 334, Request No. 4385.

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

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

Ord. No. 2119-99.

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 STD Control 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 amount of \$62,409.00, from the Ohio Department of Health, to conduct the STD Control Program, for the purposes set forth in the program description 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 program description for said grant.

Section 2. That the program description for said grant, File No. 2119-99-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

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

Ord. No. 2120-99.

By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Directors of Parks, Recreation and Properties and Finance to enter into contract with the Cleveland Board of Education to conduct recreational, cultural and extracurricular programs for the benefit of school children during the 1999-2000 school year.

Whereas, pursuant to Ordinance No. 1025-A-95, passed June 28, 1995, tax revenues from levying the parking facility tax and increases in the motor vehicle lessor tax and the admissions tax can be used to fund recreational, cultural and extracurricular programs within the Cleveland School system; and

Whereas, the Joint Board established by Ordinance No. 1025-A-95 has recommended that a portion of the tax proceeds be used to fund a number of recreational, cultural and extracurricular programs for City school children during the 1999-2000 school year, including dance, drama, instrumental, vocal, cheerleading, aquatic, sports and academic enrichment programs; 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 Directors of Parks, Recreation and Properties and Finance are hereby authorized to enter into contract with the Board of Education of the Cleveland City School District to conduct various recreational, cultural and extracurricular programs for the benefit of City school children, in accordance with the program description contained in File No. 2120-99-A, for an amount not to exceed \$2,000,000, payable from the fund or funds to which are credited the proceeds of the taxes levied pursuant to Ordinance No. 1025-A-95, passed June 28, 1995, under such terms and conditions as are acceptable 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.

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

Ord. No. 2121-99.
By Councilmen Cintron, Melena,
Cimperman and Patmon (by department request).

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with Kowalski Heat Treating Company to provide for a ten year abatement for certain tangible personal property and real estate taxes as an incentive to assist with the construction of a corporate office and manufacturing facility and for the acquisition of machinery and equipment relative thereto located at 3617-25 Detroit Avenue in the Cleveland Area Enterprise Zone.

Whereas, pursuant to Ordinance No. 948-95, passed June 19, 1995, this Council designated an area which is in the City of Cleveland and described in File No. 948-95-A, as the Cleveland Area Enterprise Zone (the "Zone") pursuant to Chapter 5709 of the Ohio Revised Code; and Whereas, in August, 1995, the Director of Development of the State of Ohio determined that the Zone contains the characteristics set forth in Section 5709.61(A) of the Revised Code and certified said area as an "Urban Jobs and Enterprise Zone" pursuant to Chapter 5709 of the Revised Code; and

Whereas, Kowalski Heat Treating Company (the "Enterprise") has proposed to construct a corporate office and manufacturing facility and to acquire machinery and equipment relative thereto for its facility located at 3617-25 Detroit Avenue in the City of Cleveland; and

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

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

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

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

Section 2. That the Director of Economic Development is authorized to enter into an Enterprise Zone Agreement with the Enterprise to provide for a ten (10) year abatement for certain tangible personal property and real estate taxes as an incentive to assist with the construction of a corporate office and manufacturing facility and for the acquisition of machinery and equipment relative thereto located at 3617-25 Detroit Avenue in Cleveland Ohio; said abatement shall be subject to annual review of the Tax Incentive Review Council.

Section 3. That the terms of said tax abatement shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 2121-99-A. The terms of said file notwithstanding, the terms of the tax abatement shall not be amended, nor shall the tax abatement be assignable or transferrable to any entity, without the prior legislative authorization by Cleveland City Council.

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

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

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

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

Ord. No. 2122-99.

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

An emergency ordinance authorizing the Director of Economic Development to enter into a Neighborhood Development Investment Fund contract with Mount Pleasant Now Development Corporation to provide economic development assistance to partially finance the construction of an office building to provide for the County's Human Services Work and Training Operations located at 13815 Kinsman Road, Cleveland, Ohio.

Whereas, through Ordinance No. 56-94, passed June 13, 1994, the City established the Neighborhood Development Investment Program and the Neighborhood Development Investment Fund (NDIF) for the purpose of stimulating the development of major opportunities for job creation, retention, and expansion in the City's neighborhoods; 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, subject to the provisions of Section 8 of this ordinance, the Director of Economic Development is hereby authorized to enter into a Neighborhood Development Investment Fund contract with Mount Pleasant Now Development Corporation to provide for the economic development assistance to partially finance the construction of an office building for the County's Human Services Work and Training Operations located at 13815 Kinsman Road, Cleveland, Ohio.

Section 2. That the terms of said contract shall comply with the requirements of the Neighborhood Development Investment Program and NDIF, as set forth in Section 1 of Ordinance No. 56-94, passed June 13, 1994, and shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 2122-99-A.

Section 3. That the costs of said contract shall not exceed Six Hundred Fifty-Eight Thousand Six Hundred and Eighteen Dollars (\$658,618.00), and shall be paid from Fund No. 10 SF 501, Request No. 1028.

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 Section 2 of this ordinance in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

Section 5. That the Director of Economic Development is hereby authorized to accept monies in repayment of such loan and to deposit said monies in Fund No. 10 SF 502.

Section 6. That the Director of Economic Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing and servicing of the loan. Such fees shall be deposited to and expended from Fund No. 17 SF 305, Loan Fees Fund.

Section 7. That the Director of Law is hereby authorized to prepare said contract and such other documents as may be appropriate to complete the transaction.

Section 8. That, prior to entering into any contract authorized herein, the Director of Finance is required and hereby is directed to certify that un-appropriated funds equal to the contract amount set forth in Section 3 of this ordinance have been collected by the City and are available to be allocated to such contract.

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.

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

Ord. No. 2123-99.

By Councilman Gordon.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the Old Brooklyn Community Development Corporation to acquire and rehabilitate a house located at 3119 Denison Avenue, for operation of the Art House, in Ward 15.

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 to enter into an agreement with the Old Brooklyn Community Development Corporation to acquire and assist in the rehabilitation of a house located at 3119 Denison Avenue, for operation of the Art House, in Ward 15.

Section 2. That the costs of said contract shall be in an amount not to exceed One Hundred Seventy-Five Thousand Dollars (\$175,000.00) and shall be paid from Fund No. 10 SF 166.

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

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

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

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

Ord. No. 2124-99.

By Councilman Gordon.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Senior Citizen Resources, Inc. for the holiday meals program for senior citizens and disabled persons in Ward 15.

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 to enter into an agreement with Senior Citizen Resources, Inc. for the holiday meals program for senior citizens and disabled persons in Ward 15, including those living in the following apartments: Spring Hill Villa; Valley Road Villa; Deaconess Kraft; Deaconess Zane; and Crestview.

Section 2. That the costs of said contract shall be in an amount not to exceed Five Thousand and Five Dollars (\$5,005.00) and shall be paid from Fund No. 10 SF 166.

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

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

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

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

Ord. No. 2125-99.

By Councilmen Patmon and Willis.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with FAMICOS for development of the Heritage Lane Neighborhood District improvement project, located along East 105th Street in Wards 8 and 9.

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

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

Section 1. That the Director of Community Development to enter into an agreement with FAMICOS for development of the Heritage Lane Neighborhood District improvement project, located along East 105th Street in Wards 8 and 9.

Section 2. That the costs of said contract shall be in an amount not to exceed One Hundred Thousand Dollars (\$100,000.00), of which Fifty Thousand Dollars (\$50,000.00) shall be paid from Ward 8 Fund No. 10 SF 166 and Fifty Thousand Dollars (\$50,000.00) shall be paid from Ward 9 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 20. Nays 0. Read second time. Read third time in full. Passed. Yeas 20. Nays 0.

Ord. No. 2126-99.

By Councilmen Patmon, Willis and Coats.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Northeastern Neighborhood Development Corporation to employ a consultant to assist with the development and initiation of economic development projects in Wards 8, 9 and 10.

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 to enter into an agreement with Northeastern Neighborhood Development Corporation to employ a consultant to assist with the development and initiation of economic development projects in Wards 8, 9 and 10.

Section 2. That the costs of said contract shall be in an amount not to exceed Thirty-Three Thousand Dollars (\$33,000.00), of which Eleven Thousand Dollars (\$11,000.00) shall be paid from Ward 8 Fund No. 10 SF 166; Eleven Thousand Dollars (\$11,000.00) shall be paid from Ward 9 Fund No. 10 SF 166; and Eleven Thousand Dollars (\$11,000.00) shall be paid from Ward 10 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 20. Nays 0. Read second time. Read third time in full. Passed. Yeas 20. Nays 0.

Ord. No. 2127-99.

By Councilman Polensek.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the Collinwood and Nottingham Villages Development Corporation for the renovation of property located at 15614 St. Clair Avenue in Ward 11.

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 to enter into an agreement with the Collinwood and Nottingham Villages Development Corporation for the renovation of property to be used as office spaces located at 15614 St. Clair Avenue in Ward 11.

Section 2. That the costs of said contract shall be in an amount not to exceed Thirteen Thousand Dollars (\$13,000.00) and shall be paid from Fund No. 10 SF 166.

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

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

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

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

Ord. No. 2128-99.**By Councilman Polensek.**

An emergency ordinance authorizing and directing the Director of Finance, on behalf of Cleveland Municipal Court, to enter into contract with International Business Machines Corporation (IBM) for computer maintenance and support services for the Cleveland Integrated Justice Information System for a period not to exceed one year.

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

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

Section 1. That the Director of Finance, on behalf of Cleveland Municipal Court, is hereby authorized and directed to enter into contract with International Business Machines Corporation (IBM) for computer maintenance and support services for the Cleveland Integrated Justice Information System for a period not to exceed one (1) year.

Section 2. That the costs of said contract shall be in an amount not to exceed Fifty Thousand Dollars (\$50,000.00) and shall be paid from Fund No. 10 SF 086.

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

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

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

Ord. No. 2129-99.**By Councilman Polensek.**

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the Northeast Shores Development Corporation to provide architectural, engineering and construction services for the Town Center project located at East 174th Street and Lakeshore Boulevard in Ward 11.

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 to enter into an agreement with the Northeast Shores Development Corporation to provide architectural, engineering and construction services for the Town Center project located at East 174th Street and Lakeshore Boulevard in Ward 11.

Section 2. That the costs of said contract shall be in an amount not to exceed Forty-Four Thousand Six Hundred Eighty-Seven Dollars (\$44,687.00) and shall be paid from Fund No. 10 SF 166.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall

contain such terms and provisions as he deems necessary to protect the City's interest.

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

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

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

Ord. No. 2130-99.**By Councilman Cimperman.**

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the St. Clair Business Association to hang banners on St. Clair Ave., Marquette Ave., and from East 61st to East 64th Sts., using utility poles (by separate permission) for the period of Nov. 29, 1999 to Jan 7, 2000, inclusive.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to the St. Clair Business Association, 6220 St. Clair Ave., Cleveland, Ohio 44103, to install, maintain and remove thirty-three (33) banners to be hung on Cleveland Public Power utility poles, (by separate permission) publicizing their the St. Clair Avenue Business area and the "Welcome Winter" celebration for the period of November 29, 1999 to January 7, 2000, inclusive, on the following addresses and pole numbers: St. Clair Ave. (S. Side) # MT18-13, MT18-15, MT18-17; Marquette to E. 61st St. MT18-18, MT18-19, MT18-20, MT18-21, MT18-23, MT18-24, MT18-25; St. Clair Ave. (N. Side) MT19-1, MT19-5; Marquette to E. 61st St. MT19-6; MT19-7, MT19-8, MT19-9, MT19-10, MT19-11, MT19-12; St. Clair (S. Side) MT18-26, MT18-27, MT18-28, MT18-29; E. 61st to E. 64th Sts. MT18-30, MT18-32, MT18-33; St. Clair Ave. (N. Side) MT19-14, MT19-15, MT19-16, MT19-17; E. 61st to E. 64th Sts. MT19-20, MT19-21, MT19-22 for the period of November 29, 1999 to January 7, 2000, inclusive, and which banners shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said decorations, and said banners shall be removed promptly upon the expiration of said permit.

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

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

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

Ord. No. 2131-99.**By Councilmen Cimperman and Cintron.**

An emergency ordinance authorizing and directing the Director of Public Service to issue one or more permits to the Tremont Development Corporation to hang Christmas Wreaths and Aluminum Banding on utility poles (by separate permission) on various streets in Wards 13 and 14 for the periods of Nov. 24, 1999 to Jan. 10, 2000, inclusive, celebrating the Christmas Season.

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

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

Section 1. That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue one or more permits to the Tremont West Development Corporation, 2190 Professor Avenue, Cleveland, Ohio 44113, to install, maintain and remove approximately sixty-three (63) Christmas Wreaths and Aluminum Bandings to be hung on Cleveland Public Power and C.E.I. utility poles, (by separate permission) on various streets in Wards 13 and 14 as follows: Sacket & Scranton SE Corner, 406124; Clover & Scranton NE Corner, 40678; Corning & Scranton NE, 40675; Meyer & Scranton, NE40608; Holmden & Scranton, CEI; Buhner & Scranton, NW 42826 & 42816; Prame & Scranton, CEI; Starkweather & Scranton 2-CEI poles and NE-68 AOM1251, CPP; Literary & Professor, CEI; College & Professor 2-CEI poles and SE47955 & SW47956, CPP poles; Jefferson & Professor, 2-CEI poles; Starkweather & Professor, 2-CEI poles; Literary & W. 7th, 1-CEI pole and SE47931, CPP pole; College & W. 7th, 1-CEI pole; Jefferson & W. 7th, 1-CEI pole; Marquardt & W. 7th, 1-CEI pole and NE48036, CPP pole; Starkweather & W. 7th, 1-CEI pole; W. 10th & Starkweather, 1-CEI pole; Clark & W. 14, 2-CEI poles and SE44645, CPP pole; W. 10th & Jefferson, 46259; W. 10th & Kenilworth, 46115 & 46184; W. 10th & Literary, 47915; W. 10th & Fairfield, 47911; W. 14th & Kenilworth, 46147; W. 11th & Starkweather, HOM-1A-11; W. 11th St. & Kenilworth, 46120; W. 11th & Literary, 46192; W. 11th & Fairfield, 46136; W. 11th & Starkweather, 46214; W. 11th & Kenilworth, 46121; Professor & Literary, 47921; W. 14th & Fairfield, HOM-1-18; W. 14th & Clark, 44642; W.

14th & Branch Ct., 44539; W. 14 & Auburn, 44536; W. 14th & Mentor, 44668; W. 14th & Rowley, 44780; W. 14th & Holmden, 44710; W. 14th & Starkweather, HOM-1A-1, HOM-1-32 & HOM-1-7; W. 14th & Kenilworth, HOM-1-29; Scranton & Starkweather, 44421; Scranton & Auburn, 44413; Scranton & Mentor, 44519; Scranton & Clark, 42834; Scranton & Valentine, 40681; Scranton & Brainard, 40609; Scranton & Holmden, 42814; Scranton & Castle, 42760; for the period of November 24, 1999 to January 10, 2000, inclusive, celebrating the Christmas Season; and which Christmas Wreaths and Aluminum

Bandings 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 Christmas Wreath or Aluminum Banding will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners, and said banners shall be removed promptly upon the expiration of said permit.

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

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

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

Ord. No. 2132-99.

By Councilman Westbrook (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to St. Rose of Lima Parish to encroach into the right-of-way of Detroit Avenue between West 110th to West 116th Streets for twelve (12) banners to be hung on utility poles (by separate permission) celebrating St. Rose's Parish 100-Year Anniversary from Dec. 15, 1999 to Dec. 15, 2000.

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 St. Rose of Lima Parish, 11411 Detroit Avenue, Cleveland, Ohio 44102, its successors and assigns, for the construction, use and maintenance of twelve (12) banners to be hung on Cleveland Public Power utility poles (by separate permission) for the period of December 15, 1999 to December 15, 2000, to celebrate the St. Rose of Lima Parish 100-Year Anniversary, and which banners will encroach into the public right-of-way of Detroit Avenue between West 110th and West 116th Streets at the locations described as follows:

LOCATION:	POLE NUMBER:	OWNER:
Detroit Ave. / W. 110th St.	E7-11, E7-12, E8-14	C.P.P.
Detroit Ave. / W. 111th St.	E7-13, E8-13	C.P.P.
Detroit Ave. / W. 114th St.	E7-17, E7-19, E8-9, E8-7	C.P.P.
Detroit Ave. / W. 116th St.	E7-21, E7-23, E8-5	C.P.P.

Section 2. That said banners will be hanged within the public right-of-way as aforesaid, and will be constructed in accordance with plans and specifications approved by the Commissioner of Engineering and Construction.

Section 3. That nothing in this ordinance grants or shall be considered to grant a Permittee any right, privilege or permission to use or to attach, affix, or place any objects on or to poles described in Section 1 of this ordinance.

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.

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

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

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 2133-99.

By Councilman Cintron.

An emergency resolution objecting to the stock transfer of a D5 Liquor Permit to 3194 W. 25th St., 1st Fl. & Bsmt.

Whereas, Council has been notified by the Director of Liquor Control of an application for the stock transfer of a D5 Liquor Permit to Permit No. 6213011, Muggs Inc., 3194 W. 25th St., 1st Fl. & Bsmt., Cleveland, Ohio 44109; and

Whereas, the granting of this application for a liquor permit to this high crime area, which is

already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

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

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

Whereas, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Department

of Liquor Control are prevented reasonable access to the establishment; and

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

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

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, 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 stock transfer of a D5 Liquor Permit to Permit No. 6213011, Muggs Inc., 3194 W. 25th St., 1st Fl. & Bsmt., Cleveland, Ohio 44109 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she 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.

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

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

Res. No. 2134-99.

By Councilman Johnson.

An emergency resolution objecting to the issuance of a C1 Liquor Permit to 3111 E. 93rd St.

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a C1 Liquor Permit to Permit No. 3571058, Sabah Hanini, DBA Little Eagle Food Market, 3111 E. 93rd St., Cleveland, Ohio 44104; and

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

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

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

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

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

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

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, property, safety and welfare pursuant to Section

4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 3571058, Sabah Hanini, DBA Little Eagle Food Market, 3111 E. 93rd St., Cleveland, Ohio 44104 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.

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

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

Res. No. 2135-99.

By Councilman Polensek.

An emergency resolution objecting to the transfer of ownership of a D1, D2, D3 and D6 Liquor Permit to 15610 Waterloo Rd. 1st Fl. & Bsmt.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D1, D2, D3 and D6 Liquor Permit from Permit No. 3420935, Grutta Inc., DBA Report Center Tavern, 15610 Waterloo Rd., 1st Fl. & Bsmt., Cleveland, Ohio 44110, to Permit No. 3564840, Hanada Corp., DBA Cozy Spot, 15610 Waterloo Rd., 1st Fl. & Bsmt., Cleveland, Ohio 44110; 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 D1, D2, D3 and D6 Liquor Permit from Permit No. 3420935, Grutta Inc., DBA Report Center Tavern, 15610 Waterloo Rd., 1st Fl. & Bsmt., Cleveland, Ohio 44110, to Permit No. 3564840, Hanada Corp., DBA Cozy Spot, 15610 Waterloo Rd., 1st Fl. & Bsmt., Cleveland, Ohio 44110 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.

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

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

**SECOND READING
EMERGENCY ORDINANCES**

Ord. No. 1707-99.

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

An emergency ordinance determining the method of making the public improvement of rehabilitating East 40th Street, Phase III; authorizing the Director of Public Service to enter into contract for the making of such improvement; authorizing said director to enter into a second amendment to Contract No. 52806 with Dodson Stilson and Associates for professional design services; authorizing said director to enter into such other agreements necessary to complete this improvement; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes such real property as is necessary to make the public improvement.

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

1. Strike the title in its entirety and insert in lieu thereof the following:

"An emergency ordinance authorizing the Director of Public Service to enter into a second amendment to

Contract No. 52806 with Dodson Stillson and Associates for professional design services necessary to design the rehabilitation of East 40th Street, Phase III."

2. Strike existing Sections 1, 2, 4, 5, and 6 in their entirety.
3. Renumber existing Section 3, 7 and 8, respectively to new "Section 1", "Section 2", and "Section 3".
4. In existing Section 3, line 4, strike "improvement" and insert in lieu thereof the following "East 40th Street rehabilitation".
5. In existing Section 7, lines 1 and 2, strike "improvement, services, and property acquisition" and insert in lieu thereof "services"; and in line 2, at the end, after "from" insert "one or more of the following funding sources".

Amendments agreed to.

Ord. No. 1708-99.

By Councilmen Cimperman, Lewis, Jackson, Rybka, Sweeney, Robinson and Johnson (by departmental request).

An emergency ordinance determining the method of making the public improvement of rehabilitating East 55th Street, Phase III; authorizing the Director of Public Service to enter into contract for the making of such improvement; authorizing said director to enter into contract for professional design services necessary for making such improvement; authorizing said director to enter into such other agreements necessary to complete this improvement; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes such real property as is necessary to make the public improvement.

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

1. Strike the title in its entirety and insert in lieu thereof the following:

"An emergency ordinance authorizing the Director of Public Service to enter into a first amendment to Contract No. 52878 with Michael Benza and Associates for professional design services necessary to design the rehabilitation of East 55th Street, Phase III."

2. Strike existing Sections 1, 2, 3, 4, 5, and 6 in their entirety, and insert in lieu thereof the following: "Section 1. That the Director of Public Service is authorized to enter into a first amendment to Contract No. 52878 with Michael Benza and Associates for the inclusion of professional design services for Phase III of East 55th Street rehabilitation."
3. Renumber existing Sections 7 and 8 to new "Section 2", and "Section 3", respectively.

4. In existing Section 7, lines 1 and 2, strike "improvement, services, and property acquisition" and insert in lieu thereof "services"; and in line 2, at the end, after "from" insert "one or more of the following funding sources".
- Amendments agreed to.

Ord. No. 1905-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Service to enter into a requirement contract without competitive bidding with Pavement Technology for the purchase of reclaimite asphalt rejuvenating agent, for the Division of Streets, Department of Public Service.

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

Ord. No. 1961-99.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of tires, 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.

Ord. No. 2041-99.

By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the Director of Finance to solicit proposals from one or more financial institutions for the installation, operation and maintenance of one or more automatic teller machines and to enter into a lease or leases by way of concession with said financial institutions for the aforesaid purposes, for the Department of Finance.

Approved by Directors of Finance, Law; Recommended by Committee on Finance; when amended as follows:

1. In the title, strike lines 7, 8, 9, 10 and 11 in their entirety and insert in lieu thereof the following: "teller machines."

2. Strike Section 2 in its entirety and renumber existing Section 3 as new "Section 2".
- Amendments agreed to.

Ord. No. 2042-99.

By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of long distance telephone service for all City exchanges and one or more concession agreements for long distance service to coin operated telephones and the provision of prepaid debit/calling card services for a period of three years, for the Division of Information System Services, Department of Finance.

Approved by Directors of Finance, Law; Recommended by Committee on Finance.

Ord. No. 2043-99.

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.

Approved by Directors of Finance, Law; Recommended by Committee on Finance.

SECOND READING EMERGENCY RESOLUTIONS

Res. No. 2063-99.

By Councilman Patmon (by departmental request).

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

Approved by Directors of Finance, Law; Recommended by Committee on Finance.

Res. No. 2064-99.

By Councilman Patmon (by departmental request).

An emergency resolution requesting the County Auditor to make tax advances during the year 2000 pursuant to Section 321.34, Ohio Revised Code.

Approved by Directors of Finance, Law; Recommended by Committee on Finance.

SECOND READING EMERGENCY ORDINANCE PASSED

Ord. No. 2055-99.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Service to lease a tub grinder to the Greater Cleveland Ecology Association to implement a Christmas tree recycling program for City of Cleveland residents, for a period not to exceed three months.

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

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

THIRD READING EMERGENCY ORDINANCES PASSED

Ord. No. 1426-99.

By Councilmen Coats and Johnson (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 Selective Traffic Enforcement Program.

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

Ord. No. 1656-99.

By Councilmen Coats and Johnson (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 for the 1999 Local Law Enforcement Block Grant Program; and to enter into contract for the purchase by requirement contract of equipment and supplies needed to implement the program.

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

Ord. No. 1744-99.

By Councilmen Westbrook and Johnson (by departmental request).

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

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

Ord. No. 1821-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of gasoline, for the Division of Motor Vehicle Maintenance, Department of Public Service.

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

Ord. No. 1822-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of Meyer snowplow and

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

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

Ord. No. 1823-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of remanufactured transmissions, including labor for installation, if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service.

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

Ord. No. 1824-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of tire repair road service, for the Division of Motor Vehicle Maintenance, Department of Public Service.

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

Ord. No. 1825-99.

By Councilmen Sweeney and Johnson (by departmental request).

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

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

Ord. No. 1826-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of equipment and vehicle batteries, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed two years.

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

Ord. No. 1827-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of traffic cones, safety drums, flashers, lights and batteries, for the Division of Streets, Department of Public Service.

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

Ord. No. 1828-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of emulsion, purging solution and emulsion service management, for the Division of Streets, Department of Public Service.

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

Ord. No. 1829-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of gutter brooms and gutter broom sets, for the Division of Streets, Department of Public Service.

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

Ord. No. 1830-99.

By Councilmen Sweeney and Johnson (by departmental request).

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

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

Ord. No. 1831-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of SSI tack coat, for the Division of Streets, Department of Public Service.

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

Ord. No. 1832-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of cold mix material, for the Division of Streets, Department of Public Service.

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

Ord. No. 1834-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of plow blades and curb bumpers, for the Division of Streets, Department of Public Service.

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

Ord. No. 1835-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of guard rail elements, posts, end wings, and necessary hardware, for the Division of Streets, Department of Public Service.

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

Ord. No. 1836-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of automotive and truck oils, lubricants and solvents, for the Division of Motor Vehicle Maintenance, Department of Public Service.

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

Ord. No. 1837-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair and maintain various types of heavy duty construction equipment, for the Division of Motor Vehicle Maintenance, Department of Public Service.

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

Ord. No. 1903-99.

By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to enter into contracts with the Ohio Department of Public Health for performance of environmental assessments of the residences of Medicaid-eligible children, for the Division of Environment, Department of Public Health.

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

Ord. No. 1904-99.

By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Cuyahoga County Board of Health for the 2000 Immunization Action Plan Grant.

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

MOTION

By Councilman Cintron, seconded by Councilman Gordon and unanimously carried that the absence of Councilman Joseph T. Jones, be and is hereby authorized.

The Council adjourned at 8:15 p.m. to meet on Monday, December 13, 1999, at 7:00 p.m.



Clerk of Council

THE CALENDAR

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

ORDINANCES

Ord. No. 1707-99.

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

An emergency ordinance authorizing the Director of Public Service to enter into a second amendment to Contract No. 52806 with Dodson Stilson and Associates for professional design services necessary to design the rehabilitation of East 40th Street, Phase III.

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 authorized to enter into a second amendment to Contract No. 52806 with Dodson Stilson for the inclusion of professional design services for Phase III of the **East 40th Street rehabilitation.**

Section 2. That the cost of said **services** hereby authorized shall be paid from Fund Nos. 20 SF 364, 52 SF 223, 58 SF 001, 20 SF 400, and from **one or more of the following funding sources:** the fund or funds to which are credited the proceeds of any grant funds received from the Ohio Works Commission, Request No. 4314.

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

Ord. No. 1708-99.

By Councilmen Cimperman, Lewis, Jackson, Rybka, Sweeney, Robinson and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Service to enter into a first amendment to Contract No. 52878 with Michael Benza and Associates for professional design services necessary to design the rehabilitation of East 55th Street, Phase III.

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 authorized to enter into a first amendment to Contract No. 52878 with Michael Benza and Associates for the inclusion of professional design services for Phase III of East 55th Street rehabilitation.

Section 2. That the cost of said services hereby authorized shall be paid from Fund Nos. 20 SF 364, 52 SF 001, 58 SF 001, 20 SF 401, and from one or more of the following funding sources: the fund or funds to which are credited the proceeds of any grant funds received from the Ohio Works Commission, Request No. 4315.

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

Ord. No. 1905-99.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Service to enter into a requirement contract without competitive bidding with Pavement Technology for the purchase of reclaimite asphalt rejuvenating agent, for the Division of Streets, Department of Public Service.

Ord. No. 1961-99.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of tires, for the Division of Motor Vehicle Maintenance, Department of Public Service.

Ord. No. 2041-99.

By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the Director of Finance to solicit proposals from one or more financial institutions for the installation, operation and maintenance of one or more automatic teller machines.

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

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

Section 1. That the Director of Finance is hereby authorized to solicit proposals from one or more financial institutions for the purpose of installing, operating and maintaining one or more automatic teller machines ("ATMs") at selected City locations.

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.

Ord. No. 2042-99.

By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of long distance telephone service for all City exchanges and one or more concession agreements for long distance service to coin operated telephones and the provision of prepaid debit/calling card services for a period of three years, for the Division of Information System Services, Department of Finance.

Ord. No. 2043-99.

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.

RESOLUTIONS**Res. No. 2063-99.**

By Councilman Patmon (by departmental request).

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

Res. No. 2064-99.

By Councilman Patmon (by departmental request).

An emergency resolution requesting the County Auditor to make tax advances during the year 2000 pursuant to Section 321.34, Ohio Revised Code.

BOARD OF CONTROL

December 1, 1999

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, December 1, 1999, at 11:00 a.m., with Mayor White presiding.

Present: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Director Ricchiuto, Acting Directors Montgomery, Shepherd, Directors Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Absent: None.

Others: Myrna Branche, Commissioner, Purchases and Supplies, Linda Walker, Acting Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 779-99.

By Director Carmody.

Be it resolved by the Board of Control of the City of Cleveland, pursuant to the authority of Ordinance No. 638-99, passed by the Council of the City of Cleveland on May 17, 1999, Modis Solutions Inc. is hereby selected upon the nomination of the Director of Finance from a list of qualified consultants available for such employment to provide comprehensive on-site maintenance and sup-

port services for the CCA/MITIS computer system of the Department of Finance, Division of Taxation.

Be it further resolved that the Director of Finance is hereby directed to enter into a contract for one (1) year with two (2) one-year renewal options with Modis Solutions Inc. based on its proposal dated September 7, 1999, for an aggregate fee per year not in excess of \$425,000.00, which contract shall contain such additional provisions as the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 780-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 754-99, adopted November 17, 1999, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, approving the bid of Victory White Metal Co. as lowest and best for pipe repair couplings (items 1-13 and 18), for the Division of Water, Department of Public Utilities, is hereby amended by deleting the written words "One Thousand Dollars" referring to the requisition amount and adding the written words "Ten Thousand Dollars".

Be it further resolved that all other provisions of said Resolution No. 754-99 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 781-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Clark Mechanical, Inc. for the public improvement of Upgrading the Heating Boilers at Nottingham Waterworks Plant and a 10% contingency allowance for the Division of Water, Department of Public Utilities, received on October 27, 1999, pursuant to the authority of Ordinance No. 2167-98, passed March 29, 1999, for a gross price for the improvement in the aggregate amount of Four Hundred Forty Two Thousand Sixty Three Dollars (\$442,063.00) is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Utilities is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Clark Mechanical, Inc., for the above-mentioned public improvement is hereby approved:

SUBCONTRACTOR WORK

Ledyard Mechanical MBE \$80,000.00

Yeas: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto,

Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 782-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Oce-USA, Inc. (all items) for the following: plan copier, for the Division of Water, Department of Public Utilities, received on the 22nd day of October, 1999, pursuant to the authority of Ordinance No. 508-99, passed on June 7, 1999, which on the basis of the order quantities would amount to Seventy Five Thousand Seven Hundred Eighty Two Dollars (\$75,782.00), is hereby approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into contract for such items.

Yeas: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 783-99.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland, that all bids received on October 15, 1999, for approximately two (2) 14-foot stainless steel hopper/spreaders for the Division of Motor Vehicle Maintenance, Department of Public Service, pursuant to the authority of Ordinance No. 1074-98, passed by the Council of the City of Cleveland on June 15, 1998, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 784-99.

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. 135-01-086 located at 9419 Gibson Avenue in Ward 3; 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, Karen Rondo, 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 3 has consented to the proposed sale;

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

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

Be it resolved by the Board of Control of the City of Cleveland that

pursuant to Section 183.021 of Codified Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Karen Rondo for the sale and development of Permanent Parcel No. 135-01-085 located at 9419 Gibson 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: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 785-99.

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. 015-22-122 (Northerly half of) located at 3717 West 41st Street in Ward 15; 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, Barbara Jo Rhodes, 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 15 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 Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Barbara Jo Rhodes for the sale and development of Permanent Parcel No. 015-22-122 (Northerly half of) located at 3717 West 41st 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: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 786-99.

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. 015-22-122 (Southerly half of) located at 3717 West 41st Street in Ward 15; 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, Carl Weaver and Elizabeth S. Weaver, 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 15 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 Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Carl Weaver and Elizabeth S. Weaver for the sale and development of Permanent Parcel No. 015-22-122 (Southerly half of) located at 3717 West 41st 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: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 787-99.

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. 007-07-032 located at 3701 Bailey Avenue in Ward 14; 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, Melvin Dumire and Betty Sigley, 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 14 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 Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Melvin Dumire and Betty Sigley for the sale and development of Permanent Parcel No. 007-07-032 located at 3701 Bailey 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: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 788-99.

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. 137-04-039 located at 3591 East 131st Street in Ward 3; 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, Biroy Warner, Jr. and Gayle A. Mercadel, 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 3 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 Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Biroy Warner, Jr. and Gayle A. Mercadel for the sale and development of Permanent Parcel No. 137-04-039 located at 3591 East 131st 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: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 789-99.

By Director Hudecek.

Whereas, pursuant to the Land Reutilization Program, the City has acquired Permanent Parcel No. 007-29-109 located at 3850 Newark Avenue in Ward 14; and

Whereas, pursuant to Ordinance No. 1547-90, passed by the Council of the City of Cleveland on April 8, 1991, this Board of Control adopted Resolution No. 541-99 on August 11, 1999 authorizing the sale of said parcel to "Carmelo Circiclo"; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 541-99 adopted by this Board of Control on August 11, 1999, is hereby amended by correcting the spelling of the purchaser's name to "Carmelo Cirilo".

Be it further resolved that all other provisions of said Resolution No. 541-99 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 790-99.

By Director Hudecek.

Be it resolved by the Board of Control of the City of Cleveland, that pursuant to the authority of Ordinance No. 379-99, passed on April 26, 1999, Broma Information Technology ("Consultant") is hereby selected, upon the nomination of the Director of Community Development, to provide professional services necessary to develop, install and maintain database management and reporting system software for the Home Weatherization Assistance Program, Division of Neighborhood Services, Department of Community Development.

Be it further resolved that the Director of Community Development is hereby authorized to enter into contract with Broma Information Technology, based on its proposal dated August 30, 1999. The fee for

such services set forth in the said proposal shall be in an amount not to exceed Twenty One Thousand Eight Hundred and Sixty Dollars (\$21,860.00). The contract shall be prepared by the Director of Law and shall contain such other provisions as said Director deems necessary to protect and benefit the public interest.

Yeas: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

Resolution No. 791-99.

By Director Carmody.

Be it resolved by the Board of Control of the City of Cleveland, that pursuant to the authority of Ordinance Nos. 1744-97 and 521-99, passed by the Council of the City of Cleveland June 5, 1995, and March 29, 1999, respectively, the firm of Carrera-MAXIMUS, Inc. is hereby selected upon the nomination of the Director of Finance, as determined after a full and complete canvass by the Director of Finance, as the firm to be employed for the purpose of providing implementation assistance for the Department of Port Control, including but not limited to project management and functional expertise, for the Accounts Receivable and Billing modules of the PeopleSoft Public Sector product suite.

Be it further resolved that the Director of Finance hereby is authorized to enter into a contract with Carrera-MAXIMUS, Inc. based upon its proposal dated November 24, 1999, which contract authorized hereby shall provide that the compensation to be paid shall not exceed \$75,000.00. The contract shall be prepared by the Director of Law and shall contain such other provisions as said Director deems necessary to protect and benefit the public interest.

Yeas: Mayor White, Directors Carter, Carmody, Acting Directors Majer, Roberts, Directors Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.

Absent: None.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ANNE BLOOMBERG,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 20, 1999

9:30 A.M.

Calendar No. 99-516: 3636 Erin Avenue (Ward 14)

Moses Cintron, owner, appeals to enclose an existing 22' x 8' open front porch of a 26' x 39' one and one half-story frame dwelling situated on a 35' x 122' parcel located in a Two-Family District on the north side of Erin Avenue at 3636 Erin Avenue; said construction being contrary to the Yards and Courts Requirements where the proposed front porch will extend into the 10' right-of-way line and an 8' front porch extension is proposed and a 4' extension is permitted as stated in Section 357.13(b)(4) of the Codified Ordinances.

Calendar No. 99-518: 8323-8329 Quincy Avenue (Ward 6)

Burton Enterprises, owner, and Darlene Evans McCoy, agent, appeal to change the use of an existing 72' x 62' two-story masonry structure situated on a 73' x 130' corner parcel located in a Local Retail Business District on the northwest corner of East 84th Street and Quincy Avenue at 8323-8329 Quincy Avenue; said change of use being contrary to the Off-Street Loading and Parking Requirements of Section 349.03 where a change of use requires additional off-street parking and Section 349.04 where 22 parking spaces are required and 0 are provided and contrary to the Yards and Courts Regulations of Section 357.04 where a 30' front yard setback is required and none is provided and Section 357.06 where a 20' side yard setback is required and none is provided and contrary to the substitution of non-conforming use limitations of Section 359.01 of the Codified Ordinances.

Calendar No. 99-519: 3052 West Boulevard (Ward 18)

Brian Keating, owner, appeals to raze an existing 20' x 20' one-story garage and construct a 32' x 24' one-story garage for the combined use of storing one automobile in half of the proposed garage and a use of the other half as habitable rooms, all situated on a 50' x 150' parcel and located in a Two-Family District on the west side of West Boulevard at 3052 West Boulevard; said construction being contrary to the Yards and Courts Regulations where the depth of the rear yard shall not be less than 15% of the depth of the lot but in no case less than 20' as stated in Section 357.08(a)(2)(b)(1) of the Codified Ordinances.

Calendar No. 99-520: 711 East 152nd Street (Ward 11)

Fernando and Elisabeth Fontanez, owners, appeal to construct an 18' x 20' two-story wood frame deck to an existing 66' x 24' two-story

frame dwelling house all situated on a 50' x 120' corner parcel located in a General Retail Business District on the southeast corner of School Avenue and East 152nd Street at 711 East 152nd Street; said construction being contrary to the Yards and Courts Regulations where a 1' side yard setback is proposed and a 3' side yard setback is required with a 10' aggregate as stated in Section 357.09 of the Codified Ordinances.

Calendar No. 99-521: 11620 Edgewater Drive (Ward 17)

Jeff Eisenberg, owner, appeals to construct a 24' x 20' one-story wood frame gable private garage to be situated on a 129' x 150' corner parcel located in a One-Family District on the northeast corner of West 117th Street and Edgewater Drive at 11620 Edgewater Drive; said construction being contrary to the Residential District Regulations where garages shall be located on the rear half of the lot as stated in Section 337.23(a) of the Codified Ordinances.

Calendar No. 99-551: 4284 West 150th Street (Ward 20)

Speedway SuperAmerica, owner c/o Dave Thomas, appeal to install an 80' high, 26'-6" x 8'-6" business identification freeway interchange sign at the northwesterly corner of an approximate 209' x 229' corner parcel located in a Residence Office District on the northwest corner of Interstate 71 and West 150th Street; said installation being contrary to the Sign Regulations Requirements of Section 350.09(c) where the sign face area shall not exceed 225 sq. ft. in area and 225'-4" is proposed and Section 350.09(d)(1) where signs shall be setback a minimum of 5' from the freeway right-of-way and 4' is proposed and Section 350.09(d)(3) where the sign shall be 25' from interior lot line and 4' is provided and that the proposed sign is located in a residential district as opposed to being 50' from the residential zoning district lines as required in Section 350.09(d)(4) of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, DECEMBER 6, 1999

At the meeting of the Board of Zoning Appeals on Monday, December 6, 1999, the following appeals were heard by the Board:

The following appeals were **Approved**:

Calendar No. 99-297: 6225 Storer Avenue

Scott Kollab, owner, appealed to construct a one-story gas station mini-mart addition to an existing one-story gas station building on a corner parcel in a General Retail District; approval subject to submission of revised plan showing 6' landscaping strip on either side of property and board on board privacy fencing with a 3' landscaping strip to the rear of the site.

Calendar No. 99-498: 1212 West 67th Street

John J. Staunton, owner, appealed to construct a 14' x 38' garage addition to an existing 22' x 44' one

family dwelling house on a 40' x 110' parcel in a Two-Family District.

Calendar No. 99-502: 5809 West Clinton Avenue

Greg Mueller, owner, appealed to construct a 20' x 20' one-story garage on property at the rear of an existing 26' x 42' two-family house on a 40' x 135' parcel in a Two-Family District.

Calendar No. 99-503: 17301 St. Clair Avenue

Midwest Forge Corporation, owner, and Blatchford Industries, agent, appealed to construct an 83' x 83' one-story metal frame shipping building to an existing industrial factory on property located in zoning for General and Semi-Industry use; approval conditioned upon submission of letter from Council rep as to proposed plan.

The following appeals were **Denied**:

Calendar No. 99-504: 4563 West 130th Street

Timothy Rowe, owner, and Don Hamilton, tenant, appealed to change the use of a one-story masonry building into a used car lot, office and repair garage in a General Retail Business District.

Calendar No. 99-299: 19991 Villaview Road

Rick Case Enterprises, owner, and Bernd Melster, d.b.a. Flags and More, agent, appealed to install (10) 3'-6" wide x 5'-10" high banners and streamers around perimeter of car lot in a Residence Industry District.

The following appeals were **Postponed**:

Calendar No. 99-303: 5400 Whiskey Island postponed to December 20, 1999.

Calendar No. 99-501: 12916 Woodland Avenue postponed to January 10, 2000.

Calendar No. 99-505: 1289 Holmden Avenue postponed to January 3, 2000.

The following appeal was **Withdrawn**:

Calendar No. 99-298: 3135-3155 Joslyn Road

Ohio Department of Transportation, owner, and Regional Transit Authority, agent, appealed to install a parking lot for 90 accessory parking spaces in a One-Family District.

On Monday, December 6, 1999, in Executive Session:

The following appeals were heard on Monday, November 29, 1999 and said decisions were approved and adopted by the Board on December 6, 1999.

The following appeals were **Approved**:

Calendar No. 99-295: 3206 Bradwell Avenue

Lucie DuVall, owner, appealed to construct a 20' x 20' one-story wood frame gable garage to the front of a two family house in a Two-Family District.

Calendar No. 99-301: 1291-93 West 9th Street

West Ninth Street Partnership, owner, and Frank Temesvary, agent, appealed to change the use of an existing 21' x 132' four-story masonry bar and warehouse building into apartments and a bar in a Limited Retail District.

Calendar No. 99-304: 879 Herrick Road

Aristide Smith, Jr., owner, appealed to construct a 20' x 20' one-story gable private garage in a Limited One-Family District.

Calendar No. 99-305: 7506-7516 Franklin Boulevard

Raimondo and Argentine Rocco, owners, and Kurt C. Weaver, agent, appealed to change the use of an existing approximate 107' x 57' non-conforming 12 unit apartment building into eight townhouse units and construction of three garages on a 119' x 179' corner parcel in a Two-Family District.

Calendar No. 99-237: 10500-10520 Tacoma Avenue

Greater Abyssinia Baptist Church, owner, and T.L. Steward, agent, appealed to construct a 163' x 81' accessory parking lot for 30 cars for an existing church in a Two-Family District.

Calendar No. 99-285: 6605-6607 Wade Park Avenue

Willie Redd, owner, appealed to convert a 72' x 99' parcel into a patio with landscaping and 6' board on board fencing to the west of an existing tavern in a General Retail District; approval with conditions that appellant provides security on Friday and Saturday, will request ID from patrons and not serve teenagers; that there will be no drinking on premises outside of the establishment and the required buffer will be 6' wide.

The following appeal was **Denied:**

Calendar No. 99-302: Appeal of Michael Herron

Michael Herron appealed from the refusal to approve a lot split for a 40' x 149' parcel in a Two-Family District at 2200-2202 East 87th Street.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

Notice of Public Hearing By the Council Committee On City Planning

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Monday, December 13, 1999
8:30 A.M.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes

Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Monday, December 13, 1999, at 8:30 A.M., to consider the following ordinances now pending in the Council:

Ord. No. 1131-99.

By Councilman Rybka.

An ordinance to change the Use District of lands on the north side of Grant Avenue, S.E., to the north side of War Avenue, S.E. to the east side of E. 66 Street to west of E. 68 Street (Map Change No. 1995, Sheet No. 6)

Ord. No. 1270-99.

By Councilman O'Malley.

An ordinance to change the Use District of lands on the southerly side of Carlos Ave., S.W., and the easterly side of W. 47 Street (Map Change No. 1997, Sheet No. 2).

Ord. No. 1271-99.

By Councilman Jones.

An ordinance to change the Use District of lands on the southerly side of the Erie Railroad tracks between E. 146 Street and west of E. 154 Street (Map Change No. 1994, Sheet No. 10).

Ord. No. 1433-99.

By Councilman Cintron.

An ordinance to establish a Planned Unit Development Overlay District and approve the corresponding Planned Unit Development project on properties located on the northwest and southwest corners of Center Street and Riverbed and the southeast corner of Center Street and Washington, and shown as Map Change No. 1991, Sheet No. 1; and to change the use and area districts on said parcels of land. (Map Change No. 1991, Sheet No. 1)

Ord. No. 1434-99.

By Councilman O'Malley.

An ordinance to change the Use District of lands on the northwest, southwest, and northeast corners of Carlos Ave., S.W., and W. 47 Street (Map Change No. 1998, Sheet No. 2).

Ord. No. 1600-99.

By Councilman Melena.

An ordinance to change the Use and Area Districts of lands on the north side of Bridge Avenue, N.W. and the west side of West 52 Street. (Map Change No. 1999, Sheet No. 1)

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

JOSEPH C. CIMPERMAN,
Chairman
Committee on City Planning

November 24, 1999, December 1, 1999 and December 8, 1999

CITY OF CLEVELAND BIDS

For All Departments

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

Each bid must be made in accordance with the specifications and must be submitted on the blanks supplied for the purpose, all of which may be obtained at the office of the said Commissioner of Pur-

chases 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."

THURSDAY, DECEMBER 16, 1999

Constructing and Repairing Catch Basins and Manholes at Various Locations Throughout the City, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 352-98, passed by the Council of the City of Cleveland.

A DEPOSIT OF FIFTY DOLLARS (\$50.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

East 123rd Street Sewer Project, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 1559-99, passed by the Council of the City of Cleveland.

A DEPOSIT OF FIFTY DOLLARS (\$50.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS ARE RETURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

December 1, 1999 and December 8, 1999

WEDNESDAY, DECEMBER 22, 1999

Turbine Helicopters, for the Division of Police Aviation Unit, Department of Public Safety, as authorized by Ordinance No. 182-99, passed by the Council of the City of Cleveland, June 7, 1999.

Preventative Maintenance, Service, Repair and Parts to Maintain Two (2) Veritrac 9000 Series Voice Recorders, for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 1261-99, passed by the Council of the City of Cleveland, August 11, 1999.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, DECEMBER 15, 1999, 1:00 P.M., IN THE AIRPORT CONFERENCE ROOM, 2ND FLOOR, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE.

December 1, 1999 and December 8, 1999

THURSDAY, DECEMBER 23, 1999

Diamond Grade Hi-Intensity Fluorescent Yellow Green Reflective Sheeting, for the Division of Traffic Engineering and Parking, Department of Public Safety.

December 1, 1999 and December 8, 1999

WEDNESDAY, DECEMBER 22, 1999

Diesel Fuel, Item 2 (A, B and C), for the Division of Motor Vehicle Maintenance, Department of Port Control, as authorized by Ordinance No. 950-99, passed by the Council of the City of Cleveland, June 7, 1999.

December 8, 1999 and December 15, 1999

WEDNESDAY, DECEMBER 29, 1999

Maintenance and Repair of the Computerized Access Control System, Fire Detection System, CCTV, Time and Attendance Interface Equipment and Associated Equipment, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 2096-99.

Upgrade and Relocation of the Life Safety System Command Center at the Cleveland Convention Center, for the Division of Convention Center and Stadium, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 761-98, passed by the Council of the City of Cleveland, May 25, 1998.

A **MANDATORY PRE-BID MEETING** WILL BE HELD ON WEDNESDAY, DECEMBER 15, 1999, 10:00 A.M., IN THE CLEVELAND CONVENTION CENTER, 501 LAKESIDE AVENUE.

Powdered Activated Carbon, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinance of the City of Cleveland, 1976.

December 8, 1999 and December 15, 1999

FRIDAY, JANUARY 14, 2000

Air Filters, Materials and Related Services for Air Handling Units, for the various divisions of the Department of Port Control, as authorized by Ordinance No. 454-99, passed by the Council of the City of Cleveland, May 24, 1999.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, JANUARY 5, 2000, 1:30 P.M., IN THE DEPARTMENT OF PORT CONTROL'S BAGGAGE CLAIM CONFERENCE ROOM, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE.

December 8, 1999 and December 15, 1999

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 1572-99.

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

An emergency resolution declaring the necessity and intention to appropriate property for public use for new housing construction, located at 1900 East 86th Street.

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 for the public purpose of developing new housing it is necessary to appropriate in fee simple interest and this Council hereby declares its intent to appropriate the fee simple interest in and to the following described property:

1900 East 86th Street
PPN: 119-04-124

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original One Hundred Acre Lot No. 400, and bounded and described as follows:

Beginning at a point in the Westerly line of East 86th Street, N.E. (formerly Glen Park Place), 592 feet Northerly from the Northerly line of Euclid Avenue;

Thence Northerly along the Westerly line of East 86th Street, N.E., 32 feet;

Thence Westerly at right angles 65 feet to the Westerly line of said Original Lot No. 400;

Thence Southerly along said Lot Line, 32 feet;

Thence Easterly at right angles 65 feet to the place of beginning be the same more or less, but subject to all legal highways.

Section 2. That the Director of Finance is hereby authorized and directed to cause written notice of the adoption of this resolution to be given to the owners, persons in possession or having an interest of record in the above-mentioned premises, and such notice shall be served according to law by a person to be designated for that purpose by the Director of Finance which return shall be made in the manner provided by law.

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

Adopted November 29, 1999.
Effective December 6, 1999.

Ord. No. 327-99.

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1119 East 77th Street to Jean Bragg and Don C. Bragg, Sr.

Whereas, the City of Cleveland has elected to adopt and implement the procedures under Chapter 5722

of the Ohio Revised Code to facilitate reutilization of nonproductive lands situated within the City of Cleveland; and

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 105-32-120, as more fully described in Section 2 below, to Jean Bragg and Don C. Bragg, Sr.

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. 105-32-120

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly 20 feet of Sublot No. 85 and the Northerly 15 feet of Sublot No. 89 in W.H. Laurence Subdivision of a part of Original One Hundred Acre Lot No. 348 as shown by the recorded plat of said Subdivision in Volume 21 of Maps, Page 14 of Cuyahoga County Record. Said part of Sublots Nos. 85 and 89 together form a parcel of land having a frontage of 35 feet on the Easterly side of East 77th Street (formerly Colliester Street) and extending back 71-54/100 feet on the Northerly line, 71-53/100 feet on the Southerly line and has a rear line of 35 feet, as appears by said plat.

Subject to Zoning Ordinances, if any.

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

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

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

Section 6. That this ordinance is hereby declared to be an emergency

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1272-99.

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1835 East 55th Street to Capitol Development Group Incorporated.

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), 104-20-010, as more fully described in Section 2 below, to Capitol Development Group Incorporated.

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

P.P. No. 104-20-010

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 3 in Johnson, Bates and Stone's Subdivision of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 8 of Maps, Page 24 of Cuyahoga County Records and being 60 feet front on the Easterly side of East 55th Street, and extending back of equal width 200 feet deep to the Westerly line of East 56th Place (12.5 feet wide), 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.

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1273-99.

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

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into and execute a lease agreement for the old Hough-Norwood Clinic with Cuyahoga County for a term of twenty years.

Whereas, the City of Cleveland owns real property at 14685 East 55th Street (the old Hough-Norwood Clinic) in the City of Cleveland, which property is no longer needed for public use; and

Whereas, Cuyahoga County through its Department of Work and Training has proposed to lease such property for the purpose of establishing a Cuyahoga County Neighborhood Service Center; 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, the Director of Parks, Recreation and Properties is authorized to enter into a lease agreement with Cuyahoga County for the purpose of establishing a Neighborhood Service center at the following described real property, which is determined no longer needed for public use during the term specified in Section 2 below:

Permanent Parcel No. 104-14-010

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being all of Sublots No. 65 to 69, both inclusive, in M. B. Sterling's Re-Allotment of

part of Original 100 Acre Lot No. 343, as said re-allotment is recorded in Volume 5, Page 45 of Cuyahoga County Map Records, and together bounded and described as follows:

Beginning on the Easterly line of East 55th Street at its intersection with the Northerly line of said Sublot No. 69;

Thence Southerly along said Easterly line of East 55th Street 220 feet to the Southerly line of said Sublot No. 65;

Thence Easterly along said Southerly line 160 feet to the Westerly line of an alley, as shown in said M. B. Sterling's Re-allotment;

Thence Northerly along said Westerly line 208 feet to an angle point therein;

Thence Westerly parallel with the Northerly line of M. B. Sterling's Re-Allotment and following said alley line 7 feet;

Thence Northerly parallel with said Easterly line of East 55th Street and continuing along said alley line 12 feet to the Northerly line of said Sublot No. 69;

Thence Westerly along said Northerly line 153 feet to the place of beginning.

Permanent Parcel No. 104-14-011

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot Number 64 in M. B. Sterling's Allotment of Part of Original 100 Acre Lot Number 343 as shown by the recorded plat in Volume 5 of Maps, Page 45 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 55th Street (100 feet wide) and extending back between parallel lines 160 feet deep as appears by said plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No 104-14-012

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublots Nos. 62 and 63 in M. B. Sterling's Re-allotment of part of Original 100 Acre Lot No. 343 as shown by the recorded plat in Volume 5 of Maps, Page 45 of Cuyahoga County Records, and together forming a parcel of land having a frontage of 75 feet on the Easterly side of East 55th Street (formerly Wilson Avenue) and extending back of equal width 160 feet to the Westerly line of an alley (10 feet wide), as appears by said plat, be the same more or less, but subject to all legal highways.

Section 2. That the term of the lease authorized pursuant to Section 1 of this ordinance shall be twenty (20) years, with one twenty (20) year renewal term.

Section 3. That the property leased pursuant to this ordinance shall be leased for the sum of \$1.00 per year, and other valuable consideration, including the improvement, maintenance and upkeep of the property during the lease term.

Section 4. That the lease agreement shall be prepared by the Director of Law and shall contain such additional terms and conditions as are required to protect the interest of the City.

Section 5. That the Mayor and the Directors of Law and Parks, Recreation and Properties, and other appropriate City officers, are hereby authorized and directed to execute such other documents and certificates as may be necessary or appropriate to effect the lease authorized pursuant to this ordinance.

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1424-99.

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

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 3103.111 thereof, relating to the authority of employees of the Service Department to ticket for failure to remove graffiti.

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 Codified Ordinances of Cleveland, Ohio, 1976, are hereby supplemented by enacting new Section 3103.111 thereof, to read as follows:

Section 3103.111 Ticketing by Employees of the Department of Public Service

In addition to any other means of enforcement provided for in these Codified Ordinances, the Director of Public Service and any employee in the Division of Streets serving in the capacity of foreman or above, when commissioned by the Director of Public Safety as special police, may enforce the minor misdemeanor offense contained in division (a) of Section 3103.11 through the issuance of citations in accordance with Rule 4.1 of the Rules of Criminal Procedure.

Section 2. That the Director of Public Service shall present a report on enforcement of division (a) of Section 3103.11 by employees of the Division of Streets to the Council Committee on Legislation within one year of the passage of the legislation.

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1429-99.

By Councilmen Robinson, Jones and Johnson (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 at Herron Row at Kingsbury to Karl F. Morris and Sue I. Morris.

Whereas, the Director of Parks, Recreation and Properties has requested the sale of City-owned property no longer needed for public use and located at Herron Row at Kingsbury; 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:

Permanent Parcel Number 127-18-091
Situating in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original 100 Acre Lot No. 442, and further known as being Sublot No. 31 in Herron Row at Kingsbury, as shown by the recorded plat of said Subdivision in Volume 265 of Maps, Pages 67-70 and as re-recorded in Volume 266, Pages 8-11 of Cuyahoga County Records. Said Sublot 31 has a frontage of 65.00 feet on the Northerly side of Kingsbury Boulevard and extends back (between parallel lines) 209.47 feet on the Westerly line, 188.30 feet on the Easterly line, and has a rear line of 68.36 feet, and containing 0.2968 acres as appears by said plat, be the same more or less, but subject to all legal highways.

Section 2. That by and to the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to Karl F. Morris and Sue I. Morris 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, a provision prohibiting the construction of any independent structure on Permanent Parcel Number 127-18-091, other than accessory uses to the property adjacent to said parcel and currently owned by Karl F. Morris and Sue I. Morris, and a provision prohibiting said parcel from being sold or transferred separately from the property adjacent to said parcel and currently owned by Karl F. Morris and Sue I. Morris.

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1571-99.

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

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with The Garland Company to provide for a ten year abatement for certain tangible personal property and real estate taxes as an incentive to assist with the construction and renovation of their existing facility and to allow the expansion of their roofing and material manufacturing line located at 3800 East 91st Street located in the Cleveland Area Enterprise Zone.

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

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

Whereas, The Garland Company (the "Enterprise") has proposed to expand its facilities at its operation in the City of Cleveland; and

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

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

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

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

Section 2. That the Director of Economic Development is authorized to enter into an Enterprise Zone Agreement with The Garland Company to provide for a ten (10) year abatement for certain tangible personal property and real estate taxes as an incentive to assist with the construction and renovation of their existing facility and to allow the expansion of their roofing and material manufacturing line located at 3800 East 91st Street in Cleveland Ohio; said abatement shall be subject to annual review of the Tax Incentive Review Council.

Section 3. That the terms of said tax abatement shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1571-99-A. The terms of said file notwithstanding, the terms of the tax abatement shall not be amended, nor shall the tax abatement be assignable or transferrable to any entity, without the prior legislative authorization by Cleveland City Council.

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

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

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

Passed November 29, 1999,
Effective December 6, 1999.

Ord. No. 1655-99.

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

An emergency ordinance giving consent of the City of Cleveland for the construction of Bessemer Avenue Extension Phase I to the State of Ohio; authorizing the Director of Public Service to enter into any agreements relative thereto; determining the method of making the above public improvement; authorizing the Director of Public Service to enter into contract for the making of such improvement; authorizing said director to employ professional design consultants; and authorizing the Commissioner of Purchases and Supplies to acquire for right-of-way purposes such real property as is necessary to make the public improvement.

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 declared to be in the public interest that the consent of the City of Cleveland is hereby given to the Director of Transportation of the State of Ohio (the "Director of Transportation") to make the following improvements in accordance with plans, specifications and estimates approved by said Director of Transportation: The construction of Bessemer Avenue Extension Phase I (the "Improvement").

Section 2. That the City hereby proposes to cooperate with the Director of Transportation in the cost of the Improvement by assuming and contributing the entire cost and expense of the Improvement less the amount of Federal-aid urban "M" funds or other funds set aside by the Director of Transportation and the Northeast Ohio Area-wide Coordinating Agency for the financing of the improvements from funds allocated by the Federal Highway Administration, United States Department of Transportation. The entire cost of preliminary engineering shall be borne by the City of Cleveland.

Section 3. That the Director of Public Service is hereby authorized to enter into such agreements as are necessary to complete the planning and construction of the Improvement, which agreements shall contain such terms and conditions as the Director of Law determines shall best protect the public interest.

Section 4. That upon completion of the Improvement, the City thereafter will:

a) Keep the affected highway open to traffic at all times;

b) Maintain the Improvement in accordance with the provisions of the statutes relating thereto and make ample financial and other provisions for such maintenance;

c) Maintain the right-of-way and keep it free of obstruction in a manner satisfactory to the Director of Transportation and hold said right-of-way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands or other private installations within the limits of the right-of-way;

d) Place and maintain all traffic control devices in accordance with the Ohio Manual of Uniform Traffic Control Devices pursuant to the provisions of Section 4511.11 and related sections of the Ohio Revised Code; and

e) Regulate parking by maintaining existing parking restrictions within the limits of the improvement.

Section 5. a) That all existing streets and public rights-of-way within the City which are necessary for the Improvement shall be made available therefor.

b) That in the event any additional right-of-way is required for the Improvement, the Director of Public Service will arrange for the acquisition thereof.

c) That arrangements have been or will be made with and agreements obtained from all public utility companies whose lines or structures will be affected by the

Improvement, that said companies have agreed to make any and all necessary rearrangements in such manner as to be clear of any construction called for by the plans for the Improvement and that said companies have agreed to make such necessary rearrangements immediately after notification by the City or the State of Ohio.

d) That the City, at its own expense, shall make all rearrangements of water mains, service lines, fire hydrants, valve boxes, sanitary sewers or other City-owned utilities and appurtenances thereto which do not comply with the provisions of ODOT Directive No. 38-A, whether inside or outside the corporate limits of the City, as may be necessary to conform to the Improvement, and that said rearrangements shall be done at such time as requested by the State.

e) That the construction, reconstruction and rearrangement of all utilities shall be done in such a manner as not to interfere unduly with the operations of the contractor or contractors constructing the Improvement, and all backfilling of trenches made necessary by such utility rearrangement shall be performed in accordance with the provisions of the ODOT Construction and Material Specifications and shall be subject to approval by the State.

f) That the City hereby agrees that the State of Ohio shall be and hereby is saved harmless from any and all damages or claims arising from or growing out of the certification or obligations made or agreed to in this section.

g) That stop signs affecting the movement of traffic on any street within the limits of the Improvement shall be removed and no stop signs will be erected on same except at intersections with another through highway where traffic does not warrant the installation of a traffic control signal but where the warrants for a "Four-way Stop" as provided in the aforesaid Manual are met.

h) That no rule or regulation may be enacted restricting the use of the Improvement by any class of vehicle or vehicle load permitted by the Ohio Revised Code to use a public highway. Any existing rule or regulation so restricting road usage is hereby rescinded.

Section 6. That the Council of the City hereby requests the State to proceed with the Improvement.

Section 7. That this Council hereby authorizes payment to the State for the City's share of the cost of the Improvement.

Section 8. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of constructing the Bessemer Avenue Extension Phase I, for the Division of Engineering and Construction, Department of Public Service, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

Section 9. That the Director of Public Service is hereby authorized to enter into contract for the making of the above public improvement with the lowest responsible

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

Section 10. That the Director of Public Service is hereby authorized to employ by contract one or more design consultants or one or more firms of design consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to implement the public improvement authorized above.

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

Section 11. That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Commissioner of Purchases and Supplies is hereby authorized to acquire for right-of-way purposes such real property as is necessary to make the Improvement. The consideration to be paid for such property shall not exceed its appraised value.

Section 12. That the Director of Public Service is hereby authorized to execute on behalf of the City all documents necessary to acquire such property and to employ and pay all fees for title companies, surveys, escrows, appraiser, and all other costs necessary for the acquisition of such property.

Section 13. That the cost of the Improvement, professional services, and property acquisition herein contemplated shall be paid from Fund No. 20 SF 364, Request No. 4304.

Section 14. That the Clerk of Council is hereby authorized and directed to transmit to the Director of Transportation three (3) certified copies of this ordinance immediately upon the taking effect thereof, and it shall become the basis for proceeding with the Improvement.

Section 15. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1657-99.

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2190-92 East 100th Street to John Cummings.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 121-16-026, as more fully described in Section 2 below, to John Cummings.

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. 121-16-026

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being parts of Sublots Nos. 5 and 6 in Thomas H. Sayle Subdivision of part of Original One Hundred Acre Lot No. 409, as shown by the recorded plat in Volume 3 in Maps, Page 50 of Cuyahoga County Records, bounded and described as follows:

Beginning on the Westerly side of East 100th Street, at a point distant Southerly 10 feet as measured along said Westerly side, from the Northeasterly corner of Sublot No. 6; thence Northerly along the Westerly side of East 100th Street 50 feet to the Southeasterly corner of a parcel of land conveyed to Eula Lassiter by deed dated July 28, 1949, and recorded in Volume 6842, Page 486 of Cuyahoga County Records; thence Westerly along said Southerly line about 17.6 feet as established by Common Pleas Court, Case No. 608964 of Cuyahoga County Records; thence Southerly about 25 feet as so established; thence Westerly about 33.3 feet as so established; thence Northerly about 25 feet as so established to the Southerly line of land conveyed to Eula Lassiter as aforesaid; thence Westerly along said Southerly line to the Westerly line of Sublot No. 5; thence Southerly along the Westerly lines of Sublots Nos. 5 and 6, 50 feet; thence Easterly about 178.2 feet to the place of beginning as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

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

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1663-99.

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 10513, 10509 Orville Avenue and 1361-65, 1359 East 105th Street to Christian Unity Baptist Church Incorporated.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 120-01-096, 120-01-097, 120-01-098, 120-01-099, as

more fully described in Section 2 below, to Christian Unity Baptist Church Incorporated.

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. 120-01-096

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 141 in Ford and Holden's Subdivision of part of Original One Hundred Acre Lot No. 386 as shown by the recorded plat in Volume 4 of Maps, 48 of Cuyahoga County Records and bounded and described as follows:

Beginning on the Northerly line of Orville Street (now Orville Avenue) thence Northerly with parallel with East 105th Street Easterly from the Easterly line of Doan Street (now East 105th Street) thence Northerly parallel with East 105th Street 67 feet thence Easterly parallel with Orville Avenue 40 feet; thence Southerly parallel with East 105th Street 67 feet to the Northerly line of Orville Avenue; thence Westerly along the Northerly line of Orville Avenue 40 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Driveway easement recorded in Volume 998, Page 606 of Cuyahoga County Records.

Subject to Zoning Ordinances, if any.

P. P. No. 120-01-097

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 141 in Ford and Holden's Subdivision of part of Original One Hundred Acre Lot No. 386, as shown by the recorded plat in Volume 4 of Maps, Page 48 of Cuyahoga County Records and bounded and described as follows:

Beginning in the Northerly line of Orville Avenue, N.E., at a point 105 feet Easterly from the Easterly line of East 105th Street (formerly Doan Street) thence Northerly parallel with the Easterly line of East 105th Street 67 feet to the Northerly line of said Sublot No. 141 thence Westerly along the Northerly line of said Sublot No. 141, 40 feet; thence Southerly parallel with the Easterly line of East 105th Street, 67 feet to the Northerly line of Orville Avenue, N.E., thence Easterly along the Northerly line of Orville Avenue, N.E., 40 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Driveway easement recorded in Volume 998, Page 606 of Cuyahoga County Records.

Subject to Zoning Ordinances, if any.

P. P. No. 120-01-098

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly 40 feet of the Westerly 65 feet of Sublot No. 141 in J.H. Wade et al's Re-Subdivision (of part of Ford and Holden's Subdivision of part of) Original One Hundred Acre Lot No. 386 as shown by the recorded plat of said Re-Subdivision in Volume 33 of Maps, Page 18 of Cuyahoga County Records. Said plat has

a frontage of 40 feet on the Easterly side of East 105th Street (formerly Doan Street) and extends back between parallel lines, 65 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

P. P. No. 120-01-099

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Sublot No. 141 in Ford and Holden's Subdivision of a part of Original One Hundred Acre Lot No. 386, as shown by the recorded plat of said Subdivision in Volume 4 of Maps, Page 48 of Cuyahoga County Records, and being also known as a part of Sublot No. 141 in J.H. Wade and others' Re-Subdivision of a part of said Ford and Holden's Subdivision of a part of Original One Hundred Acre Lot No. 386, as shown by the recorded plat of said Re-Subdivision in Volume 33 of Maps, Page 18 of Cuyahoga County Records. Said part of said Sublot No. 141 in said Subdivision and Re-Subdivision is bounded and described as follows:

Beginning in the Easterly line of East 105th Street, at the Northwest corner of said Sublot No. 141; thence Easterly along the Northerly line of Sublot No. 141, 65 feet; thence Southerly parallel with the Easterly line of East 105th Street, 27 feet; thence Westerly parallel with the Northerly line of Sublot No. 141, 65 feet to the Easterly line of East 105th Street; thence Northerly along the Easterly line of East 105th Street, 27 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

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

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

Passed November 29, 1999.

Effective December 6, 1999.

Ord. No. 1664-99.

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 9515 Elizabeth Avenue to Daryl Jerome Hood.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 136-01-092, as more fully described in Section 2 below, to Daryl Jerome Hood.

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. 136-01-092

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 47 in a re-survey of Leo W. Sapp's Allotment of part of Original One Hundred Acre Lots Nos. 457 and 458, as shown by the recorded plat in Volume 12 of Maps, Page 25 of Cuyahoga County Records, and being 40.02 feet front on the Northerly side of Elizabeth Avenue, and extending back of equal width 140 feet, 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.

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1665-99.
By Councilmen White, Jackson, Robinson and Johnson (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 10310 Reno Avenue to Barbara J. Morgan.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 135-18-121, as more fully described in Section 2 below, to Barbara J. Morgan.

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. 135-18-121

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 15 and the Westerly 3 feet of Sublot No. 16 in the Coe, Brainard and Chene's Allotment of part of Original One Hundred Acre Lot No. 458, as shown by the recorded plat in Volume 7 of Maps, Page 23 of Cuyahoga County Records and together forming a parcel of land 43 feet front on the Southerly side of Reno Avenue, S.E., (formerly Harris Street) and extending back between parallel lines 130 feet deep, 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.

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1666-99.

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

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 8809-11 Walker Avenue to Ronald Ferrari.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 134-06-063, as more fully described in Section 2 below, to Ronald Ferrari.

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. 134-06-063

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 19 in Mull and Walker's Allotment of part of Original One Hundred Acre Lot No. 464, as shown by the recorded plat in Volume 7 of Maps, Page 24 of Cuyahoga County Records and being 55 feet on the Northwesterly side of Home Street (now known as Walker Avenue, S.E.) and extending back of equal width 100 feet 8 6/10 inches deep, as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

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

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1667-99.
By Councilmen Robinson and Johnson (by departmental request).

An emergency ordinance authorizing the Director of the City Planning Commission to apply for and accept a grant from the Ohio Department of Transportation - Scenic Byways for the 2000 Mill Creek Scenic Byways 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 the City Planning Commission is hereby authorized to apply for and accept a grant in the amount of \$284,500.00, from the Ohio Department of Transportation - Scenic Byways, to conduct the 2000 Mill Creek Scenic Byways Program, for the purposes set forth in the appli-

cation and according thereto; that the Director of the City Planning Commission is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the program description for said grant.

Section 2. That the program description for said grant, File No. 1667-99-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 amount of \$250,000, payable from Fund No. 10 SF 520, is hereby approved in all respects.

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1957-99.
By Councilman Patmon (by departmental request).

An emergency ordinance to amend the title and Section 1 of Ordinance No. 1741-99, passed October 25, 1999, relating to a contract with Kronos Incorporated for the professional maintenance services for Kronos software.

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. 1741-99, passed October 25, 1999, are hereby amended to read, respectively, as follows:

An emergency ordinance authorizing the Director of Finance to enter into contract with Kronos Incorporated for the professional maintenance services for Kronos software and hardware, for the Division of Accounts, Department of Finance, for a period of not to exceed five years.

Section 1. That the Director of Finance is hereby authorized to enter into contract with Kronos Incorporated for professional services needed to maintain Timekeeper Central Software and Timekeeper C/S for Workgroups Software and hardware necessary to operate the Kronos Timekeeper Central System, for a period not to exceed five (5) years, and cancellable upon thirty days' written notice by said director, upon the basis of their proposal dated August 3, 1999, in the total sum of \$78,674.00, payable from Fund Nos. 01-999800-638000 and 52 SF 001, Request No. 1406.

Section 2. That the existing title and Section 1 of Ordinance No. 1741-99, passed October 25, 1999, are hereby repealed.

Section 3. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force

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

Passed November 29, 1999.
Effective December 6, 1999.

Ord. No. 1994-99.
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 7317, 7311 and 7307-09, Melrose Avenue to Emanuel Leaks and Marna Leaks.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 106-10-048, 106-10-049 and 106-10-050, as more fully described in Section 2 below, to Emanuel Leaks and Marna Leaks.

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

P.P. No. 106-10-048

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 29 in S.A. Dellenbaugh's Subdivision of part of Original One Hundred Acre Lot No. 342, as shown by the recorded plat in Volume 13 of Maps, Page 25 of Cuyahoga County Records and being 40 feet front on the Northerly side of Melrose Avenue, N.E. and extending back between parallel lines 150 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

P.P. No. 106-10-049

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 28 in S. A. Dellenbaugh's Subdivision of part of Original One Hundred Acre Lot No. 342 as shown by the recorded plat in Volume 13 of Maps, Page 25 of Cuyahoga County Records, and being 40 feet front on the Northerly side of Melrose Avenue N.E. and extending back of equal width 150 feet as appears by said plat, be the same more or less, but subject to all legal highways.

P.P. No. 106-10-050

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 27 in S.A. Dellenbaugh's Subdivision of part of Original One Hundred Acre Lot No. 342, as shown by the recorded plat in Volume 13 of Maps, Page 25 of Cuyahoga County Records, and being 40 feet front on the Northerly side of Melrose Avenue, N.E., and extending back between parallel lines 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

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

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

Passed November 29, 1999.
Effective December 6, 1999.

COUNCIL COMMITTEE MEETINGS

Monday, December 6, 1999

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

Tuesday, December 7, 1999

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

Wednesday, December 8, 1999

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

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

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Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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