

The City Record

Official Publication of the City of Cleveland

January the Eighth, Nineteen Hundred and Ninety-Seven

Mayor	
Michael R. White	
President of Council	
Jay Westbrook	
Clerk of Council	
Artha Woods	
Ward	Name
1	Charles L. Patton, Jr.
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	Gary M. Paulenske
14	Helen K. Smith
15	James Rokakis
16	Patrick J. O'Malley
17	Timothy J. Melena
18	Jay Westbrook
19	Joseph J. Zone
20	Dale Miller
21	Michael A. Dolan

Containing	PAGE
City Council	3
The Calendar	14
Board of Control	16
Civil Service	16
Board of Zoning Appeals	16
Board of Building Standards and Building Appeals	16
Public Notices	16
Public Hearings	16
City of Cleveland Bids	17
Adopted Resolutions and Ordinances	18
Committee Meetings	19
Index	19

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL-LEGISLATIVE President of Council-Jay Westbrook

Ward	Name	Residence	
1	Charles L. Patton, Jr.	2986 Ripley Road	44120
2	Robert J. White	3760 East 126th Street	44105
3	Odelia V. Robinson	3448 East 123rd Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	William W. Patmon	867 East Boulevard	44108
9	Craig E. Willis	11906 Beulah Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Gary M. Paulenske	1020 East 61st Street	44103
14	Helen K. Smith	3016 Carroll Avenue	44113
15	James Rokakis	4685 Dornur Road	44109
16	Patrick J. O'Malley	6111 Brookside Drive	44144
17	Timothy J. Melena	6109 West Clinton Avenue	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Joseph J. Zone	3323 West 130th Street	44111
20	Dale Miller	4300 West 143rd Street	44135
21	Michael A. Dolan	16519 West Park Road	44111

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

MAYOR-Michael R. White
 LaVonne Sheffield-McClain, Chief of Staff, Executive Assistant for Policy
 Barry Withers, Executive Assistant for Administration
 Judith Zimomra, Executive Assistant for Service
 Kenneth Silliman, Executive Assistant for Economic Development
 Richard Werner, Executive Assistant for Governmental Affairs.
 Linda Willis, Director, Office of Equal Opportunity

DEPT. OF LAW - Sharon Sobol Jordan, Director of Law, Room 106;
 Karen E. Martinez, Law Librarian; Criminal Branch-Justice Center, 8th
 Fl., Court Towers, 1200 Ontario
 Carolyn Watts-Allen, Chief Asst. Prosecutor
 Steven J. Terry, Chief Counsel

DEPT. OF FINANCE - Martin L. Carmody, Acting Director, Room 104; Carlean
 Alford, Manager, Internal Audit
DIVISIONS - Accounts - A. Schneider, Commissioner, Room 19
 City Treasury - Mary Christine Jackman, Treasurer, Room 115
 Assessments and Licenses - John Hunt, Commissioner, Room 122
 Purchases and Supplies - William A. Moon, Commissioner, Room 128
 Printing and Reproduction - James D. Smith, Commissioner, 1735 Lakeside
 Avenue
 Taxation - Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue
 Financial Reporting and Control - Keith D. Schuster, Controller, Room 18
 Information Systems Services - Hamid Manteghi, 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 - M. Blech, Commissioner
 Cleveland Public Power - Nagah M. Ramadan, Commissioner
 Street Lighting Bureau - Frank Schilling, Acting Chief.

DEPT. OF PORT CONTROL - William F. Cunningham, Jr., Director,
 Cleveland Hopkins International Airport, 5300 Riverside Drive;
 Cleveland Hopkins International Airport - Stephen Sheehan, Commissioner
 Burke Lakefront Airport - Michael C. Barth, Commissioner

DEPT. OF PUBLIC SERVICE - Henry Guzmán, Director, Room 113
DIVISIONS - Waste Collection and Disposal - Larry Hines, Commissioner,
 5600 Carnegie Avenue.
 Streets - Randall T. Scott, Commissioner, Room 25
 Engineering and Construction - J. Christopher Nielson, Acting
 Commissioner, Room 518
 Motor Vehicle Maintenance, Donald L. Haskins, Commissioner, Harvard
 Yards
 Architecture - Kenneth Nobile, Commissioner, Room 517

DEPT. OF PUBLIC HEALTH - Robert O. Staib, Director, Mural Building
 1925 St. Clair Avenue.
DIVISIONS - Health - Juan Molina Crespo, Acting Commissioner, Mural
 Building, 1925 St. Clair Avenue
 Environment - Carolyn Wallace, Acting Commissioner, Mural Building,
 1925 St. Clair Avenue
 Correction - Thomas Hardin, Commissioner, Cooley Farms, 4041 North-
 field Road

DEPT. OF PUBLIC SAFETY - William M. Denihan, Director, Room 230.
DIVISIONS - Police - Rocco Pollutro, Chief, Police Hdqtrs. Bldg., 1300
 Ontario Street
 Fire - Robert M. Derrit, Acting Chief, 1645 Superior Avenue
 Traffic Engineering & Parking - David Ritz, Commissioner, 2001 Payne Ave.
 Dog Pound - John Baird, Chief Dog Warden, 2690 W. 7th Street
 Emergency Medical Service - Bruce Shade, Commissioner, 2001 Payne
 Ave.

DEPT. OF PARKS, RECREATION & PROPERTIES - Oliver B. Spellman,
 Jr., Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.
DIVISIONS - Convention Center & Stadium - James Glending,
 Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
 Property Management - Vernon Robinson, Commissioner,
 E. 49th & Harvard
 Parking Facilities - Michael Cox, Acting Commissioner, Public
 Auditorium, E. 6th and Lakeside Ave.

Park Maintenance and Properties - Richard L. Silva, Acting Commissioner,
 Public Auditorium - E. 6th & Lakeside.
 Recreation - Michael Cox, Acting Commissioner, Room 8
 Research, Planning & Development - M. Fallon, Commissioner, Burke
 Lakefront Airport

DEPT. OF COMMUNITY DEVELOPMENT - Terri Hamilton, Director,
 3rd Floor, City Hall.
DIVISIONS - Administrative Services - Terrence Ross, Commissioner.
 Neighborhood Services - Festus Cassels, Commissioner.
 Neighborhood Development - Terri Hamilton, Commissioner.
 Building & Housing - Lisa Thomas, Commissioner, 5th Floor, City Hall.

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

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

DEPT. OF AGING - Rm. 122, Delores Alexander, Acting Director

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

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

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

BOARD OF ZONING APPEALS - Room 516, Carol Johnson, Chairman;
 Members; Chris Carmody, Anna Chatman, Ozell Dobbins, Tony Petkovsek,
 Anthony Costanzo, Sec'y.

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, Sharon Sobol
 Jordan; Pres. Finance Director, _____, Director Sec'y.
 Council President Jay Westbrook.

BOARD OF SIDEWALK APPEALS - Henry Guzmán, Service Director;
 Law Director, Sharon Sobol Jordan, Councilman Roosevelt Coats.

BOARD OF REVIEW - (Municipal Income Tax) - Law Director, Sharon
 Sobol Jordan, Utilities Director, Michael Konicek; President of Council, Jay
 Westbrook.

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

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

MORAL CLAIMS COMMISSION - Sharon Sobol Jordan, _____,
 Councilmen James Rokakis, Jay Westbrook.

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

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

CLEVELAND LANDMARKS COMMISSION - Room 519, _____,
 Director; R. Schanfarber, Chairman; Paul Volpe, Vice Chairman; Robert
 Keiser, Secretary; Judge Lillian Burke, James Gibans, Hunter Morrison,
 Kenneth Nobile, Theodore Sande, Randall Shorr, Shirley Thompson,
 Councilmen Craig E. Willis and Helen K. Smith.

**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 Salvatore R. Calandra	13A
Judge Colleen C. Cooney	14A
Judge C. Ellen Connolly	15C
Judge Mabel M. Jasper	14D
Judge Mary E. Kilbane	12B
Judge Kathleen A. Keough	12C
Judge Ralph J. Perk, Jr.	14B
Judge Raymond L. Pianka (Housing Court Judge)	13B
Judge Angela R. Stokes	14C
Judge Gerald F. Sweeney	13D
Judge Robert S. Triozzi	12A

Earle B. Turner-Clerk of Courts, John J. O'Toole-Court Administrator, Robert
 C. Townsend, II-Bailiff; Kenneth Thomas-Chief Probation Officer, Michelle
 L. Paris-Chief Referee

The City Record



OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 84

WEDNESDAY, JANUARY 8, 1997

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CITY COUNCIL

MONDAY, JANUARY 6, 1997

The City Record

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ARTHA WOODS

Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1994-1997

MONDAY—Alternating

9:30 A.M.—**Public Parks, Property & Recreation Committee:** Johnson, Chairman; Rybka, Vice Chairman; Miller, Patton, Paulenske, Robinson, White.

9:30 A.M.—**Public Health Committee:** Robinson, Chairman; Miller, Vice Chairman; Britt, Jackson, Melena, O'Malley, Zone.

MONDAY—Alternating

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

11:00 A.M.—**Employment, Affirmative Action & Training Committee:** Patton, Chairman; Smith, Vice Chairman; Jackson, Lewis, Melena, Polensek, Robinson.

MONDAY

2:00 P.M.—**Finance Committee:** Rokakis, Chairman; Westbrook, Vice Chairman; Coats, Johnson, Lewis, Patton, Polensek, Robinson, Rybka, Smith.

TUESDAY

10:00 A.M.—**Community and Economic Development Committee:** Jackson, Chairman; Paulenske, Vice Chairman; Britt, Coats, Lewis, Melena, Patton, Smith, Willis.

1:30 P.M.—**Legislation Committee:** _____, Chairman; Willis, Vice Chairman; Britt, Johnson, Patton, Rokakis, Rybka.

WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Miller, Chairman; Paulenske, Vice Chairman; Patton, Rokakis, White, Willis.

10:00 A.M.—**Public Safety Committee:** Polensek, Chairman; Willis, Vice Chairman; Jackson, Miller, O'Malley, Patton, Patton, Paulenske, Zone.

WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** Patton, Chairman; Polensek, Vice Chairman; Coats, Lewis, O'Malley, Patton, Willis, Zone.

1:30 P.M.—**City Planning Committee:** Rybka, Chairman; Britt, Vice Chairman; O'Malley, Paulenske, Rokakis, White, Zone.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio January 6, 1997.
The meeting of the Council was called to order, the President, Jay Westbrook in the chair.

Councilmen present: Britt, Coats, Jackson, Johnson, Lewis, Melena, Miller, O'Malley, Patton, Patton, Paulenske, Polensek, Robinson, Rokakis, Rybka, Smith, Westbrook, White, Willis, Zone.

Also present were Mayor White and Directors Sobol Jordan, Konicek, Staib, Denihan, Hamilton, Nolan, Warren, Willis, Holland, Morrison and Acting Directors Alexander, Ricchiuto, Waldron, Jackman, Glending.

Absent: Directors Carmody, Cunningham, Guzman, Spellman.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Sister Juanita Shealy of St. Phillip Neri Church. Pledge of Allegiance.

MOTION

By Councilman Rokakis, that the journal of the Council meeting for December 16, 1996, corrected to reflect the correct amendments be printed for Ordinance Nos. 1937-96 and 1938-96, page 2252 of the December 18, 1996 City Record, and, respectively, that their final printings in the December 24, 1996 City Record be corrected as well.

On the motion of Mr. Polensek the reading of the minutes of the last meeting be dispensed with and the journal approved.

COMMUNICATIONS

File No. 1-97.
From the Department of Public Health: re: MBE Bid "Set Aside", Requisition No. 83847. Received.

File No. 2-97.
From the Division of Purchases and Supplies: re: Excess City Property - Reference No. 15-96. Received.

File No. 3-97.
From the Division of Purchases and Supplies: re: Excess City Property - Reference No. 19-96. Received.

FROM THE DEPARTMENT OF LIQUOR CONTROL

File No. 4-97.
Re: Transfer of Location Application - 7144720 - R.A.S. Entertainment Corp., 1071 Front Avenue. (Ward 13). Received.

File No. 5-97.
Re: Transfer of Ownership Application - 8010968 - Deborah Sforzo dba Bella Pizza, 4830 Memphis Avenue, first floor and basement. (Ward 15). Received.

File No. 6-97.
Re: Stock Application - 8771382 - T.N.T. Lounge Bar, Inc. dba Green Leaf Tavern, 2109 Tate Avenue. (Ward 16). Received.

File No. 7-97.
Re: Transfer of Ownership Application - 8843652 - 10522 Superior, Inc., dba Forest Food Market, 11201 Forest Avenue, first floor and basement. (Ward 4). Received.

File No. 8-97.
Re: New Application - 67553370005-Deborah A. Patton dba Dot's Carry-out Beverage Store, 7001 Union Avenue. (Ward 12). Received.

File No. 9-97.
Re: Transfer of Ownership Application - 8765646 - T.A. Dillinger, Inc., 2000 Lakeside Avenue, first floor and basement. (Ward 13). Received.

File No. 10-97.
Re: Transfer of Ownership Application - 2320605 - D.T.R. Inc. dba Tino's, 6030 St. Clair Avenue, first floor and basement. (Ward 13). Received.

File No. 11-97.
Re: Transfer of Ownership Application - 42683440005 - Jeg Lounge Bar, Inc. 4995-97 Denison Avenue, first floor and basement. (Ward 16). Received.

File No. 12-97.
Re: Transfer of Ownership Application - 7593448 - Alicia Ruitto dba Belinda's Bar, 9613 Madison Avenue. (Ward 18). Received.

File No. 13-97.
Re: Transfer of Ownership Application - 8055728 - Sheehan's Four, Inc. dba Sheehan's Pub, 13560 Lorain Avenue. (Ward 19). Received.

STATEMENT OF WORK ACCEPTED

File No. 14-97.
From the Department of Parks, Recreation and Properties re: Contract No. 49664 for Rockefeller Park signage improvements. Received.

COMMUNICATIONS**File No. 15-97.**

December 19, 1996

The Honorable Jay Westbrook
President
Cleveland City Council
601 Lakeside Avenue
Cleveland, Ohio 44114

Dear Council President Westbrook:

I am pleased to recommend Mr. J. Peter Kelly for reappointment to the Cleveland-Cuyahoga County Port Authority. This appointment is for a four year term and will expire January 28, 2001.

Thank you for your consideration.

Sincerely,

Michael R. White
Mayor

Received.
Referred to Committee on Mayor's Appointments.

File No. 16-97.

December 24, 1996

The Honorable Jay Westbrook
President
Cleveland City Council
601 Lakeside Avenue
Cleveland, Ohio 44114

Dear Council President Westbrook:

I am pleased to recommend Mr. Elvin Vauss for appointment to the Police Review Board. This appointment will expire on August 8, 2000.

Thank you for your consideration.

Sincerely,

Michael R. White
Mayor

Received.
Referred to Committee on Mayor's Appointments.

**COMMITTEE ON
MAYOR'S APPOINTMENTS**

The Chair appointed Councilman Gary Paulenske as Chairman and Councilmen Craig Willis, Charles L. Patton, Jr., Michael D. Polensek, and Odellia V. Robinson to consider the Mayor's appointments.

CONDOLENCE RESOLUTIONS

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

- Res. No. 30-97.** Edward H. Claybrooks, Jr.
- Res. No. 31-97.** Jerry Carroll.
- Res. No. 32-97.** Officer Hilary S. Cudnik.
- Res. No. 33-97.** Michael D. Polensek.
- Res. No. 34-97.** Charles L. Laster.
- Res. No. 35-97.** Marcella Poles.
- Res. No. 36-97.** Michael J. Zone, Jr.

CONGRATULATORY RESOLUTIONS

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

- Res. No. 37-97.** Benedictine High School.

- Res. No. 38-97.** Al Carroll.
- Res. No. 39-97.** Rodney Jenkins.

RESOLUTIONS OF RECOGNITION

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

- Res. No. 40-97.** Joseph Kocab.
- Res. No. 41-97.** Geza Andahazy.
- Res. No. 42-97.** August Pust.
- Res. No. 43-97.** Ralph Locher.

RESOLUTION OF WELCOME

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

- Res. No. 44-97.** Ronald R. Young.

**FIRST READING EMERGENCY
ORDINANCES REFERRED**

Ord. No. 17-97.
By Councilmen Coats and Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary to rehabilitate snow removal trucks and to rehabilitate or replace salt inserts, for the Division of Motor Vehicle Maintenance, Department of Public Service.

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

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

Section 1. That the Director of Public Service is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of labor and materials necessary to rehabilitate snow removal trucks and labor and materials necessary to rehabilitate or replace salt inserts to the estimated sum of \$250,000.00, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 2. The cost of said contract shall be charged against the proper appropriation account and the 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 21070)

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. 18-97.

By Councilmen Jackson and Rokakis (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into an Enterprise Zone Agreement with the Young Mens Christian Association of Cleveland, Ohio, or its designee, to provide for an eight year abatement for certain real estate taxes as an incentive to rehabilitate the Central YMCA Branch and residential tower at East 22nd and Prospect 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, the Young Mens Christian Association of Cleveland, Ohio, or its designee (the "Enterprise") has proposed to rehabilitate the Central YMCA Branch and residential tower at East 22nd and Prospect Avenue; and

Whereas, the Enterprise has certified to the City that, but for abatement of 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 Young Mens Christian Association of Cleveland, Ohio, or its designee(s), for enterprise zone incentives on the basis that the Young Mens Christian Association of Cleveland, Ohio 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 Community Development is authorized to enter into an Enterprise Zone Agreement with the Young Mens Christian Association of Cleveland, Ohio, or its designee(s), to provide for an eight (8) year abatement for certain real estate taxes as an incentive to rehabilitate the Central YMCA Branch and residential tower at East 22nd and Prospect

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 term as set forth in the Executive Summary contained in File No. 18-97-A.

Section 4. 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 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 Community Development, Finance, Law; Committees on Community and Economic Development, Finance.

Ord. No. 19-97.
By Councilmen Patton and Rokakis (by departmental request).
An emergency ordinance authorizing and directing the purchase by contract of not to exceed thirty six pieces of heavy duty equipment, for the Division of Water, Department of Public Utilities.

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

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

Section 1. That the Director of Public Utilities is hereby authorized and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: not to exceed four (4) backhoes with accessories, one (1) sandblaster with accessories, not to exceed twenty seven (27) tag-along air compressors, not to exceed three (3) backhoe trailers, and one (1) trav-l-vac and accessories, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water, Department of Public Utilities.

Section 2. That the cost of said contract hereby authorized shall be paid from Fund No. 52 SF 001, Request No. 23391.

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. 20-97.
By Councilmen Patton and Rokakis (by departmental request).
An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide computer programming services for the Division of Water, Department of Public Utilities.

Whereas, this ordinance consti-

tutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

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

Section 1. That the Director of Public Utilities is hereby authorized and directed to employ by contract one or more computer programmers or one or more firms of computer programmers 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 alter all billing system programs to accept and process the date of "Year 2000."

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

Section 2. That the costs for such services herein contemplated shall be paid from Fund No. 52 SF 001, Request No. 23392.

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. 21-97.
By Councilmen Patton and Rokakis (by departmental request).
An emergency ordinance authorizing the Director of Public Utilities to lease space at 1250 Marquette Street, Cleveland, Ohio, from Marquette Properties, or its designees, for a term of three years, with two three-year options to renew, for the public purpose of Cleveland Public Power construction and maintenance operations, material storage and service and repair of vehicles.

Whereas, the City of Cleveland requires certain space located at 1250 Marquette Street, Cleveland, Ohio, for the public purpose of Cleveland Public Power construction and maintenance operations, material storage and service and repair of vehicles; and

Whereas, Marquette Properties, or its designees, has proposed to lease said space to the City of Cleveland; 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 Public Utilities is authorized to lease from Marquette Properties, or its

designees, certain space more fully described as follows: approximately 29,350 square feet of the building located at 1250 Marquette Street, Cleveland, Ohio.

Section 2. That the term of the lease authorized by Section 1 shall be for three (3) years, commencing upon execution of a contract, with options exercisable by the Director of Public Utilities, to renew for two additional three (3) year terms, and cancellable upon thirty days' written notice by said director.

Section 3. That the rent for the lease authorized by Section 1 shall be the fair market value as determined by the Board of Control.

Section 4. That the lease may authorize the City to make improvements to the leased premises under terms to be determined by the parties consistent with the public purpose or purposes of CPP construction and maintenance operations, material storage and service and repair of vehicles.

Section 5. That the lease may provide for the City's payment of appropriate utility and other operating costs of the leased premises.

Section 6. That the costs of the lease shall be paid from Fund No. 58 SF 001.

Section 7. That the lease shall be prepared by the Director of Law and shall contain such authorized terms and conditions as are required to protect the interests of the City.

Section 8. That the Director of Public Utilities and the Director of Law, and other appropriate City officials, are authorized to execute such other documents and certificates, and take such other actions as may be necessary or appropriate to effect the lease authorized by this ordinance.

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

Ord. No. 22-97.
By Councilmen Patton, Rybka and Rokakis (by departmental request).
An emergency ordinance determining the method of making the public improvement of making landscape and site improvements at various Division of Water facilities, authorizing the Director of Public Utilities to enter into contract for the making of such improvement; and authorizing the Director of Public Utilities to employ one or more design engineers, construction managers, architects and other consultants necessary to provide professional services 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, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of making landscape and site improvements at various facilities, for the Division of Water, Depart-

ment of Public Utilities, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

Section 2. That the Director of Public Utilities is hereby authorized and directed 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 3. That the Director of Public Utilities is hereby authorized and directed to employ by contract or contracts one or more design engineers, construction managers, architects and other consultants or one or more firms thereof for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary for the making of the public improvement described in Section 1 of this ordinance.

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

Section 4. That the cost of the public improvement and professional services hereby authorized shall be paid from Fund Nos. 52 SF 219, 52 SF 221, and 52 SF 223, Request No. 23393.

Section 5. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

Ord. No. 45-97.

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

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with Ohio City Development, Ltd. or its designee, to provide for a ten (10) year abatement for certain tangible personal property and real estate taxes as an incentive to construct a Dave's Supermarket in the Ohio City neighborhood 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, Ohio City Development, Ltd. (the "Enterprise") has proposed to construct a Dave's Supermarket in Ohio City; 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 Ohio City Development, Ltd., or its designee(s), for enterprise zone incentives on the basis that Ohio City Development, Ltd. 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 Ohio City Development, Ltd., or its designee(s), to construct a Dave's Supermarket in the Ohio City neighborhood, 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 term as set forth in the Executive Summary contained in File No. 45-97-A.

Section 4. 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 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 Economic Development, City Planning Commission, Finance, Law; Committees on Community and Economic Development, City Planning, Finance.

**FIRST READING
ORDINANCES REFERRED**

Ord. No. 23-97.

By Councilman Britt.

An ordinance to change the Use, and Height Districts of lands on the northerly side of Euclid Avenue between E. 84 Street and E. 85 Street. (Map Change No. 1924, Sheet No. 5)

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

Section 1. That the Use and Height Districts of lands bounded and described as follows,

Beginning at the intersection of the center line of East 85 Street and the center line of Euclid Avenue; thence northwesterly along said center line of Euclid Avenue to the center line of East 84 Street; thence northerly along said center line of East 84 Street to its intersection with the westerly extension of a line located forty four (44) feet south of the northerly line of Sublot No. 1 in the Fitch Raymond Subdivision as recorded in Volume 5, Page 47 of the Cuyahoga County Map Records (said line being located approximately two hundred fifty six (256) feet north of the northerly line of Euclid Avenue); thence easterly along said westerly extension and along said line which is parallel to and forty four (44) feet south of said northerly line of said Sublot No. 1 to its intersection with a line located one hundred thirty seven (137) feet east of the easterly line of East 84 Street; thence southerly along said line which is parallel to and one hundred thirty seven (137) feet east of said easterly line of East 84 Street to a point located one hundred forty eight and eighty one hundredths (148.81) feet north of said northerly line of Euclid Avenue; thence easterly from said point to a point at the westerly line of East 85 Street located one hundred fifty four and eighty five hundredths (154.85) feet north of said northerly line of Euclid Avenue and along its easterly extension to the center line of East 85 Street; thence southerly along said center line of East 85 Street to the place of beginning,

and as outlined in red on the map hereto attached, be and the same are hereby changed to a Multi Family Use District and a "2" Height District.

Section 2. That said changed designation of lands described in Section 1 shall be identified as Map Change No. 1924, Sheet No. 5 and shall be made upon the Building Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for such purpose by the City Planning Commission.

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

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

Ord. No. 24-97.

By Councilman Coats.

An ordinance to change the Use and Height District of lands on the easterly side of East 124 Street approximately 190' to 302' south of St. Clair Avenue. (Map Change No. 1928, Sheet No. 8)

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

Section 1. That the Use and Height Districts of lands bounded and described as follows,

Beginning at the intersection of the westerly extension of the southerly line of Sublot No. 15 in the Burrows & Putt Allotment as recorded in Volume 16, Page 29 of the Cuyahoga County Map Records and the center line of East 124 Street; thence northerly along said center line of East 124 Street to its inter-

section with the westerly extension of the northerly line of Sublot No. 14 in said Burrows & Putt Allotment; thence easterly along said westerly extension and along said northerly line of said Sublot No. 14 to its intersection with a line located one hundred twenty five (125) feet east of the easterly line of East 124 Street; thence southerly along said line which is parallel to and one hundred twenty five (125) feet east of said easterly line of East 124 Street to its intersection with said southerly line of said Sublot No. 15; thence west-

erly along said southerly line of said Sublot No. 15 and along its westerly extension to the place of beginning, and as outlined in red on the map hereto attached, be and the same are hereby changed to a Local Retail Use District and a '2' Height District.

Section 2. That said changed designation of lands described in Section 1 shall be identified as Map Change No. 1928, Sheet No. 8 and shall be made upon the Building

Zone Maps of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for such purpose by the City Planning Commission.

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

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

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 28-97.

By Councilman Rokakis (by departmental request).

An emergency ordinance to amend Sections 8, 9, 22, 40 and 45 of Ordinance No. 486-96, passed April 1, 1996, as amended and enacted by various ordinances, relating to compensation for various classifications.

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

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

Section 1. That Section 8 of Ordinance No. 486-96, passed April 1, 1996, as amended by Ordinance No. 1375-96, passed July 17, 1996, and Sections 9, 22, 40 and 45 of Ordinance No. 486-96, passed April 1, 1996, are hereby amended to read, respectively, as follows:

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

	Minimum	Maximum
1. Accountant I.....	\$ 6.36 per hour	\$14.24 per hour
2. Accountant II.....	\$ 7.06 per hour	\$15.63 per hour
3. Accountant III.....	\$ 7.96 per hour	\$17.32 per hour
4. Accountant Clerk I.....	\$ 4.81 per hour	\$11.54 per hour
5. Accountant Clerk II.....	\$ 5.46 per hour	\$12.47 per hour
6. Activities Therapist.....	\$ 9.15 per hour	\$10.97 per hour
7. AIDS Support Services Coordinator	\$10.49 per hour	\$12.27 per hour
8. Air Pollution Control, Engineer I	\$ 8.43 per hour	\$18.32 per hour
9. Air Pollution Control, Engineer II	\$ 8.96 per hour	\$19.30 per hour
10. Air Pollution Control, Engineer III	\$ 9.50 per hour	\$20.34 per hour
11. Air Pollution Engineer	\$12.04 per hour	\$14.30 per hour
12. Air Pollution Inspector I.....	\$ 9.48 per hour	\$14.73 per hour
13. Air Pollution Inspector II	\$ 7.53 per hour	\$16.44 per hour
14. Air Pollution Technician I	\$ 7.12 per hour	\$15.63 per hour
15. Air Pollution Technician II	\$ 7.53 per hour	\$16.44 per hour
16. Air Pollution Technician III	\$ 8.43 per hour	\$18.32 per hour
17. Airport Information Representative	\$ 8.56 per hour	\$11.97 per hour
18. Airport Operations Agent I	\$12.09 per hour	\$14.80 per hour
19. Airport Operations Agent II	\$15.18 per hour	\$17.42 per hour
20. Airport Safety Man	\$25,197.87	\$31,503.12
21. Architect	\$ 9.73 per hour	\$21.54 per hour
22. Assistant Buyer	\$ 6.71 per hour	\$14.95 per hour
23. Assistant City Planner	\$ 7.12 per hour	\$15.63 per hour
24. Assistant Civil Engineer	\$ 7.12 per hour	\$15.63 per hour
25. Assistant Electrical Engineer	\$ 7.12 per hour	\$15.63 per hour
26. Assistant Mechanical Engineer	\$ 7.12 per hour	\$15.63 per hour
27. Assistant Plan Examiner	\$ 7.53 per hour	\$16.44 per hour
28. Associate Programmer	\$ 7.55 per hour	\$16.75 per hour
29. Bacteriologist	\$ 7.96 per hour	\$17.32 per hour
30. Bill Collector	\$ 8.56 per hour	\$11.97 per hour
31. Building Inspector	\$12.17 per hour	\$15.89 per hour
32. Camera Room Operator	\$ 6.04 per hour	\$13.60 per hour
33. Caseworker I	\$ 5.73 per hour	\$13.00 per hour
34. Caseworker II	\$ 6.36 per hour	\$14.24 per hour
35. Cashier/Starter	\$ 6.36 per hour	\$14.24 per hour
36. Chemist	\$ 8.90 per hour	\$18.67 per hour
37. Chief Miscellaneous Investigator	\$ 7.53 per hour	\$16.44 per hour
38. Citizens Information Representative	\$ 6.04 per hour	\$13.60 per hour
39. Civil Engineer	\$ 9.50 per hour	\$21.54 per hour
40. Claims Examiner	\$ 7.53 per hour	\$16.44 per hour
41. Clerk Typist	\$ 7.62 per hour	\$ 8.92 per hour
42. Clinical Laboratory Assistant	\$ 6.36 per hour	\$13.60 per hour
43. Clinical Laboratory Technician I	\$ 7.12 per hour	\$15.63 per hour
44. Clinical Laboratory Technician II	\$ 7.37 per hour	\$16.75 per hour
45. Cocaine Treatment Counselor I	\$ 8.56 per hour	\$12.93 per hour
46. Cocaine Intake Specialist	\$ 9.95 per hour	\$11.64 per hour
47. Community Development Code Enforcement Inspector I	\$14.08 per hour	\$17.33 per hour

	Minimum	Maximum
48. Community Development Code Enforcement Inspector II	\$14.89 per hour	\$18.32 per hour
49. Community Development Code Enforcement Inspector III	\$15.70 per hour	\$19.30 per hour
50. Community Development Code Enforcement Inspector/Heating I	\$14.08 per hour	\$17.33 per hour
51. Community Development Code Enforcement Inspector/Heating II	\$14.89 per hour	\$18.32 per hour
52. Community Development Code Enforcement Inspector/Heating III	\$15.70 per hour	\$19.30 per hour
53. Community Development Code Enforcement Inspector/Refrigeration I	\$14.08 per hour	\$17.33 per hour
54. Community Development Code Enforcement Inspector/Refrigeration II	\$14.89 per hour	\$18.32 per hour
55. Community Development Code Enforcement Inspector/Refrigeration III	\$15.70 per hour	\$19.30 per hour
56. Community Development Code Enforcement Inspector/Trainee	\$ 9.97 per hour	\$13.98 per hour
57. Community Development Planner	\$ 9.87 per hour	\$20.72 per hour
58. Community Health Aide	\$ 4.81 per hour	\$11.54 per hour
59. Community Relations Representative I	\$ 6.04 per hour	\$13.60 per hour
60. Community Relations Representative II	\$ 7.53 per hour	\$16.44 per hour
61. Community Relations Representative III	\$ 9.51 per hour	\$20.34 per hour
62. Composing Equipment Operator	\$ 6.71 per hour	\$14.95 per hour
63. Computer Monitor Assistant	\$ 8.43 per hour	\$ 9.87 per hour
64. Computer Operator	\$ 7.53 per hour	\$16.44 per hour
65. Consumer Protection Specialist	\$ 5.73 per hour	\$13.00 per hour
66. Cook	\$ 9.73 per hour	\$11.25 per hour
67. Copy Center Operator	\$ 5.67 per hour	\$12.47 per hour
68. Cost Construction Estimator	\$ 8.34 per hour	\$16.00 per hour
69. Customer Service Representative	\$ 8.57 per hour	\$12.45 per hour
70. Data Control Clerk	\$ 5.24 per hour	\$11.98 per hour
71. Data Conversion Operator	\$ 8.48 per hour	\$10.84 per hour
72. Dental Assistant	\$ 4.75 per hour	\$11.31 per hour
73. Development Officer	\$ 8.96 per hour	\$19.29 per hour
74. Dietician	\$ 9.08 per hour	\$14.23 per hour
75. Drug and Alcohol Counselor	\$ 9.05 per hour	\$10.59 per hour
76. Electrical Engineer	\$ 9.50 per hour	\$21.54 per hour
77. Electronic Engineer	\$ 9.54 per hour	\$21.93 per hour
78. Elevator Inspector	\$12.16 per hour	\$17.33 per hour
79. Environmental Technician	\$10.91 per hour	\$13.01 per hour
80. Family Planning Clerk	\$ 7.22 per hour	\$ 9.98 per hour
81. Financial Analyst	\$ 7.12 per hour	\$15.63 per hour
82. Financial Counselor	\$ 7.94 per hour	\$16.44 per hour
83. Fuel System Technician	\$ 8.96 per hour	\$14.51 per hour
84. General Health Aide	\$ 4.81 per hour	\$11.54 per hour
85. General Storekeeper	\$ 7.96 per hour	\$17.32 per hour
86. Geriatric Outreach Worker	\$ 7.12 per hour	\$15.63 per hour
87. Guard	\$ 6.55 per hour	\$11.53 per hour
88. Head Cook	\$ 5.46 per hour	\$12.46 per hour
89. Head Storekeeper	\$ 7.11 per hour	\$15.64 per hour
90. Health Educator I	\$ 6.36 per hour	\$14.24 per hour
91. Health Educator II	\$ 7.12 per hour	\$15.63 per hour
92. Heating Inspector	\$12.16 per hour	\$15.89 per hour
93. HIV Educator	\$ 8.17 per hour	\$ 9.09 per hour
94. House Connection Inspector	\$10.31 per hour	\$13.29 per hour
95. House of Correction Guard	\$10.10 per hour	\$12.26 per hour
96. Housing Inspector	\$12.47 per hour	\$14.14 per hour
97. Human Resources Contract Specialist	\$ 9.73 per hour	\$21.53 per hour
98. Human Resources On-the-Job Training Specialist	\$10.21 per hour	\$18.31 per hour
99. Human Resources Planner	\$10.74 per hour	\$22.75 per hour
100. Human Resources Special Projects Coordinator	\$10.21 per hour	\$18.31 per hour
101. Income Tax Tracer	\$ 6.36 per hour	\$14.24 per hour
102. Industrial Hygiene Engineer	\$ 9.73 per hour	\$21.53 per hour
103. Industrial Nuisance Inspector	\$ 6.36 per hour	\$14.24 per hour
104. Information Control Analyst	\$ 6.81 per hour	\$14.92 per hour
105. Inspector of Weights and Measures	\$ 5.73 per hour	\$13.00 per hour
106. Institutional Guard	\$ 9.50 per hour	\$12.26 per hour
107. Instrument Repairman	\$ 8.21 per hour	\$14.23 per hour
108. Instrumentation Technician I	\$14.41 per hour	\$15.30 per hour
109. Instrumentation Technician II	\$16.08 per hour	\$16.85 per hour
110. Intake Specialist	\$ 4.81 per hour	\$11.54 per hour
111. Job Retraining Assistant	\$ 7.12 per hour	\$15.63 per hour
112. Junior Cashier	\$ 5.24 per hour	\$11.97 per hour
113. Junior Chemist	\$ 5.46 per hour	\$12.47 per hour
114. Junior City Planner	\$ 6.36 per hour	\$14.24 per hour

	Minimum	Maximum
115.	Junior Civil Engineer	\$ 6.36 per hour \$14.24 per hour
116.	Junior Clerk	\$ 8.46 per hour \$ 9.98 per hour
117.	Junior Draftsman	\$ 7.25 per hour \$12.23 per hour
118.	Junior Engineering Aide	\$ 5.46 per hour \$12.47 per hour
119.	Laboratory Assistant	\$ 6.04 per hour \$13.60 per hour
120.	Laboratory Helper	\$ 4.77 per hour \$10.75 per hour
121.	Landscape Architect	\$ 9.50 per hour \$20.34 per hour
122.	Lead Pressman	\$ 8.93 per hour \$15.84 per hour
123.	Life Guard	\$ 4.75 per hour \$ 9.33 per hour
124.	Life Guard Captain	\$ 7.14 per hour \$ 9.33 per hour
125.	Mechanical Engineer	\$ 9.50 per hour \$21.54 per hour
126.	Messenger	\$ 4.77 per hour \$10.75 per hour
127.	Meter Reader	\$10.95 per hour \$13.97 per hour
128.	Minority Business Consultant	\$11.15 per hour \$23.97 per hour
129.	Miscellaneous Investigator	\$ 5.46 per hour \$12.47 per hour
130.	Monitoring, Auditing and Evaluation Coordinator	\$13.65 per hour \$15.86 per hour
131.	Office Machine Operator	\$ 8.46 per hour \$10.46 per hour
132.	Offset Duplicating Machine Operator	\$ 5.46 per hour \$12.47 per hour
133.	On The Job Training Specialist	\$12.71 per hour \$15.33 per hour
134.	Park and Recreation Planner	\$ 9.51 per hour \$20.34 per hour
135.	Parking Attendant	\$ 6.31 per hour \$11.54 per hour
136.	Parking Meter Collector	\$ 6.32 per hour \$11.51 per hour
137.	Parking Meter Serviceman	\$11.64 per hour \$12.12 per hour
138.	Permit Processing Specialist	\$ 7.00 per hour \$ 9.66 per hour
139.	Pharmacist	\$10.74 per hour \$22.75 per hour
140.	Pharmacodependent Rehabilitation Counselor I	\$ 6.49 per hour \$11.04 per hour
141.	Pharmacodependent Rehabilitation Counselor II	\$ 7.57 per hour \$13.05 per hour
142.	Photographer	\$ 9.08 per hour \$15.63 per hour
143.	Photographic Laboratory Technician	\$ 6.80 per hour \$13.60 per hour
144.	Photo-Litho Operator	\$ 5.48 per hour \$12.47 per hour
145.	Physical Director	\$ 8.33 per hour \$14.06 per hour
146.	Plan Examiner	\$ 7.96 per hour \$18.60 per hour
147.	Play Director	\$ 4.75 per hour \$ 9.84 per hour
148.	Police Radio Technician	\$13.99 per hour \$15.13 per hour
149.	Pressman	\$ 7.89 per hour \$15.34 per hour
150.	Preventive Health Counselor	\$13.59 per hour \$15.90 per hour
151.	Preventive Health Educator	\$ 8.89 per hour \$10.68 per hour
152.	Principal Cashier	\$ 7.24 per hour \$16.75 per hour
153.	Principal Clerk	\$10.19 per hour \$14.24 per hour
154.	Print Shop Helper	\$ 9.06 per hour \$10.55 per hour
155.	Private Secretary	\$ 6.71 per hour \$14.95 per hour
156.	Program Analyst	\$16.64 per hour \$21.67 per hour
157.	Programmer	\$ 8.96 per hour \$19.30 per hour
158.	Programmer Analyst	\$ 9.73 per hour \$21.53 per hour
159.	Property Clerk	\$11.37 per hour \$23.99 per hour
160.	Psychiatric Social Worker	\$12.48 per hour \$15.58 per hour
161.	Psychologist I	\$10.74 per hour \$20.73 per hour
162.	Psychologist II	\$12.88 per hour \$24.44 per hour
163.	Public Health Nursing Aide	\$ 9.08 per hour \$ 9.96 per hour
164.	Public Health Sanitarian I	\$10.91 per hour \$13.31 per hour
165.	Public Health Sanitarian II	\$12.25 per hour \$14.90 per hour
166.	Public Health Sanitarian III	\$13.23 per hour \$15.54 per hour
167.	Public Health Sanitarian IV	\$8.78 per hour \$19.29 per hour
168.	Public Information Officer	\$ 7.38 per hour \$16.44 per hour
169.	Quality Assurance Analyst	\$ 8.96 per hour \$19.29 per hour
170.	Radio Dispatcher	\$14.81 per hour \$15.18 per hour
171.	Radio Technician	\$13.99 per hour \$15.13 per hour
172.	Receptionist	\$ 6.06 per hour \$11.00 per hour
173.	Records Manager	\$ 9.84 per hour \$11.53 per hour
174.	Recreation Aide	\$ 4.75 per hour \$ 7.68 per hour
175.	Recreation Instructor	\$ 4.81 per hour \$11.54 per hour
176.	Recreation Instructor I	\$ 5.24 per hour \$12.29 per hour
177.	Recreation Instructor II	\$ 5.46 per hour \$12.78 per hour
178.	Recreation Instructor III	\$ 6.83 per hour \$13.51 per hour
179.	Recreation Program Supervisor	\$ 6.83 per hour \$12.55 per hour
180.	Redevelopment Advisor	\$ 7.96 per hour \$17.32 per hour
181.	Redevelopment Coordinator	\$ 8.38 per hour \$19.30 per hour
182.	Refrigeration Inspector	\$12.17 per hour \$15.89 per hour
183.	Refugee Outreach Worker	\$ 8.40 per hour \$10.74 per hour
184.	Registered Animal Health Technician	\$ 7.94 per hour \$11.54 per hour
185.	Rehabilitation Advisor	\$ 6.71 per hour \$14.95 per hour
186.	Sanitarian Aide	\$ 9.92 per hour \$11.19 per hour
187.	Secretary	\$ 6.30 per hour \$12.47 per hour
188.	Secretary to Director of Consumer Affairs	\$ 9.51 per hour \$20.34 per hour
189.	Senior Assistant Architect	\$ 7.96 per hour \$17.32 per hour
190.	Senior Assistant City Planner	\$ 7.96 per hour \$17.32 per hour

		Minimum	Maximum
191.	Senior Assistant Civil Engineer	\$ 7.96 per hour	\$17.32 per hour
192.	Senior Assistant Electrical Engineer	\$ 7.96 per hour	\$17.32 per hour
193.	Senior Assistant Mechanical Engineer	\$ 7.96 per hour	\$17.32 per hour
194.	Senior Assistant Traffic Engineer	\$ 7.96 per hour	\$17.32 per hour
195.	Senior Bacteriologist	\$ 6.71 per hour	\$14.95 per hour
196.	Senior Cashier	\$ 6.36 per hour	\$14.24 per hour
197.	Senior Chemist	\$ 7.53 per hour	\$16.44 per hour
198.	Senior Clerk	\$ 8.79 per hour	\$12.47 per hour
199.	Senior Computer Operator	\$ 8.96 per hour	\$19.30 per hour
200.	Senior Data Conversion Operator	\$ 5.73 per hour	\$13.00 per hour
201.	Senior Development Officer	\$12.63 per hour	\$25.33 per hour
202.	Senior Draftsman	\$ 8.29 per hour	\$13.97 per hour
203.	Senior Engineering Draftsman and Photographer	\$ 7.12 per hour	\$15.63 per hour
204.	Senior Information Control Analyst	\$ 7.38 per hour	\$16.44 per hour
205.	Senior Laboratory Technician	\$10.86 per hour	\$12.72 per hour
206.	Senior Landscape Architect	\$ 9.73 per hour	\$21.53 per hour
207.	Senior Site Inspector - Demolition	\$ 8.43 per hour	\$18.31 per hour
208.	Sewer Service Man	\$12.80 per hour	\$13.59 per hour
209.	Site Inspector	\$ 7.53 per hour	\$16.44 per hour
210.	Social Worker for Homeless	\$13.82 per hour	\$16.17 per hour
211.	Starter (Golf)	\$ 4.75 per hour	\$ 9.55 per hour
212.	S.T.D. Clerk	\$ 7.88 per hour	\$ 9.23 per hour
213.	Stenographer I	\$ 8.35 per hour	\$10.49 per hour
214.	Stenographer II	\$ 9.21 per hour	\$11.70 per hour
215.	Stenographer III	\$ 7.37 per hour	\$13.00 per hour
216.	Stock Clerk	\$ 5.46 per hour	\$12.84 per hour
217.	Storekeeper	\$ 6.36 per hour	\$14.64 per hour
218.	Street Obstruction Inspector	\$ 6.04 per hour	\$13.60 per hour
219.	Surveyor	\$ 8.96 per hour	\$19.30 per hour
220.	Tax Auditor I	\$ 7.12 per hour	\$15.63 per hour
221.	Tax Auditor II	\$ 7.96 per hour	\$17.32 per hour
222.	Technical Specialist	\$ 7.53 per hour	\$16.44 per hour
223.	Technical Specifications Writer	\$ 9.08 per hour	\$17.33 per hour
224.	Telephone Operator	\$ 5.24 per hour	\$11.97 per hour
225.	Telephone Supervisor	\$ 5.46 per hour	\$12.47 per hour
226.	Timekeeper	\$ 5.46 per hour	\$12.47 per hour
227.	Traffic Engineer	\$ 9.50 per hour	\$20.34 per hour
228.	Traffic Sign and Marking Technician	\$11.69 per hour	\$12.47 per hour
229.	Typist	\$ 8.48 per hour	\$10.84 per hour
230.	Urban Planning and Development Technician	\$ 5.73 per hour	\$13.00 per hour
231.	Utility Adjuster	\$ 9.09 per hour	\$13.80 per hour
232.	Vector Control Assistant	\$ 8.90 per hour	\$10.41 per hour
233.	Veteran's Counselor	\$ 7.38 per hour	\$14.15 per hour
234.	Water Hydraulic Repairman	\$12.80 per hour	\$13.59 per hour
235.	Water Meter Repairman	\$12.80 per hour	\$13.96 per hour
236.	Water Pipe Repairman.....	\$11.59 per hour	\$13.96 per hour
237.	Water Serviceman	\$ 9.05 per hour	\$11.59 per hour
238.	Water System Construction Inspector	\$10.48 per hour	\$17.32 per hour

Section 9. That salaries and compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

		Minimum	Maximum
1.	Bilingual Communication Specialist	\$20,739.17	\$27,390.93
2.	Police Radio Dispatcher	20,741.97	29,998.01
3.	Police Safety Aide	17,590.83	21,351.50
4.	Safety Telephone Operator	19,273.89	23,189.74

Section 22. That the salaries and the compensation in the following classifications shall be fixed by the appointing authority in accordance with the schedule appearing after each classification:

		Minimum	Maximum
1.	Apprentice Cable Splicer	\$14.35 per hour	\$18.07 per hour
2.	Apprentice Lineman	\$14.46 per hour	\$18.22 per hour
3.	Cable Foreman	\$20.31 per hour	\$23.77 per hour
4.	Cable Splicer	\$16.95 per hour	\$19.85 per hour
5.	Cable Splicer I	\$18.17 per hour	\$21.26 per hour
6.	Cable Splicer II	\$16.64 per hour	\$19.47 per hour
7.	Cable Splicer Helper	\$12.25 per hour	\$15.15 per hour
8.	Dispatcher Electric System Operator	\$17.13 per hour	\$20.04 per hour
9.	Electric Meter Industrial Installer	\$18.10 per hour	\$21.19 per hour
10.	Electric Meter Instrument Specialist and General Tester	\$18.31 per hour	\$21.43 per hour
11.	Electric Meterman Apprentice	\$14.13 per hour	\$17.82 per hour
12.	Electric Meter Service Foremen	\$20.31 per hour	\$23.77 per hour
13.	Electric Meter Service Installer I	\$16.87 per hour	\$19.73 per hour
14.	Electric Meter Service Installer II	\$15.71 per hour	\$18.39 per hour

	Minimum	Maximum
15. Electric Motor and Transformer Repairman	\$16.87 per hour	\$19.75 per hour
16. Electric Switchboard Operator Foreman	\$20.31 per hour	\$23.77 per hour
17. Electric Transmission and Distribution Inspector	\$18.17 per hour	\$21.26 per hour
18. Foreman Low Tension	\$19.95 per hour	\$23.34 per hour
19. Gas Turbine Mechanic	\$16.87 per hour	\$19.73 per hour
20. Gas Turbine Mechanic Apprentice	\$14.35 per hour	\$18.07 per hour
21. Junior Electric Switchboard Operator	\$14.43 per hour	\$16.88 per hour
22. Leader Lineman Low-Tension	\$19.35 per hour	\$22.65 per hour
23. Line Foreman	\$20.31 per hour	\$23.34 per hour
24. Line Clearance Man	\$14.19 per hour	\$17.57 per hour
25. Line Helper Driver	\$12.08 per hour	\$17.21 per hour
26. Lineman	\$18.17 per hour	\$21.26 per hour
27. Lineman Leader	\$19.48 per hour	\$22.78 per hour
28. Line Switchman	\$19.48 per hour	\$22.78 per hour
29. Low Tension Lineman	\$16.95 per hour	\$19.85 per hour
30. Low Tension Lineman Apprentice	\$13.95 per hour	\$17.57 per hour
31. Low Tension Trouble Lineman	\$17.77 per hour	\$22.20 per hour
32. Police Division Trouble Lineman	\$18.63 per hour	\$21.81 per hour
33. Safety Signal Trouble Lineman	\$18.63 per hour	\$21.81 per hour
34. Senior Electric Switchboard Operator	\$15.91 per hour	\$18.61 per hour
35. Senior Lineman	\$19.14 per hour	\$22.40 per hour
36. Signal System Powerman	\$18.97 per hour	\$22.20 per hour
37. Telecommunications Technician	\$18.97 per hour	\$22.20 per hour
38. Traffic Signal Control Technician	\$20.09 per hour	\$23.50 per hour
39. Transformer Repairman Foreman	\$20.31 per hour	\$23.77 per hour
40. Trouble Lineman	\$19.14 per hour	\$22.40 per hour
41. Underground Conduit Foreman	\$20.31 per hour	\$23.77 per hour

Section 40. Part-Time/Seasonal Group

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

	Minimum	Maximum
1. Box Office Cashier	\$ 10.30 per hour	\$ 12.29 per hour
2. Chaplain	\$ 6.74 per hour	\$ 9.72 per hour
3. Checker	\$ 4.75 per hour	\$ 6.29 per hour
4. Conservation Aide	\$ 4.75 per hour	\$ 5.11 per hour
5. Dentist	\$ 13.38 per hour	\$ 24.18 per hour
6. Head Usher	\$ 4.82 per hour	\$ 9.88 per hour
7. Medical Examiner	\$ 21.40 per hour	\$ 36.60 per hour
8. Organ Tuner	\$ 9.63 per hour	\$ 21.21 per hour
9. Park Maintenance Aide	\$ 4.82 per hour	\$ 7.48 per hour
10. Ranger	\$ 4.75 per hour	\$ 9.49 per hour
11. School Crossing Guard	\$ 16.50 per day	\$ 18.39 per day
12. Section Supervisor.....	\$ 5.50 per hour	\$ 6.00 per hour
13. Snow Removal Vehicle Operator	\$ 10.40 per hour	\$ 11.93 per hour
14. Stage Hand	\$ 18.55 per hour	\$ 21.70 per hour
15. Stage Hand Casual	\$ 20.00 per hour	\$ 21.86 per hour
16. Stage Hand - Show Rate	\$ 63.00 per show	\$ 71.29 per show
17. Student Aide	\$ 4.75 per hour	\$ 7.34 per hour
18. Student Assistant	\$ 4.75 per hour	\$ 6.47 per hour
19. Usher	\$ 4.82 per hour	\$ 5.59 per hour
20. Usher Captain	\$ 5.89 per hour	\$ 6.77 per hour

Section 45. Division of Police, Patrol Officers

The annual salaries of persons appointed to the ranks of patrol officer shall be fixed by the appointing authority within the limits established in the following schedules:

	Minimum	Maximum
1. Patrol Officer I	\$37,859.23	\$38,359.23
2. Patrol Officer II	34,787.66	34,787.66
3. Patrol Officer III	34,287.66	34,287.66
4. Patrol Officer IV	33,287.66	33,287.66
5. Trainee	\$8.50 per hour	\$8.84 per hour

Notwithstanding the above schedule for Patrol Officer I, the maximum annual salaries of Patrol Officers I whose annual salaries on May 1, 1981, were \$19,381.43 or more shall be \$37,031.74.

Section 2. That existing Section 8 of Ordinance No. 486-96, passed April 1, 1996, as amended by Ordinance No. 1375-96, passed July 17, 1996, and Sections 9, 22, 40 and 45 of Ordinance No. 486-96, passed April 1, 1996, are hereby repealed.

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

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. 29-97.

By Councilmen Lewis, Jackson, Rybka and Rokakis (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1715-19 East 81 Street to Gary M. Willis.

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. 106-20-086 and 087-Parcel A, as more fully described in Section 2 below, to Gary M. Willis.

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. 106-20-086, 106-20-087

Parcel "A"

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all of Sublot 4 and part of Sublot 5 in M.E. and S.K. Davis' Allotment of part of Original One Hundred Acre Lot No. 391, as recorded in Volume 5, page 39 of Cuyahoga County Map Records, and being bounded and described as follows:

Beginning at a iron pin set at the Southwest corner of Sublot 4; thence North 00° 09' 00" West along the Easterly right-of-way of East 81st Street (formerly Park Avenue, 50 feet wide) 90.00 feet to an iron pin set in the West line of Sublot 5; thence North 89° 31' 30" East 150.30 feet to an iron pin set in the East line of Sublot 5; thence South 00° 09' 00" East along the East line of Sublots 5 and 4 90.00 feet to a iron pin set at the Southeast corner of Sublot 4; thence South 89° 31' 30" West along the Northerly line of an unnamed alley (13 feet wide) 150.30 feet to the point of beginning, and containing 13,527 square feet of land, according to a survey by Nicholas Marino, Ohio Registered Surveyor No. 7769, in November 1996, 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 ordi-

nance 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.

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. 25-97.

By Councilman Johnson.

An emergency resolution objecting to the transfer of ownership of a C1 Liquor Permit to 11201 Forest Avenue, first floor and basement.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 Liquor Permit from Permit No. 2816744, Forest Food Market, Inc., 11201 Forest Avenue, first floor and basement, Cleveland, Ohio 44104, to Permit No. 8843652, 10522 Superior Inc., dba Forest Food Market, 11201 Forest Avenue, first floor and basement, 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 transfer of ownership of a C1 Liquor Permit from Permit No. 2816744, Forest Food Market, Inc., 11201 Forest Avenue, first floor and basement, Cleveland, Ohio 44104, to Permit No. 8843652, 10522 Superior Inc., dba Forest Food Market, 11201 Forest Avenue, first floor and basement, 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. 26-97.

By Councilman O'Malley.

An emergency resolution objecting to the transfer of ownership of a D2, D2X and D3 Liquor Permit to 4995-97 Denison Avenue, first floor and basement.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D2, D2X and D3 Liquor Permit from Permit No. 2066515, Denison Compact Inc., dba Compact Lounge, 4995-97 Denison Avenue, first floor and basement, Cleveland, Ohio 44102, to Permit No. 4268344-0005, Jeg Lounge Bar Inc., 4995-97 Denison Avenue, first floor and basement, Cleveland, Ohio 44102; and

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

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

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

Whereas, the place for which the permit is sought is so arranged or

constructed that law enforcement officers or agents of the Department of Liquor Control are prevented reasonable access to the establishment; and

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a D2, D2X and D3 Liquor Permit from Permit No. 2066515, Denison Compact Inc., dba Compact Lounge, 4995-97 Denison Avenue, first floor and basement, Cleveland, Ohio 44102, to Permit No. 4268344-0005, Jeg Lounge Bar Inc., 4995-97 Denison Avenue, first floor and basement, Cleveland, Ohio 44102, 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. 27-97.

By Councilman O'Malley.

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

Whereas, Council has been notified by the Director of Liquor Control of an application for the stock transfer of a D1, D2, D3 and D3A Liquor Permit to Permit No. 8771382, T.N.T. Lounge Bar Inc., dba Green Leaf Tavern, 2109 Tate Avenue, Cleveland, Ohio 44109; and

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

Whereas, the applicant does not qualify to be a permit holder and/or has demonstrated that he has oper-

ated 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 D1, D2, D3 and D3A Liquor Permit to Permit No. 8771382, T.N.T. Lounge Bar Inc., dba Green Leaf Tavern, 2109 Tate Avenue, Cleveland, Ohio 44109, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she 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. 2205-96.

By Councilman Rokakis (by departmental request).

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

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

Ord. No. 2206-96.

By Councilman Rokakis (by departmental request).

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

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

Ord. No. 2207-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of paper and cloth wipers, for the various divisions of City government, for a period not to exceed two years.

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

Ord. No. 2208-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of dry cell batteries, for the various divisions of City government, for a period not to exceed two years.

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

Ord. No. 2209-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of hand tools and hand held power tools, for the various divisions of City government, for a period not to exceed two years.

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

Ord. No. 2210-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of reproduction and mounting service, for the various divisions of City government, for a period not to exceed two years.

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

Ord. No. 2211-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance to amend Section 32 of Ordinance No. 486-96, passed April 1, 1996, relating to compensation for various classifications.

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

Ord. No. 2213-96.

By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the Director of Finance to employ one or more consultants to provide professional services necessary to maintain and support the hardware, software, firmware and application software for the MITIS computer system; and authorizing and directing the purchase by requirement contract of component necessary to operate the MITIS computer system.

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

Ord. No. 2214-96.
By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the Director of Finance to enter into contract with Blue Cross Blue Shield of Ohio to provide Super Blue Plus medical coverage for City employees.

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

MOTION

By Councilman Coats, seconded by Councilman Polensek and unanimously carried, that the absence of Councilman Helen K. Smith be and is hereby authorized.

The Council adjourned at 8:15 p.m. to meet on Monday, January 13, 1997 at 7:00 p.m.



Clerk of Council

THE CALENDAR

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

Ord. No. 2205-96.
By Councilman Rokakis (by departmental request).

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

Ord. No. 2206-96.
By Councilman Rokakis (by departmental request).

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

Ord. No. 2207-96.
By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of paper and cloth wipers, for the various divisions of City government, for a period not to exceed two years.

Ord. No. 2208-96.
By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of dry cell batteries, for the various divisions of City government, for a period not to exceed two years.

Ord. No. 2209-96.
By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of hand tools and hand held power tools, for the various divisions of City government, for a period not to exceed two years.

Ord. No. 2210-96.
By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing

and directing the purchase by requirement contract of reproduction and mounting service, for the various divisions of City government, for a period not to exceed two years.

Ord. No. 2211-96.
By Councilman Rokakis (by departmental request).

An emergency ordinance to amend Section 32 of Ordinance No. 486-96, passed April 1, 1996, relating to compensation for various classifications.

Ord. No. 2213-96.
By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the Director of Finance to employ one or more consultants to provide professional services necessary to maintain and support the hardware, software, firmware and application software for the MITIS computer system; and authorizing and directing the purchase by requirement contract of component necessary to operate the MITIS computer system.

Ord. No. 2214-96.
By Councilman Rokakis (by departmental request).

An emergency ordinance authorizing and directing the Director of Finance to enter into contract with Blue Cross Blue Shield of Ohio to provide Super Blue Plus medical coverage for City employees.

JOURNAL CORRECTION

The following is the correct amendments to the Second Reading Emergency Ordinances from the Council meeting of December 16, 1996, printed in the City Record dated December 18, 1996, page 2252

Ord. No. 1937-96.
By Councilmen Paulenske, Jackson, Rybka and Rokakis (by departmental request).

An emergency ordinance establishing a Community Reinvestment Area in the area of West Ninth Street, pursuant to Section 3735.65 *et seq.* of the Ohio Revised Code, and making certain findings and determinations in connection therewith.

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

1. In Section 3, strike the second paragraph in its entirety and insert in lieu thereof the following:

"The owner of such real property in the Community Reinvestment Area described hereinabove may file an application for exemption from real property taxation with the Commissioner of Neighborhood Development for the City of Cleveland in accordance with the terms and conditions set forth in the executive summary contained in the Council File referenced in Section 1 hereinabove."

2. Insert new Sections 4 and 5 to read, respectively, as follows:

"Section 4. That the Director of Community Development ("Director") shall annually, not later than June 1 of each year during the period of the exemption, report to the Community and Economic Development Committee ("Committee") on the rate of return on equity partici-

pation generated by the property authorized herein for exemption (Rate of Return). Where the annual average Rate of Return for the period beginning on the date the exemption becomes effective to December 31 immediately preceding said report exceeds Fourteen and One-quarter Percent (14.25%) the Director shall make a recommendation to the Committee regarding reducing or eliminating the exemption.

Section 5. That, in the event the owner of such property authorized herein for exemption desires to transfer fee ownership of the property during the exemption period, the Director shall report same to the Committee with a recommendation regarding reducing or eliminating the exemption."

3. Renumber existing Sections 4, 5, and 6, respectively, to new "Section 6", "Section 7", and "Section 8".

Amendments agreed to.

The rules were suspended. Yeas 19. Nays 0. Read third time in full. Passed. Yeas 19. Nays 0.

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

Ord. No. 1937-96.

By Councilmen Paulenske, Jackson, Rybka and Rokakis (by departmental request).

An emergency ordinance establishing a Community Reinvestment Area in the area of West Ninth Street, pursuant to Section 3735.65 *et seq.* of the Ohio Revised Code, and making certain findings and determinations in connection therewith.

Whereas, Section 3735.65 *et seq.* of the Ohio Revised Code authorizes municipalities to designate Community Reinvestment Areas where certain criteria have been met; and

Whereas, the area located at West Ninth Street is an area in which housing facilities or structures of historical significance are located and the prospects of new housing construction and repair of existing facilities or structures are discouraged; and

Whereas, the City desires to encourage new housing construction and the repair of existing housing facilities to eliminate blight and prevent the recurrence of blight by granting tax exemptions; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of public property, health, and safety, in that creating said Community Reinvestment Area will encourage development in the area located at West Ninth Street and will, furthermore, eliminate blight and prevent the recurrence thereof in the Area; now, therefore,

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

Section 1. That based upon information and data presented to this Council and the information contained in Council File No. 1937-96-A, it is hereby found and determined that the area located at 1133 West Ninth Street (Permanent Parcel Nos. 101-08-006 and 101-08-007) is a blighted and deteriorated area in which housing facilities or structures of historical significance are located and the prospects of new construction and repair of existing facilities or structures are discouraged.

Section 2. That the area hereinabove described is hereby designated a Community Reinvestment Area

pursuant to Section 3735.65 *et seq.* of the Ohio Revised Code.

Section 3. That the conversion of the Bardons and Oliver Buildings will create approximately 102 apartments in the Community Reinvestment Area is hereby declared to be a public purpose for which exemption from real property taxation shall be granted in the following manner:

The owner of such real property in the Community Reinvestment Area described hereinabove may file an application for exemption from real property taxation with the Commissioner of Neighborhood Development for the City of Cleveland in accordance with the terms and conditions set forth in the executive summary contained in the Council File referenced in Section 1 hereinabove.

Section 4. That the Director of Community Development ("Director") shall annually, not later than June 1 of each year during the period of the exemption, report to the Community and Economic Development Committee ("Committee") on the rate of return on equity participation generated by the property authorized herein for exemption (Rate of Return). Where the annual average Rate of Return for the period beginning on the date the exemption becomes effective to December 31 immediately preceding said report **exceeds** Fourteen and One-quarter Percent (14.25%) the Director shall make a recommendation to the Committee regarding reducing or eliminating the exemption.

Section 5. That, in the event the owner of such property authorized herein for exemption desires to transfer fee ownership of the property during the exemption period, the Director shall report same to the Committee with a recommendation regarding reducing or eliminating the exemption.

Section 6. That the Commissioner of Neighborhood Development for the City of Cleveland shall serve as the Housing Officer, as defined by Section 3735.65 *et seq.* of the Ohio Revised Code, for the Community Reinvestment Area described hereinabove and shall administer all activities carried out pursuant to Section 3735.65 *et seq.* of the Ohio Revised Code and this ordinance.

Section 7. That to the extent that the findings and the exemptions from real property taxation set forth hereinabove conflict with any provisions of ordinances passed by this Council prior to the passage of this ordinance, the provisions of this ordinance shall prevail commencing upon the effective date of this ordinance.

Section 8. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Ord. No. 1938-96.

By Councilmen Paulenske, Jackson, Rybka and Rokakis (by departmental request).

An emergency ordinance establishing a Community Reinvestment Area in the area of Huron and Prospect, pursuant to Section 3735.65 *et seq.* of the Ohio Revised Code,

and making certain findings and determinations in connection therewith.

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

1. In Section 3, strike the second paragraph in its entirety and insert in lieu thereof the following:

"The owner of such real property in the Community Reinvestment Area described hereinabove may file an application for exemption from real property taxation with the Commissioner of Neighborhood Development for the City of Cleveland in accordance with the terms and conditions set forth in the executive summary contained in the Council File referenced in Section 1 hereinabove."

2. Insert new Sections 4 and 5 to read, respectively, as follows:

"Section 4. That the Director of Community Development ("Director") shall annually, not later than June 1 of each year during the period of the exemption, report to the Community and Economic Development Committee ("Committee") on the rate of return on equity participation generated by the property authorized herein for exemption (Rate of Return). Where the annual average Rate of Return for the period beginning on the date the exemption becomes effective to December 31 immediately preceding said report exceeds Fifteen Percent (15.0%) the Director shall make a recommendation to the Committee regarding reducing or eliminating the exemption."

Section 5. That, in the event the owner of such property authorized herein for exemption desires to transfer fee ownership of the property during the exemption period, the Director shall report same to the Committee with a recommendation regarding reducing or eliminating the exemption."

3. Renumber existing Sections 4, 5, and 6, respectively, to new "Section 6", "Section 7", and "Section 8".

Amendments agreed to.
The rules were suspended. Yeas 19. Nays 0. Read third time in full. Passed. Yeas 19. Nays 0.

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

Ord. No. 1938-96.

By Councilmen Paulenske, Jackson, Rybka and Rokakis (by departmental request).

An emergency ordinance establishing a Community Reinvestment Area in the area of Huron and Prospect, pursuant to Section 3735.65 *et seq.* of the Ohio Revised Code, and making certain findings and determinations in connection therewith.

Whereas, Section 3735.65 *et seq.* of the Ohio Revised Code authorizes municipalities to designate Community Reinvestment Areas where certain criteria have been met; and

Whereas, the area located at Huron and Prospect is an area in which housing facilities or structures of historical significance are located and the prospects of new housing construction and repair of existing facilities or structures are discouraged; and

Whereas, the City desires to encourage new housing construction

and the repair of existing housing facilities to eliminate blight and prevent the recurrence of blight by granting tax exemptions; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of public property, health, and safety, in that creating said Community Reinvestment Area will encourage development in the area located at Huron and Prospect and will, furthermore, eliminate blight and prevent the recurrence thereof in the Area; now, therefore,

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

Section 1. That based upon information and data presented to this Council and the information contained in Council File 1938-96-A, it is hereby found and determined that the area located at 1001 Huron Road (Permanent Parcel No. 101-36-022); 1020 Huron Road (Permanent Parcel Nos. 101-36-028 to 101-36-031); and 1104 Prospect Avenue (Permanent Parcel No. 101-36-042) is a blighted and deteriorated area in which housing facilities or structures of historical significance are located and the prospects of new construction and repair of existing facilities or structures are discouraged.

Section 2. That the area hereinabove described is hereby designated a Community Reinvestment Area pursuant to Section 3735.65 *et seq.* of the Ohio Revised Code.

Section 3. That the conversion of three vacant buildings into approximately 165 units in the Community Reinvestment Area is hereby declared to be a public purpose for which exemption from real property taxation shall be granted in the following manner:

The owner of such real property in the Community Reinvestment Area described hereinabove may file an application for exemption from real property taxation with the Commissioner of Neighborhood Development for the City of Cleveland in accordance with the terms and conditions set forth in the executive summary contained in the Council File referenced in Section 1 hereinabove.

Section 4. That the Director of Community Development ("Director") shall annually, not later than June 1 of each year during the period of the exemption, report to the Community and Economic Development Committee ("Committee") on the rate of return on equity participation generated by the property authorized herein for exemption (Rate of Return). Where the annual average Rate of Return for the period beginning on the date the exemption becomes effective to December 31 immediately preceding said report **exceeds** Fifteen Percent (15.0%) the Director shall make a recommendation to the Committee regarding reducing or eliminating the exemption.

Section 5. That, in the event the owner of such property authorized herein for exemption desires to transfer fee ownership of the property during the exemption period, the Director shall report same to the Committee with a recommendation regarding reducing or eliminating the exemption.

Section 6. That the Commissioner of Neighborhood Development for the City of Cleveland shall serve as the Housing Officer, as defined by Section 3735.65 *et seq.* of the Ohio Revised Code, for the Community Reinvestment Area described here-

inabove and shall administer all activities carried out pursuant to Section 3735.65 *et seq.*, of the Ohio Revised Code and this ordinance. That this exemption from real property taxation is contingent upon all applicable requirements of Section 3735.65 *et seq.*, of the Ohio Revised Code and this ordinance having been met.

Section 7. That to the extent that the findings and the exemptions from real property taxation set forth hereinabove conflict with any provisions of ordinances passed by this Council prior to the passage of this ordinance, the provisions of this ordinance shall prevail commencing upon the effective date of this ordinance.

Section 8. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

BOARD OF CONTROL

NO MEETING

CIVIL SERVICE NOTICES

General Information

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

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

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

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

FREDDIE J. FENDERSON,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

TUESDAY, JANUARY 21, 1997

9:30 A.M.

Calendar No. 96-237: 12916 Kadel Ave., S.W.

Gary Weinbroer and Mary Weinbroer, owners, appeal, under authority of Sections 329.01 and 329.02 of the Codified Ordinances, from the

"Notice of Violation" issued by the Division of Building & Housing on November 13, 1996 relating to a "change of use" contrary to Section 327.02 of the premises located in a Two Family District at 12916 Kadel Ave.

Calendar No. 96-238: 4201 W. 130 St. Gary Weinbroer and Mary Weinbroer, owners, appeal, under authority of Sections 329.01 and 329.02 of the Codified Ordinances, from the "Notice of Violation" issued by the Division of Building & Housing on November 11, 1996 relating to a "change of use" contrary to Section 327.02 of the premises located in a Local Retail District at 4201 W. 130 St.

Calendar No. 96-245: 4265 State Rd., S.W.

Lion One Inc., owner c/o Charles J. Colombo to amend Calendar No. 96-112 as evidenced by Permit No. B71445, issued by the Div. of Building and Housing on Oct. 3, 1996, relating to the construction of a 100' x 135' one story masonry store building and accessory off-street parking on a 390' x 160' irregular shaped corner through parcel located in a General Retail District and a Two Family District on the northeast corner of State Rd. and Colburn Ave. and extending through to Pearl Rd. and Altoona Rd. at 4265 State Rd.; said amendment being the addition of a 51' x 120' irregular shaped lot located in a Two Family District at 3315 Altoona Ave. for purposes of additional parking, driveway and maneuvering areas and a trash enclosure, said changes being contrary to the residential use limitations of Section 337.03 and the expansion provisions of Section 359.01 and the parking areas being subject to the off-street parking provisions of Section 349.13(c) of the Codified Ordinances.

Calendar No. 96-248: 12712 Larchmere Blvd., S.E.

Lynn Alfred and Robert Hanson, owners, to convert to a retail gift shop and to erect a 26' x 7' irregular shaped one story metal and glass addition to the front of the 30' x 53' one and two story masonry irregular shaped building on a 40' x 133' (average) irregular shaped lot located in a Local Retail District at 12712 Larchmere Blvd.; said addition to be at the street line of Larchmere Blvd. instead of back of the 10' specific setback building line as required by Section 357.07 of the Codified Ordinances.

Calendar No. 96-250: 3764 Pearl Rd., S.W.

Brooklyn Memorial United Methodist Church, owner, c/o Jean Marsek, and Ohio Renal Care Group L.L.C., prospective purchaser, c/o Linda Earhart, to change use to medical offices (dialysis treatment and counseling) on the first floor and to administrative and business offices (home dialysis headquarters) on the second floor of the 72' x 88' two-story masonry irregular shaped building on a 72' x 88' (average) irregular shaped corner lot located in a Local Retail District on the southwest corner of Pearl Rd. and Archwood Ave. at 3764 Pearl Rd.; said offices to have a total of 30 employees contrary to the 5 employee maximum as limited by Section 343.01 and said conversion not being in compliance with the off-street parking requirements of Sections

349.03 and 349.04 of the Codified Ordinances.

ANTHONY COSTANZO,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JANUARY 6, 1997

At the Meeting of the Board of Zoning Appeals, on, Monday, December 30, 1996, the following appeals were heard by the Board, and decided on Monday, January 6, 1997.

The following appeal was **Granted:**

Calendar No. 96-229: 17400 Lorain Avenue, S.W.

Kamms Plaza Shopping Center, owner, c/o James A. Carney, and Eastern Tax Service Inc., dba H&R Block, tenant, c/o Mark Kuharcik, to use for business offices

The following appeal was **Refused:**

Calendar No. 96-234: 12103 Geraldine Ave., N.W.

John Harciaga, owner, to erect a 24' x 8' one story addition to the front of the 24' x 35' one story masonry one family dwelling house.

The following appeal was **Dismissed:**

Calendar No. 96-235: 3399 East 65th Street

The following appeal was **Postponed** to January 27, 1997:

Calendar No. 96-240: 2978 West 25th Street

ANTHONY COSTANZO,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

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

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

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

NOTICE OF PUBLIC HEARING

**Notice of Public Hearing
By the Council Committee
on City Planning**

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Wednesday, January 22, 1997
1:30 P.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 Wednesday, January 22, 1997, at 1:30 P.M., to consider the following ordinances now pending in the Council:

Ord. No. 877-96.

By Councilman Paulenske.
An ordinance to change the Use, Area and Height Districts of lands on the northerly side of Lakeside Avenue, N.E. to the Shoreway between E. 13 Street and E. 23 Street. (Map Change No. 1905, Sheet Nos. 1, 4 & 5)

Ord. No. 24-97.

By Councilman Coats.
An ordinance to change the Use and Height District of lands on the easterly side of East 124 Street approximately 190' to 302' south of St. Clair Avenue. (Map Change No. 1928, Sheet No. 8)

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

Edward W. Rybka,
Chairman
Committee on City Planning

January 8 and January 15, 1997

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

WEDNESDAY, JANUARY 15, 1997

Labor and Materials to Repair One Motor at Kirtland Pump Station, for the Division of Water, Department of Public Utilities, as autho-

rized by Ordinance No. 1301-96, passed by the Council of the City of Cleveland, August 14, 1996.

Labor and Materials to Repair One Motor at Fairmount Pump Station, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1299-96, passed by the Council of the City of Cleveland, August 14, 1996.

January 1 and January 8, 1997

FRIDAY, JANUARY 24, 1997

Boom Truck, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Ordinance No. 2557-89, passed by the Council of the City of Cleveland, November 13, 1989.

Anti-Freeze, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1970-96, passed by the Council of the City of Cleveland, December 2, 1996.

Case Equipment Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1974-96, passed by the Council of the City of Cleveland, December 2, 1997.

January 1 and January 8, 1997

WEDNESDAY, JANUARY 29, 1997

Bunker Suits and Additional Auxiliary Gear, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 1449-96, passed by the Council of the City of Cleveland, September 30, 1996.

Labor and Materials to Upgrade the Automated Energy Systems, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 819-96, passed by the Council of the City of Cleveland, June 10, 1996.

Labor and Materials to Upgrade the Electric Meter Equipment for Terminal Sites, for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 875-96, passed by the Council of the City of Cleveland, June 10, 1996.

January 1 and January 8, 1997

THURSDAY, JANUARY 30, 1997

East 9th Street - Phase II, for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance Nos. 1092-94 and 1466-94, passed by the Council of the City of Cleveland, June 13, 1994 and November 21, 1994, respectively.

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 RE-

TURNED IN GOOD CONDITION WITHIN FIFTEEN (15) DAYS AFTER THE BID OPENING DATE.

Wood Poles and Crossarms, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 129.26 of the Codified Ordinances of Cleveland, Ohio, 1976.

Grounding Transformers, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 129.26 of the Codified Ordinances of Cleveland, Ohio, 1976.

January 1 and January 8, 1997

FRIDAY, JANUARY 31, 1997

Labor and Materials to Modify Elevators to Comply with ADA Requirements, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 609-95, passed by the Council of the City of Cleveland, June 5, 1995.

A PRE-BID MEETING IS SCHEDULED FOR TUESDAY, JANUARY 21, 1997, 1:30 P.M. IN THE DEPARTMENT OF PORT CONTROL'S BAGGAGE CLAIM CONFERENCE ROOM, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO.

January 1 and January 8, 1997

THURSDAY, FEBRUARY 6, 1997

Maintain and Repair Air Conditioning Systems, for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 1600-96, passed by the Council of the City of Cleveland, October 28, 1996.

A PRE-BID MEETING WILL BE HELD ON TUESDAY, JANUARY 28, 1997, 1:30 P.M. IN THE DEPARTMENT OF PORT CONTROL'S BAGGAGE CLAIM CONFERENCE ROOM, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO.

January 1 and January 8, 1997

FRIDAY, JANUARY 24, 1997

Pre-Sort Mail, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 2225-96, passed by the Council of the City of Cleveland, December 16, 1996.

January 8 and January 15, 1997

THURSDAY, JANUARY 30, 1997

Upgrade of Two (2) Processing Machines, for the Division of Fiscal Control, Department of Public Utilities, as authorized by Ordinance No. 1302-96, passed by the Council of the City of Cleveland, September 23, 1996.

January 8 and January 15, 1997

FRIDAY, JANUARY 31, 1997

Four (4) Street Sweepers, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance Nos. 918-96 and 1476-96, passed by the Council of the City of Cleveland, June 18 and August 14, 1996, respectively.

Hand Tools and Hand-Held Power Tools, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 2209-96.

Building Materials, for the Various Divisions of City Government, Department of Finance, as authorized by Ordinance No. 2205-96.

January 8 and January 15, 1997

THURSDAY, FEBRUARY 6, 1997

Installation of an HVAC Unit and Associated Appurtenances, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 545-96, passed by the Council of the City of Cleveland, May 6, 1996.

A MANDATORY PRE-BID MEETING WILL BE HELD ON FRIDAY, JANUARY 24, 1997, 10:00 A.M. IN THE DEPARTMENT OF PORT CONTROL'S BAGGAGE CLAIM CONFERENCE ROOM, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO.

Two (2) Dock Levelers, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 1448-96, passed by the Council of the City of Cleveland, September 30, 1996.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, JANUARY 29, 1997, 1:30 P.M. IN THE DEPARTMENT OF PORT CONTROL'S BAGGAGE CLAIM CONFERENCE ROOM, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO.

Safety Modifications to Escalators, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 541-96, passed by the Council of the City of Cleveland, May 20, 1996.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, JANUARY 22, 1997, 1:30 P.M. IN THE DEPARTMENT OF PORT CONTROL'S BAGGAGE CLAIM CONFERENCE ROOM, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO.

Maintain and Repair Building Automation Computer Systems, for the Various Divisions of the Department of Port Control, as authorized by Ordinance No. 1601-96, passed by the Council of the City of Cleveland, October 28, 1996.

A PRE-BID MEETING WILL BE HELD ON THURSDAY, JANUARY 23, 1997, 1:30 P.M. IN THE DEPARTMENT OF PORT CON-

TROL'S BAGGAGE CLAIM CONFERENCE ROOM, TERMINAL BUILDING, CLEVELAND HOPKINS INTERNATIONAL AIRPORT, 5300 RIVERSIDE DRIVE, CLEVELAND, OHIO.

January 8 and January 15, 1997

FRIDAY, FEBRUARY 7, 1997

A Computer Network System, Including All Hardware, Software, Installation and Maintenance, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1508-92, passed by the Council of the City of Cleveland, August 19, 1992.

A MANDATORY PRE-BID MEETING WILL BE HELD ON THURSDAY, JANUARY 23, 1997, 10:00 A.M. AT THE CLEVELAND DIVISION OF WATER, HARVARD DISTRIBUTION WAREHOUSE, TRAINING ROOM, 4300 HARVARD AVENUE.

January 8 and January 15, 1997

ADOPTED RESOLUTIONS AND ORDINANCES**REPRINT**

Ord. No. 1937-96.
By Councilmen Paulenske, Jackson, Rybka and Rokakis (by departmental request).

An emergency ordinance establishing a Community Reinvestment Area in the area of West Ninth Street, pursuant to Section 3735.65 et seq. of the Ohio Revised Code, and making certain findings and determinations in connection therewith.

Whereas, Section 3735.65 et seq. of the Ohio Revised Code authorizes municipalities to designate Community Reinvestment Areas where certain criteria have been met; and

Whereas, the area located at West Ninth Street is an area in which housing facilities or structures of historical significance are located and the prospects of new housing construction and repair of existing facilities or structures are discouraged; and

Whereas, the City desires to encourage new housing construction and the repair of existing housing facilities to eliminate blight and prevent the recurrence of blight by granting tax exemptions; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of public property, health, and safety, in that creating said Community Reinvestment Area will encourage development in the area located at West Ninth Street and will, furthermore, eliminate blight and prevent the recurrence thereof in the Area; now, therefore,

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

Section 1. That based upon information and data presented to this Council and the information contained in Council File No. 1937-96-A, it is hereby found and determined that the area located at 1133 West Ninth Street (Permanent Parcel Nos. 101-08-006 and 101-08-007) is a blighted and deteriorated area in which housing facilities or structures of historical significance are located

and the prospects of new construction and repair of existing facilities or structures are discouraged.

Section 2. That the area hereinabove described is hereby designated a Community Reinvestment Area pursuant to Section 3735.65 et seq. of the Ohio Revised Code.

Section 3. That the conversion of the Bardons and Oliver Buildings will create approximately 102 apartments in the Community Reinvestment Area is hereby declared to be a public purpose for which exemption from real property taxation shall be granted in the following manner:

The owner of such real property in the Community Reinvestment Area described hereinabove may file an application for exemption from real property taxation with the Commissioner of Neighborhood Development for the City of Cleveland in accordance with the terms and conditions set forth in the executive summary contained in the Council File referenced in Section 1 hereinabove.

Section 4. That the Director of Community Development ("Director") shall annually, not later than June 1 of each year during the period of the exemption, report to the Community and Economic Development Committee ("Committee") on the rate of return on equity participation generated by the property authorized herein for exemption (Rate of Return). Where the annual average Rate of Return for the period beginning on the date the exemption becomes effective to December 31 immediately preceding said report exceeds Fourteen and One-quarter Percent (14.25%) the Director shall make a recommendation to the Committee regarding reducing or eliminating the exemption.

Section 5. That, in the event the owner of such property authorized herein for exemption desires to transfer fee ownership of the property during the exemption period, the Director shall report same to the Committee with a recommendation regarding reducing or eliminating the exemption.

Section 6. That the Commissioner of Neighborhood Development for the City of Cleveland shall serve as the Housing Officer, as defined by Section 3735.65 et seq. of the Ohio Revised Code, for the Community Reinvestment Area described hereinabove and shall administer all activities carried out pursuant to Section 3735.65 et seq. of the Ohio Revised Code and this ordinance.

Section 7. That to the extent that the findings and the exemptions from real property taxation set forth hereinabove conflict with any provisions of ordinances passed by this Council prior to the passage of this ordinance, the provisions of this ordinance shall prevail commencing upon the effective date of this ordinance.

Section 8. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed December 16, 1996.
Effective December 24, 1996.

Ord. No. 1938-96.
By Councilmen Paulenske, Jackson, Rybka and Rokakis (by departmental request).

An emergency ordinance establishing a Community Reinvestment Area in the area of Huron and Prospect, pursuant to Section 3735.65 et seq. of the Ohio Revised Code, and making certain findings and determinations in connection therewith.

Whereas, Section 3735.65 et seq., of the Ohio Revised Code authorizes municipalities to designate Community Reinvestment Areas where certain criteria have been met; and

Whereas, the area located at Huron and Prospect is an area in which housing facilities or structures of historical significance are located and the prospects of new housing construction and repair of existing facilities or structures are discouraged; and

Whereas, the City desires to encourage new housing construction and the repair of existing housing facilities to eliminate blight and prevent the recurrence of blight by granting tax exemptions; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of public property, health, and safety, in that creating said Community Reinvestment Area will encourage development in the area located at Huron and Prospect and will, furthermore, eliminate blight and prevent the recurrence thereof in the Area; now, therefore,

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

Section 1. That based upon information and data presented to this Council and the information contained in Council File 1938-96-A, it is hereby found and determined that the area located at 1001 Huron Road (Permanent Parcel No. 101-36-022); 1020 Huron Road (Permanent Parcel Nos. 101-36-028 to 101-36-031); and 1104 Prospect Avenue (Permanent Parcel No. 101-36-042) is a blighted and deteriorated area in which housing facilities or structures of historical significance are located and the prospects of new construction and repair of existing facilities or structures are discouraged.

Section 2. That the area hereinabove described is hereby designated a Community Reinvestment Area

pursuant to Section 3735.65 et seq., of the Ohio Revised Code.

Section 3. That the conversion of three vacant buildings into approximately 165 units in the Community Reinvestment Area is hereby declared to be a public purpose for which exemption from real property taxation shall be granted in the following manner:

The owner of such real property in the Community Reinvestment Area described hereinabove may file an application for exemption from real property taxation with the Commissioner of Neighborhood Development for the City of Cleveland in accordance with the terms and conditions set forth in the executive summary contained in the Council File referenced in Section 1 hereinabove.

Section 4. That the Director of Community Development ("Director") shall annually, not later than June 1 of each year during the period of the exemption, report to the Community and Economic Development Committee ("Committee") on the rate of return on equity participation generated by the property authorized herein for exemption (Rate of Return). Where the annual average Rate of Return for the period beginning on the date the exemption becomes effective to December 31 immediately preceding said report exceeds Fifteen Percent (15.0%) the Director shall make a recommendation to the Committee regarding reducing or eliminating the exemption.

Section 5. That, in the event the owner of such property authorized herein for exemption desires to transfer fee ownership of the property during the exemption period, the Director shall report same to the Committee with a recommendation regarding reducing or eliminating the exemption.

Section 6. That the Commissioner of Neighborhood Development for the City of Cleveland shall serve as the Housing Officer, as defined by Section 3735.65 et seq., of the Ohio Revised Code, for the Community Reinvestment Area described hereinabove and shall administer all activities carried out pursuant to Section 3735.65 et seq., of the Ohio Revised Code and this ordinance. That this exemption from real property taxation is contingent upon all applicable requirements of Section

3735.65 et seq., of the Ohio Revised Code and this ordinance having been met.

Section 7. That to the extent that the findings and the exemptions from real property taxation set forth hereinabove conflict with any provisions of ordinances passed by this Council prior to the passage of this ordinance, the provisions of this ordinance shall prevail commencing upon the effective date of this ordinance.

Section 8. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed December 16, 1996.
 Effective December 24, 1996.

COUNCIL COMMITTEE MEETINGS

Monday, January 6, 1997

Public Parks, Property and Recreation Committee; 9:30 A.M. — Present: Johnson, Chrm.; Patton, Paulenske, Robinson, White. Excused: Rybka, Vice Chrm.; Miller.

Finance Committee; 2:00 P.M. — Present: Rokakis, Chrm.; Westbrook, Vice Chrm.; Johnson, Coats, Lewis, Patmon, Polensek, Robinson, Rybka, Smith.

Tuesday, January 7, 1997

Community and Economic Development Committee; 10:00 A.M. — Present: Jackson, Chrm.; Paulenske, Vice Chrm.; Britt, Coats, Lewis, Melena, Patton, Willis. Excused: Smith.

Wednesday, January 8, 1997

Public Safety Committee; 10:00 A.M. — Present: Polensek, Chrm.; Willis, Vice Chrm.; Jackson, O'Malley, Patmon, Patton, Paulenske. Excused: Zone.

Index to Council Proceedings

Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
 Bold type in sections indicates amendments

City Planning Commission

Change Area and Height — Lakeside Avenue N.E. — Shoreway — E. 13 Street and E. 23 Street (O 877-96) 27

Change the Use and Height District of lands on easterly side of East 124 Street — approximately 190' to 302' South of St. Clair Avenue (O 24-97) 16-27

Change the Use and Height Districts of lands on the northerly side of Euclid Avenue between E. 84th Street (O 23-97) 16

Land Reutilization Program — located at 1715-19 East 81 Street — Gary M. Willis (O 29-97) 22

Codified Ordinances

Amend Section 8, 9, 22, 40 and 45 of Ordinance No. 486-96 — passed April 1, 1996 enacted by compensation (O 28-97)..... 17

Communications

Excess City Property — Reference No. 15-96 (F 2-97)	13
Excess City Property — Reference No. 19-96 (F 3-97)	13
Set Aside Requisition No. 83847 (F 1-97)	13

Community Development

Enter into Enterprise Zone Agreement — with Young Mens Christian Association — provide eight year abatement for certain real estate taxes (O 18-97)	14
Huron Road and Prospect Avenue — Community Reinvestment Area — pursuant to Section 3735.65 (O 1938-96)	25-29-R
West Ninth Street — Community Reinvestment Area — pursuant to Section 3735.65 (O 1937-96)	24-28-R

Community Reinvestment Area

Huron Road and Prospect Avenue — Community Reinvestment Area — pursuant to Section 3735.65 (O 1938-96)	25-29-R
West Ninth Street — Community Reinvestment Area — pursuant to Section 3735.65 (O 1937-96)	24-28-R

Condolences

Carroll, Jerry (R 31-97)	14
Claybrooks, Edward H. Jr. (R 30-97)	14
Laster, Charles L. (R 34-97)	14
Officer Cudnik, Hilary S. (R 32-97)	14
Polensek, Michael D. (R 33-97)	14
Poles, Marcella (R 35-97)	14
Zone, Michael J. Jr. (R 36-97)	14

Congratulations

Benedictine High School (R 37-97)	14
Carroll, Al (R 38-97)	14
Jenkins, Rodney (R 39-97)	14

Economic Development Department

Enter into Enterprise Zone Agreement with Ohio City Development — provide ten year abatement for certain tangible personal property and real estate (O 45-97)	16
--	----

Finance Department

Amend Section 32 of Ordinance No. 486-96 — passed April 1, 1996 — relating to compensation (O 2211-96)	23-24
Authorizing and directing — purchase by requirement contract of paper and cloth wipers (O 2207-96)	23-24
Authorizing and directing purchase by requirement contract of lamps (O 2206-96)	23-24
Authorizing and directing the purchase by requirement contract of dry cell batteries (O 2208-96)	23-24
Authorizing and directing the purchase by requirement contract of hand tools and hand held power tools (O 2209-96)	23-24
Authorizing and directing the purchase by requirement contract of reproduction and mounting service (O 2210-96)	23-24
Contract not to exceed thirty six pieces of heavy duty equipment (O 19-97)	15
Contract of building materials (O 2205-96)	23-24
Employ one or more consultants to provide professional services — support the hardware, software, firmware and application software for MITIS computer (O 2213-96)	23-24
Employ one or more professional consultants to provide computer programming services (O 20-97)	15
Enter into Contract with Blue Cross Blue Shield of Ohio — to provide Super Blue Plus medical coverage for City employees (O 2214-96)	24-24
Enter into Enterprise Zone Agreement — with Young Mens Christian Association — provide eight year abatement for certain real estate taxes (O 18-97)	14
Lease space at 1250 Marquette Street — term three years with two three-year options — Cleveland Public Power construction and maintenance operations (O 21-97)	15

Land Reutilization Program

Land Reutilization Program — located at 1715-19 East 81 Street — Gary M. Willis (O 29-97)	22
--	----

Liquor Permits

Denison Avenue, 4995-97 — transfer of ownership — objecting (R 26-97) 22
 Denison Avenue, 4995-97 — transfer of ownership — Jeg Lounge Bar (F 11-97)..... 13
 Forest Avenue, 11201 — transfer of ownership — Forest Food Market (F 7-97)..... 13
 Forest Avenue, 11201 — transfer of ownership — objecting (R 25-97) 22
 Front Avenue, 1071 — Transfer of Locations — Entertainment Corp. (F 4-97) 13
 Lakeside Avenue, 2000 — transfer of ownership — T.A. Dillinger (F 9-97) 13
 Lorain Avenue, 13560 — transfer of ownership — Sheehan's Four Inc. (F 13-97)..... 13
 Madison Avenue, 9613 — transfer of ownership — Belinda's Bar (F 12-97) 13
 Memphis Avenue, 4830 — transfer of ownership — Bella Pizza (F 5-97)..... 13
 St. Clair Avenue, 6030 — transfer of ownership — Tino's (F 10-97) 13
 Tate Avenue, 2109 — Stock Application — T.N.T Lounge Bar (F 6-97) 13
 Tate Avenue, 2109 — objecting — stock transfer (R 27-97)..... 23
 Union Avenue, 7001 — New Application — Dot's Carryout Beverage (F 8-97) 13

Mayor's Appointments

Kelly, Peter J. — Cleveland-Cuyahoga County Port Authority — four year term — expire
 January 28, 2001 (F 15-97)..... 14
 Vauss, Elvin — Police Review Board — expire August 8, 2000 (F 16-97) 14

Recognitions

Andahazy, Geza (R 41-97) 14
 Kocab, Joseph (R 40-97) 14
 Locher, Ralph (R 43-97) 14
 Pust, August (R 42-97) 14

Service Department

Contract of labor and materials — rehabilitate snow removal trucks and to rehabilitate
 or replace salt (O 17-97)..... 14

Statement of Work Acceptance

Contract No. 49664 for Rockefeller Park Signage improvements (F 14-97)..... 13

Utilities Department

Contract not to exceed thirty six pieces of heavy duty equipment (O 19-97) 15
 Determining the method of making the public improvement of landscape and site improvement
 — employ one or more design engineers, construction managers, architects
 (O 22-97) 15
 Employ one or more professional consultants to provide computer programming services
 (O 20-97) 15
 Lease space at 1250 Marquette Street — term three years with two three-year options —
 Cleveland Public Power construction and maintenance operations (O 21-97) 15

Welcome

Young, Ronald R. (R 44-97)..... 14