

The City Record

Official Publication of the City of Cleveland

May the Thirty-First, Two Thousand

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

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL—LEGISLATIVE

President of Council—Michael D. Polensek

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

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

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

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

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DIVISIONS – 1201 Lakeside Avenue
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 Water Pollution Control – Darnell Brown, Commissioner
 Utilities Fiscal Control – Morry Blech, Commissioner
 Cleveland Public Power – James F. Majer, Commissioner
 Street Lighting Bureau – Frank Schilling, Acting Chief

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 Cleveland Hopkins International Airport – Mark D. Vanloh, Commissioner
 Burke Lakefront Airport – _____, Commissioner

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 Streets – Randell T. Scott, Commissioner, Room 25
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 Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards
 Architecture – Paul Burik, Acting Commissioner, Room 517

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DIVISIONS – Health – Cheri Hahn, Commissioner, Mural Building, 1925 St. Clair Avenue
 Environment – Donald Culp, Commissioner, Mural Building, 1925 St. Clair Avenue
 Correction – Thomas Hardin, Commissioner, Cleveland House of Corrections, 4041 Northfield Road

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 Fire – Kevin G. Gerrity, Chief, 1645 Superior Avenue
 Traffic Engineering & Parking – Lt. Richard Petrencsik, Commissioner, 4150 East 49th Street, Building #1
 Dog Pound – John Baird, Chief Dog Warden, 2690 W. 7th Street
 Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive

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DIVISIONS – Convention Center & Stadium – James Glending, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
 Property Management – Tom Nagle, Commissioner, East 49th & Harvard

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

The City Record



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WEDNESDAY, MAY 31, 2000

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CITY COUNCIL

MONDAY, MAY 29, 2000

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1998-2001

MONDAY

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

MONDAY—Alternating

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

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

MONDAY

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

TUESDAY

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

TUESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

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

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

ORDINANCE

Ord. No. 593-2000.

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

An emergency ordinance determining the method of making the public improvement of repairing and constructing sidewalks, driveway aprons, curbing, curb strips, intersections, bridge approaches, utility box and casting adjustments, and appurtenances and authorizing the Director of Public Service to enter into one or more requirement contracts for the making of said improvement.

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

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

Section 1. That pursuant to Section 167 of the Charter, it is hereby determined to make the public improvement of repairing and constructing sidewalks, driveway aprons, curbing, curb ramps, median strips, intersections, bridge approaches, utility box and casting adjustments, and appurtenances in areas of the City of Cleveland, by one or more public improvement contracts duly let to the lowest responsible bidder after competitive bidding.

Section 2. That the Director of Public Service is hereby authorized

to enter into a written requirement contract, in the approximate amount of \$4,000,000.00 with the lowest responsible bidder after advertising for all such work estimated to be done during a two year period, upon a unit basis. In the discretion of the Board of Control, separate requirement contracts may be let for specified districts within the City.

Section 3. That the contract authorized herein shall expire on or before December 31, 2001.

Section 4. That prior to the performance of any work authorized herein, the Director of Public Service shall obtain the consent of the council member representing the ward in which the work is to be performed.

Section 5. That the cost of said contract or contracts shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance.

Section 6. That the cost of the improvement hereby authorized shall be paid from Fund No. 11 SF 401, 14 SF 025, 14 SF 026 and 10 SF 166, Request No. 22515.

Section 7. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

BOARD OF CONTROL

May 24, 2000

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, May 24, 2000, at 11:00 a.m. with Mayor White presiding.

Present: Mayor White, Directors Carter, Brooks, Konicek, Acting Director Balraj, Directors Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Absent: None.

Others: Myrna Branche, Commissioner, Purchases and Supplies, Lucille Ambroz, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 351-00.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 40-00, adopted by this Board on January 26, 2000, approving the bid of Asplundh Tree Expert Co. as the lowest and best for an estimated quantity of labor and materials necessary for the tree trimming around wires and street lights, item nos. 1 and 2, hereby is rescinded.

Be it further resolved that all bids received on December 16, 1999, for such services, all items for the Division of Cleveland Public Power, Department of Public Utilities, pursuant to the authority of Ordinance No. 1326-97, passed by the Council of the City of Cleveland on March 29, 1999, are hereby rejected.

Yeas: Mayor White, Directors Carter, Brooks, Konicek, Acting Director Balraj, Directors Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

Resolution No. 352-00.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Wesco Distribution Inc. for an estimated quantity of cable, item nos. 6 thru 14 and 18 thru 20, for the Division of Cleveland Public Power, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on March 16, 2000, pursuant to the authority of Section 129.26 of the Codified Ordinances of Cleveland, Ohio 1976, which on the basis of the estimated quantity would amount to Four Hundred Seventy Six Thousand and 16/100 Dollars (\$476,000.16) (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 16617

which shall be certified against such contract in the sum of One Hundred Eighty Three Thousand Seven Hundred Ninety Seven and 04/100 Dollars (\$183,797.04).

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

Yeas: Mayor White, Directors Carter, Brooks, Konicek, Acting Director Balraj, Directors Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

Resolution No. 353-00.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of of Meurer Research, Inc. for an estimated quantity of labor and materials necessary to modify and maintain a trac-vac residuals collection system at the Garrett A. Morgan Water Treatment Plant (all items) for the Division of Water, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on the 16th day of February, 2000, pursuant to the authority of Ordinance No. 1417-99, passed October 4, 1999 on the basis of the estimated quantity would amount to Two Hundred Thirty Nine Thousand Fifty Dollars (\$239,050.00) (2% 15 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 18743

which shall be certified against such contract in the sum of Thirty Thousand Dollars (\$50,000.00).

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

Yeas: Mayor White, Directors Carter, Brooks, Konicek, Acting Director Balraj, Directors Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

Resolution No. 354-00.

By Director Ricchiuto.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 1642-97, passed by the Council of the City of Cleveland November 24, 1997, the firm of Robert P. Madison International, Inc. is hereby selected upon the nomination of the Director of Public Service from a list of qualified engineering consultants or firms of such consultants determined to be available after a full and complete canvass by the Director of Public Service as the firm to be employed by contract to supplement the regularly employed staff of the several departments of the City in order to obtain engineering services for the interim repairs to the Eagle Avenue lift bridge over the Cuyahoga River, City Bridge No. 1:009M.

Be it further resolved that the Director of Public Service hereby is authorized to enter into a written contract with Robert P. Madison International, Inc. based on its proposal dated April 14, 2000, provided that the compensation to be paid shall not exceed Fifty Four Thousand, Three Hundred Eight and 00/100 Dollars (\$54,308.00). The agreement authorized hereby shall be prepared by the Director of Law and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

sions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following subconsultants by Robert P. Madison International, Inc. for the contract authorized above hereby is approved:

G & T Associates, Inc.
11925 Pearl Road
Strongsville, OH 44136
(MBE) — \$10,500.00 — (23.698%)

Tal-Cut Company
24831 Lorain Road
North Olmsted, OH 44070
(FBE) — \$2,860.00 — (6.455%)

Yeas: Mayor White, Directors Carter, Brooks, Konicek, Acting Director Balraj, Directors Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.

Absent: None.

Resolution No. 355-00.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Wise International Trucks of Ohio for an estimated quantity of one (1) cab/chassis with digger/derick, for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on April 14, 2000, pursuant to the authority of Ordinance No. 1058-99, passed June 14, 1999, which on the basis of the estimated quantity would amount to approximately One Hundred Fifty-Three Thousand Nine Hundred Forty and 00/100 Dollars (\$153,940.00) (Net 10 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 17755

which shall be certified against such contract in the sum of One Hundred Fifty-Three Thousand Nine Hundred Forty and 00/100 Dollars (\$153,940.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Wise International Trucks of Ohio for the above mentioned purchase is hereby approved:

Independent Brokers, Ltd.
MBE — \$700.00 per truck

Yeas: Mayor White, Directors Carter, Brooks, Konicek, Acting Director Balraj, Directors Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Patter-

son, Warren, Acting Director Alexander.

Nays: None.
Absent: None.

Resolution No. 356-00.

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that the bid of Treadway Graphics, for an estimated quantity of G.R.E.A.T. supplies Item 1 and item 4, for the Division of Police, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract, received on January 6, 2000, pursuant to the authority of Ordinance No. 183-99, passed March 29, 1999, which on the basis of the estimated quantity would amount to Thirty Five Thousand, Two Hundred Ninety-Six and 00/100 Dollars (\$35,296.00) (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 12590

Item one as specified, and Item four as specified

which shall be certified against such contract in the sum of Thirty Five Thousand, Two Hundred Ninety-Six and 00/100 Dollars (\$35,296.00).

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

Yeas: Mayor White, Directors Carter, Brooks, Konicek, Acting Director Balraj, Directors Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.
Absent: None.

Resolution No. 357-00.

By Director Guzman.

Resolved by the Board of Control of the City of Cleveland that the bid of Medtronic Physio-Control Corporation for an estimated quantity of Physiocontrol lifepak automated external defibrillators and AED trainer units for the Division of EMS, Department of Public Safety, for the period of one (1) year beginning with the date of execution of a contract, received on November 11, 1999, pursuant to the authority of Ordinance No. 1954-98, passed December 14, 1998, which on the basis of the estimated quantity would amount to Twenty-Five Thousand Nine Hundred Eighty-Two and 40/100 Dollars (\$25,982.40) (Net 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Safety is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 10645

Items as specified

which shall be certified against such contract in the sum of Twenty-Five Thousand Nine Hundred Eighty-Two and 40/100 Dollars (\$25,982.40).

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

Yeas: Mayor White, Directors Carter, Brooks, Konicek, Acting Director Balraj, Directors Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.
Absent: None.

Resolution No. 358-00.

By Director Brooks.

Whereas, pursuant to the authority of Ordinance Nos. 1744-97 and 521-99, passed by the Council of the City of Cleveland on October 20, 1997, and March 29, 1999, respectively, and Board of Control Resolution Nos. 791-99, adopted December 1, 1999, and 821-99, adopted December 15, 1999, the City through its Director of Finance entered into City Contract No. 55767 with Carrera-Maximus, Inc. ("Consultant") for professional services including, but not limited to, completion and implementation of updates, fixes and other support for the Utilities Project Cost Financial application for the Department of Public Utilities; and

Whereas, the Division of Water, Division of Water Pollution Control and Cleveland Public Power require additional software application services relative to the Peoplesoft financial system project cost application; and

Whereas, Consultant has proposed by its May 10, 2000 proposal to perform such additional services for an amount not to exceed \$107,300.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Public Utilities is hereby authorized to enter a first modification to Contract No. 55767 with Carrera-Maximus, Inc. for additional professional software application services required for completion of the Utilities Project Cost Financial application, based upon its proposal dated May 10, 2000. The fees and expenses for all services under the agreement as modified shall not exceed a total of \$363,500.00. The modification authorized hereby shall be prepared by the Director of Law and shall include such additional provisions as said Director deems necessary to benefit and protect the public interests.

Yeas: Mayor White, Directors Carter, Brooks, Konicek, Acting Director Balraj, Directors Ricchiuto, Whitlow, Acting Director Smith, Directors Jackson, Hudecek, Patterson, Warren, Acting Director Alexander.

Nays: None.
Absent: None.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ANNE BLOOMBERG,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, JUNE 12, 2000

9:30 A.M.

Calendar No. 00-105: 3211 Clark Avenue (Ward 14)

McDonald's Corporation, owners c/o Dave Gnatowski, appeals to construct a 79' x 107' one-story restaurant situated on an approximate 263' x 206' parcel located between West 32nd Street and West 33rd Street located in a General Retail Business District on the south side of Clark Avenue at 3211 Clark Avenue, said construction being contrary to the Specific Uses Regulations of Section 347.08(a) where the trash area and refuse containers shall be located in such a manner that they are not visible from the street or building and contrary to the Off-Street Parking and Loading Requirements of Section 349.05 where all parking shall be located behind the setback building line and Section 349.07(a) where all access and maintenance driveways and maneuvering areas shall be properly graded for drainage and contrary to the Landscaping and Screening Requirements of Section 352.11 where a 10' wide transition strip is required along with a table containing the required contents of the landscaping plan as stated in Section 352.12 of the Codified Ordinances.

Calendar No. 00-106: 5616 Memphis Avenue (Ward 15)

McDonald's Corporation, owners c/o Dave Gnatowski, appeals to construct a 48' x 84' one-story restaurant situated on an approximate 254' x 164' parcel located between West

56th Street and West 57th Street and located in a Local Retail Business District on the north side of Memphis Avenue at 5616 Memphis Avenue; said construction being contrary to the Enforcement and Penalty Regulations of Section 327.02(e) where land consolidation is required and Section 343.18(d) where the driveway shall be a maximum of 30' and 36' is proposed and such driveway shall have a curb cut of not more than 60' and 66' is proposed; and contrary to the Specific Uses Regulations of Section 347.08(a) where the trash area and refuse containers shall be located in such a manner that they are not visible from the street or building and contrary to the Off-Street Parking and Loading Requirements of Section 349.05 where all parking shall be located behind the specific setback lines of West 56th Street and Memphis Avenue, and Section 349.07(a) where all access and maintenance driveways and maneuvering areas shall be properly graded for drainage and contrary to the Landscaping and Screening Requirements of Section 352.10 where a 6' medium frontage landscaped strip is required along Memphis Avenue and Section 352.11 where an 8' heavy landscaped transition strip is required and Section 357.13(b)(3) where a 6' high fence is proposed along West 57th Street and 4'-6" is allowed and where a table containing the required contents of the landscaping plan is required as stated in Section 352.12 of the Codified Ordinances.

Calendar No. 00-158: 11101 Superior Avenue (Ward 9)

Charles and Hattie Phillips, owners, and Refreshing Springs, tenant, appeal to change the use of an existing 86' x 31' one-story masonry building situated on an approximate 101' x 134' corner parcel located in a General Retail District on the northeast corner of East 111th Street and Superior Avenue; said change of use being contrary to the Enforcement and Penalty Regulations of Section 327.02(e) where land consolidation is required and contrary to the Off-Street Parking and Loading Requirements of Section 349.05 where no such parking shall be located within 10' of any wall of a residential building containing windows and Section 349.07(a) where all access and maintenance driveways and maneuvering areas shall be properly graded for drainage and contrary to the Landscaping and Screening Requirements of Section 352.10 where a 6' medium frontage landscape strip is required and Section 352.11 where a 10' heavy landscaped transition strip is required and a table containing the contents of the landscaping plan is required as stated in Section 352.12 of the Codified Ordinances.

Calendar No. 00-160: 2165 East 30th Street (Ward 5)

City of Cleveland, owner, and Quadrangle Inc., tenant, appeal for a permit for the use of an existing 134' x 25' parcel for parking 7 cars and to pave and landscape the parcel which is located in a Multi-Family District on the southeasterly side of East 30th Street at 2165 East 30th Street; said proposal being contrary to the Off-Street Parking and Loading Regulations of Section 349.13(c) where a parking lot in a residential district requires approval from the

Board of Zoning Appeals and Section 325.03 where an accessory parking space shall be not less than 180 sq. ft. and 2 proposed spaces are less than 180 sq. ft. and contrary to the Yards and Courts Regulations of Section 357.14 where the parking of motor vehicles in a required side yard of residential lot equal to 10% of the width of lot is prohibited and contrary to the Off-Street Parking and Loading Regulations where current parking arrangements require backing into the public alley and the driveway used to provide access for off-street parking shall be located to minimize traffic congestion as stated in Section 349.07(c) of the Codified Ordinances.

Calendar No. 00-161: 3008 Cedar Avenue (Ward 5)

City of Cleveland, owner, and Quadrangle Inc., tenant, appeal for a permit for the use of an existing 47' x 132' parcel as an outdoor market, and to pave and landscape the parcel that is located in a General Retail Business District on the northeasterly side of East 30th Street at 3008 Cedar Avenue a.k.a. 3006-3008 Cedar Avenue; said proposal being contrary to the Specific Uses Regulations of Section 347.11(e) where open lots require a minimum lot width of 60' and approximately 48' are proposed and all temporary sales stands, booths, table and/or tents must keep a 10' setback from Cedar Road and East 30th Street and contrary to the Off-Street Parking and Loading Regulations where the current parking arrangement requires backing into the public alley and the driveway used to provide access for off-street parking shall be located so as to minimize traffic congestion as stated in Section 349.07(c) of the Codified Ordinances.

Calendar No. 00-162: 1359 West 89th Street (Ward 17)

David Metzger, owner, appeals to change the use of an existing 28' x 48' two-story frame dwelling unit into a 3 dwelling unit house situated on a 40' x 107' parcel and located in a Two-Family District on the east side of West 89th Street at 1359 West 89th Street; said change of use being contrary to the Residential District Requirements of Section 337.03(a) where 3 dwelling unit houses are not permitted in a Two-Family District and contrary to the Area Requirements Regulations of Section 355.04 where the minimum lot area required is 7,200 sq. ft. and 4,290 sq. ft. is provided and contrary to the Yards and Courts Requirements of Section 357.09(b)(2)(c) where an 8' interior side yard is required at the north and south property lines and 4'-3" and 7'-3" is proposed and requires Board of Zoning Appeals approval as stated in Section 359.01 of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

TUESDAY, MAY 30, 2000

At the meeting of the Board of Zoning Appeals on Tuesday, May 30, 2000, the following appeals from

Violation Notices were withdrawn by counsel for the appellant, Eller Media.

Calendar No. 99-306: 1601 West 117th Street (Ward 18).
Calendar No. 99-314: 4204 Detroit Avenue (Ward 14).
Calendar No. 99-317: 2016 West 20th Street (Ward 14).
Calendar No. 99-322: 2527 West 25th Street (Ward 14).
Calendar No. 99-323: 2041 West 17th Street (Ward 14).
Calendar No. 99-324: 9815 Madison Avenue (Ward 18).
Calendar No. 99-326: 4529 Pearl Road (Ward 15).
Calendar No. 99-328: 4730 Broadview Road (Ward 15).
Calendar No. 99-329: 5400 Brookpark Road (Ward 16).
Calendar No. 99-331: 5807 Denison Avenue (Ward 16).
Calendar No. 99-333: 3859 Ridge Road (Ward 16).
Calendar No. 99-334: 7213 Ridgemore Avenue (Ward 16).
Calendar No. 99-335: 4241 Ridge Road (Ward 16).
Calendar No. 99-337: 5101 Memphis Avenue (Ward 16).
Calendar No. 99-338: 4252 Pearl Road (Ward 15).
Calendar No. 99-339: 6636 Denison Avenue (Ward 17).
Calendar No. 99-351: South Marginal Road (33 Street) (Ward 13).
Calendar No. 99-352: South Marginal Road (33 Street) (Ward 13).
Calendar No. 99-353: South Inner-Belt Exit (174 A Lakeside) (Ward 13).
Calendar No. 99-354: 1476 Davenport Avenue (Ward 13).
Calendar No. 99-355: 2240 St Clair Avenue (Ward 13).
Calendar No. 99-357: 3939 Superior Avenue (Ward 13).
Calendar No. 99-358: 1800-1802 Superior Avenue (Ward 13).
Calendar No. 99-367: 1900-1904 East 55th Street (Ward 7).
Calendar No. 99-368: 1918 East 55th Street (Ward 7).
Calendar No. 99-370: Southwest side of railroad bridge East 55th Street PPN 105 12 024 (Ward 13).
Calendar No. 99-371: 6631 St. Clair Avenue (Ward 13).
Calendar No. 99-372: 936 East 72nd Street (Ward 13).
Calendar No. 99-373: 9401 Carr Avenue (Ward 8).
Calendar No. 99-374: 550 East 99th Street (Ward 8).
Calendar No. 99-376: 10643 St. Clair Avenue (Ward 8).
Calendar No. 99-379: 1034 East 105th Street (Ward 8).
Calendar No. 99-380: 1198 East 105th Street (Ward 8).
Calendar No. 99-381: 1260 East 105th Street (Ward 8).
Calendar No. 99-383: 11006 St. Clair Avenue (Ward 8).
Calendar No. 99-385: 12202 St. Clair Avenue (Ward 9).
Calendar No. 99-386: 12501 Arlington Avenue (Ward 9).
Calendar No. 99-387: 11509 Superior Avenue (Ward 9).
Calendar No. 99-388: 12701 Shaw Avenue (Ward 10).
Calendar No. 99-389: 13311 Shaw Avenue (Ward 10).
Calendar No. 99-396: 18927 St. Clair Avenue (Ward 11).
Calendar No. 99-399: 750 East 152nd Street (Ward 10).
Calendar No. 99-401: 1206 Ivanhoe Road (Ward 10).

Calendar No. 99-403: 15506 St. Clair Avenue (Ward 11).
 Calendar No. 99-416: 17222 St. Clair Avenue (Ward 11).
 Calendar No. 99-419: 18604 St. Clair Avenue (Ward 11).
 Calendar No. 99-421: 16415 Euclid Avenue (Ward 10).
 Calendar No. 99-422: 16403 Euclid Avenue (Ward 10).
 Calendar No. 99-428: 18310 Euclid Avenue (Ward 10).
 Calendar No. 99-430: 1945 East 55th Street (Ward 7).
 Calendar No. 99-431: 1955 East 55th Street (Ward 7).
 Calendar No. 99-432: 7515 Euclid Avenue (Ward 7).
 Calendar No. 99-434: 6928 Carnegie Avenue (Ward 5).
 Calendar No. 99-436: 7322 Cedar Avenue (Ward 5).
 Calendar No. 99-437: 7502 Carnegie Avenue (Ward 5).
 Calendar No. 99-438: 7714 Carnegie Avenue (Ward 5).
 Calendar No. 99-439: 7819 Cedar Avenue (Ward 5).
 Calendar No. 99-441: 7900 Hough Avenue (Ward 7).
 Calendar No. 99-443: East 81st and Carnegie (Ward 6).
 Calendar No. 99-444: 8204 Carnegie Avenue (Ward 6).
 Calendar No. 99-445: East 79th and Carnegie (Ward 6).
 Calendar No. 99-446: 7120 Carnegie Avenue (Ward 5).
 Calendar No. 99-447: 10514 Cedar Avenue (Ward 6).
 Calendar No. 99-448: 10304 Cedar Avenue (Ward 6).
 Calendar No. 99-454: 5608 Woodland Avenue (Ward 5).
 Calendar No. 99-455: East 79th and Woodland (Ward 5).
 Calendar No. 99-456: East 68th and Kinsman (Ward 5).
 Calendar No. 99-457: East 65th and Morgan (Ward 12).
 Calendar No. 99-458: 8339 Woodland Avenue (Ward 6).
 Calendar No. 99-459: East 89th and Woodland (Ward 6).
 Calendar No. 99-460: 10310 Woodland Avenue (Ward 4).
 Calendar No. 99-463: 2667 Woodhill Road (Ward 4).
 Calendar No. 99-466: 12105 Buckeye Road (Ward 6).
 Calendar No. 99-478: 3826 Lee Road (Ward 1).
 Calendar No. 99-482: 4237 Lee Road (Ward 1).
 Calendar No. 99-485: 15700 Miles Avenue (Ward 1).
 Calendar No. 99-486: East 156th and Miles (Ward 1).
 Calendar No. 99-487: 4566 Lee Road (Ward 1).
 Calendar No. 99-488: 16501-07 Miles Avenue (Ward 1).

On Tuesday, May 30, 2000, in Executive Session:

The following appeals were heard on Monday, May 22, 2000 and said decisions were approved and adopted by the Board on May 30, 2000.

The following appeals were Approved:

Calendar No. 00-96: 8937 Cedar Avenue
 Charles Scott, owner, d.b.a. Lou's Diner, appealed to install 14 accessory off-street parking spaces in the front of a corner parcel in a Local Retail District; subject to approval of revised plan identifying fencing material and installation.

Calendar No. 00-51: 3224 Payne Avenue
 Cleveland Chinese Christian Church, owner c/o Ho Man Yeung, appealed to demolish a 24' x 36' building and add a 50' x 64' one-story Classroom Fellowship Hall building to the rear of a 25' x 58' building in a Local Retail District.

Calendar No. 00-78: 7508 Donald Avenue
 Ruthie Mae Owens, owner, appealed to construct a 20' x 6' front porch addition to an existing one and one-half dwelling house in a Two-Family District.

Calendar No. 00-45: 9215 Madison Avenue
 John Nyerghes, owner, appealed to construct a one-story addition for storage of used and new auto parts to the east of an auto repair garage on a corner parcel in a General Retail District; approved upon revised plan submitted May 22, 2000.

The following appeal was **Denied:**

Calendar No. 00-84: 17115 Amber Drive
 David McGuirk appealed under the authority of Section 329.02(d) against the issuance of a building permit, No. B129810, by the Commissioner of Building and Housing, Department of Community Development.

EUGENE CRANFORD, JR.,
 Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of
 May 24, 2000

As required by the provisions of Section 3103.20(2) of the Codified Ordinances of the City of Cleveland, Ohio 1976, the following brief of action of the subject meeting is given for publication in The City Record:

* * *

Docket A-245-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 8505 Lake Avenue from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-245-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Docket A-247-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 8607-09 Detroit Avenue from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-247-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Docket A-248-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 1955 West 112th Street from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-248-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Docket A-249-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 5314 Detroit Avenue from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-249-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Docket A-256-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 2527 West 25th Street from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-256-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Docket A-260-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as South Marginal Road (33rd Street) from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-260-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Docket A-267-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 12202 St. Clair Avenue from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-267-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

Docket A-276-99.

RE: Appeal of Eller Media Company, Owner of the Free Standing Billboard located on the premises known as 10514 Cedar Avenue from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-276-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Dockets A-277-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 10304 Cedar Avenue from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-277-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Dockets A-280-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 79th & Woodland Avenue from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-280-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Dockets A-281-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 68th & Kinsman Avenue (Westside) from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-281-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Dockets A-282-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 10310 Woodland Avenue from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-282-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Dockets A-288-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 3826

Lee Road from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-288-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Dockets A-292-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as 15700 Miles Avenue from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-292-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

Dockets A-293-99.

RE: Appeal of Eller Media Company, Owner of the Billboard located on the premises known as Miles Avenue at East 156th Street from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated September 21, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-293-99 has been WITHDRAWN at the request of the Appellant May 23, 2000.

* * *

APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Williams and seconded by Mr. Saunders for Approval and Adoption of the Resolutions as presented by the Secretary for the following Dockets respectively, subject to the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC):

A-201-99—Alliance of Poles of America.

L-11-00—Michael L. Giancaterino.

A-39-00—S.P.L Properties, Ltd.

A-41-00—Robert M. Lustig, Guardian.

A-45-00—Robert M. Dunn.

A-58-00—Richard Lenard, Maren & William Croley.

A-64-00—Andrew C. Elia.

A-70-00—Daniel Rudd.

A-75-00—Joe Funari.

Yeas: Messrs. Denk, Williams, Saunders, Sullivan. Nays: None. Absent: Mr. Bowes.

* * *

APPROVAL OF MINUTES:

Separate motions were entered by Mr. Saunders and seconded by Mr. Sullivan for Approval and Adoption of the Minutes as presented by the Secretary, subject to the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC):

May 10, 2000

1158

Yeas: Messrs. Denk, Williams Saunders, Sullivan. Nays: None. Absent: Mr. Bowes.

* * *

INFORMAL HEARING:

Morand Architects
RE: Proposed Nightclub
1296 West 6th Street

To review the exiting design for a proposed nightclub to determine if a variance is necessary; the project includes a fully sprinkled two story building with a basement, 653 occupants and 21/1f of frontage.

JOSEPH F. DENK,
CHAIRMAN

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

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

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Wednesday, May 31, 2000
1:00 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, May 31, 2000, at 1:00 P.M., to consider the following ordinances now pending in the Council:

Ord. No. 866-98.

By Councilman Cintron.

An ordinance to change the Use District and to establish a Planned Unit Development Overlay District and approve the corresponding Planned Unit Development project on properties located at the northwest corner of Center Street and Riverbed, the southwest corner of Center Street and Riverbed, and the southeast corner of Center Street and Washington. (Map Change No. 1974, Sheet No. 1)

Ord. No. 528-2000.

By Councilman Gordon.

An ordinance to change the Use and Area Districts of lands north of Memphis Avenue between West 57 Street and West 56 Street (Map Change No. 2009, Sheet No. 2)

Ord. No. 601-2000.

By Councilman Patmon.

An ordinance to change the Use District of lands on the southerly side of St. Clair Avenue, N.E. and the west side of East 93 Street. (Map Change No. 2010, Sheet No. 4)

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

JOSEPH C. CIMPERMAN,
Chairman
Committee on City Planning

May 24, 2000 and May 31, 2000

NOTICE OF PUBLIC HEARING

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

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Monday, June 12, 2000
9:30 A.M.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Monday, June 12, 2000, at 9:30 A.M., to consider the following ordinances now pending in the Council:

Ord. No. 318-92.
By Councilmen Jackson and Rybka.

An ordinance to change the Use and Height District of lands located between Kinsman Avenue, S.E. East 88th Street, north of Union Avenue, S.E., and East 65th Street. (Map Change No. 1810, Sheets Nos. 5 and 6)

Ord. No. 2160-92.
By Councilman O'Malley.

An ordinance to change the Use and Area Districts of lands on the east side of Fulton Parkway Road, S.W. between Memphis Avenue, S.W. and Clybourne Avenue, S.W. (Map Change No. 1831, Sheet No. 2)

Ord. No. 2322-92.
By Councilman Willis.

An ordinance to change the Use and Area Districts of lands located at the southeasterly corner of Bellflower Road, N.E. and Hessler Road, N.E. (Map Change No. 1838, Sheet No. 8)

Ord. No. 2323-92.
By Councilman Willis.

An ordinance to change the Use District of lands between Bellflower Road, N.E. and between Ford Drive, N.E. and two hundred sixty-five (265) feet northeasterly. (Map Change No. 1835, Sheet No. 8)

Ord. No. 2324-92.
By Councilman Willis.

An ordinance to change the Use District of lands between Juniper Drive, N.E. and Ford Drive, N.E. and between Magnolia Drive, N.E. and Bellflower Road, N.E. (Map Change No. 1837, Sheet No. 8)

Ord. No. 178-2000.
By Councilman Sweeney.

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

Ord. No. 554-2000.
By Councilmen Rybka, White and Cimperman.

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

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

JOSEPH C. CIMPERMAN,
Chairman
Committee on City Planning

May 31, 2000 and June 7, 2000

CITY OF CLEVELAND BIDS

For All Departments

Sealed bids will be received at the office of the Commissioner of Purchases and Supplies, Room 12S, City Hall, in accordance with the appended schedule, and will be opened and read in Room 12S, City Hall, immediately thereafter.

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

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

THURSDAY, JUNE 8, 2000

Landscape Maintenance, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 516-2000, passed by the Council of the City of Cleveland, May 22, 2000.

A **MANDATORY** PRE-BID MEETING WILL BE HELD ON THURSDAY, JUNE 1, 2000, 10:00 A.M., IN THE 3RD FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKE-SIDE AVENUE.

Tree Lawn Repair, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 516-2000, passed by the Council of the City of Cleveland, May 22, 2000.

A **MANDATORY** PRE-BID MEETING WILL BE HELD ON THURSDAY, JUNE 1, 2000, 11:30 A.M., IN THE 3RD FLOOR ATRIUM CONFERENCE ROOM, 1201 LAKE-SIDE AVENUE.

May 24, 2000 and May 31, 2000

WEDNESDAY, JUNE 14, 2000

Sodium Bisulfite Solution, for the Division of Water, Department of Public Utilities, as authorized by Section 129.24 of the Codified Ordinances of the City of Cleveland, 1976.

May 24, 2000 and May 31, 2000

THURSDAY, JUNE 15, 2000

Police Headquarters Parking Garage and Plaza Renovation — Re-Bid, for the Department of Public Safety, as authorized by Ordinance No. 1578-90, passed by the Council of the City of Cleveland.

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

A PRE-BID MEETING WILL BE HELD ON TUESDAY, JUNE 6, 2000, AT THE POLICE HEAD-QUARTERS, 1300 ONTARIO AVENUE, CLEVELAND, OHIO.

Rockefeller Park Greenhouse Heating System Rehabilitation - Phase II, for the Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1748-99, passed by the Council of the City of Cleveland.

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

A PRE-BID MEETING WILL BE HELD ON THURSDAY, JUNE 1, 2000, AT THE ROCKEFELLER PARK GREENHOUSE, 750 EAST 88TH STREET, CLEVELAND, OHIO.

May 24, 2000 and May 31, 2000

FRIDAY, JUNE 16, 2000

Lamps, for the Various Divisions of City Government, Department of Finance.

Paper Stock and Envelopes, for the Division of Printing and Reproduction, as authorized by Ordinance No. 253-2000, passed by the Council of the City of Cleveland, May 1, 2000.

May 24, 2000 and May 31, 2000

THURSDAY, JUNE 22, 2000

Pen-Based Computer Patient Care Report System, for the Department of Public Safety, as authorized by Ordinance No. 1954-98, passed by the Council of the City of Cleveland, December 22, 1998.

May 24, 2000 and May 31, 2000

FRIDAY, JUNE 16, 2000

Facsimile Machines, for the various divisions of City Government, Department of Finance, as authorized by Ordinance No. 1174-97, passed by the Council of the City of Cleveland.

A PRE-BID MEETING IS TENTATIVELY SCHEDULED FOR THURSDAY, JUNE 8, 2000, 10:00 A.M., AT 1404 EAST 9TH STREET, 4TH FLOOR. ATTENDANCE IS MANDATORY. PLEASE CONTACT THE DIVISION OF PURCHASES AND SUPPLIES AT (216) 664-2626 OR (216) 664-4899, TUESDAY, JUNE 6, 2000, TO CONFIRM TIME AND DATE.

Motorcycle Parts and Repairs, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 2163-99, passed by the Council of the City of Cleveland, February 14, 2000.

Allison Rebuilt Transmission, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 265-2000, passed by the Council of the City of Cleveland, May 1, 2000.

Automotive and Truck Spring Repair, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 271-2000, passed by the Council of the City of Cleveland, April 17, 2000.

May 31, 2000 and June 7, 2000

FRIDAY, JUNE 23, 2000

Automotive Parts and Supplies, for the various divisions of the Department of Port Control, as authorized by Ordinance No. 781-99, passed by the Council of the City of Cleveland.

Schaaf Road Tower Removal, for the Department of Public Utilities, as authorized by Ordinance No. 1257-99, passed by the Council of the City of Cleveland, July 14, 1999.

A PRE-BID MEETING WILL BE HELD ON THURSDAY, JUNE 15, 2000, 10:00 A.M., IN THE TOM L. JOHNSON, CLEVELAND PUBLIC POWER BUILDING, CONFERENCE ROOM A, 1300 LAKE SIDE AVENUE, CLEVELAND, OHIO.

May 31, 2000 and June 7, 2000

FRIDAY, JUNE 30, 2000

Distribution System Instrumentation Purchase, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1416-99, passed by the Council of the City of Cleveland, October 4, 1999.

May 31, 2000 and June 7, 2000

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 425-2000.
By Councilman Sweeney (by request).

An emergency resolution declaring the intention to vacate a portion of Westport Avenue S.W.

Whereas, this Council; is satisfied that there is good cause to vacate a portion of Westport Avenue S.W., as hereinafter described; and

Whereas, this resolution constitutes an emergency measure provid-

ing for the usual daily operation of a municipal department; now, therefore,

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

Section 1. That it hereby declares its intention to vacate the following described real property:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all that portion of:

WESTPORT AVENUE S.W. (54.00 feet wide), and its Northerly and Southerly turnouts, extending Easterly from the Easterly line of Rocky River Drive S.W. (width varies), to that portion of Westport Avenue S.W. vacated by the Council of the City of Cleveland by Ordinance Number 1335-96 on July 24, 1996.

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

Adopted May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Res. No. 879-2000.

By Councilman Sweeney (by departmental request).

An emergency resolution declaring the necessity and intention to appropriate properties located on Midvale Avenue and Springdale Avenue for public use for the municipal purpose of construction of a public right-of-way.

Whereas, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, property, health or safety in that construction of a public right-of-way will benefit all citizens; now, therefore,

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

Section 1. That for the municipal purpose of construction of a public right-of-way, it is necessary to appropriate in fee simple interest and this Council hereby declares its intent to appropriate the fee simple interest in and to the following described property:

Permanent Parcel No. 029-17-011

Vacant Lot on Springdale

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 94 in the Conger-Helper Realty Company's Home Gardens Allotment No. 2 of Part of Original Rockport Township Sections Nos. 3 and 4, as shown by the recorded Plat in Volume 67 of Maps, Page 35 of Cuyahoga County Records, and being 40 feet front on the Northerly side of Springdale Avenue, S.W., and extending back of equal width 145 feet, as appears by said Plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 029-18-008

18801 Midvale Avenue

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and described as follows to wit and known as being Sublot No. 40 in the Conger-Helper Realty Co.'s Gardens Allotment of part of Original

Rockport Township Section Nos. 3 and 4 as shown by the recorded plat in Volume 63 of Maps, Page 10 of Cuyahoga County Records and being 80 feet front on the Southerly side of Midvale Avenue and extending back 145 feet on the Westerly line 145 feet on the Easterly line which is also the Westerly line of Ellwood Avenue (nka West 188th Street) and having a rear line of 80 feet as appears by said plat be the same more or less, but subject to all legal highways.

Permanent Parcel No. 029-18-007

18809 Midvale Avenue

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being the Easterly one-half of Sublot No. 39 in Conger Helper Realty Company's Home Gardens Allotment of part of Original Rockport Township Sections Nos. 3 and 4, as shown by the recorded Plat in Volume 63 of Maps, Page 10 of Cuyahoga County Records and being 40 feet front on the Southerly side of Midvale Avenue, and extending back of equal width 145 feet, as appears by said Plat, be the same more or less, but subject to all legal highways.

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

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

Adopted May 15, 2000.

Effective May 25, 2000.

Res. No. 880-2000.

By Councilman Cintron.

An emergency resolution withdrawing objection to the stock transfer of a D5 Liquor Permit to 3194 West 25th Street, 1st Fl. & Bsmt., and repealing Res. 2133-99 objecting to said stock transfer.

Whereas, this Council objected to the stock transfer of a D5 Liquor Permit to 3194 West 25th Street, 1st Fl. & Bsmt., by Res. No. 2133-99, adopted by Council December 6, 1999; and

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

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

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

Section 1. That objection to the stock transfer of a D5 Liquor Permit to 3194 West 25th Street, 1st Fl. & Bsmt., be and the same is hereby withdrawn and Res. No. 2133-99, containing said objection, be and the

same is hereby repealed and that this Council consents to the immediate stock transfer thereof.

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

Adopted May 15, 2000.
Effective May 25, 2000.

Res. No. 881-2000.

By Councilman Cimperman.
An emergency resolution urging the Department of Public Service to establish a tire recycling program.

Whereas, discarded tires are an unsightly nuisance throughout the City of Cleveland, presenting both a health hazard and a situation that deteriorates property values; and

Whereas, the Council of the City of Cleveland urges the Director of the Department of Public Service to establish a recycling program for tires, wherein residents of the City would receive \$1.00 in exchange for each used tire that is returned to the Department of Public Service; and

Whereas, the Department of Public Service could recycle such tires, thereby minimizing debris in the City and providing a program that is of benefit to the environment; and

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

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

Section 1. That the Director of the Department of Public Service is urged to establish a recycling program for used tires, wherein residents of the City of Cleveland would receive \$1.00 for each used tire that is returned to the Department of Public Service for recycling by that department, and that such program should be established in the amount of \$1 million annually.

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

Adopted May 15, 2000.
Effective May 25, 2000, without the signature of the Mayor.

Res. No. 961-2000.

By Councilman Jones.
An emergency resolution urging the Cleveland area congressional delegation to investigate the provision of health care services by health maintenance organizations and managed care organizations, and if necessary, to abolish such organizations.

Whereas, this Council of the City of Cleveland believes that comprehensive, high quality health care insurance coverage should be available to every resident of the City of Cleveland; and

Whereas, this Council, through the hospital closure issues surrounding Mt. Sinai and St. Michael Hospitals, has become keenly aware of the health care crisis that exists in the City of Cleveland; and

Whereas, the financial practices of certain health maintenance organizations and managed care organizations often serves to limit quality health care services to those in need of medical treatment; and

Whereas, the matter of the provision of health insurance coverage is of great importance to the health, safety and welfare of the citizens of the City of Cleveland; now, therefore
Be it resolved by the Council of the City of Cleveland:

Section 1. That the Council of the City of Cleveland urges the congressional delegation of the City of Cleveland to review and investigate the level of health care provided by health maintenance organizations and managed care organizations to those in need of medical treatment and, if necessary, to legislate the abolition of such groups if they fail to provide adequate health care services.

Section 2. That the Clerk is hereby requested to forward a copy of this resolution to the Cleveland area congressional delegation.

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

Adopted May 22, 2000.
Awaiting the approval or disapproval of the Mayor.

Ord. No. 1967-96.

By Councilmen Britt, 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 10900 Woodland Avenue to Dawson Temple Church of God in Christ.

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

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

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

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

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

plies is hereby authorized to sell Permanent Parcel No(s). 128-02-021, as more fully described in Section 2 below, to Dawson Temple Church of God in Christ.

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. 128-02-021

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 418, and bounded and described as follows:

Beginning in the Southerly line of Woodland Avenue, S.E., at a point 61 feet Westerly from the Easterly line of Original One Hundred Acre Lot No. 418; thence Southerly in a line parallel with the Easterly line of said Original Lot No. 418, 140 feet to a point; thence Westerly along a line parallel with the Southerly line of Woodland Avenue, S.E., 41 feet; thence Northerly parallel with the Westerly line of said Original Lot No. 418; 140 feet; thence Easterly along the Southerly line of Woodland Avenue, S.E., 41 feet to the place of the beginning, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

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

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

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

Section 6. That the deed shall contain a provision granting reversionary rights to the City if the project and plans for development of the property are not reviewed and approved by the Department of Community Development and the City Planning Commission and if the constructed project does not conform to the approved plans.

Section 7. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 22, 2000.
Awaiting the approval or disapproval of the Mayor.

Ord. No. 1080-99.
By Councilmen Willis and Johnson (by departmental request).
An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide professional services necessary to design and develop a Geographic Information System, including software and authorizing the Director of Public Utilities to enter into agreements relative thereto.

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

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

Section 1. That the Director of Public Utilities is hereby authorized to employ by contract one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design and develop a Geographic Information System ("GIS"). Such design and development shall include the following: management and organizational development, base map development, application development, and contingency funding. Additionally, a needs assessment of the various divisions of the City of Cleveland shall be conducted for the express purpose of identifying the needs of the City that may be required for implementation of a GIS. Upon completion of the design and development authorized herein, the Director of Public Utilities shall present a report to the Public Utilities Committee.

Section 2. That the Director of Public Utilities is hereby authorized to employ by contract one or more software development and assistance firms for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to design and develop computer software programs and/or identify and recommend commercially available GIS computer software programs best suited to meet the requirements of the various departments of the City of Cleveland utilizing a GIS designed and developed in accordance with this legislation. Upon design and development of computer software programs and/or identification of GIS computer software programs as authorized herein, the Director of Public Utilities shall present a report to the Public Utilities Committee.

Section 3. That the Director of Public Utilities is hereby authorized to enter into agreements with other government entities to coordinate the design and implementation of the GIS authorized herein.

Section 4. That the costs for such contracts authorized by this ordinance shall not exceed seven million dollars (\$7,000,000.00) and shall be paid from Fund Nos. 52 SF 001, 52 SF 223 and 52 SF 225, Request No. 3771.

Section 5. That each user Department and Division shall reimburse the Division of Water for each user's proportionate share of the cost of the GIS, which costs may include, but are not limited to, design, construction, operation and maintenance, and replacement costs

of the GIS, and any debt service costs attributable to each user's proportionate share of said costs. Accordingly, the Director of Finance is hereby authorized to make payment in annual installments to the Division of Water on behalf of the various City user Departments and Divisions in an amount equal to each user's proportionate share of said costs payable from Fund Nos. 11 SF 006, 54 SF 001, 58 SF 001, 60 SF 001, 60 SF 104, 60 SF 105 and 60 SF 106 or from funds appropriated by the Council for use by the various Departments and Divisions to pay for such expenses. The Director of Public Utilities and the Director of Finance are hereby authorized to memorialize the reimbursements authorized herein through a Memorandum of Understanding.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1746-99.
By Councilmen Cimperman, Cintron, Jones, Robinson and Johnson (by departmental request).

An emergency ordinance determining the method of making the public improvement of rehabilitating, renovating, or otherwise improving Public Hall, Music Hall and Convention Center and the West Side Market; authorizing the Director of Parks, Recreation and Properties to enter into contract for the making of such improvement; and authorizing the purchase by contract of furniture and equipment necessary for the improvement.

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

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

Section 1. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of rehabilitating, renovating, or otherwise improving Public Hall, Music Hall and Convention Center and the West Side Market, for the Division of Convention Center and Stadium, Department of Parks, Recreation and Properties, by contract duly let to the lowest responsible bidder after competitive bidding for a gross price for the improvement.

Section 2. That the Director of Parks, Recreation and Properties is hereby authorized to enter into contract for the making of the above public improvement with the lowest responsible bidder after competitive bidding for a gross price 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 for a gross price. Upon request of said director the contractor shall furnish a correct schedule of unit prices, including profit and overhead, for all items constituting units of said improvement.

Section 3. That the Director of Parks, Recreation and Properties is hereby authorized 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: furniture and equipment necessary for said improvement, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Convention Center and Stadium, Department of Parks, Recreation and Properties.

Section 4. That the cost of said improvement and purchases hereby authorized shall not exceed \$350,000.00 and shall be paid from Fund Nos. 11 SF 006 and 20 SF 362, Request No. 5028.

Section 5. That the design of the Public Hall/Music Hall marquee shall be reviewed by the Landmarks Commission prior to installation.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1755-99.
By Councilmen White, Jackson, Robinson and Johnson (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 3679 East 116th Street to LaFayette Carthon, Jr.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 137-08-010, as more fully described in Section 2 below, to LaFayette Carthon, Jr.

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

P. P. No. 137-08-010

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 268 in the Union Rice Subdivision No. 2 of part of Original One Hundred Acre Lot No. 452, as shown by the recorded plat of said Subdivision in Volume 64 of Maps, Page 26 of Cuyahoga County Records. Said Sublot No. 268 has a frontage of 40 feet on the Easterly side of East 116th Street and extending back between parallel lines 130 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

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

Section 6. That the deed shall contain a provision granting reversionary rights to the City if the project and plans for development of the property are not reviewed and approved by the Department of Community Development and the City Planning Commission and if the constructed project does not conform to the approved plans.

Section 7. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 172-2000.
By Councilmen Rybka and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into an agreement with Neighborhood Centers Association to implement educational, recreational and cultural programs in various school buildings during evening hours.

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

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

Section 1. That the Director of Parks, Recreation and Properties is hereby authorized to enter into an agreement with Neighborhood Centers Association to implement educational, recreational and cultural programs in various school buildings during evening hours in accordance with the recommendations and pilot program proposed by the Committee of the Cleveland Summit on Education, in an amount not to exceed One Hundred Fifty Thousand Dollars (\$150,000), payable from Fund No. 01-700404-638000, Request No. 19024.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 177-2000.

By Councilman Gordon.

An ordinance changing the Use and Area Districts of lands bound by Spring Road, S.W., Hinckley Industrial Parkway, Jennings Township and easterly extension of the Brooklyn Heights Village boundary. (Map Change No. 2007, Sheet No. 6)

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

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

Beginning at the intersection of the westerly extension of the Brooklyn Heights Village boundary line and the center line of Jennings Freeway State Route 176; thence northwesterly along said center line of said Jennings Freeway State Route 176 to its intersection with the center line of Spring Road, S.W.; thence southeasterly along said center line of Spring Road, S.W. to its intersection with the center line of Hinckley Industrial Parkway; thence southeasterly along said center line of Hinckley Industrial Parkway to its intersection with said westerly extension of said Brooklyn Heights Village boundary line; thence easterly along said easterly extension of said Brooklyn Heights Village boundary line to the place of beginning,

and as outlined in red on the map hereto attached, be and the same are hereby changed to a Semi Industry Use District and a 'B' Area District.

Section 2. That said designation of lands described in Section 1 shall be identified as Map Change No. 2007, Sheet No. 6 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.

Passed May 22, 2000.

Effective July 1, 2000.

Ord. No. 321-2000.

By Councilmen Dolan and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into an amendment with American Airlines, Inc., City Contract No. 31083 to provide for the deletion of certain space from the Lease, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

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

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

Section 1. That the Director of Port Control is hereby authorized to enter into an Amendment to lease between the City and American Airlines, Inc. ("Lessee"), City Contract No. 31083, to delete from lessee's right and obligation under the lease approximately 1680 square feet of Hold Room space.

All other terms and conditions contained in the original lease shall remain the same.

Section 2. That the Amendment to the Lease herein authorized shall be prepared by the Director of Law and shall contain such terms and conditions as said Director deems necessary to protect and benefit the public interest.

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

Passed May 15, 2000.

Effective May 25, 2000.

Ord. No. 331-2000.

By Councilmen Dolan and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to provide labor and materials, including software, necessary for evaluation, implementation and maintenance of the CMMS work order system.

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

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

Section 1. That the Director of Port Control is hereby authorized to employ by contract one or more computer consultants or one or more firms of computer consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to labor and materials, including software, necessary for evaluation, implementation and maintenance of the CMMS work order system.

The selection of said consultants for such services shall be made by the Board of Control upon the nomination of the Director of Port Control from a list of qualified consultants available for such employment

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

Section 2. That the contract authorized herein shall be for a term of one (1) year or less and shall not be amended, extended, or modified without City Council approval.

Section 3. That the costs for such services herein shall not exceed \$25,000.00 and shall be paid from Fund No. 60 SF 001, Request No. 8259.

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

Passed May 15, 2000.
Effective May 25, 2000.

Ord. No. 333-2000.
By Councilman Cintron.
An emergency ordinance to accept the dedication of a portion of Orchard Place S.W.

Whereas, That a portion of Orchard Place Drive S.W. (34.00 feet wide), is open and used as a public street, and is necessary for the general public's access; now therefore

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

Section 1. That the dedication of a portion of Orchard Place S.W. (34.00 feet wide), between West 41st Street (60.00 feet wide), and Bailey Avenue S.W. (60.00 feet wide), as shown by the recorded plat in Volume 302, Page 06 of Cuyahoga County Records, be and the same is hereby accepted as dedicated.

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

Passed May 22, 2000.
Awaiting the approval or disapproval of the Mayor.

Ord. No. 335-2000.
By Councilman Robinson.
An emergency ordinance to accept the dedication of a portion of Reservoir Place Drive S.E.

Whereas, That a portion of Reservoir Place Drive S.E. (50.00 feet wide), is open and used as a public street, and is necessary for the general public's access; now therefore

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

Section 1. That the dedication of a portion of Reservoir Place Drive S.E. (50.00 feet wide), between Martin Luther King Jr. Drive (width

varies) and Kinsman Road S.E. (60.00 feet wide), as shown in the recorded plat in Volume 298, Pages 40, and 41 of Cuyahoga County Map Records, be and the same is hereby accepted as dedicated.

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

Passed May 22, 2000.
Awaiting the approval or disapproval of the Mayor.

Ord. No. 369-2000.
By Councilmen Lewis, Melena, Cimperman and Patmon (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at East 81st Street to Akusika Nkomo Mackey and Willie R. Mackey.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 106-20-080, as more fully described in Section 2 below, to Akusika Nkomo Mackey and Willie R. Mackey.

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. 106-20-080

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 9 in the Mary E. and S.K. Davies Re-Allotment of part of Original One Hundred Acre Lot No. 391, as shown on plat recorded in Volume 5, Page 39 of Cuyahoga County Map Records, and is bounded and described as follows:

Beginning point in on the North line of said Sublot No. 9, distant North 89° 52' 40" East along said North line 97.10 feet from the Northwest corner of said Sublot No. 9; it being in the East line of East 81st Street (50 feet wide);

Course 1: Thence North 89° 53' 40" East along said North line of said Sublot No. 9, 55.35 feet to the Northeast corner thereof.

Course 2: Thence South 00° 13' 20" West along the East line of said Sublot No. 9, 35.00 feet.

Course 3: Thence South 89° 52' 30" West 55.22 feet to a point which is distant North 89° 52' 30" East 97.10 feet from said East line of East 81st Street.

Course 4: Thence North parallel with said Easterly line of East 81st Street, 35.03 feet, to the place of beginning, be the same more or less, but subject to all legal highways.

Easement and Right of Way as shown in Warranty Deed, filed for record June 22, 1959 and recorded in Volume 9717, Page 415 of Cuyahoga County Records.

Subject to Zoning Ordinances, if any.

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

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

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

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

Passed May 22, 2000.
Awaiting the approval or disapproval of the Mayor.

Ord. No. 411-2000.
By Mayor White.
An emergency ordinance authorizing the purchase by requirement contract of labor and materials needed to repair and service Oshkosh broom trucks for the various divisions of the Department of Port Control.

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

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

Section 1. That the Director of Port Control is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year of the necessary items of labor and materials needed to repair and

service Oshkosh broom trucks, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than one year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That 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 8270) All expenditures under the contract authorized herein shall not exceed \$22,443.00.

Section 3. That the contract authorized herein shall not be amended, extended or modified without City Council approval.

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

Passed May 15, 2000.
Effective May 25, 2000.

Ord. No. 413-2000.

By Mayor White.

An emergency ordinance authorizing the purchase by requirement contract of new or refurbished seating for the terminal areas of the various divisions of the Department of Port Control.

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

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

Section 1. That the Director of Port Control is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of new or refurbished seating for the terminal areas, in the estimated sum of \$120,000.00 to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than 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. That 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 8252). All expenditures under the contract authorized herein shall not exceed \$120,000.00.

Section 3. That the contract authorized herein shall not be amended, extended or modified without City Council approval.

Section 4. That the Director of Port Control shall, upon receipt and review of the bids solicited pursuant to the authority of this ordinance, provide the Chairman of the Aviation and Transportation Committee with a written analysis of the cost differential between purchasing new seating and refurbishing of current seating.

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

Passed May 15, 2000.
Effective May 25, 2000.

Ord. No. 414-2000.

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

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair and maintain combination sewer and catch basin cleaners, including appurtenances, for the Division of Water Pollution Control, Department of Public Utilities, for a period not to exceed two years.

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

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

Section 1. That the Director of Public Utilities is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of labor and materials necessary to repair and maintain combination sewer and catch basin cleaners, including appurtenances, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water Pollution Control, Department of Public Utilities. Bids shall be taken in such manner as to permit an award

to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That 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. All expenditures under the contract authorized herein shall not exceed \$140,000.00. (RL 11433)

Section 3. That the contract authorized herein shall not be amended, extended or modified without City Council approval.

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

Passed May 15, 2000.
Effective May 25, 2000.

Ord. No. 416-2000.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Service to enter into an agreement with the State of Ohio, Department of Transportation to maintain, repair and plow the Jennings Freeway in exchange for road salt.

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

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

Section 1. That the Director of Public Service is authorized to enter into an agreement with the State of Ohio, Department of Transportation, whereby the State will maintain, repair and plow the Jennings Freeway in exchange for road salt.

Section 2. That the Director of Public Service shall provide the Public Service Committee and the Chairman of the Finance Committee with a yearly informational review of the agreement authorized herein.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 418-2000.
By Councilmen Rybka, Melena, Cimperman and Patmon (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 4096 East 81st Street to Slavic Village Development Corporation or designee.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 134-05-070, as more fully described in Section 2 below, to Slavic Village Development Corporation or designee.

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

P. P. No. 134-05-070

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 9 in Fred K. Mull's Subdivision of part of Original One Hundred Acre Lot No. 463, as shown by the recorded plat in Volume 3 of Maps, Page 27 of Cuyahoga County Records, and being 49.50 feet front on the West-erly side of East 81st Street, and extending back of equal width 100 feet, as appears by said plat.

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

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

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

Section 6. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council,

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 419-2000.
By Councilmen White and Patmon (by departmental request).

An emergency ordinance approving the collective bargaining agreement with Cleveland Building and Construction Trades Council.

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

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

Section 1. That, in accordance with division (B) of Section 4117.10 of the Revised Code, this Council hereby approves the collective bargaining agreement with Cleveland Building and Construction Trades Council, which contains the terms set forth in File No. 419-2000-A, for the period from November 15, 1999 through November 14, 2002.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 420-2000.
By Councilmen White and Patmon (by departmental request).

An emergency ordinance approving the collective bargaining agreement with Ohio Patrolmen's Benevolent Association.

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

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

Section 1. That, in accordance with division (B) of Section 4117.10 of the Revised Code, this Council hereby approves a collective bargaining agreement with Ohio Patrolmen's Benevolent Association, which contains the terms set forth in File No. 420-2000-A, for the period from April 1, 1998 through March 31, 2001, which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit in accordance with the following schedule:

Increase	Effective Date of Increase
Three percent (3%)	April 1, 1998
Three and one-half percent (3.5%)	April 1, 1999
Three and one-half percent (3.5%)	April 1, 2000

Section 2. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council,

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 421-2000.
By Councilmen White and Patmon (by departmental request).

An emergency ordinance approving the collective bargaining agreement with S.E.M.E., Local 1.

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, in accordance with division (B) of Section 4117.10 of the Revised Code, this Council hereby approves a collective bargaining agreement with S.E.M.E., Local 1, which contains the terms set forth in File No. 421-2000-A, for the period from April 1, 1998 through March 31, 2001, which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit in accordance with the following schedule:

Increase	Effective Date of Increase
Three percent (3%)	April 1, 1998
Three and one-half percent (3.5%)	April 1, 1999
Three and one-half percent (3.5%)	April 1, 2000

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 423-2000.
By Councilmen White and Patmon (by departmental request).

An emergency ordinance approving the collective bargaining agreement with Treasurers and Ticket Sellers, Local 756.

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, in accordance with division (B) of Section 4117.10 of the Revised Code, this Council hereby approves a collective bargaining agreement with Treasurers and Ticket Sellers, Local 756, which contains the terms set forth in File No. 423-2000-A, for the period from April 1, 1998 through March 31, 2001, which provides, among other things, for an increase in the salaries and wages for members of the bargaining unit in accordance with the following schedule:

Increase	Effective Date of Increase
Three percent (3%)	April 1, 1998
Three and one-half percent (3.5%)	April 1, 1999
Three and one-half percent (3.5%)	April 1, 2000

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 479-2000.
By Councilmen Jones, Melena, Cimperman and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to produce and install directional and identifying signs for the Cleveland Industrial Park, for the Department of Economic Development.

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

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

Section 1. That the Director of Economic Development is hereby authorized to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: labor and materials necessary to produce and install directional and identifying signs for the Cleveland Industrial Park, to be purchased by the Commissioner of Purchases and Supplies for a gross price for the Department of Economic Development.

Section 2. That the cost of said contract hereby authorized shall be paid from Fund No. 17 SF 652, Request No. 1047.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 515-2000.
By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the Clerk of the Cleveland Municipal Court, to enter into contract with Lockheed Information Management Services Company for professional services necessary to process, collect and enforce parking infraction tickets, for the Clerk of Courts, for a period of two years, with two two year options to renew.

Whereas, division (d) of Section 459.03 of the Codified Ordinances of Cleveland, Ohio, 1976, provides that

the Clerk of the Cleveland Municipal Court shall have authority, subject to the approval of the City Council, to contract with any non-governmental entity to provide services in processing, collecting and enforcing parking infraction tickets and judgments; and

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

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

Section 1. That the the Clerk of the Cleveland Municipal Court, is hereby authorized to enter into contract with Lockheed Information Management Services Company for professional services necessary to process, collect and enforce parking infraction tickets on the basis of its proposal dated December 8, 1999. The contract shall commence June 1, 2000, and shall have a term of two years, with two (2) options exercisable by the Director of Finance, to renew for additional two-year terms, and cancellable upon thirty days' written notice by said Director. No option to renew the contract shall be exercised unless this Council first authorizes that action through additional legislative authority. This shall be stated in the contract authorized by this ordinance. The contract herein authorized shall be prepared by the Director of Law and shall be approved by him prior to its execution by the Clerk of the Cleveland Municipal Court. The contract shall state that it is subject to the validity of Chapter 4521 of the Ohio Revised Code and Chapter 459 of the Codified Ordinances of Cleveland, Ohio, 1976.

Section 2. That the compensation to be paid for such processing services shall be paid from Fund No. 01-011601-632000, Request No. 7998.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 516-2000.
By Councilmen O'Malley and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair treelawns and landscape maintenance, for the Divisions of Water, Water Pollution Control and Cleveland Public Power, for a period not to exceed one year.

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

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

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

and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year of the necessary items of labor and materials necessary to repair treelawns and landscape maintenance, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Divisions of Water, Water Pollution Control and Cleveland Public Power, for a period not to exceed one year. This contract is for the exclusive use the divisions of the Public Utilities Department in connection with the work of those divisions, and shall not be used by any other City departments or divisions. 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 one year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That 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. All expenditures under the contract authorized herein shall not exceed \$932,500.00. (RL 18748)

Section 3. That the contract authorized herein shall not be amended, extended or altered without City Council approval.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 517-2000.
By Councilmen Dolan and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of equipment, materials and supplies necessary for safety and environmental monitoring, including labor and maintenance, if necessary, for the various divisions of Port Control.

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

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

Section 1. That the Director of Port Control is hereby authorized to make a written requirement contract with the lowest and best bidder in accordance with the Charter and the Codified Ordinances of Cleveland,

Ohio, 1976, for the requirements for the period of one year of the necessary items of equipment, materials and supplies necessary for safety and environmental monitoring, including labor and maintenance, if necessary, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than one year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That 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 8271). The expenditures under the contract authorized herein shall not exceed \$30,000.00.

Section 3. That the contract authorized herein shall not be amended, extended, or modified without City Council approval.

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

Passed May 15, 2000.

Effective May 25, 2000.

Ord. No. 520-2000.
By Councilmen Melena, Westbrook, Brady, Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Service to cause payment of the City's share to the County of Cuyahoga for the cost of repairing and resurfacing West 117th Street from Bellaire Road to Edgewater Drive.

Whereas, in Ordinance No. 2329-86, passed October 27, 1986, this Council gave consent to the Cuyahoga County Commissioners for the repair and resurfacing of West 117th Street from Bellaire Road to Edgewater Drive; and

Whereas, this Council authorized the City to cooperate with the County Commissioners of Cuyahoga County in the cost of the above-referenced improvement; and

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

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

Section 1. That this Council hereby authorizes payment to the County of Cuyahoga of the City's share of the cost of repairing and resurfacing West 117th Street from Bel-

laire Road to Edgewater Drive, from Fund No. 20 SF 334, 20 SF 353 and 20 SF 364, Request No. 4386.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 591-2000.
By Councilmen O'Malley and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by contract of not to exceed four bronze impellers, one pattern, not to exceed eight impeller rings and not to exceed eight case rings, 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 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 bronze impellers, one pattern, not to exceed eight impeller rings and not to exceed eight case rings, to be purchased by the Commissioner of Purchases and Supplies for a gross price 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. 18756.

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

Passed May 15, 2000.

Effective May 25, 2000.

Ord. No. 653-2000.
By Councilmen Melena and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into contract with various agencies to provide housing, commercial, industrial and real estate development activities.

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

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

Section 1. That the Director of Community Development is hereby authorized to enter into contract with the following agencies to provide housing, commercial, industrial and real estate development activities:

CDC Competitive Grant Program
Amistad Development Corporation
Bellaire Puritas Development Corporation
Buckeye Area Development Corporation
Burten, Bell, and Carr Development Corporation
Clark Metro Development Corporation
Collinwood Community Services Center
Collinwood/Nottingham Village Development Corporation
Cudell Improvement, Inc.
Detroit Shoreway Community Development Organization
Fairfax Renaissance Development Corporation
Famicos Foundation
Flats Oxbow Association
Glenville Development Corporation
Historic Gateway Development Corporation
Historic Warehouse District Development Corporation
Hough Area Partners in Progress, Inc.
Kamms Corner Development Corporation
Midtown Cleveland
Miles Ahead, Inc.
Mt. Pleasant Now Development Corporation
Northeast Shores Development Corporation
Northeastern Neighborhood Development Corporation
Ohio City Near West Development Corporation
Old Brooklyn Community Development Corporation
Shaker Square Development Corporation
Slavic Village Development
Southeast Improvement Association
St. Clair Superior Neighborhood Development Association
Tremont West Development Corporation
Union Miles Development Corporation
Westown Community Development Corporation
Section 2. That the cost of said contracts shall be in an amount not to exceed \$1,655,000.00, and shall be paid from Fund Nos. 14 SC 026, Request No. 1180.

Section 3. That the Director of Community Development is authorized to accept program income and use this and other program income to finance additional housing, commercial, industrial and real estate development activities.

Section 4. That the Director of Community Development is authorized to enter into or amend contracts with the agencies administering the housing, commercial, industrial and real estate activities that generated program income in an amount not to exceed that generated program income and to be paid from the revolving fund in Fund 14.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 657-2000.

By Councilmen White and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Personnel and Human Resources to accept allocations of grants from the State of Ohio Bureau of Employment Services under the Workforce Investment Act, Title I and to appropriate funds to provide for administration of the Workforce Investment Act Programs by the Department of Personnel and Human Resources; and authorizing said Director to enter into contract with the Cleveland Municipal School District and the Cleveland Initiative for Education to provide youth service under the PY 2000 Workforce Investment Act, Title I.

Whereas, the Workforce Investment Act of 1998, Public Law 105-220 ("WIA"), the purpose of which is to "... provide workforce investment activities, through statewide and local workforce investment systems, that increase the employment, retention, and earnings of participants, and increase occupational skill attainment by participants, and, as a result, improve the quality of the workforce, reduce welfare dependency, and enhance the productivity and competitiveness of the Nation"; and

Whereas, in accordance with the WIA, the Governor of the State of Ohio has designated Ohio Workforce Areas for the WIA throughout Ohio and the Governor has designated the geographic boundaries of the City of Cleveland ("City") as Ohio Workforce Area (OWA) No. 3; and

Whereas, in accordance with the agreement required by the WIA and approved by the Governor, for the WIA Program Year ("PY") 2000 for the period of July 1, 1998 through June 30, 2000, between the Chairman of the Private Industry Council of Cleveland (PICC) and the City, the City has been designated the WIA grant recipient; administrative entity; and OWA No. 3; and

Whereas, the Secretary of the United States Department of Labor has issued allotments of the WIA funds to the Ohio Bureau of Employment Services which has issued allocations under WIA Title I to the City for PY 2000 subject to the approval of the Local Workforce Investment Plan; and

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

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

Section 1. That the Director of Personnel and Human Resources is hereby authorized to accept the following allocations of grants from the State of Ohio Bureau of Employment Services under the WIA, Title I — Workforce Investment Systems for the delivery of allowable program services to eligible individuals, and to credit said grants to the fund and subfunds designated herein:

GRANT NAME	FUND	AMOUNT
Youth Activities	16 SF 200	\$ 5,404,553.00
Adult Employment and Training	16 SF 200	\$ 5,242,218.00
Dislocated Worker Employment and Training	16 SF 200	<u>\$ 1,767,958.00</u>
	TOTAL	\$12,414,829.00

The Director of Personnel and Human Resources is hereby authorized to file all papers and execute all documents necessary to accept and receive the funds under said grants.

Section 2. That the following sums from each grant specified in Section 1 herein are hereby appropriated as follows to provide for administration of the WIA programs:

A.	Youth Activities	
	Personnel and Related Expenses	\$ 1,080,931.00
	Other Expenses	<u>\$ 4,323,722.00</u>
	Total	\$ 5,404,653.00
B.	Adult Employment and Training	
	Personnel and Related Expenses	\$ 1,048,444.00
	Other Expenses	<u>\$ 4,193,774.00</u>
	Total	\$ 5,242,218.00
C.	Dislocated Worker Employment and Training	
	Personnel and Related Expenses	\$ 353,592.00
	Other Expenses	<u>\$ 1,414,366.00</u>
	Total	\$ 1,767,958.00
	TOTAL	\$12,414,829.00

Section 3. That the Director of Personnel and Human Resources is authorized to enter into contract with the Cleveland Municipal School District for the delivery of youth services under the PY 2000 Workforce Investment Act, Title I, in an amount not to exceed \$1,850,000.00.

Section 4. That the Director of Personnel and Human Resources is authorized to enter into contract with the Cleveland Initiative for Education for the delivery of youth services under the PY 2000 Workforce Investment Act, Title I, in an amount not to exceed \$225,000.00.

Section 5. That the cost of the contracts authorized above shall be paid from Fund No. 16 SF 200, Request Nos. 15417 and 15418.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 658-2000.
By Councilmen White and Patmon
(by departmental request).**

An emergency ordinance authorizing the Director of Personnel and Human Resources to enter into contract with Ceridian Benefits Services (formerly Applied Benefits Research, Inc. dba COBRASERV) for professional services necessary to administer the City's COBRA program for the Department of Personnel and Human Resources, for a period of one year, with a one-year option to renew.

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 Personnel and Human Resources is hereby authorized to enter into contract with Ceridian Benefits Services (formerly Applied Benefits Research, Inc. dba COBRASERV) for professional services necessary for professional services necessary to administer the City's COBRA program on the basis of its proposal dated March 13, 2000, for a period of one year, with an option to renew for an additional one-year period, exercisable by the Director of Personnel and Human Resources.

Section 2. That the costs for such services shall be paid from Fund No. 01-040200-632400, Request No. 16219.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 714-2000.
By Councilmen Cintron and Patmon
(by departmental request).**

An emergency ordinance authorizing the purchase by requirement contract of steel lid refurbishment, for the Division of Waste Collection and Disposal, Department of Public Service, for a period of one year with one one-year option to renew.

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

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

Section 1. That the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of steel lid refurbishment in the approximate amount as purchased during the preceding year, with one (1) option exercisable by the Director of Public Service, to renew for an additional one-year period, and cancellable upon thirty days written notice by said Director, to be pur-

chased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Waste Collection and Disposal, 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. That 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 21137)

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 715-2000.
By Councilmen Cintron and Patmon
(by departmental request).**

An emergency ordinance authorizing the purchase by requirement contract of contingency services for the disposal of municipal solid waste, for the Division of Waste Collection and Disposal, Department of Public Service, for a period of one year with a one year option to renew.

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

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

Section 1. That the Director of Public Service is hereby authorized to make a written requirement contract or contracts in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements of the provision of municipal solid waste to various approved and certified transfer facilities and landfills, in the approximate amount for each year of the term as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Waste Collection and Disposal, Department of Public Service. The contract or contracts hereby authorized shall have an initial term of one (1) year. The City shall have one (1) one-year option, exercisable by the Director of Public Service, to renew and extend the term. Bids shall be

taken in such manner as to permit an award to be made for all items of services as a single contract, or by separate contracts for each or any combination of said items as the Board of Control shall determine.

Bids shall also be taken so as to permit an award to be made for provision of such services citywide or by separate contracts for the districts determined by the Director of Public Service. Alternate bids for a period less than the initial term may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire period.

Section 2. That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Public Service may require that each bid be accompanied by a single bond securing both the execution of a contract and the performance of the initial one-year term of each contract. If a single bond securing both execution and performance is required by the Director, it shall be substantially in accordance with the form attached hereto as Exhibit "A". Each bond, whether to secure the execution of a contract, its performance, or both, shall be in an amount determined by the Director of Public Service. The Director may also require that the performance of each contract be secured in any option year by a performance bond or bonds, each in an amount determined by the Director. Each bond submitted to secure the contract or contracts authorized by this ordinance shall be executed by a surety authorized to do business in the State of Ohio and shall be acceptable to the Director of Law.

Section 3. That the cost of such contract or contracts authorized hereby 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 21133)

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

**EXHIBIT A
BID GUARANTY AND
CONTRACT BOND**

KNOW ALL MEN BY THESE PRESENTS, that we the undersigned _____

(Name and Address)

as Principal and _____ (Name of Surety)

as Surety are hereby held and firmly bound unto the City of Cleveland, hereinafter called the Oblige, in the penal sum hereinafter stated, pertaining to the bid submitted by the

Principal to the Oblige on _____ (date) to undertake the project known as _____

The penal sum referred to herein shall be _____

For the payment of the penal sum well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors, and assigns.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that whereas the above named Principal has submitted a bid on the above referred project;

NOW THEREFORE, if the Oblige accepts the bid of the Principal and the Principal fails to enter into a proper contract in accordance with the bid, plans, details, specifications, and bills of material; and in the event the Principal pays to the Oblige the difference not to exceed ten percent of the penalty hereof between the amount specified in the bid and such larger amount for which the Oblige may in good faith contract with the next lowest and best bidder to perform the work covered by the bid; or in the event the Oblige does not award the contract to the next lowest and best bidder and resubmits the project for bidding, the Principal will pay the Oblige the difference not to exceed ten percent of the penalty hereof between the amount specified in the bid, or the costs in connection with the resubmission, of printing new contract documents, required advertising, and printing and mailing notices to prospective bidders, whichever is less, then this obligation shall be void, otherwise to remain in full force and effect. If the Oblige accepts the bid of the Principal and the Principal within ten days after the awarding of the contract and submitting to the Principal a contract for execution, enters into a proper contract in accordance with the bid, plans, details, specifications, and bills of material, which said contract is made a part of this bond the same as though set forth herein; and

IF THE SAID Principal shall well and faithfully perform each and every condition of such contract; and indemnify the Oblige against all damage suffered by failure to perform such contract according to the provisions thereof and in accordance with the plans, details, specifications, and bills of material therefor; and shall pay all lawful claims of subcontractors, materialmen, and laborers for labor performed and materials furnished in the carrying forward, performing, or completing said contract; we agreeing and assenting that this undertaking shall be for the benefit of any materialman or laborer having a just claim as well as for the Oblige herein; then this obligation shall be void; otherwise the same shall remain in full force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall in no event exceed the penal amount of this obligation as herein stated.

THE SAID Surety hereby stipulates and agrees that no modifications, omissions, or additions, in or

to the terms of said contract or in or to the plans and specifications therefor shall in any wise affect the obligations of said Surety on this bond, and it does hereby waive notice of any such modifications, omissions or additions to the terms of the contract or to the work or to the specifications.

SIGNED AND SEALED this _____ day of _____, 20____.

PRINCIPAL: _____ SURETY: _____

BY: _____ BY: _____ Attorney-in-Fact

TITLE: _____

SURETY COMPANY ADDRESS: _____ Street _____ City _____ State _____ ZIP _____

SURETY AGENT'S ADDRESS: _____ Agency Name _____ Street _____ City _____ State _____ ZIP _____

Passed May 22, 2000. Awaiting the approval or disapproval of the Mayor.

Ord. No. 716-2000. By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of bulk waste disposal services, for the Division of Waste Collection and Disposal, Department of Public Service, for a period of one year with a one year option to renew.

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

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

Section 1. That the Director of Public Service is hereby authorized to make a written requirement contract or contracts in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements of the provision of bulk waste disposal, in the approximate amount for each year of the term as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Waste Collection and Disposal, Department of Public Service. The contract or contracts hereby authorized shall have an initial term of one (1) year. The City shall have one (1) one-year option, exercisable by the Director of Public Service, to renew and extend the term. Bids shall be taken in such manner as to permit an award to be made for all items of services as a single contract, or by separate contracts for each or any combination of said items as the Board of Control shall determine.

Bids shall also be taken so as to permit an award to be made for provision of such services citywide or by separate contracts for the dis-

tricts determined by the Director of Public Service. Alternate bids for a period less than the initial term may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire period.

Section 2. That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Public Service may require that each bid be accompanied by a single bond securing both the execution of a contract and the performance of the initial one-year term of each contract. If a single bond securing both execution and performance is required by the Director, it shall be substantially in accordance with the form attached hereto as Exhibit "A". Each bond, whether to secure the execution of a contract, its performance, or both, shall be in an amount determined by the Director of Public Service. The Director may also require that the performance of each contract be secured in any option year by a performance bond or bonds, each in an amount determined by the Director. Each bond submitted to secure the contract or contracts authorized by this ordinance shall be executed by a surety authorized to do business in the State of Ohio and shall be acceptable to the Director of Law.

Section 3. That the cost of such contract or contracts authorized hereby 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 21132)

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

EXHIBIT A BID GUARANTY AND CONTRACT BOND

KNOW ALL MEN BY THESE PRESENTS, that we the undersigned _____

(Name and Address) as Principal and _____

(Name of Surety) as Surety are hereby held and firmly bound unto the City of Cleveland, hereinafter called the Oblige, in the penal sum hereinafter stated, pertaining to the bid submitted by the Principal to the Oblige on _____ (date) to undertake the project known as _____

The penal sum referred to herein shall be _____

For the pay-

ment of the penal sum well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors, and assigns.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that whereas the above named Principal has submitted a bid on the above referred project;

NOW THEREFORE, if the Oblige accepts the bid of the Principal and the Principal fails to enter into a proper contract in accordance with the bid, plans, details, specifications, and bills of material; and in the event the Principal pays to the Obligee the difference not to exceed ten percent of the penalty hereof between the amount specified in the bid and such larger amount for which the Obligee may in good faith contract with the next lowest and best bidder to perform the work covered by the bid; or in the event the Obligee does not award the contract to the next lowest and best bidder and resubmits the project for bidding, the Principal will pay the Obligee the difference not to exceed ten percent of the penalty hereof between the amount specified in the bid, or the costs in connection with the resubmission, of printing new contract documents, required advertising, and printing and mailing notices to prospective bidders, whichever is less, then this obligation shall be void, otherwise to remain in full force and effect. If the Obligee accepts the bid of the Principal and the Principal within ten days after the awarding of the contract and submitting to the Principal a contract for execution, enters into a proper contract in accordance with the bid, plans, details, specifications, and bills of material, which said contract is made a part of this bond the same as though set forth herein; and

IF THE SAID Principal shall well and faithfully perform each and every condition of such contract; and indemnify the Obligee against all damage suffered by failure to perform such contract according to the provisions thereof and in accordance with the plans, details, specifications, and bills of material therefor; and shall pay all lawful claims of subcontractors, materialmen, and laborers for labor performed and materials furnished in the carrying forward, performing, or completing said contract; we agreeing and assenting that this undertaking shall be for the benefit of any materialman or laborer having a just claim as well as for the Obligee herein; then this obligation shall be void; otherwise the same shall remain in full force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall in no event exceed the penal amount of this obligation as herein stated.

THE SAID Surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the terms of said contract or in or to the plans and specifications therefor shall in any wise affect the obligations of said Surety on this bond, and it does hereby waive notice of any such modifications,

omissions or additions to the terms of the contract or to the work or to the specifications.

SIGNED AND SEALED this _____ day of _____, 20____.

PRINCIPAL: _____ SURETY: _____

BY: _____ BY: _____
Attorney-in-Fact

TITLE: _____

SURETY COMPANY ADDRESS: _____

Street _____

City _____ State _____ ZIP _____

SURETY AGENT'S ADDRESS: _____

Agency Name _____

Street _____

City _____ State _____ ZIP _____

Passed May 22, 2000.
Awaiting the approval or disapproval of the Mayor.

**Ord. No. 718-2000.
By Councilmen Cintron and Patmon (by departmental request).**

An emergency ordinance authorizing the Director of Public Service to cause payment of the City's share to the Ohio Department of Transportation for the cost of the rehabilitation of the Stokes Boulevard Bridge.

Whereas, in Ordinance No. 2025-87, passed November 30, 1987, this Council gave consent to the Director of Transportation of the State of Ohio, for the rehabilitation of the Stokes Boulevard Bridge; and

Whereas, this Council authorized the City to cooperate with the State of Ohio in the cost of the above-referenced improvement; and

Whereas, the City's share of the cost of said improvement, is currently estimated to be \$621,000.00; and

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

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

Section 1. That this Council hereby authorizes payment to the State of Ohio, Department of Transportation of the City's share of the rehabilitation of the Stokes Boulevard Bridge, from Fund Nos. 20 SF 322 and 20 SF 353, Request No. 22512.

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

Passed May 22, 2000.
Awaiting the approval or disapproval of the Mayor.

**Ord. No. 719-2000.
By Councilmen Cintron and Patmon (by departmental request).**

An emergency ordinance authorizing the purchase by requirement contract of construction and debris disposal services, for the Division of Waste Collection and Disposal, Department of Public Service, for a period of one year with a one year option to renew.

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

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

Section 1. That the Director of Public Service is hereby authorized to make a written requirement contract or contracts in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements of the provision of construction and debris disposal services, in the approximate amount for each year of the term as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Waste Collection and Disposal, Department of Public Service. The contract or contracts hereby authorized shall have an initial term of one (1) year. The City shall have one (1) one-year option, exercisable by the Director of Public Service, to renew and extend the term. Bids shall be taken in such manner as to permit an award to be made for all items of services as a single contract, or by separate contracts for each or any combination of said items as the Board of Control shall determine.

Bids shall also be taken so as to permit an award to be made for provision of such services citywide or by separate contracts for the districts determined by the Director of Public Service. Alternate bids for a period less than the initial term may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire period.

Section 2. That notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Public Service may require that each bid be accompanied by a single bond securing both the execution of a contract and the performance of the initial one-year term of each contract. If a single bond securing both execution and performance is required by the Director, it shall be substantially in accordance with the form attached hereto as Exhibit "A". Each bond, whether to secure the execution of a contract, its performance, or both, shall be in an amount determined by the Director of Public Service. The Director may also require that the performance of each contract be secured in any option year by a performance bond or bonds, each in an amount determined by the Director. Each bond submitted to secure the contract or contracts authorized by this ordinance shall be executed by a surety authorized to do business in the State of Ohio

and shall be acceptable to the Director of Law.

Section 3. That the cost of such contract or contracts authorized hereby 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 21131)

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

**EXHIBIT A
BID GUARANTY AND
CONTRACT BOND**

KNOW ALL MEN BY THESE PRESENTS, that we the

(Name and Address)
as Principal and _____

(Name of Surety)
as Surety are hereby held and firmly bound unto the City of Cleveland, hereinafter called the Obligee, in the penal sum hereinafter stated, pertaining to the bid submitted by the Principal to the Obligee on _____ (date) to undertake the project known as _____

The penal sum referred to herein shall be _____

_____. For the payment of the penal sum well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors, and assigns.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that whereas the above named Principal has submitted a bid on the above referred project;

NOW, THEREFORE, if the Obligee accepts the bid of the Principal and the Principal fails to enter into a proper contract in accordance with the bid, plans, details, specifications, and bills of material; and in the event the Principal pays to the Obligee the difference not to exceed ten percent of the penalty hereof between the amount specified in the bid and such larger amount for which the Obligee may in good faith contract with the next lowest and best bidder to perform the work covered by the bid; or in the event the Obligee does not award the contract to the next lowest and best bidder and resubmits the project for bidding, the Principal will pay the Obligee the difference not to exceed ten percent of the penalty hereof between the amount specified in the bid, or the costs in connection with the resubmission, of printing new contract documents, required adver-

tising, and printing and mailing notices to prospective bidders, whichever is less, then this obligation shall be void, otherwise to remain in full force and effect. If the Obligee accepts the bid of the Principal and the Principal within ten days after the awarding of the contract and submitting to the Principal a contract for execution, enters into a proper contract in accordance with the bid, plans, details, specifications, and bills of material, which said contract is made a part of this bond the same as though set forth herein; and

IF THE SAID Principal shall well and faithfully perform each and every condition of such contract; and indemnify the Obligee against all damage suffered by failure to perform such contract according to the provisions thereof and in accordance with the plans, details, specifications, and bills of material therefor; and shall pay all lawful claims of subcontractors, materialmen, and laborers for labor performed and materials furnished in the carrying forward, performing, or completing said contract; we agreeing and assenting that this undertaking shall be for the benefit of any materialman or laborer having a just claim as well as for the Obligee herein; then this obligation shall be void; otherwise the same shall remain in full force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall in no event exceed the penal amount of this obligation as herein stated.

THE SAID Surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the terms of said contract or in or to the plans and specifications therefor shall in any wise affect the obligations of said Surety on this bond, and it does hereby waive notice of any such modifications, omissions or additions to the terms of the contract or to the work or to the specifications.

SIGNED AND SEALED this _____ day of _____, 20____.

PRINCIPAL: _____ SURETY: _____

BY: _____ BY: _____
Attorney-in-Fact

TITLE: _____

SURETY COMPANY ADDRESS: _____

Street _____

City _____ State _____ ZIP _____

SURETY AGENT'S ADDRESS: _____

Agency Name _____

Street _____

City _____ State _____ ZIP _____

Passed May 22, 2000.
Awaiting the approval or disapproval of the Mayor.

**Ord. No. 720-2000.
By Councilmen Cintron and Patmon (by departmental request).**

An emergency ordinance authorizing the Director of Public Service to enter into a requirement contract with Maltese Fire Equipment Co. for the purchase of L.T.I. fire apparatus parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed one year.

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

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

Section 1. That it is hereby determined that the within services are non-competitive and cannot be secured from any source other than Maltese Fire Equipment Co. Therefore, the Director of Public Service is hereby authorized to make a written requirement contract with Maltese Fire Equipment Co. for the purchase of L.T.I. fire apparatus parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed one year.

Section 2. That 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 Director of Public Service pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 17668)

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

Passed May 22, 2000.
Awaiting the approval or disapproval of the Mayor.

**Ord. No. 721-2000.
By Councilmen Cintron and Patmon (by departmental request).**

An emergency ordinance authorizing the Director of Public Service to enter into a requirement contract with Finley Fire Equipment, for the purchase of Pierce fire apparatus parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed one year.

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

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

Section 1. That it is hereby determined that the within services are non-competitive and cannot be secured from any source other than Finley Fire Equipment. Therefore, the Director of Public Service is hereby authorized to make a writ-

ten requirement contract with Finley Fire Equipment for the purchase of Pierce fire apparatus parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed one year.

Section 2. That 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 Director of Public Service pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 17667)

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 722-2000.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Service to enter into a requirement contract with Sutphen Corporation, for the purchase of Sutphen fire apparatus parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed one year.

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

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

Section 1. That it is hereby determined that the within services are non-competitive and cannot be secured from any source other than Sutphen Corporation. Therefore, the Director of Public Service is hereby authorized to make a written requirement contract with Sutphen Corporation for the purchase of Sutphen fire apparatus parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed one year.

Section 2. That 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 Director of Public Service pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 17669)

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

shall take effect and be in force from and after the earliest period allowed by law.

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 723-2000.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Service to enter into a requirement contract with Maltese Fire Equipment Co. for the purchase of Duplex cab and chassis fire apparatus parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed one year.

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

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

Section 1. That it is hereby determined that the within services are non-competitive and cannot be secured from any source other than Maltese Fire Equipment Co. Therefore, the Director of Public Service is hereby authorized to make a written requirement contract with Maltese Fire Equipment Co. for the purchase of Duplex cab and chassis fire apparatus parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed one year.

Section 2. That 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 Director of Public Service pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 17665)

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 724-2000.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Service to enter into a requirement contract with American Fire Equipment Co. for the purchase of E-one fire apparatus parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed one year.

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

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

Section 1. That it is hereby determined that the within services are non-competitive and cannot be secured from any source other than American Fire Equipment Co. Therefore, the Director of Public Service is hereby authorized to make a written requirement contract with American Fire Equipment Co. for the purchase of E-one fire apparatus parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed one year.

Section 2. That 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 Director of Public Service pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 17666)

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 725-2000.

By Councilmen Cintron and Patmon (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to refurbish front-end loaders and roll off dumpsters, for the Division of Waste Collection and Disposal, Department of Public Service.

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

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

Section 1. That the Director of Public Service is hereby authorized to make 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 refurbish front-end loaders and roll off dumpsters in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Waste Collection and Disposal, 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. That 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 21134)

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 726-2000.
By Councilmen Cintron and Patmon (by departmental request).**

An emergency ordinance authorizing the Director of Public Service to employ one or more professional consultants necessary to perform geotechnical testing services.

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

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

Section 1. That the Director of Public Service is hereby authorized to employ by contract one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to perform geotechnical testing services.

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

Section 2. That the contract authorized herein shall be for a term of one (1) year or less.

Section 3. That the cost of said services herein authorized shall be paid from Fund No. 20 SF 364, Request No. 4308.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 728-2000.
By Councilman Cimperman.
An emergency ordinance authorizing the Director of Public Service to issue a permit to 1222 Prospect, Inc., an Ohio Corporation dba Bottoms Up of Cleveland to encroach into the public right-of-way of Bolivar Road S.E. with an outdoor seasonal sidewalk cafe, bollards, planters and associated equipment.**

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

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

Section 1. That the Director of Public Service hereby is authorized to issue a permit, revocable at the will of Council, and assignable by the Permittee with the written consent of the Director of Public Service to 1222 Prospect, Inc., an Ohio Corporation dba Bottoms Up of Cleveland, 1222 Prospect Avenue, Cleveland, Ohio 44115, its successors and assigns, for the construction, use and maintenance of an outdoor seasonal sidewalk cafe, bollards, planters and associated equipment, which will encroach into the public right-of-way of Bolivar Road S.E. at the location more fully described as follows:

**LEGAL DESCRIPTION/PROPOSED ENCROACHMENT AREA/
BOTTOMS UP OF
CLEVELAND SIDEWALK
CAFE/BOLIVAR ROAD S.E.**

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

Beginning on the Northwesterly line of Bolivar Road S.E. (66 feet wide), at its intersection with the Southerly line of Prospect Avenue S.E. (82.50 feet wide)

Thence Southwesterly along the Northwesterly line of Bolivar Road, 104.45 feet to a point;

Thence Southeasterly at a right angle to said Northwesterly line, 9.50 feet to a point;

Thence Northeasterly and parallel with said Northwesterly line of Bolivar Road 104.45 feet to a point;

Thence Northwesterly 9.50 feet to the place of beginning.

Section 2. That said outdoor seasonal sidewalk cafe, bollards, planters and associated equipment will be placed within the public right-of-way as aforesaid in Section 1, and will be constructed in accordance with plans and specifications approved by the Commissioner of Engineering and Construction. That all other required permits, including a building Permit, shall be obtained before said fence is constructed.

Section 3. That this permit herein authorized shall be prepared by the Director of Law and shall be issued only when in the opinion of the Director of Law, the City of Cleveland has been properly indemnified against any and all loss which may result from said permit.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 731-2000.
By Councilmen Melena, Cintron and Patmon (by departmental request).**

An emergency ordinance to amend Section 1 of Ordinance No. 137-96, passed February 5, 1996, relating to causing the payment of the City of Cleveland's share to the state of Ohio for the cost of rehabilitating or reconstructing the West 44th Street Bridge.

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

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

Section 1. That Section 1 of Ordinance No. 137-96, passed February 5, 1996, is hereby amended to read as follows:

Section 1. That this Council hereby authorizes payment to the State of Ohio of the City's share of the cost of the improvement of rehabilitating, repairing and reconstructing the West 44th Street Bridge over Conrail and Train Avenue, City Bridge No. 1:053 from Fund Nos. 20 SF 322, 20 SF 190, 20 SF 312, 20 SF 883, and 20 SF 364, Request No. 21791.

Section 2. That existing Section 1 of Ordinance No. 137-96, passed February 5, 1996, is hereby repealed.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 742-2000.
By Councilmen Polensek, Rybka, Cimperman and Patmon (by departmental request).**

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located on the east side of East 200th Street, north of Interstate 90 to Richard J. and Rita M. Case.

Whereas, the Director of Parks, Recreation and Properties has requested the sale of City-owned property no longer needed for public use and located at located on the east side of East 200th Street, north of Interstate 90; and

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

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

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

**DESCRIPTION OF PARCEL "C"
FOR
RICK CASE HONDA**

Situated in the City of Cleveland County of Cuyahoga, and State of Ohio and known as being a part of Original Euclid Township Lot No. 8, Tract No. 17, now in said City, and is bounded and described as follows:

Beginning in the centerline of East 200th Street at its intersection with the line which separates the City of Cleveland from the City of Euclid, said point of beginning being located South 0°-43'-23" East, a distance of 1,245.23 feet as measured along said centerline from an iron pin monument found marking its intersection with the centerline of Cherokee Avenue (now vacated), said point of beginning being also located North 0°-43'-23" West, a distance of 69.72 feet as measured along said centerline from an iron pin monument found marking a point of curvature in the relocated centerline of said East 200th Street at Station 3 + 58.89 North in the survey thereof, as shown to improvement plans for CUY-2-24.33 (Project I-329 (20) filed with the Ohio Department of Transportation:

Thence South 44°-32'-58" East along said line which separates the City of Cleveland from the City of Euclid 64.98 feet to a point located 45.00 feet Easterly by normal measure from said centerline of East 200th Street and the principal point of beginning of the following described parcel of land:

COURSE I: Thence South 44°-32'-58" East continuing along said line which separates the City of Cleveland from the City of Euclid 126.22 feet to a point located 30.00 feet Northerly by normal measure from the centerline of the North Marginal Road of the Lakeland Freeway as shown by said plans;

COURSE II: Thence South 55°-22'-44" West by a line which is parallel with said centerline of the North Marginal Road 37.54 feet to a point at the beginning of a curve;

COURSE III: Thence Northwesterly on the arc of said curve and deflecting to the Right (said curve having a radius of 35.00 feet and a chord which bears North 64°-18'-02" West and is 60.82 feet in length, a distance of 73.70 feet to a point of compound curvature;

COURSE IV: Thence Northerly on the arc of said curve and deflecting to the Right (said curve having a radius of 1,100.92 feet, a chord which bears North 2°-21'-05.5" West and is 62.58 feet in length, and being concentric with said relocated centerline of East 200th Street and 45.00 feet Easterly by normal measure therefrom), a distance of 62.58 feet to a point;

COURSE V: Thence North 0°-43'-23" West by a line which is parallel with the centerline of said East 200th Street, a distance of 22.39 feet to the principal point of beginning and containing about 0.124 of an acre of land as calculated and described from surveys dated September, 1999 and March, 2000 by Timothy P. Hadden, Ohio Registered Surveyor #6786 of CT Consultants, Inc., Registered Engineers and Surveyors.

Bearings used herein are based upon those shown on plat recorded in Volume 227, Page 111 of the Cuyahoga County Map Records.

Section 2. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to Richard J. and Rita M. Case at a price not less than fair market value as determined by the Board of Control.

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

Section 4. That, if necessary, the Director of Parks, Recreation and Properties is authorized to accept a purchase money mortgage to finance all or part of purchaser's acquisition cost.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 871-2000.

By Councilman Britt.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Ward 6 Multi-Cultural Community Festival to stretch one banner at Woodland Avenue using a utility pole (by separate permission) for the period of July 12, 2000 to August 13, 2000, inclusive publicizing their annual festival.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to Ward 6 Multi-Cultural Community Festival, 2450 MLK Jr. Drive, (at the corner of Woodstock Avenue), Cleveland, Ohio 44104, to install, maintain and remove one (1) banner to be stretched on a Cleveland Public Power utility pole, (by separate permission) publicizing their annual festival, for the period of July 12, 2000 to August 13, 2000, inclusive, on the following pole location: Woodland Avenue on Pole E14-192, and which banner shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements

of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner, and said banner shall be removed promptly upon the expiration of said permit.

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

Passed May 15, 2000.

Effective May 25, 2000.

Ord. No. 872-2000.

By Councilman Cimperman.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Slavic Village Development Corporation for a senior citizen tree and yard maintenance program through the use of Ward 13 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Slavic Village Development Corporation for a senior citizen tree and yard maintenance program.

Section 2. That the costs of said contract shall be in an amount not to exceed \$30,000 and shall be paid from Fund No. 10 SF 166.

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

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

Passed May 15, 2000.

Effective May 25, 2000.

Ord. No. 873-2000.

By Councilman Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for a Foot Race, on Saturday, May 27, 2000, sponsored by FM 92.3 and Hermes Race Systems in conjunction with the National Rib Cook-off.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of a Foot Race sponsored by FM 92.3 and Hermes Race Systems in conjunction with the National Rib Cook-off, on Saturday, May 27, 2000, with the participants beginning the foot race at Burke Lakefront Airport loop to North Marginal east to East 55th Street turn around and return the same route, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed May 15, 2000.
Effective May 25, 2000.

Ord. No. 874-2000.
By Councilman Patmon.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with FAMICOS for the Glenville Safezone program and the renovation of the Rockefeller Park and Cultural Gardens through the use of Ward 8 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with FAMICOS for the Glenville Safezone program and the renovation of the Rockefeller Park and Cultural Gardens.

Section 2. That the costs of said contract shall be in an amount not to exceed \$6,800 and shall be paid from Fund No. 10 SF 166.

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

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

Passed May 15, 2000.
Effective May 25, 2000.

Ord. No. 875-2000.

By Councilman Cimperman.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Immaculate Conception Church for lighting improvements to the church towers, a historic landmark through the use of Ward 13 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Immaculate Conception Church for lighting improvements to the church towers, a historic landmark.

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

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

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

Passed May 15, 2000.
Effective May 25, 2000.

Ord. No. 876-2000.

By Councilman Patmon.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with FAMICOS for assistance with the neighborhood office accommodations for the Cuyahoga County Prosecutor's Office through the use of Ward 8 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with FAMICOS for assistance with the neighborhood office accommodations for the Cuyahoga County Prosecutor's Office.

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

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

Section 4. That this ordinance is hereby declared to be an emergency measure and, provided it receives

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

Passed May 15, 2000.
Effective May 25, 2000.

Ord. No. 877-2000.

By Councilman Sweeney.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Bellaire-Puritas Development Corporation for additional support of the Safety Patrol program through the use of Ward 20 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Bellaire-Puritas Development Corporation for additional support of the Safety Patrol program.

Section 2. That the costs of said contract shall be in an amount not to exceed \$40,000 and shall be paid from Fund No. 10 SF 166.

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

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

Passed May 15, 2000.
Effective May 25, 2000.

Ord. No. 878-2000.

By Councilman Jackson.
An emergency ordinance authorizing the Director of Economic Development to enter into an agreement with Total Learning Center, Infant Child Care, Inc. for assistance with start-up costs for the day care facility, located at 3868 Carnegie Avenue through the use of Ward 5 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Economic Development is authorized to enter into an agreement with Total Learning Center, Infant & Child Care, Inc. for assistance with start-up costs for the day care

facility, located at 3868 Carnegie Avenue.

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

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

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

Passed May 15, 2000.

Effective May 25, 2000.

Ord. No. 948-2000.

By Councilman Cimperman.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with United Labor Agency for a home improvement program through the use of Ward 13 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with United Labor Agency for a home improvement program.

Section 2. That the cost of said contract shall be in an amount not to exceed \$100,000 and shall be paid from Fund No. 10 SF 166.

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

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 949-2000.

By Councilman Coats.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with St. Clair Local Development Corporation for conducting an impact study related to the Water Tower Park site on Coit Road through the use of Ward 10 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with St. Clair Local Development Corporation for conducting an impact study related to the Water Tower Park site on Coit Road.

Section 2. That the cost of said contract shall be in an amount not to exceed \$25,000 and shall be paid from Fund No. 10 SF 166.

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

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 950-2000.

By Councilman Coats.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Collinwood Community Services Center for costs associated with the Collinwood Bike-A-Thon through the use of Ward 10 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Collinwood Community Services Center for costs associated with the Collinwood Bike-A-Thon.

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

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

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 951-2000.

By Councilman Jackson.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Burton-Bell Carr Development Corporation for various recreation programs through the use of Ward 5 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Burton-Bell Carr Development Corporation for various recreation programs.

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

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

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 952-2000.

By Councilman Jackson.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Lutheran Housing Corporation in order to provide funding for the memorial wall project through the use of Ward 5 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Lutheran Housing Corporation in order to provide funding for the memorial wall project.

Section 2. That the costs of said contract shall be in an amount not to exceed \$20,000.00 and shall be paid from Fund No. 10 SF 166.

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

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

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 953-2000.

By Councilman Johnson.

An emergency ordinance authorizing the Director of Economic Development to enter into an agreement with Shaker Square of Ohio LLC for additional capital improvements and infrastructure costs related to the Shaker Square Urban Redevelopment Plan through the use of Ward 4 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Economic Development is authorized to enter into an agreement with Shaker Square of Ohio LLC for additional capital improvements and infrastructure costs related to the Shaker Square Urban Redevelopment Plan.

Section 2. That the costs of said contract shall be in an amount not to exceed \$109,000 and shall be paid from Fund No. 10 SF 166.

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

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 954-2000.

By Councilman Jones.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Harvard Community Services Center for code enforcement and community organizing staff through the use of Ward 1 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Harvard Community Services Center for code enforcement and community organizing staff.

Section 2. That the costs of said contract shall be in an amount not to exceed \$33,000 and shall be paid from Fund No. 10 SF 166.

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

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 955-2000.

By Councilman Patmon.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Glenville Multi-Service Center to provide funding for agency overhead and operation costs through the use of Ward 8 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Glenville Multi-Service Center to provide funding for agency overhead and operation costs.

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

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

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 956-2000.

By Councilman Polensek.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Northeast Shores Development Corporation for complete renovation of the multi-unit building located at 276 East 156th Street through the use of Ward 11 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Northeast Shores Development Corporation for complete renovation of the multi-unit building located at 276 East 156th Street through the use of Ward 11 Neighborhood Equity Funds.

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

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

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 957-2000.

By Councilman Polensek.

An emergency ordinance authorizing the Clerk of Council to enter into a contract with DocMan Technologies for maintenance of the computer network for Cleveland City Council.

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

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

Section 1. That the Clerk of Council is authorized to enter into contract with DocMan Technologies to provide support services, both by telephone and on-site, to maintain and optimize the computer network installed throughout the offices of Cleveland City Council for a period of two (2) years.

Section 2. That the cost of said agreement shall not exceed Twenty Thousand Dollars (\$20,000.00) and shall be payable from Fund No. 01 Subclass 01001.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 958-2000.**By Councilman Sweeney.**

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to West Side Hungarian Reformed Church to stretch one banner at 15300 Puritas Avenue using a C.E.I. utility pole (by separate permission) for the period of May 22, 2000 to May 30, 2000, inclusive, publicizing their Third Annual Carnival and identifying the Bellaire-Puritas Neighborhood.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to West Side Hungarian Reformed Church, 15300 Puritas Avenue, Cleveland, Ohio 44135 to construct, use, maintain and remove one (1) banner to be stretched on a Cleveland Electric Illuminating utility pole, (by separate permission) publicizing their Third Annual Carnival and identifying the Bellaire-Puritas Neighborhood, for the period of May 22, 2000 to May 30, 2000, inclusive, on the following pole location: Crossing Puritas Avenue in front of their Church, located at 15300 Puritas Avenue, Cleveland, Ohio 44135, and which banner shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner, and said banner shall be removed promptly upon the expiration of said permit.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 959-2000.**By Councilmen Robinson and Britt.**

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Ministerial Day Care/Headstart Association to stretch banners at 2442 East 89th Street (west side of East 89th Street) and at 10406 Kinsman Avenue (north side and south side of Kinsman Avenue), for the

period from June 1, 2000 to July 5, 2000, inclusive, publicizing the Children First Learning & Enrichment Center, Our Children are #1.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Ministerial Day Care/Headstart Association to install, maintain and remove banners at 2442 East 89th Street (west side of East 89th Street - pole nos. 25-19-7A-2, 25-19-7A-3, 25-19-7A-4 and 25-19-7A-5) and at 10406 Kinsman Avenue (north side of Kinsman Avenue - pole nos. SE6-66, SE6-67, SE6-68, SE6-69, south side of Kinsman Avenue - pole nos. SE6-64, SE6-65), for the period from June 1, 2000 to July 5, 2000, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 960-2000.**By Councilman White.**

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Straight Eight Productions to stretch a banner across Miles Avenue at intersection of East 119th and Miles Avenue, for the period from June 2, 2000 to June 30, 2000, inclusive, publicizing the Straight Eight Productions Second Annual Cabaret.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to

issue a permit to Straight Eight Productions to install, maintain and remove a banner across Miles Avenue at the intersection of East 119th and Miles Avenue, for the period from June 2, 2000 to June 30, 2000, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

Passed May 22, 2000.

Awaiting the approval or disapproval of the Mayor.

COUNCIL COMMITTEE MEETINGS

Friday, May 25, 2000**Legislation Committee: 9:30 a.m.—**

Present: Lewis, Chairman; Jones, Vice Chairman; Brady, Coats., Excused: Gordon, Johnson, Westbrook.

Tuesday, May 30, 2000**Community and Economic Development Committee: 9:30 a.m.—**

Present: Lewis, Vice Chairman; Brady, Cimperman, Jackson, Jones, Robinson, Willis. Excused: Melena, Chairman; Cintron.

Public Health Committee: 1:30 p.m.—

Present: Gordon, Chairman; Robinson, Vice Chairman; Brady, Jackson, Westbrook, Willis. Excused: Cimperman.

Wednesday, May 31, 2000**Aviation and Transportation Committee: 10:00 a.m.—**

Present: Dolan, Chairman; O'Malley, Vice Chairman; Jones, Patmon, Robinson, Rybka, Sweeney.

City Planning Committee (Zoning): 1:00 p.m.—

Present: Cimperman, Chairman; Rybka, Vice Chairman; Jackson, O'Malley, Robinson. Excused: Dolan, White.

City Planning Committee: 1:30 p.m.—

Present: Cimperman, Chairman; Jackson, O'Malley, Robinson. Excused: Dolan, White.

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