

The City Record

Official Publication of the Council of the City of Cleveland



October the First, Two Thousand and Three

Jane L. Campbell
Mayor

Frank G. Jackson
President of Council

Valarie J. McCall
City Clerk, Clerk of Council

Ward	Name
1	Joseph T. Jones
2	Robert J. White
3	Zachary Reed
4	Kenneth L. Johnson
5	Frank G. Jackson
6	Patricia J. Britt
7	Fannie M. Lewis
8	Sabra Pierce Scott
9	Kevin Conwell
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	Matthew Zone
18	Jay Westbrook
19	Dona Brady
20	Martin J. Sweeney
21	Michael A. Dolan

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PRESORTED STANDARD
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CLEVELAND, OHIO
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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL – LEGISLATIVE

President of Council – Frank G. Jackson

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Robert J. White	3760 East 126th Street	44105
3	Zachary Reed	3734 East 149th 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	Sabra Pierce Scott	9212 Kempton Avenue	44108
9	Kevin Conwell	774 East 131st Street	44108
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.	4326 Daisy Avenue	44109
15	Merle R. Gordon	1700 Denison Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Matthew Zone	1228 West 69th Street	44102
18	Jay Westbrook	1278 West 103rd Street	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

City Clerk, Clerk of Council – Valarie J. McCall, 216 City Hall, 664-2840
 First Assistant Clerk – Sandra Franklin

MAYOR – Jane L. Campbell

- Debra M. Janik, Chief of Staff
- David M. McGuirk, Executive Assistant
- Timothy Mueller, Executive Assistant
- Craig Tame, Executive Assistant
- Henry Guzman, Director, Office of Equal Opportunity
- Margreat A. Jackson, Legislative Affairs Liaison
- Erik Janas, Inter-Governmental Affairs Officer
- Lorna Wisham, Chief Public Affairs Officer

DEPT. OF LAW – Subodh Chandra, Director, Galen L. Schuerlein, Acting Chief Counsel, Rm. 106
 Karen E. Martinez, Law Librarian, Room 100

DEPT. OF FINANCE – Robert H. Baker, Director, Room 104;

- Frank Badalamenti, Manager, Internal Audit
- DIVISIONS: Accounts – Alan Schneider, Commissioner, Room 19
- Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122
- City Treasury – Algeron Walker, Treasurer, Room 115
- Financial Reporting and Control – James Gentile, Controller, Room 18
- Information Technology and Services – James S. Higgins, Commissioner, 1404 East 9th Street
- Purchases and Supplies – Myrna Branche, Commissioner, Room 128
- Printing and Reproduction – Michael Hewitt, Commissioner, 1735 Lakeside Avenue
- Taxation – Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue

DEPT. OF PUBLIC UTILITIES – Michael G. Konicek, Director, 1201 Lakeside Avenue

- DIVISIONS – 1201 Lakeside Avenue
- Cleveland Public Power – James F. Majer, Commissioner
- Street Lighting Bureau – _____, Acting Chief
- Utilities Fiscal Control – Dennis Nichols, Commissioner
- Water – Julius Ciaccia, Jr., Commissioner
- Water Pollution Control – Darnell Brown, Commissioner

DEPT. OF PORT CONTROL – John C. Mok, Director

- Cleveland Hopkins International Airport, 5300 Riverside Drive
- Burke Lakefront Airport – Khalid Bahhur, Commissioner
- Cleveland Hopkins International Airport – Fred Szabo, Commissioner

DEPT. OF PUBLIC SERVICE – Mark Ricchiuto, Director, Room 113

- DIVISIONS: Architecture – Kurt Weibusch, Commissioner, Room 517
- Engineering and Construction – Randall E. DeVaul, Commissioner, Room 518
- Motor Vehicle Maintenance, Daniel A. Novak, Commissioner, Harvard Yards Streets – Randell T. Scott, Commissioner, Room 25
- Traffic Engineering – Robert Mavec, Commissioner, 4150 East 49th Street, Building #1
- Waste Collection and Disposal – Ron Owens, Commissioner, 5600 Carnegie Avenue

DEPT. OF PUBLIC HEALTH – Matthew Carroll, Acting Director, Mural Building, 1925 St. Clair Ave.

- DIVISIONS: Air Quality – Commissioner
- Correction – Robert Taskey, Commissioner, Cleveland House of Corrections, 4041 Northfield Rd.
- Environment – Willie Bess, Acting Commissioner, Mural Building, 1925 St. Clair Ave.
- Health – Dr. Wendy Johnson, Acting Commissioner, Mural Building, 1925 St. Clair Ave.

DEPT. OF PUBLIC SAFETY – James A. Draper, Director, Room 230

- DIVISIONS: Dog Pound – John Baird, Chief Dog Warden, 2690 West 7th Street
- Emergency Medical Service – Edward Eckart, Commissioner, 1708 South Pointe Drive
- Fire – Kevin G. Gerrity, Chief, 1645 Superior Avenue
- Police – Edward F. Lohn, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

DEPT. OF PARKS, RECREATION & PROPERTIES – Natalie A. Ronayne, Director

- Cleveland Convention Center, Clubroom A, 1220 East 6th Street
- DIVISIONS: Convention Center & Stadium – James Glending, Commissioner
- Public Auditorium, East 6th Street and Lakeside Avenue
- Parking Facilities – Dennis Donahue, Commissioner
- Public Auditorium, East 6th Street and Lakeside Avenue
- Park Maintenance and Properties – Richard L. Silva, Commissioner
- Public Auditorium – East 6th Street and Lakeside Avenue
- Property Management – Tom Nagle, Commissioner, East 49th Street & Harvard
- 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 – Joseph A. Sidoti, Commissioner

DEPT. OF BUILDING AND HOUSING – James G. Williams, Director, Room 500

- DIVISIONS: Code Enforcement – Tyrone L. Johnson, Commissioner
- Construction Permitting – Timothy R. Wolosz, Commissioner

DEPT. OF PERSONNEL AND HUMAN RESOURCES – Gina Routen, Director, Room 121

DEPT. OF ECONOMIC DEVELOPMENT – Steven Sims, Director, Room 210

DEPT. OF AGING – Jane E. Fumich, Director, Room 122

DEPT. OF CONSUMER AFFAIRS – Kenya Taylor, Director

COMMUNITY RELATIONS BOARD – Room 11, Jeffrey D. Johnson, Director; Mayor Jane

- L. Campbell, Chairman Ex-Officio; Rev. Charles Lucas, Jr., Vice-Chairman; Councilman Kevin Conwell, Councilman Matthew Zone, City Council Representatives; Charles L. Patton, Jr., Paula Castleberry, Emmett Saunders, John Banno, Kathryn M. Hall, Evangeline Hardaway, Janet Jankura, Gia Hoa Ryan, Rev. Jesse Harris, Magda Gomez, Fred J. Livingstone, Margot James Copeland.

CIVIL SERVICE COMMISSION – Room 119, Reynaldo Galindo, President; Rev. Earl

- Preston, Vice President; Jonalyn M. Krupka, Secretary; Members: Diane M. Downing, William Morrison.

SINKING FUND COMMISSION – Jane L. Campbell, President; Council President Frank

- G. Jackson; Betsy Hruby, Asst. Sec'y.; Robert H. Baker, Director.

BOARD OF ZONING APPEALS – Room 516, Carol A. Johnson, Chairman; Members;

- Margreat Hopkins, Ozell Dobbins, Joan Shaver Washington, Christopher Carmody, Eugene Cranford, Jr., Secretary.

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS – Room 516, J. F. Denk,

- Chairman; James Williams, Arthur Saunders, Alternate Members – D. Cox, P. Frank, E. P. O'Brien, Richard Pace, J.S. Sullivan.

BOARD OF REVISION OF ASSESSMENTS – Law Director Subodh Chandra, President;

- Finance Director Robert H. Baker, Secretary; Council President Frank G. Jackson.

BOARD OF SIDEWALK APPEALS – Service Director Mark Ricchiuto; Law Director

- Subodh Chandra; Councilman Martin J. Sweeney.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Subodh Chandra; Utilities

- Director Michael G. Konicek; Council President Frank G. Jackson.

CITY PLANNING COMMISSION – Room 501 – Christopher S. Ronayne, Director;

- Anthony J. Coyne, Chairman; David Bowen, Lillian W. Burke, Lawrence A. Lumpkin, Gloria Jean Pinkney, Rev. Sam Edward Small, Councilman Joseph Cimperman.

FAIR EMPLOYMENT WAGE BOARD – Room 210 – Gerald Meyer, Chair; Angela Caldwell,

- Vice Chair; Patrick Gallagher, Kathryn Jackson, Draydean McCaleb, Council Member Nelson Cintron, Ed Romero.

HOUSING ADVISORY BOARD – Room 310 – Keith Brown, Terri Hamilton Brown, Vickie

- Eaton-Johnson, Mike Foley, Eric Hodderson, Janet Leohr, Mark McDermott, Marcia Nolan, David Perkowski, Joan Shaver Washington, Keith Sutton, Council Member Merle Gordon.

FAIR HOUSING BOARD – Charles See, Chair; Cindy Barber, Vice Chair; Michael Doud,

- Doris Honsa, Richard Lenard.

CLEVELAND BOXING AND WRESTLING COMMISSION – Robert Jones, Chairman;

- Clint Martin, Mark Rivera.

MORAL CLAIMS COMMISSION – Law Director Subodh Chandra; Chairman; Finance

- Director Robert H. Baker; Council President Frank G. Jackson; Councilman Dona Brady; Councilman Martin J. Sweeney.

BOARD OF EXAMINERS OF ELECTRICIANS – Samuel Montfort, Chairman; Donald

- Baultknight, Anton J. Eichmuller, J. Gilbert Steele, Raymond Ossovicki, Chief Electrical Inspector; Laszlo V. Kemes, Secretary to the Board.

BOARD OF EXAMINERS OF PLUMBERS – Joseph Gorky, 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 – Paul Volpe, Chair; Ted Sande,

- Vice Chair; James Gibans, India Pierce Lee, Robert Madison, Randall B. Shorr, Chris Ronayne, N. Kurt Weibusch, Council Member Joe Cimperman, Dwayne J. Simpson; Robert Keiser, Secretary.

CLEVELAND MUNICIPAL COURT JUSTICE CENTER – 1200 ONTARIO STREET JUDGE COURTROOM ASSIGNMENTS

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

Earle B. Turner – Clerk of Courts, Michael E. Flanagan – Court Administrator, Paul J. Mizerak – Bailiff; Kenneth Thomas – Chief Probation Officer, Gregory F. Clifford – Chief Magistrate

The City Record



OFFICIAL PUBLICATION OF THE COUNCIL OF THE CITY OF CLEVELAND

Vol. 90

WEDNESDAY, OCTOBER 1, 2003

No. 4686

CITY COUNCIL

MONDAY, SEPTEMBER 29, 2003

The City Record

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216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 2002-2005

MONDAY

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

MONDAY—Alternating

11:00 A.M. — **Public Service Committee:** Sweeney, Chairman; Jones, Vice Chairman; Brady, Cimperman, Johnson, O'Malley, Polensek, White, Zone.

11:00 A.M. — **Employment, Affirmative Action & Training Committee:** Lewis, Chairman; Conwell, Vice Chairman; Cintron, Coats, Johnson, Reed, Polensek.

MONDAY

2:00 P.M. — **Finance Committee:** Jackson, Chairman; Sweeney, Vice Chairman; Brady, Britt, Coats, Gordon, O'Malley, Reed, Scott, Westbrook, White.

TUESDAY

9:30 A.M. — **Community and Economic Development Committee:** Gordon, Chairman; Cimperman, Vice Chairman; Cintron, Coats, Jones, Lewis, Reed, Scott, Zone.

TUESDAY—Alternating

1:00 P.M. — **Health & Human Services Committee:** Britt, Chairman; Zone, Vice Chairman; Cintron, Conwell, Gordon, Scott, Polensek.

1:30 P.M. — **Legislation Committee:** White, Chairman; Scott, Vice Chairman; Dolan, Gordon, Johnson, Rybka, Westbrook.

WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Westbrook, Chairman; Sweeney, Vice Chairman; Britt, Dolan, Gordon, Reed, Rybka.

10:00 A.M. — **Public Safety Committee:** Reed, Chairman; Britt, Vice Chairman; Brady, Cimperman, Coats, Conwell, Jones, White, Zone.

WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** Coats, Chairman; O'Malley, Vice Chairman; Brady, Cintron, Jones, Polensek, Sweeney, Westbrook, Zone.
1:30 P.M.—**City Planning Committee:** Cimperman, Chairman; Rybka, Vice Chairman; Conwell, Lewis, O'Malley, Scott, Westbrook.

The following Committees are subject to the Call of the Chairman:
Rules Committee: Jackson, Chairman; O'Malley, Reed, Sweeney, Westbrook.

Personnel and Operations Committee: Gordon, Chairman; Britt, Cimperman, Coats, Scott.

Mayor's Appointment Committee: Coats, Chairman; Cintron, Reed, Pierce Scott, Westbrook.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, September 29, 2003

The meeting of the Council was called to order, The President, Frank G. Jackson, in the Chair.

Council Members present: Brady, Britt, Cimperman, Cintron, Coats, Conwell, Dolan, Gordon, Jackson, Johnson, Jones, Lewis, O'Malley, Polensek, Reed, Rybka, Scott, Sweeney, Westbrook, Zone.

Also present were Chief of Staff Janik and Directors Chandra, Baker, Konicek, Ricchiuto, Draper, N. Ronayne, Hudecek, Williams, Routen, Fumich, Johnson, Taylor, C. Ronayne, Acting Director Carroll, Candace McGraw; Chief Public Affairs Officer; Margreat Jackson, Legislative Affairs Liaison.

Pursuant to Ordinance No. 2926-76, prayer was offered by Father John Manning of St. Vincent DePaul Church, located at 13400 Lorain Avenue, Cleveland, Ohio 44111 in Ward 20. Pledge of Allegiance.

MOTION

On the motion of Council Member Zone the reading of the minutes of the last meeting was dispensed with

and the journal approved. Seconded by Council Member Sweeney.

MAYOR'S APPOINTMENT COMMITTEE

File No. 1744-03-A.

September 25, 2003

To the Honorable Council of the City of Cleveland City Council

Ladies and Gentlemen:

Report of the Mayor's Appointment Committee's consideration of the Mayor's New Appointment to the Community Relations Board.

We have before us the Mayor's Letter wherein she names her appointment to the Community Relations Board:

Sonia Troche
Term expires March 31, 2005

The Mayor's Appointment Committee hereby recommends that Council approve the appointment as stated above.

Mayor's Appointment Committee

Roosevelt Coats, Chairman
Jay Westbrook
Zachary Reed
Nelson Cintron Jr.
Sabra Pierce Scott

Without objection, Mayor's Appointment approved. Yeas 20. Nays 0.

COMMUNICATION

File No. 1907-03.

From the Law Department: Amendment to contract with Community Health Access Project. Received.

FROM DEPARTMENT OF LIQUOR CONTROL

File No. 1908-03.

Re: Transfer of Ownership Application — 4253489 — Jatz, Inc., d.b.a. Clark Store 1272, 4818 Pershing Avenue. (Ward 5). Received.

File No. 1909-03.

Re: Transfer of Ownership and Location Application — 5202734 — Limbo Limited, d.b.a. Cafe Limbo, 12706 Larchmere Boulevard. (Ward 6). Received.

File No. 1910-03.

Re: Stock Transfer Application — 8249886 — Smedleys LLC, d.b.a. Smedleys Bar and Grill, 17004 Lorain Avenue, first floor and basement. (Ward 21). Received.

File No. 1911-03.

Re: Stock Transfer Application — 8918565 — 3349 Fidelity, Inc., 3349 West 117th Street, first floor. (Ward 19). Received.

File No. 1912-03.

Re: Stock Transfer Application — 2455400 — 8002 Detroit, Inc., d.b.a. American Food Market, 8002 Detroit Avenue. (Ward 17). Received.

File No. 1913-03.

Re: Transfer of Ownership Application — 7639291 — SCS Pizza & Pasta LLC, d.b.a. Porcelli's Restaurant, 12022-24 Mayfield Road. (Ward 6). Received.

File No. 1928-03.

Re: Transfer of Ownership Application — 1414147 — Checkered Flag Beverage and Pizza LTD, 11824 Lorain Avenue. (Ward 19). Received.

File No. 1929-03.

Re: Transfer of Ownership Application — 9122325 — Two Bridges Tavern, Inc., d.b.a. Two Bridges Tavern, Inc., first and second floors, basement and patio, 4114 John Avenue. (Ward 13). Received.

File No. 1930-03.

Re: Transfer of Ownership Application — 0773984 — Bob & Theresa, Inc., d.b.a. Just 1 More, 11619 Lorain Avenue, first floor and basement. (Ward 19). Received.

**STATEMENT OF WORK
ACCEPTED**

File No. 1914-03.

From the Department of Parks, Recreation and Properties — Contract No. 60584 re: Barkwill Park Site Improvements. Received.

PLAT**File No. 1915-03.**

Dedication Plat for Part of Storer Avenue and West 67th Place. (Ward 17). Received.

Referred to Committees on Public Service and City Planning.

CONDOLENCE RESOLUTIONS

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

Res. No. 1916-03—LeFlora Rolling.

Res. No. 1917-03—Susie Robinson.

Res. No. 1918-03—Gladys Arnetha Logan.

Res. No. 1919-03—Annie Riccio.

CONGRATULATION RESOLUTIONS

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

Res. No. 1920-03 — Elder Oliver D. Bouie.

Res. No. 1921-03—Alfred Avant, Sr.

Res. No. 1922-03 — Hideki (Henry) Okamura.

Res. No. 1923-03 — The Cleveland Rovers Rugby Club.

RECOGNITION RESOLUTIONS

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

Res. No. 1924-03 — National Black Caucus of Local Elected Officials.

Res. No. 1925-03—Vivian Cantrell.

Res. No. 1926-03—Donna A. Peters.

Res. No. 1927-03 — Bride A. Swee-
ney.

**FIRST READING EMERGENCY
ORDINANCES REFERRED**

Ord. No. 1888-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the procurement by one or more requirement contracts of the rental of snow removal and heavy-duty equipment with operators for the various divisions of the Department of Port Control, for a period not to exceed two years.

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

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

Section 1. That the Director of Port Control is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of the rental of snow removal and heavy-duty equipment with operators in the approximate amount as procured during the preceding term, to be procured by the Commissioner of Purchases and Supplies on a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than two years may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial procurement, which procurement, together with all later procurements, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 139909)

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

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

Ord. No. 1889-03.

By Council Members Johnson and Jackson (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of electrical motors and pumps, including attachments, parts, and equipment, and

labor and materials necessary to repair electric motor and pumps, for the Division of Property Management, Department of Parks, Recreation and Properties, for a period not to exceed two years.

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

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

Section 1. That the Director of Parks, Recreation and Properties is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of electrical motors and pumps, including attachments, parts, and equipment, and labor and materials necessary to repair electric motor and pumps, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Property Management, Department of Parks, Recreation and Properties. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than two years may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 143130)

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

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

**FIRST READING
ORDINANCE REFERRED**

Ord. No. 1891-03.

By Council Member Zone.

An ordinance to change the zoning of property on West 67th Street south of Father Caruso Drive from General Industry to RA-2 Townhouse District (Map Change No. 2085, Sheet No. 1).

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

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

Beginning at the Centerline of West 67th Street at its Intersection with the Westerly Prolongation of the Southerly Line of Sublot No. 15 of the Lake Pointe Town House Development Re-Subdivision, as shown by the Recorded Plat in Volume 320, Page 93; thence Easterly along said Westerly Prolongation and the Southerly Line of said Sublot No. 15 to the Southeast Corner thereof; thence Southerly 90.00 Feet, along the Easterly Line of Sublot's No. 18, 17 and 16 of the O. Alger Subdivision as shown by the Recorded Plat in Volume 12, Page 36 of the Cuyahoga County Records to the Southeast Corner of said Sublot No. 16; thence Westerly along the Southerly line of said Sublot No. 16 and its Westerly Prolongation to the Centerline of said West 67th Street; thence Northerly 90.00 Feet, along the said Centerline to the Point of Beginning.

and as outlined and shaded on the attached map is changed to an RA-2 Townhouse District.

Section 2. That the changed designation of lands described in Section 1 shall be identified as Map Change No. 2085, Sheet No. 1, 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 this purpose by the City Planning Commission.

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

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

FIRST READING EMERGENCY RESOLUTIONS REFERRED

Res. No. 1890-03.

By Council Member Jackson (by departmental request).

An emergency resolution requesting the County Auditor to make advances during the year 2004, under Section 321.34 of the Revised Code.

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 under Section 321.34 of the Revised Code, the County Auditor is requested to draw, and the County Treasurer is requested to pay, on draft or drafts made payable to the Treasury of the City of Cleveland, any money that may be in the County Treasury from time to time during the year 2004 and credited to the account of the City of Cleveland and lawfully applicable to the purpose of the 2004 fiscal year, during which year such request will be made. The payments are to be made from time to time as the Director of Finance may request.

Section 2. That the Clerk of Council is directed to transmit a certified copy of this resolution to the Auditor of Cuyahoga County.

Section 3. That this resolution is declared to be an emergency measure and, provided it receives the

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

Referred to Directors of Finance, Law; Committee on Finance.

Res. No. 1905-03.

By Council Members Jones, Reed, Scott, Jackson, Brady, Britt Cimperman, Cintron, Coats, Conwell, Dolan, Gordon, Johnson, Lewis, O'Malley, Polensek, Rybka, Sweeney, Westbrook, White and Zone.

An emergency resolution acknowledging the role that the "Amber Alert" system provides in assisting law enforcement agencies with child kidnapping situations and stating the Public Safety Committee's intention to hold a hearing reviewing the City of Cleveland's "Amber Alert" system.

Whereas, "Amber Alert" is a missing child response program that utilizes the resources of law enforcement and media to notify the public when children are kidnapped; and

Whereas, the "Amber Alert" system was created and developed in response to the tragic 1996 kidnapping and murder of nine-year-old Amber Hagerman in Arlinginton, Texas; and

Whereas, the "Amber Alert" system is now operational in Ohio; and

Whereas, the "Amber Alert" system may only be implemented by a law enforcement agency; and

Whereas, law enforcement agencies activate an "Amber Alert" by notifying broadcast media of the kidnapping; and

Whereas, upon receipt of an "Amber Alert", radio and television stations interrupt regularly scheduled programming to notify the public that a child has been kidnapped; and

Whereas, the "Amber Alert" system is an effective tool that assists law enforcement in responding to child kidnapping situations; and

Whereas, it is important for this Council to understand the operation of the "Amber Alert" system within the City of Cleveland and to be familiar with the City of Cleveland Department of Public Safety's protocol as it pertains to child kidnapping situations and the decision to issue an "Amber Alert"; and

Whereas, it is appropriate for the Public Safety Committee to hold a hearing and conduct a review of the City of Cleveland's "Amber Alert" system; and

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

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

Section 1. That this Council acknowledges the role that the "Amber Alert" system provides in assisting law enforcement agencies with child kidnapping situations and, in order to better understand the use and operation of the "Amber Alert" system, this Council will, through the Public Safety Committee, hold a hearing reviewing the

City of Cleveland's "Amber Alert" system.

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.

Referred to Directors of Public Safety, Law; Committee on Public Safety.

FIRST READING EMERGENCY ORDINANCES READ IN FULL AND PASSED

Ord. No. 1892-03.

By Council Member Lewis.

An emergency ordinance to amend the Title and Section 1 of Ordinance No. 395-03, passed March 10, 2003, as amended by Ordinance No. 830-03, passed May 12, 2003, as amended by Ordinance No. 918-03, passed May 19, 2003, and as amended by Ordinance No. 1275-03, passed July 16, 2003 and as amended by Ordinance No. 1714-03, passed September 8, 2003 as it pertains to the Hough Service Provider Program through the Use of Ward 7 Neighborhood Equity Funds.

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

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

Section 1. That the Title of Ordinance No. 395-03, passed March 10, 2003 as amended by Ordinance No. 830-03, passed May 12, 2003, as amended by Ordinance No. 918-03, passed May 19, 2003, and as amended by Ordinance No. 1275-03, passed July 16, 2003, and as amended by Ordinance No. 1714-03, passed September 8, 2003 are hereby amended to read as follows:

An emergency ordinance authorizing the Director of Community Development to enter into contract with The Consortium for Economic Community Development for Hough/Ward 7 and a for-profit or non-profit organization serving as the fiscal agent for The Consortium for Economic Community Development for Hough/Ward 7 to provide the Hough Service Provider Program through the use of Ward 7 Neighborhood Equity Funds.

Section 2. That Section 1 of Ordinance No. 395-03, passed March 10, 2003 as amended by Ordinance No. 830-03, passed May 12, 2003, as amended by Ordinance No. 918-03, passed May 19, 2003, as amended by Ordinance No. 1275-03, passed July 16, 2003, and as amended by Ordinance No. 1714-03, passed September 8, 2003 are hereby amended to read as follows:

Section 1. That the **Director of Community Development is authorized to enter into contract with The Consortium for Economic Community Development for Hough/Ward 7 and a for-profit or non-profit organization serving as the fiscal agent for The Consortium for Economic Community Development for Hough/Ward 7 to**

provide the Hough Service Provider Program through the use of Ward 7 Neighborhood Equity Funds.

Section 3. That the Title and Section 1 of Ordinance No. 395-03, passed March 10, 2003 as amended by Ordinance No. 830-03, passed May 12, 2003, as amended by Ordinance No. 918-03, passed May 19, 2003, as amended by Ordinance No. 1275-03, passed July 16, 2003, and as amended by Ordinance No. 1714-03, passed September 8, 2003 is hereby repealed.

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

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

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

Ord. No. 1893-03.

By Council Member Lewis.

An emergency ordinance to amend the Title and Section 1 of Ordinance No. 1119-03, passed June 10, 2003 as amended by Ordinance No. 1532-03, passed August 13, 2003, and as amended by Ordinance No. 1715-03, passed September 8, 2003 as it pertains to the Project Launch Program through the Use of Ward 7 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 Title of Ordinance No. 1119-03, passed June 10, 2003 as amended by Ordinance No. 1532-03, passed August 13, 2003, and as amended by Ordinance No. 1715-03, passed September 8, 2003 are hereby amended to read as follows:

An emergency ordinance authorizing the Director of Community Development to enter into contract with the CENTER FOR SELF IMPROVEMENT and a for-profit or non-profit organization serving as the fiscal agent for the CENTER FOR SELF IMPROVEMENT to provide the Project Launch Program through the use of Ward 7 Neighborhood Equity Funds.

Section 2. That Section 1 of Ordinance No. 1119-03, passed June 10, 2003 as amended by Ordinance No. 1532-03, passed August 13, 2003, and as amended by Ordinance No. 1715-03, passed September 8, 2003 are hereby amended to read as follows:

Section 1. That the Director of Community Development is authorized to enter into contract effective August 1, 2003 to July 31, 2004 with the CENTER FOR SELF IMPROVEMENT and a for-profit or non-profit organization serving as the fiscal agent for the CENTER FOR SELF IMPROVEMENT to provide the Project Launch Program for the public purpose of providing workforce

training and supportive services referral for City of Cleveland residents through the use of Ward 7 Neighborhood Equity Funds.

Section 3. That the Title and Section 1 of Ordinance No. 1119-03, passed June 10, 2003 as amended by Ordinance No. 1532-03, passed August 13, 2003, and as amended by Ordinance No. 1715-03, passed September 8, 2003 are hereby repealed.

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

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

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

Ord. No. 1894-03.

By Council Member Lewis.

An emergency ordinance to amend the Title and Section 1 of Ordinance No. 1120-03, passed June 10, 2003 as amended by Ordinance No. 1533-03, passed August 13, 2003, and as amended by Ordinance No. 1716-03, passed September 8, 2003 as it pertains to the Women of Excellence Program through the use of Ward 7 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 Title of Ordinance No. 1120-03, passed June 10, 2003 as amended by Ordinance No. 1533-03, passed August 13, 2003, and as amended by Ordinance No. 1716-03, passed September 8, 2003 are hereby amended to read as follows:

An emergency ordinance authorizing the Director of Community Development to enter into contract with the CENTER FOR SELF IMPROVEMENT and a for-profit or non-profit organization serving as the fiscal agent for the CENTER FOR SELF IMPROVEMENT to provide the Women of Excellence Program through the use of Ward 7 Neighborhood Equity Funds.

Section 2. That Section 1 of Ordinance No. 1120-03, passed June 10, 2003 as amended by Ordinance No. 1533-03, passed August 13, 2003, and as amended by Ordinance No. 1716-03, passed September 8, 2003 are hereby amended to read as follows:

Section 1. That the Director of Community Development is authorized to enter into contract effective September 15, 2003 to September 14, 2004 with the CENTER FOR SELF IMPROVEMENT and a for-profit or non-profit organization serving as the fiscal agent for the CENTER FOR SELF IMPROVEMENT to provide the Women of Excellence Program for the public purpose of providing assistance to young women residing in the City of Cleveland in

the area of self improvement and developing basic life skills in order to lead productive lives through the use of Ward 7 Neighborhood Equity Funds.

Section 3. That the Title and Section 1 of Ordinance No. 1120-03, passed June 10, 2003 as amended by Ordinance No. 1533-03, passed August 13, 2003, as amended by Ordinance No. 1716-03, passed September 8, 2003 are hereby repealed.

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

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

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

Ord. No. 1895-03.

By Council Member Reed.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the New Cleveland Food Basket Program for the Food Program for Needy Residents through the use of Ward 3 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with the New Cleveland Food Basket Program for the Food Program for Needy Residents for the public purpose of providing food to low and moderate income residents in the City of Cleveland through the use of Ward 3 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$7,000 and shall be paid from Fund No. 10 SF 166.

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

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

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

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

Ord. No. 1896-03.**By Council Member Reed.**

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the Collaborative for Organizing Mt. Pleasant, Inc. for the Tree Trimming and Cutting Program through the use of Ward 3 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with the Collaborative for Organizing Mt. Pleasant, Inc. for the Tree Trimming and Cutting Program for the public purpose of providing emergency tree trimming and cutting services to senior citizens and low income residents residing in the City of Cleveland through the use of Ward 3 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$9,500 and shall be paid from Fund No. 10 SF 166.

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

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

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

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

Ord. No. 1897-03.**By Council Member Reed.**

An emergency ordinance amending Section 2 of Ordinance No. 1534-03, passed on August 13, 2003 as it relates to the African Cultural Village Program through the use of Ward 3 Neighborhood Equity Funds.

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

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

Section 1. That Section 2 of Ordinance No. 1534-03, passed August 13, 2003 is hereby amended to read respectively as follows:

Section 2. That the cost of said contract shall be in an amount not to exceed \$20,500 and shall be paid from Fund No. 10 SF 166.

Section 2. That Section 2 of Ordinance No. 1534-03, passed August 13, 2003 is hereby repealed.

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

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

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

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

Ord. No. 1898-03.**By Council Member Zone.**

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with National Church Residences of St. Coleman's of Cleveland, OH., Inc. to provide affordable housing for the residents of the City of Cleveland through the use of Ward 17 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 National Church Residences of St. Coleman's of Cleveland, OH., Inc. to provide affordable housing for the residents of the City of Cleveland through the use of Ward 17 Neighborhood Equity Funds.

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

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

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

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

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

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 1899-03.**By Council Member Britt.**

An emergency resolution withdrawing objection to the transfer of ownership of a C2, C2X and D6 Liquor Permit at 7905 Cedar Avenue and repealing Resolution No. 1126-03, objecting to said transfer.

Whereas, this Council objected to the transfer of ownership of a C2, C2X and D6 Liquor Permit to 7905 Cedar Avenue by Resolution No. 1126-03 adopted by the Council on June 9, 2003; and

Whereas, this Council wishes to withdraw its objection to the above transfer and consents to said transfer based upon and pursuant to a cooperation agreement by and through City Council Representative, Patricia J. Britt and Applicant, Ahmad Askar, President, AKA Gro-

cery, Inc., 7905 Cedar Avenue, Cleveland, Ohio 44103, Permanent Number 00843670005, a copy of which is in the file for this address with the City Law Department; and

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

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

Section 1. That objection to the transfer of ownership of a C2, C2X and D6 Liquor Permit to 7905 Cedar Avenue be and the same is hereby withdrawn and Resolution No. 1126-03, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate 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.

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

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

Res. No. 1900-03.**By Council Member Polensek.**

An emergency resolution objection to the transfer of ownership of a C1 Liquor Permit to 18506 St. Clair Avenue.

Whereas, Council has been notified by the Department of Liquor Control of an application for the transfer of ownership of a C1 Liquor Permit from Turkeys, Inc., DBA Food Plus All, 18506 St. Clair Avenue, Cleveland, Ohio 44110, Permanent Number 9100506 to H M Goldi, Inc., DBA Food Plus All, 18506 St. Clair Avenue, Cleveland, Ohio 44110, Permanent Number 3471700; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 Liquor Permit from Turkeya, Inc., DBA Food Plus All, 18506 St. Clair Avenue, Cleveland, Ohio 44110, Permanent Number 9100506 to H M Goldi, Inc., DBA Food Plus All, 18506 St. Clair Avenue, Cleveland, Ohio 44110, Permanent Number 3471700; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

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

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

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

Res. No. 1901-03.

By Council Member Reed.

An emergency resolution objection to the transfer of ownership of a C1 and C2 Liquor Permit to 12408 Union Avenue.

Whereas, Council has been notified by the Department of Liquor Control of an application for the transfer of ownership of a C1 and C2 Liquor Permit from Union Beverage & Deli, Inc., DBA Union Deli, 12408 Union Avenue, Cleveland, Ohio 44105, Permanent Number 9152984 to Ashlex, Inc., DBA Union Deli, 12408 Union Avenue, Cleveland, Ohio 44105, Permanent Number 0296801; and

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

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C1 and C2 Liquor Permit from Union Beverage & Deli, Inc., DBA Union Deli, 12408 Union Avenue, Cleveland, Ohio 44105, Permanent Number 9152984 to Ashlex, Inc., DBA Union Deli, 12408 Union Avenue, Cleveland, Ohio 44105, Permanent Number 0296801; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

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

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

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

Res. No. 1902-03.

By Council Member Rybka.

An emergency resolution withdrawing objection to a New C2 Liquor Permit at 7020 Harvard Avenue and repealing Resolution No. 1133-03, objecting to said permit.

Whereas, this Council objected to a New C2 Liquor Permit to 7020 Harvard Avenue by Resolution No. 1133-03 adopted by the Council on June 9, 2003; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit based upon and pursuant to a cooperation agreement by and through City Council Representative, Edward W. Rybka and Eden Oil, Inc., DBA Harvard Gas USA, 7020 Harvard Avenue, Cleveland, Ohio 44105, Permanent Number 2434505, a copy of which is in the file for this address with the City Law Department; and

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

a municipal department; now, therefore,

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

Section 1. That objection to a New C2 Liquor Permit to 7020 Harvard Avenue be and the same is hereby withdrawn and Resolution No. 1133-03, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

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

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

Res. No. 1903-03.

By Council Member Scott.

An emergency resolution withdrawing objection to a New C1 and C2 Liquor Permit at 7011 St. Clair Avenue and repealing Resolution No. 925-03 objecting to said permit.

Whereas, this Council objected to a New C1 and C2 Liquor Permit at 7011 St. Clair Avenue by Resolution No. 925-03 adopted by the Council on May 19, 2003; and

Whereas, this Council wishes to withdraw its objection to the above permit and consents to said permit based upon and pursuant to a cooperation agreement by and through City Council Representative, Sabra Pierce Scott and Applicants, Jacqueline Tucker and Sherry A. Frisco, DBA S & J Deli Mini Mart, 7011 St. Clair Avenue, Cleveland, Ohio 44103, Permanent Number 9085324, a copy of which is in the file for this address with the City Law Department; and

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

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

Section 1. That objection to a New C1 and C2 Liquor Permit to Jacqueline Tucker and Sherry A. Frisco, DBA S & J Deli Mini Mart, 7011 St. Clair Avenue, Cleveland, Ohio 44103, Permanent Number 9085324 be and the same is hereby withdrawn and Resolution No. 925-03, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate permit thereof.

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

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

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

Res. No. 1904-03.**By Council Member Zone.****An emergency resolution objection to the stock transfer of ownership of a D2 and D2X Liquor Permit to 8002 Detroit Avenue.**

Whereas, Council has been notified by the Department of Liquor Control of an application for a stock transfer of ownership of a D2 and D2X Liquor Permit to 8002 Detroit, Inc., DBA American Food Market, 8002 Detroit Avenue, Cleveland, Ohio 44102, Permanent Number 2455400; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the stock transfer of ownership of a D2 and D2X Liquor Permit to 8002 Detroit, Inc., DBA American Food Market, 8002 Detroit Avenue, Cleveland, Ohio 44102, Permanent Number 2455400; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

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

from and after the earliest period allowed by law.

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

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

Res. No. 1906-03.**By Council Members Jackson, Coats, Jones, Reed, Scott, Conwell and Zone.****An emergency resolution expressing this Council's honor that the City of Cleveland was chosen as the location for the 2004 NBC-LEO Summer meeting.**

Whereas, the National Black Caucus of Local Elected Officials ("NBC-LEO") selected the City of Cleveland as the site for its 2004 NBC-LEO summer meeting; and

Whereas, this selection by NBC-LEO was the result of work performed by an energetic and dedicated team; and

Whereas, Congresswoman Stephanie Tubbs Jones and former Congressman Louis Stokes personally appeared before the NBC-LEO Board and encouraged the Board to select the City of Cleveland as the site for its 2004 NBC-LEO summer meeting; and

Whereas, this Council is honored that the NBC-LEO Board selected the City of Cleveland as the site for its 2004 NBC-LEO summer meeting and is pleased to extend an invitation to NBC-LEO Members to visit and tour Cleveland for the 2004 NBC-LEO summer meeting; and

Whereas, Cleveland is a city that celebrates culture and diversity; and

Whereas, Cleveland is home to more than 35 distinct neighborhoods and 77 ethnic communities; and

Whereas, Cleveland is home to some of the finest educational, cultural, and medical institutions in the country; and

Whereas, Cleveland offers access to unique recreational activities including Lake Erie activities, bike-ways and greenways, community parks, and golf courses; and

Whereas, Cleveland also offers wonderful entertainment opportunities; and

Whereas, Cleveland has a strong black political community; and

Whereas, the late U.S. Ambassador Carl B. Stokes was elected mayor of the City of Cleveland in 1967 and, thereby, became the first black mayor of a large metropolitan city; and

Whereas, Ambassador Carl B. Stokes was a founding member of NBC-LEO; and

Whereas, during the NBC-LEO Summer 2004 meeting, Cleveland will honor the accomplishments of Ambassador Carl B. Stokes; and

Whereas, during the NBC-LEO Summer 2004 meeting, Cleveland will showcase the diversity of Cleveland and its many cultural activities; and

Whereas, during the NBC-LEO Summer 2004 meeting, Cleveland City Council will provide information to NBC-LEO members on City Council's legislative initiatives that further Cleveland City Council's motto of "Moving Cleveland Forward"; and

Whereas, during the NBC-LEO Summer 2004 meeting, attendees of

the meeting, will be provided with opportunities to tour and visit a city that offers unique opportunities; and

Whereas, these unique opportunities will ensure that attendees are able to participate in activities that are challenging, memorable, and fun; and

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

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

Section 1. That this Council is honored that the City of Cleveland was chosen as the location for the NBC-LEO Summer 2004 meeting.

Section 2. That the Clerk of Council is hereby directed to transmit copies of this resolution to Congresswoman Stephanie Tubbs Jones, former Congressman Louis Stokes, E.W. Cromartie, III, President of NBC-LEO, Marian Tasco, President-Elect of NBC-LEO, all NBC-LEO Board of Directors, Donald J. Borut, Executive Director, National League of Cities, John D. Stefano, Jr., President, National League of Cities, Charles Lyons, First Vice President, National League of Cities, and Anthony Williams, Second Vice President, National League of Cities.

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

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

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

**SECOND READING
EMERGENCY ORDINANCE****Ord. No. 817-03.**

By Council Members Cimperman, Zone, Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of the City Planning Commission to enter into a Memorandum of Understanding with the Cleveland Cuyahoga County Port Authority and various leases, agreements and amendments necessary to effectuate the purpose of the Memorandum of Understanding.

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

1. In the third whereas clause, line 2, strike "West" and insert "east", and in line 3, strike "east" and insert "west".

2. In Section 1, line 6, strike "File No. 817-03-A" and insert "File No. 817-03-B".

3. In Section 5, strike line 4 and insert "Commission may enter into the Old River Property Purchase Agreement, provided that additional legislative authority is obtained from this Council,"; and at the end, insert the following new sentence:

"Prior to the conveyance of the Old River Property to the City, the Director of the City Planning Commission shall report to this Council on the results of the Phase I and Phase II environmental studies."

4. In Section 6, line 7, after "public park" insert **"in perpetuity"**.

Amendments agreed to.

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

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

MOTION

By Council Member Zone, seconded by Council Member Sweeney and unanimously carried that the absence of Council Member Robert J. White, be and is hereby authorized.

MOTION

The Council Meeting adjourned at 8:05 p.m. to meet on Monday, October 6, 2003, at 7:00 p.m. in the Council Chambers.



Clerk of Council

THE CALENDAR

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

ORDINANCE

Ord. No. 817-03.

By Council Members Cimperman, Zone, Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of the City Planning Commission to enter into a Memorandum of Understanding with the Cleveland Cuyahoga County Port Authority and various leases, agreements and amendments necessary to effectuate the purpose of the Memorandum of Understanding.

Whereas, the City of Cleveland's Lakefront Plan Initiative and the continued viability and growth potential for the Cleveland-Cuyahoga County Port Authority (the "Port Authority") are both critical to the development and diversification of the greater Cleveland community, and the following transactions carry out those objectives; and

Whereas, in exchange for the Port Authority's early vacation of City Dock 32 and conveyance to the City of certain real property known as the Old River Property, the City is willing to extend the lease term on City Docks 24 and 26 ("Vacation/Extension Component"); and

Whereas, upon the Port Authority's acquisition of certain property located north of the Norfolk Southern rail lines and bounded by the Cuyahoga River to the east, the

Cleveland Bulk Terminal to the west, and the breakwaters of the Port of Cleveland to the North in Cleveland, Ohio (the "Whiskey Island Property"), the Port Authority agrees to (i) lease to the City the Whiskey Island Marina (western half of the Whiskey Island Property) for three (3) years, (ii) convey the eastern half of the Whiskey Island Property to the City, and (iii) create and maintain a one hundred (100) foot scenic buffer space, (the "Whiskey Island Project Component"); and

Whereas, in consideration for the Port Authority completing the Whiskey Island Project Component, the City will reduce the Port Authority's rent on Dock 24 and 26 (the "Rent Reduction Component"); and

Whereas, to evidence the understanding of the Port Authority and the City with respect to the Vacation/Extension Component, the Whiskey Island Project Component, and the Rent Reduction Component, the parties desire to enter into a Memorandum of Understanding, various leases, purchase agreements and any other agreements necessary to effectuate the above transactions and objectives; and

Whereas, the Vacation/Extension Component and the Rent Reduction Component are in compliance with Section 45 of the Charter of the City of Cleveland; and

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

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

Section 1. That the Director of the City Planning Commission is authorized to enter into a Memorandum of Understanding ("MOU") with the Cleveland-Cuyahoga County Port Authority ("Port Authority") memorializing benefits and obligations contained in the Vacation/Extension Component, the Whiskey Island Project Component, and the Rent Reduction Component. The Memorandum of Understanding shall be substantially similar to the copy placed in **File No. 817-03-B**. The Director of the City Planning Commission is further authorized to enter into various agreements necessary to carry out the purposes of the MOU, including but not limited to the following: a three-year marina lease and operating agreement for the Whiskey Island Marina ("Marina Lease and Operating Agreement"), a purchase agreement for the Old River Property ("Old River Property Purchase Agreement"), a purchase agreement for the eastern portion of Whiskey Island ("Eastern Whiskey Island Purchase Agreement"), and various amendments to the City's Dock Leases with the Port Authority to provide for the vacation, extension and a reduction in rent for certain dock spaces.

Section 2. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of the City Planning Commission is authorized to enter into a Marina Lease and Operating Agreement with the Port Authority for the consideration authorized in the MOU, under the

terms and conditions memorialized in the MOU, which terms and conditions include the lease of a marina to the City.

Section 3. That the term of the Marina Lease and Operating Agreement authorized by Section 2 of this ordinance shall not exceed three years after which time the Marina will be closed and used for commercial maritime operations by the Port Authority.

Section 4. That the Marina Lease and Operating Agreement may provide for the City's payment of appropriate utility and other operating costs of the leased premises.

Section 5. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies and the Director of the City Planning Commission may enter into the Old River Property Purchase Agreement, provided that additional legislative authority is obtained from this Council, with the Port Authority for the conveyance to the City of approximately nine (9) acres of certain real property presently owned by the Port Authority on real property which is known as the Old River Property for the consideration outlined in the MOU. **Prior to the conveyance of the Old River Property to the City, the Director of the City Planning Commission shall report to this Council on the results of the Phase I and Phase II environmental studies.**

Section 6. That notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies and the Director of the City Planning Commission are authorized to enter into the Eastern Whiskey Island Purchase Agreement with the Port Authority for the conveyance to the City of its ownership and leasehold interest of property located on the eastern side of Whiskey Island for use as a public park **in perpetuity** that will include the creation and maintenance of a one hundred (100) foot scenic buffer space by the Port Authority, which space is shared fifty (50) feet/fifty (50) feet between the Port's Whiskey Island property and the City's Eastern Whiskey Island property. The consideration for this transaction is outlined in the MOU.

Section 7. That the Director of the City Planning Commission is authorized to execute on behalf of the City all necessary documents to acquire the above properties and to employ and pay all fees for title companies, surveys, escrows, appraisers, environmental audits, and all other costs necessary for the acquisition of the Old River Property and Eastern Whiskey Island Property.

Section 8. That, pursuant to the conditions and consideration outlined in the MOU, the Director of the City Planning Commission is authorized to enter into an amendment to the Dock Lease Agreement between the City and Port Authority dated April 25, 1988, (the "Dock Lease Agreement") affecting Docks 24 and 26, to extend the term of the lease for an additional fifteen years, terminating in 2043.

Section 9. That, pursuant to the conditions outlined in the MOU, the Director of the City Planning Commission is authorized to enter into an amendment to the Dock Lease Agreement, to reduce the amount of the rent paid by Port Authority by \$250,000 per year on Docks 24 and 26, beginning on the date the Port Authority conveys its ownership and leasehold interest in the Eastern Whiskey Island Property to the City under the terms of the MOU.

Section 10. That the Director of the City Planning Commission is authorized to terminate the Dock Lease Agreement affecting Dock 32, on or before January 1, 2004, unless the parties mutually agree to extend the date and to assume a lease agreement between the Browns Stadium and the Port Authority for parking spaces on Dock 32.

Section 11. That the MOU placed in the file identified in this ordinance and all documents and agreements necessary to complete the MOU, including but not limited to a Marina Lease and Operating Agreement, the Old River Purchase Agreement, the Eastern Whiskey Island Purchase Agreement and various amendments to the City's Dock Leases shall be prepared by the Director of Law and shall contain, in addition to the terms and conditions stated in the MOU, such additional terms and conditions necessary to protect and benefit the City of Cleveland.

Section 12. That this ordinance is 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

September 24, 2003

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, September 24, 2003, at 10:30 a.m. with Mayor Campbell presiding.

Present: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Absent: Director Mok.

Others: Deborah Midgett, Acting Commissioner Purchases and Supplies.

Kathy Velkoff, Acting Director Office of Equal Opportunity.

Resolution No. 560-03.

By Director Konicek.

Resolved by the Board of Control of the City of Cleveland that the bid of Warwick Communications, Inc., for the following: Installation of One (1) Auto Dialer System, all items, for the Division of Cleveland Public Power, Department of Public Utilities, received on the 3rd day of July 2003, pursuant to the authority of Ordinance No. 1081-02, passed

June 17, 2002 which on the basis of the order quantity would amount to \$37,500.00 (0% Net 30 Days), is hereby approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into contract for such items.

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 561-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Westside Power Wash for an estimated quantity of truck and car washing and car waxing, item no. 1, 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 the 30th day of July 2003, pursuant to the authority of Ordinance No. 233-03 passed April 7, 2003 on the basis of the estimated quantity would amount to Forty Eight Thousand Ninety Six and no/100 Dollars (\$48,096.00) (2% 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. 131207

which shall be certified against such contract in the sum of Fifteen Thousand and no/100 Dollars (\$15,000.00).

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 Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 562-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Mr. Magic Carnegie, Inc., d.b.a., Mr. Magic Car Wash & Detail Center for an estimated quantity of truck and car washing and car waxing, item no. 2, 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 the 30th day of July 2003, pursuant to the authority of Ordinance No. 233-03, passed April 7, 2003 on the basis of the estimated quantity would amount to Forty Thousand Nine Hundred Sixty and no/100 Dollars (\$40,960.00) (2% 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. 131208

which shall be certified against such contract in the sum of Fifteen Thousand and no/100 Dollars (\$15,000.00).

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 Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 563-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Richmond Valve & Pipe for an estimated quantity of valves and appurtenances for water system maintenance equipment (Group B, Item 6 and Group C, Item 5) 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 23rd day of July, 2003, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to Seventy One Thousand Five Hundred Forty Dollars and 00/100 Cents (\$71,540.00), 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. 143005

which shall be certified against such contract in the sum of Fifteen Thousand Dollars and 00/100 Cents (\$15,000.00).

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 Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 564-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Hughes Supply, Inc. for an estimated quantity of valves and appurtenances for water system

maintenance equipment (Group A, Items 1-18) 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 23rd day of July, 2003, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to Twenty Four Thousand One Hundred Ninety Seven Dollars and 96/100 Cents (\$24,197.96), 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. 131977

which shall be certified against such contract in the sum of Five Thousand Dollars and 00/100 Cents (\$5,000.00).

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 Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 565-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Mueller Co. for an estimated quantity of valves and appurtenances for water system maintenance equipment (Group B, Items 1-5, 7-12, 15-20 and Group C, Items 1-4) 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 23rd day of July, 2003, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to Four Hundred Twelve Thousand Six Hundred Seventy Dollars and 50/100 Cents (\$412,670.50) (2% discount on payments made within 30 days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby request to enter into requirement contract for such commodities, which shall provide for the immediate purchase a the initial amount of such contract of the following:

Requisition No. 131977

which shall be certified against such contract in the sum of One Hundred Fifty Thousand Dollars and 00/100 Cents (\$150,000.00).

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 sepa-

rately certified against said contract.

Yeas: Mayor Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 566-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Julian Supply Corp. for an estimated quantity of valves and appurtenances for water system maintenance equipment (Group B, Item 14) 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 23rd day of July, 2003, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to Two Thousand Seven Hundred Six Dollars and 40/100 Cents (\$2,706.40) (Net 30), 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. 131987

which shall be certified against such contract in the sum of One Thousand Five Hundred Dollars and 00/100 Cents (\$1,500.00).

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 Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 567-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of National Waterworks for an estimated quantity of valves and appurtenances for water system maintenance equipment (Group B, Item 13 and Group C, Item 6) 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 23rd day of July, 2003, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the estimated quantity would amount to One Hundred Ten Thousand Nine Hundred Eighty Dollars and 00/100 Cents (\$10,980.00) (Net 30), 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. 131976

which shall be certified against such contract in the sum of Twenty Five Thousand Dollars and 00/100 Cents (\$25,000.00).

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 Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 568-03.

By Director Konicek.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on July 30, 2003, for the estimated quantity of truck and car washing and car waxing, item no. 3, for the Division of Cleveland Public Power, Department of Public Utilities, pursuant to the authority Ordinance No. 233-03, passed by the Council of the City of Cleveland on April 7, 2003, be and the same are hereby rejected.

Yeas: Mayor Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 569-03.

By Director Ricchiuto.

Resolved by the Board of Control of the City of Cleveland that the bid of Path Master, Inc. for LED Traffic and Pedestrian Signal Lamps Items #1, 2 and 3, for the Division of Traffic Engineering, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on July 9, 2003, pursuant to the authority of Ordinance No. 371-03, passed March 24, 2003, which on the basis of the estimated quantities would amount to Ninety-Eight Thousand Four Hundred Seventy-Five Dollars (\$98,475.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 136598

which shall be certified against such contract in the sum of Thirteen Thousand Five Hundred Twenty-Six Dollars and Eighty Cents (\$13,526.80).

Said requirement contract shall further provide that the Contractor shall furnish the remainder of the City's requirements for such goods

and/or services, whether more or less than said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Mayor Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.
Nays: None.
Absent: Director Mok.

Resolution No. 570-03.

By Director Ricchiuto.
Be it resolved by the Board of Control of the City of Cleveland, that the bid of Perk Company, Inc., 55 Industry Drive, Bedford, Ohio 44146, for the public improvement of West 67th Place (West 67th Street to Storer Avenue), for the Division of Engineering and Construction, Department of Public Service, received on September 18, 2003, pursuant to the authority of Ordinance No. 1686-2000, passed November 13, 2000, as amended by Ordinance No. 2378-01, passed December 3, 2001, upon a unit basis for the improvement in the aggregate amount of One Million, Three Hundred Twenty-Nine Thousand, and 75/100 Dollars (\$1,329,000.75), is hereby affirmed and approved as the lowest responsible bid; and the Director of Public Service is hereby authorized to enter into contract for said improvement with said bidder.

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

Percent

McTech Corp.
3740 Euclid Avenue
Cleveland, Ohio 44115
(MBE) — \$204,350.00 — 15.38%

Cuyahoga Supply & Tool, Inc.
5340 Perkins Road
Bedford, Ohio 44146
(FBE) — \$13,694.00 — 1.03%

Yeas: Mayor Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.
Nays: None.
Absent: Director Mok.

Resolution No. 571-03.

By Director Ronayne.
Resolved, by the Board of Control of the City of Cleveland that the bid of Kone, Inc. for an estimated quantity of elevator and escalator maintenance, all items, for the Division of Convention Center & Stadium, Department of Parks, Recreation and Properties, for a period of three (3) years beginning January 1, 2004 and ending December 31, 2006, received on the 7th day of August 2003, pursuant to the authority of Ordinance No. 1016-03, passed June 10, 2003, which on the basis of the estimated quantity would amount to Two Hundred Six Thousand, Six Hundred Four and 00/100 Dollars (\$206,604.00), is hereby affirmed and approved as the lowest and best bid,

and the Director of Parks, Recreation and Properties is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 120215 which shall be certified against such contract in the sum of Seventeen Thousand, Two Hundred Seventeen and 00/100 Dollars (\$17,217.00).

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 Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.
Nays: None.
Absent: Director Mok.

Resolution No. 572-03.

By Director Ronayne.
Be it resolved by the Board of Control of the City of Cleveland, that the bid of Ballast Construction, Inc. d.b.a. Ballast Fence for purchase and installation of cyclone vinyl fence for the Division of Parking Facilities, Department of Parks, Recreation & Properties, received on July 25, 2003, pursuant to the authority of Ordinance No. 902-03, passed on June 12, 2003, which on the basis of the order quantities would amount to \$57,000.00 (0% Net 30 Days), is hereby affirmed and approved as the lowest and best bid; and the Director of Department of Parks, Recreation & Properties is hereby authorized to enter into a contract for such items.

Yeas: Mayor Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.
Nays: None.
Absent: Director Mok.

Resolution No. 573-03.

By Director Ronayne.
Resolved, by the Board of Control of the City of Cleveland that the bid of General Tree Service Company for an estimated quantity of labor and materials to plant trees at various locations throughout the City of Cleveland on city-owned properties, Item 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 40, 41, 42, 43, 46, 49, 50, 52, 53, 54, 55, 56, 57, 58, 60, 62, 63, 65, 67, 68, 69, 70, 71, 72, 73, 74, 75, and 76 for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for a period of one (1) year beginning with the date of execution of a contract, received on September 3, 2003, pursuant to the authority of Ordinance No. 1017-03, passed June 10, 2003, and Ordinance No. 152-02, passed January 28, 2002 which on the basis of the estimated quantity would amount to Fifty Three Thousand Three Hundred Ninety-Eight

and 00/100 Dollars (\$53,398.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 118859 which shall be certified against such contract in the sum of Five Thousand Five Hundred Sixty Two and 00/100 Dollars (\$5,562.00).

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

Be it further resolved that the employment of the following subcontractor by General Tree Service Company for the above mentioned requirement contract be and the same hereby is approved:

Subcontractor

MBE/FBE Work

Cooper Landscaping
20500 Miles Parkway
Cleveland, Ohio 44128
MBE — \$8,009.70 — (15%)
(tree supply & installation)

Yeas: Mayor Campbell, Director Chandra, Acting Director Aboussal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.
Nays: None.
Absent: Director Mok.

Resolution No. 574-03.

By Director Ronayne.
Resolved, by the Board of Control of the City of Cleveland that the bid of Perfecturf, Inc. for an estimated quantity of labor and materials to plant trees at various locations throughout the City of Cleveland on city-owned properties, Item 39, 47, 51, 61, and 64 for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for a period of one (1) year beginning with the date of execution of a contract, received on September 3, 2003, pursuant to the authority of Ordinance No. 1017-03, passed June 10, 2003, which on the basis of the estimated quantity would amount to Four Thousand Nine Hundred Fifty-Eight and 00/100 Dollars (\$4,958.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 118861 which shall be certified against such contract in the sum of Six Hundred Thirteen and 80/100 Dollars (\$613.80).

Said requirement contract shall further provide that the Contractor will furnish the remainder of the requirement for such commodities, whether

more or less that said estimated quantity, as may be ordered under subsequent requisitions separately certified against said contract.

Be it further resolved that the employment of the following subcontractor by Perfecturf, Inc. for the above mentioned requirement contract be and the same hereby is approved:

Subcontractor

MBE/FBE Work

Caver Brothers, Inc.

P.O. Box 46797

Cleveland, Ohio 44146

MBE — \$743.82 — (15%)
(tree supply & installation)

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 575-03.

By Director Ronayne.

Resolved, by the Board of Control of the City of Cleveland that the bid of Pirc Company for an estimated quantity of labor and materials to plant trees at various locations throughout the City of Cleveland on city-owned properties, Item 24, 59, and 66 for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for a period of one (1) year beginning with the date of execution of a contract, received on September 3, 2003, pursuant to the authority of Ordinance No. 1017-03, passed June 10, 2003, which on the basis of the estimated quantity would amount to Five Thousand Four Hundred Eighty-Eight and 00/100 Dollars (\$5,488.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 118860

which shall be certified against such contract in the sum of Five Hundred Sixty Eight and 00/100 Dollars (\$568.00).

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 Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 576-03.

By Director Ronayne.

Resolved, by the Board of Control of the City of Cleveland that the bid of Aaron Landscaping, Inc. for an estimated quantity of labor and materials to plant trees at various locations throughout the City of

Cleveland on city-owned properties, Item 20, 44, 45, and 48, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for a period of one (1) year beginning with the date of execution of a contract, received on September 3, 2003, pursuant to the authority of Ordinance No. 1017-03, passed June 10, 2003, which on the basis of the estimated quantity would amount to One Thousand Six Hundred Thirty-One and 00/100 Dollars (\$1,631.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 118862

which shall be certified against such contract in the sum of One Thousand Six Hundred Thirty-One and 00/100 Dollars (\$1,631.00).

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

Be it further resolved that the employment of the following subcontractor by Aaron Landscaping, Inc. for the above mentioned requirement contract be and the same hereby is approved:

Subcontractor

MBE/FBE — Work

Wake Forest Landscaping

& Construction Company

4583 Lee Road

Cleveland, Ohio 44128

MBE — \$244.65 — (15%)
(tree supply & installation)

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 577-03.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 134-01-060 (Westerly part of) located at Claasen Avenue in Ward 12; and

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

Whereas, David Gustovic, abutting/adjacent landowner, has proposed to the City to purchase and

develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 12 has consented to the proposed sale;

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

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

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with David Gustovic for the sale and development of Permanent Parcel No. 134-01-060 (Westerly part of) located at Claasen Avenue, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.

Absent: Director Mok.

Resolution No. 578-03.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel No. 136-07-038 under said Land Reutilization Program; and

Whereas, Ordinance No. 1167-01 passed June 2, 2003, authorized the sale of said parcel for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Lawrence Clark and Jeffrey J. Hegerd have proposed to the City to purchase and develop said parcel; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1167-01 passed June 2, 2003, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Lawrence Clark and Jeffrey J. Hegerd for the sale and development of Permanent Parcel No. 136-07-038, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$800.00, which amount is hereby determined to be not less than the fair market value of said parcel for uses in accordance with the Land Reutilization Program.

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.
Absent: Director Mok.

Resolution No. 579-03.

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

Whereas, City has acquired Permanent Parcel Nos. 103-22-002, 103-22-006, 103-22-037, 103-22-040, 103-22-041, 103-22-042, 103-22-089, 103-22-092, 103-22-098, 103-22-104, 103-22-121, 103-22-123, 103-22-124, 103-22-126, 103-22-127, 103-22-130, 103-22-132 under said Land Reutilization Program; and

Whereas, Ordinance No. 1025-96 passed June 18, 1996, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Burten, Bell, and Carr Development Corporation or designee has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1025-96 passed June 18, 1996, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Burten, Bell and Carr Development Corporation or designee for the sale and development of Permanent Parcel Nos. 103-22-002, 103-22-006, 103-22-037, 103-22-040, 103-22-041, 103-22-042, 103-22-089, 103-22-092, 103-22-098, 103-22-104, 103-22-121, 103-22-123, 103-22-124, 103-22-126, 103-22-127, 103-22-130, 103-22-132, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$100.00 each, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.
Absent: Director Mok.

Resolution No. 580-03.

By Director Hudecek.
Whereas, pursuant to the authority of Ordinance No. 1535-03, passed by the Council of the City of Cleveland on August 20, 2003, the Director of Community Development is authorized to enter into contracts with various individuals and/or families for assistance in the financing of housing being acquired in the City of Cleveland in order to improve the economic and general well-being of the people of the City of Cleveland; and

Whereas, the City has established a Housing Advisory Board to review the City's comprehensive affordable

housing strategy and various housing assistance programs; and

Whereas, the Housing Advisory Board has reviewed and approved the proposed mortgage loan and/or grant assistance to the home buyers program; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 1535-03, passed by the Council of the City of Cleveland on August 20, 2003, this Board of Control hereby approves the amount of the Mortgage Loan to Brain Sitar and Monica Doyle, 12705 Longmead, Cleveland, Ohio 44135, of Ten Thousand Dollars (\$10,000.00).

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.
Absent: Director Mok.

Resolution No. 581-03.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Libby Construction Co., Inc. for labor and materials necessary to repair or replace fire hydrants (Area C) for the Division of Water, Department of Public Utilities, for a period of one (1) year beginning with the date of execution of a contract, received on the 29th day of August, 2003, pursuant to the authority of Ordinance No. 1002-03, passed June 10, 2003, upon a unit basis of the estimated quantity would amount to Five Hundred Eighty Three Thousand Six Hundred Seventy Five Dollars and 76 Cents (\$583,675.76) (Net 30), is 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. 143033 which shall be certified against such contract in the sum of Three Hundred Thousand Dollars (\$300,000.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Libby Construction Co. for the above-mentioned service is approved:

<u>SUBCONTRACTOR</u>	<u>WORK</u>
A & L Sewer Co. Inc. (MBE) — \$87,551.36 — (15.00%)	
Julian Supply (FBE) — \$5,837.16 — (1.00%)	

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.
Absent: Director Mok.

Resolution No. 582-03.

By Director Ricchiuto.

Whereas, by its Resolution No. 472-03, adopted August 6, 2003 pursuant to Ordinance No. 366-03 passed on April 7, 2003, this Board of Control approved the bid of Kenmore Construction Company as the lowest and best bid for the public improvement grinding of local streets, for the period of two (2) years, and for a total contract amount of \$1,520,000, and

Whereas, the amount of the base requisition stated in words was incorrect, now therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 472-03, adopted August 6, 2003, affirming and approving the bid of Kenmore Construction Corporation as the lowest responsible bid for the requirements for pavement grinding, for the Division of Streets, Department of Public Service, is amended by changing the amount of the base requisition stated in words from Two Hundred Thousand and 00/100 Dollars to Five Hundred Thousand and 00/100 Dollars.

Be it further resolved that all other provisions of said Resolution No. 472-03 not expressly amended hereby shall remain in full force and effect.

Yeas: Mayor Campbell, Director Chandra, Acting Director Abousserhal, Directors Konicek, Ricchiuto, Carroll, Acting Director Pettus, Director Ronayne, Acting Directors Resseger, Brown, Directors Sims, Fumich, Taylor and Williams.

Nays: None.
Absent: Director Mok.

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 stated 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.

REYNALDO GALINDO,
President

CIVIL SERVICE NOTICE

**ANNOUNCEMENTS - 2003
10/6/03 - 10/10/03**

Announcement No.	Type Exam	Classification
9B	EE	Community Development Code Enforcement Inspector I (Non Comp)
13B	EE	Community Development Planner (Non Comp)
17B	EE	Construction Equipment Operator Group A (Non Comp)
16B	EE	Construction Equipment Operator Group B (Non Comp)
22B	EE	Cook (Non Comp)
23B	EE	Correctional Officer (Non Comp)
24B	EE	Custodial Worker (Non Comp)
26B	EE	Data Conversion Operator (Non Comp)
195	EE	Deputy Commissioner-Division of Accounts (Non Comp)
71B	EE	Grounds Maintenance Man (Non Comp)
52B	EE	Head Storekeeper (Non Comp)
173B	EE	Institutional Guard (Non Comp)
81B	EE	Junior Cashier (Non Comp)
82B	EE	Junior Clerk (Non Comp)
88B	EE	Machinist Helper (Non Comp)
174B	EE	Principal Clerk (Non Comp)
168B	EE	Real Estate Maintenance Worker (Non Comp)
175B	EE	Security Officer (Non Comp)
162B	EE	Stock Clerk (Non Comp)
151B	EE	Street Sweeper (Non Comp)
155B	EE	Traffic Sign and Marking Technician (Non Comp)
165B	EE	Truck Driver (Non Comp)
35B	EE	Typist (Non Comp)

PROOF OF CITY RESIDENCY

Any applicant wishing to receive residency credit will be asked to show that he/she is a bona fide res-

ident of the City of Cleveland. The following list gives examples of items that an applicant may present **at the time of filing.** The Civil Service Commission requires a minimum of three items from at least three **different** categories, where applicable. All items must be **current.** Please note that presentation of these items does not constitute conclusive proof of bona fide residency. Acceptable categories include, but are not limited to, the following:

- Lease - from rental agency.
- Lease - from independent party. Must include copy of cancelled check or money order receipts for previous rent and/or security deposit, and fully executed; otherwise, it is unacceptable.
- Utility bills bearing the property address **and** your name.
- Post Office change of address form properly date stamped.
- Official documents relating to home ownership including deed, purchase agreement, or insurance policy.
- Bank statements (Within last three months).
- School registration of children.
- Car insurance documents.
- Car registration **or** Driver's License **or** Ohio I.D. (**One only**).
- Loans and credit card statements (Within last three months).
- Rental contracts (e.g.: furniture, tools, car, etc.).
- Current bills not listed above (Within last three months).
- The following are examples of **unacceptable** categories of proof:
- Library cards.
- Voter registration cards.
- Birth certificates.
- Notarized letters or affidavits.
- Social Security card.
- Rental receipts from independent party without cancelled checks or money order receipt.

**APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 9B**

**COMMUNITY DEVELOPMENT CODE
ENFORCEMENT INSPECTOR I (Non-Competitive)**

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$14.08 to \$21.84 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003**

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under supervision of the Commissioner of Building and Housing, to make inspections of residential, commercial, industrial and other structures in the course of construction for the purpose of ensuring compliance with laws, ordinances, rules, and regulations relating to design, location, construction, and maintenance; and to perform related duties as required that pertain to enforcement of the Cleveland Housing Code, Cleveland Building Code, and the Cleveland Zoning Code.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 13B

COMMUNITY DEVELOPMENT PLAN-
NER (Non-Competitive)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$9.87 to \$26.11 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

To provide the technical assistance necessary for the design and implementation of the Department of Community Development's neighborhood revitalization strategy.

MINIMUM QUALIFICATIONS FOR
ENTRANCE TO THIS EXAMINA-
TION AS ESTABLISHED BY THE
CIVIL SERVICE COMMISSION OF
THE CITY OF CLEVELAND ARE AS
FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 17B

CONSTRUCTION EQUIPMENT OPER-
ATOR- GROUP A (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$27.42 to \$31.03 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under supervision, to operate, maintain or repair, erect or dismantle, or perform other related duties as required in the operation of A-Frames, Compressor Operators, Boom Trucks, Cranes, Derricks, Draglines, Dredges, Elevating Grader of Euclid Loaders, Gradalls, Hoes (all types), Hoisting Engines, Pile Drivers, Power Shovels, Side Booms, Trench Machines (over 24" wide), and related duties as required.

MINIMUM QUALIFICATIONS FOR
ENTRANCE TO THIS EXAMINA-
TION AS ESTABLISHED BY THE

CIVIL SERVICE COMMISSION OF
THE CITY OF CLEVELAND ARE AS
FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 16B

CONSTRUCTION EQUIPMENT OP-
ERATOR- GROUP B (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$27.27 to \$32.88 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under supervision, to operate, maintain or repair, erect or dismantle, or perform other related duties as required in the operation of Bulldozers, End loaders, Kohlman Type Loaders, Power Graders, Power Scoops, Power Scrapers, Push Carts, and related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYERAPPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 22BCOOK (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$11.38 to \$14.18 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6 UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her

education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under immediate supervision, to prepare and cook food in a hospital or institution; and to perform related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYERAPPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 23BCORRECTIONAL OFFICER (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$12.18 TO \$15.45 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under supervision, to search inmates entering buildings for restricted items; to maintain discipline and order among inmates; to inspect dormitories, shops, work facilities, tools and equipment used by inmates; to patrol assigned posts and areas; to refer inmates needing medical attention to the local hospital; to supervise the conduct of inmates during meal time; to escort and transport inmates when required; to make bed checks; and to perform such other duties as may from time to time be assigned by superiors.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYERAPPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 24BCUSTODIAL WORKER (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$ 8.34 to \$13.02 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under immediate supervision, to maintain the exterior and interior of buildings, and adjacent grounds, in a clean and sanitary condition; to do general cleaning and maintenance work in various municipal buildings.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 26B

DATA CONVERSION OPERATOR
(Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleve-

land, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$ 9.92 to \$13.14 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE commission's POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under direct supervision, responsible for conversion of data to machine-readable form on a card, tape or direct access.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 195

DEPUTY COMMISSIONER-DIVISION OF ACCOUNTS (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$26,273.96 to \$80,080.00 per year.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under general direction, assists in the supervision of Division of Accounts' activities. Assists in supervising City disbursement to various accounts. Assists with the maintenance of disbursement cash controls and original records to ensure compliance with federal, state, and local regulations regarding public funds. Oversees the production of the City's payrolls. Performs other job-related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

A High School Diploma or G.E.D. is required. A Bachelor's Degree in Accounting, Finance, Business

Administration or related field from an accredited four (4) year college or university is required. Must be able to operate a personal computer. **SUBSTITUTION:** Two (2) years of full time paid experience in accounts Payable/Payroll Activities will substitute for each year of education lacking. Must be proficient in Microsoft Office (Word and Excel). Must be knowledgeable in Windows Operating Systems. Proficient with a 10 key calculator. Must be able to lift a minimum of thirty (30) pounds. **THIS POSITION IS OF A MANAGERIAL NATURE.**

NOTE: Applicants will be required to pay a \$10.00 (TEN DOLLARS) filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt. However, that when an applicant is disqualified from taking an examination on the basis of age, education or failure to meet other minimum entrance requirements, the fee paid by such applicant shall be refunded to such applicant upon the applicant's request in writing made within ten (10) days after the date of examination.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C MINUTES
ANNOUNCEMENT NO. 71B

GROUNDS MAINTENANCE MAN (Non-Competitive)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a Non-Competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$13.94 to \$15.94 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003**

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Responsible to crew leader in performance of all divisional ground maintenance functions. Performing special tasks as designated and qualified to perform.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C MINUTES
ANNOUNCEMENT NO. 52B

HEAD STOREKEEPER (Non Competitive)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$9.20 to \$19.70 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.**

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under supervision, to supervise activities in one or more storerooms or storage yards; and to perform related duties as required. To supervise the activities of stockhandlers, truck drivers, watchmen, laborers, and other employees engaged in storeroom operations and maintenance and in the handling of stock; to supervise the receiving, storing, disbursing, and delivering of supplies; to supervise the keeping of stock records; to supervise or inspect the maintenance of inventories; to requisition and trace material and supplies; to direct the dispensing of material and supplies; to compile data for contract specifications; to assign trucks; to check time records; to supervise the taking of inventories to assist in storeroom activities; and to make reports and recommendations.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 173B

INSTITUTIONAL GUARD (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleve-

land, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$12.18 to \$15.45 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under immediate supervision, to assume responsibility for the custody and discipline of, and to supervise the work of prisoners at an institution; to perform miscellaneous work in connection with the maintenance and operation of an institution; and to perform related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C MINUTES
ANNOUNCEMENT NO. 81B

JUNIOR CASHIER (Non-Competitive)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a Non-Competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$9.20 to \$15.08 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under supervision, to receive funds in payment of bills due and to issue receipts for same; to disburse funds upon proper authorization; to keep record of all money collected and disbursed; to balance accounts; and to perform related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C MINUTES
ANNOUNCEMENT NO. 82B

JUNIOR CLERK (Non-Competitive)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a Non-Competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$9.89 to \$12.57 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under immediate supervision, to do clerical work of a routine nature; and to perform related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C MINUTES
ANNOUNCEMENT NO. 88B

MACHINIST HELPER (Non-Competitive)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a Non-Competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$13.72 to \$15.70 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M ON RIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under immediate supervision and instruction, to perform the less difficult operations on lathes, drill presses, shapers, or other machine tools; to assist in assembling, erecting, and repairing machinery of all kinds; and to perform related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 174B

PRINCIPAL CLERK (Non-Competitive)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$11.93 to \$17.85 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2002 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her

education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under general supervision, to supervise the clerical activities in a clerical subdivision; to do clerical work requiring the exercise of a substantial degree of independent judgment and a specialized knowledge of divisional procedure. Answer telephone and direct calls to divisional personnel. Prepare correspondence and reports. Responds to, or redirects City employees, user-division and citizen inquiries and complainants. Process documents, forms, requisitions, and other administrative reports. May perform purchasing tasks and may perform payroll tasks as required. Coordinates and tracks documents related to departmental divisional operations.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 168B

REAL ESTATE MAINTENANCE WORKER (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$14.75 to \$16.75 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue,

Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Maintains properties and structures under the jurisdiction of the City of Cleveland. Supervises the work of students and other seasonal employees in maintaining said properties and structures.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 175B

SECURITY OFFICER (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$10.80 to \$18.56 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

A Security Officer shall be responsible for the security of City of Cleveland Buildings, property, its records, and its equipment. Security personnel shall also take immediate action to protect life and property within his/her jurisdiction. Additionally, personnel shall perform such duties and work such hours as are designed by his/her superior.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 162B

STOCK CLERK (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$9.20 to \$16.19 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under immediate supervision, to do routine work in connection with the operation and maintenance of a storeroom; and to perform related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 151B

STREET SWEEPER (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$13.56 to \$15.56 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under general supervision is responsible for sweeping and removing litter from an assigned area of the city. Performs related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 155B

TRAFFIC SIGN AND MARKING TECHNICIAN (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$13.68 to \$15.71 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under direct supervision, is required to perform specific duties of road marking, sign erection, metal shop, metal cleaning, shop maintenance, unit office and related work as performed in the Traffic sign and Paint Unit-Division of Traffic Engineering and Parking; required to work with hand tools and mechanical paint spray equipment and self-propelled striping equipment for crosswalks and confined areas; responsible for proper operation and routine maintenance of assigned equipment; required at times to use special tools, such as air-powered tools, lifting equipment and cutting torches; and may be assigned to special sign construction equipment and vehicles or be in charge of sign or marking crew and equipment; must have knowledge of preparation and execution of work orders and be able to implement record systems; responsible under direction, for unit office duties, field checking traffic signs, stock room duties and issuance of materials; checking of sign installation for utility clearance and liaison with utilities personnel may be required at times.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES
ANNOUNCEMENT NO. 165B

TRUCK DRIVER (Non Comp)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive

examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$12.50 to \$17.58 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, UNTIL 4:30 P.M. FRIDAY, OCTOBER 10, 2003.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under supervision, to drive a truck and shall be required to assist support personnel of the truck in the performance of work for which the truck is operated; and to perform related duties as assigned.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Applications will not be accepted if copies are not submitted with application at time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with

the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C MINUTES
ANNOUNCEMENT NO. 35B

TYPIST (Non-Competitive)

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of a non-competitive examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$9.92 to \$13.68 per hour.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY, OCTOBER 6, 2003 UNTIL 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON FRIDAY, OCTOBER 10, 2003.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NO LATE FILING WILL BE ALLOWED.

EXAMINATION INFORMATION

TYPE: EXPERIENCE EVALUATION: Applicant's grade will be determined based on Education and Experience found in Resume.

NOTE: Each applicant is required to submit a detailed resume of his/her education and experience at the time of filing application.

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBLE LIST.

DUTIES OF THE POSITION

Under immediate supervision, to do typing and clerical work of a routine nature; and to perform related duties as required.

MINIMUM QUALIFICATIONS FOR ENTRANCE TO THIS EXAMINATION AS ESTABLISHED BY THE CIVIL SERVICE COMMISSION OF THE CITY OF CLEVELAND ARE AS FOLLOWS:

Applicant must be currently a Temporary Appointee with the City of Cleveland in this classification as of February 14, 2002.

NOTE: All copies of diplomas, licenses, certificates, and resumes must be presented at the time of filing. Civil Service Commission will make copies for a standard fee.

NOTE: Any applicant who resigns or is dismissed from employment with the City of Cleveland will have his/her name removed from the eligible list.

AN EQUAL OPPORTUNITY EMPLOYER

REYNALDO GALINDO,
President

October 1, 2003

**SCHEDULE OF THE BOARD
OF ZONING APPEALS**

MONDAY, OCTOBER 13, 2003

9:30 A.M.

Calendar No. 03-253: 2012-2018 Denison Avenue (Ward 15)

Burt Chernin, owner, and Alesia Love, tenant, appeal to expand an existing day care facility by adding the use of an adjoining 665 s/f vacant space to the east in a 118' x 79' one-story masonry building, located in a Local Retail Business District on a 126' x 120' parcel on the north side of Denison Avenue at 2012-2018 Denison Avenue; the proposed expansion being contrary to the Business District Requirements of Section 343.01 and as regulated in the least restricted residence district and subject to review and approval by the Board of Zoning Appeals as stated in Sections 337.02(f)(3)(C) of the Codified Ordinances.

Calendar No. 03-254: 9305 Miles Avenue (Ward 2)

Alex Mirza, owner, appeals to add a fuel filling station use with an existing 42' x 70' one-story convenient (retail) store, all situated on an approximate 136' x 143' acreage parcel in a Local Retail Business District located on the northeast corner of East 93rd Street and Miles Avenue at 9305 Miles Avenue; the proposed additional use being contrary to the Business District Regulations of Section 343.01, where a gas station is not permitted in a Local Retail Business District but first permitted in a General Retail Business District; and contrary to the requirements of Sections 343.15(b)(2) where no structure may be built less than 20' from the property line adjacent to the public right of way and a proposed canopy is within 10' of the right of way; and contrary to the provisions of Sections 343.18(a) and (b) where no two driveways may be permitted on a lot with a frontage of not less than 130' and only 103.53' is provided for two driveways along the East 93rd Street frontage and where no driveway shall be located so that there would be less than 15' between the point of tangency of the driveway apron and the outside crosswalk line at the intersection when such a driveway is on the approach side of an intersection

and a proposed driveway fronting on East 93rd Street is less than a 15' distance; and contrary to the Landscaping and Screening requirements where a 4' wide landscaping strip is required along East 93rd Street and along Miles Avenue and a 10' wide landscaping strip is required between the proposed lot and the abutting Two-Family District to the east as stated in Section 352.10 of the Codified Ordinances.

Calendar No. 03-255: 16503 Sedalia Avenue (Ward 21)

D. E. Phillip, owner, appeals to construct an 8' x 10' one-story, frame shed at the rear of a 50' x 113' irregular shaped parcel located in an A1 One-Family District on the south side of Sedalia Avenue at 16503 Sedalia Avenue; said construction being contrary to the Residence District Regulations, where the proposed shed is 80 s/f and an existing garage on the lot measures 676 s/f, for a total of 756 s/f of floor area on a lot where the maximum floor area allowed is 720 s/f as stated in Section 337.23(7)(A) of the Codified Ordinances.

Calendar No. 03-256: 3965 Rocky River Drive (Ward 21)

The Church of the Living God, owner, and A.S.A.P. Learning Center LLC c/o Clarence Bramley, tenant, appeal to establish a day care use at an existing church-school in a one-story brick building on an approximate 50' x 175' irregular shaped parcel in a Two-Family District on the east side of Rocky River Drive at 3965 Rocky River Drive; the proposed use being subject to the Residence District Regulations of Section 337.03 for a Two-Family District and regulated by reference to the requirements of Sections 337.02(f)(3)(C), where a day care and accessory uses, if located less than 30' from a residence district, are subject to the Board of Zoning Appeals approval as stated in the Codified Ordinances.

Calendar No. 03-257: 12403 Ingomar Avenue (Ward 9)

E. Capers, owner, and Joe Petrus, agent, appeal to construct a 20' x 20' one-story, frame accessory garage at the rear of a 45' x 112' irregular shaped parcel, located in an A1 One-Family District on the northeast corner of East 124th Street and Ingomar Avenue at 12403 Ingomar Avenue; said construction being contrary to the Yards and Courts Requirements, where no building shall be erected nearer to the side street at the rear line of a corner lot than the setback building line and 15' is proposed where 17' is required, as stated in Section 357.05(b)(2) of the Codified Ordinances.

Calendar No. 03-258: 12119-12123 Lorain Avenue (Ward 19)

Ruby Reinhard, owner, and Gregorio Rosales, prospective tenant, appeal to change the use of a two-story, brick stores and apartments building to a restaurant and recreation use in a General Retail Business District on the south side of Lorain Avenue at 12119-12123 Lorain Avenue; said change of use to a restaurant and a pool hall being subject to the regulations of Specif-

ic Uses in Section 347.12(a) that require an amusement use to be 500' from a residential district and the proposed use abuts an A1 One-Family District; and contrary to the Off-Street Parking and Loading Requirements where 5 parking spaces are provided and 17 parking spaces are required as stated in Sections 349.04(c)(f) of the Codified Ordinances.

Calendar No. 03-271: 3316 West 165th Street (Ward 21)

Cathy Snyder MacMillan, owner, appeals to erect a 14' x 26' one-story, frame accessory garage on an approximate 40' x 154' parcel in an A1 One-Family District on the south side of West 165th Street at 3316 West 165th Street; said construction being 9" from the property line at the front south, left-hand corner of the accessory garage and contrary to the Residence District Regulations that require accessory buildings in a residence district to be a minimum of 18" from the neighboring property line as stated in Section 337.23(A) of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

MONDAY, SEPTEMBER 29, 2003

At the meeting of the Board of Zoning Appeals on Monday, September 29, 2003, the following appeals were heard by the Board:

The following appeals were **Approved:**

Calendar No. 03-236: 3149 West 82nd Street

Vilmarie Aponte appealed to install 160 linear feet of 4' high chain link fence at the front and at the east and west sides of a single family dwelling in a One-Family District; subject to revised plan.

Calendar No. 03-239: 3902 East 57th Street

John Len appealed to construct a 14' x 20' accessory garage on a 14' x 22' existing pad at the rear of a single family dwelling in a Two-Family District.

Calendar No. 03-240: 6002 St. Clair Avenue

Joseph Pinjuh appealed to change the use of a service station to a motor vehicle repair garage in a Local Retail Business District; subject to conditions.

Calendar No. 03-241: 3905 East 140th Street

Sharon Pentecostal Church appealed to construct a 70' x 46' one-story church building on an 118' x 110' parcel in a Local Retail Business District; subject to condition for parking.

Calendar No. 03-242: 3804-06 East 147th Street

Gwendolyn Smith appealed to enclose a second floor 25' x 9' porch of a two family dwelling in a One-Family District; subject to revised plan.

Calendar No. 03-243: 11602 Union Avenue

Cleophus Smith, Jr. appealed to change the use of a service station to a thrift store in a General Retail Business District; subject to conditions.

Calendar No. 03-244: 13301 Carrington Avenue

Carlos E. Fernandez appealed to construct a 32' x 59' two-story frame, single family house with an attached garage in a One Family District.

Calendar No. 03-144: 7407-09 Union Avenue

TMS Enterprises appealed to change the use of a 27' x 67' two-story structure on an 80' x 135' parcel to a used car sales lot in a General Retail Business District.

Calendar No. 03-206: 4004 East 131st Street

Sanctuary Baptist Church appealed to expand a one-story church building by including a day care within the church building in zoning for a Local Retail Business and a Two-Family District; subject to modified plan.

The following appeals were **Denied:**

None.

The following appeals were **Dismissed:**

Calendar No. 03-238: 3678 West 116th Street

Allen and Terry Ray appealed to install 18' of 6' high wood privacy fence at the rear an 20' linear feet of 4' high wood privacy fence and 44' of 6' high wood privacy fence at the northeast side of a single family dwelling in a One-Family District.

Calendar No. 03-201: 3237-39 Scranton Road

Hector Colon, Sr. appealed to changed the use of a one-story service station into an auto repair garage in a Multi-Family District.

Calendar No. 03-212: Appeal of Great Lakes Telephone LLC

Great Lakes Telephone LLC appealed from the decision of the Commissioner of Assessments and Licenses to deny a private property permit application for a pay phone at 8901 Madison Avenue.

The following appeal was **Withdrawn:**

Calendar No. 03-141: 4447 Lee Road

Quinton Durham appealed to construct 6,936 s/f of one-story storage units on an irregular shaped parcel in a Local Retail Business District.

The following appeals were **Postponed:**

Calendar No. 03-248: 1233 West 67th Street postponed to October 20, 2003.

Calendar No. 03-249: 1229 West 67th Street postponed to October 20, 2003.

Calendar No. 03-250: 1227 West 67th Street postponed to October 20, 2003.

Calendar No. 03-200: 3809 Pearl Road postponed to October 27, 2003.

On Monday, September 29, 2003, in Executive Session:

The following appeals were heard by the Board on Monday, September 22, 2003, and said decisions were approved and adopted in Executive Session on Monday, September 29, 2003:

The following appeals were **Approved:**

Calendar No. 03-232: 1178 East 79th Street

Shiloh Temple House of God appealed to construct a 66' x 104' two-story brick church building on a 87' x 130' parcel in a Local Retail Business District.

Calendar No. 03-234: 2079 Random Road

Random Road LLC appealed to construct a 136' x 70' three-story, 14 unit townhouse building with detached garages on a 149' x 168' parcel in a Multi-Family District.

Calendar No. 02-2233: 12222 Lorain Avenue

Edward M. Krivec and Donald Folmer appealed to change the use of a first floor tenant space into a tattoo and body piercing shop in a General Retail Business District.

Calendar No. 03-207: 4337 West 58th Street

Renee Vucek appealed from a Violation Notice issued by the Division of Building and Housing.

The following appeals were **Denied:**

Calendar No. 03-153: 2217 Broadview Road

Fred Manson and Gus Moulagianis appealed to change the use of a first floor two-story masonry building into a tattoo and body piercing shop in a Local Retail Business District.

Calendar No. 03-209: 4200 Brookpark Road

Cappas and Karas Investments Inc. and Paul Duffy appealed to change the use of a one-story masonry video store building into an adult video store in a Semi-Industry District and General Industry District.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of
September 24, 2003

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-32-03.

RE: Appeal of AG-L North Moreland, L.L.C., Owner of the Three Story Brick Apartment Building located on the premises known as 2622 North Moreland Boulevard from a NOTICE OF VIOLATION—ELECTRICAL of the Commissioner of the Department of Building and Housing, dated February 7, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to require the Appellant to obtain permits within one (1) month, and to abate the serious hazardous violations on the property in three (3) months; and to require that the apartments be electrically upgraded within one (1) year with extensions permitted after discussions and progress report to the Board within that one (1) year period. Motion so in order. Motioned by Mr. Bradley and seconded by Mr. Saab.

Yeas: Messrs. Denk, Saunders, Sullivan (Alternate), Saab, Bradley. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-63-03.

RE: Appeal of John & Robert Tankovich, Owner of the Property located on the premises known as 6110 Grand Avenue from a NOTICE OF VIOLATION—FIRE CODE of the Chief of the Division of Fire, dated May 14, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit the Appellant up to two (2) years in which to obtain permits and complete the installation of the sprinkler system on the first and second floors under the nine (9) conditions cited in the letter presented by the Fire Prevention Bureau; that the basic conditions which are on the second and third floor do not have to be sprinklered with the property fire separation. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Sullivan (Alternate), Saab, Bradley. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-92-03.

RE: Appeal of Guy Templeton Black, Owner of the Two & One/half Story Residential Property located on the premises known as 753 Brayton Avenue from a NOTICE OF VIOLATION—GENERAL MAINTENANCE of the Commissioner of the Department of Building and Housing, dated July 18, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to DENY the Appellant's appeal request to allow the conditions to remain as they are, but to require that the bicycles be stored neatly and on a hard surface, 8 x 12 and to the City's approval; that the erosion control be obtained in a manner approved by the City not using loose materials as shown in the photographs, and that the grounds be maintained, the grass

cut, etc. as requested or indicated in the Notice of Violation; the property is REMANDED at this time to the Department of Building and Housing for supervision and any required further action, and that the cars storage be limited to one (1) vehicle with a legitimate cover on it on a hard surface. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Sullivan (Alternate), Saab, Bradley. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-94-03.

RE: Appeal of Florine B. Anthony, Owner of the Two & One/half Story Frame Residential Property located on the premises known as 920 Stevenson Road from a NOTICE OF VIOLATION—RESIDENTIAL MAINTENANCE of the Commissioner of the Department of Building and Housing, dated July 9, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-94-03 has been POSTPONED; to be rescheduled for October 8, 2003.

* * *

Docket A-95-03.

RE: Appeal of Haydee Lee Tong, Owner of the Two & One/half Story Frame Residential Property located on the premises known as 1538 East 34th Street (a.k.a. 1538 East 34th Street) from a 30 DAY CONDEMNATION ORDER—MS of the Commissioner of the Department of Building and Housing, dated June 24, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-95-03 has been POSTPONED; to be rescheduled for October 8, 2003.

* * *

Docket A-109-03.

RE: Appeal of 3500 Group, Ltd., Owner of the Masonry Property located on the premises known as 3500 Lorain Avenue from a NOTICE OF VIOLATION—HVAC of the Commissioner of the Department of Building and Housing, dated August 8, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the required variances, and permit pump No. 8 to remain without fire dampers on the return ductwork under expectations cited by the code; and to permit the rated heating system to remain with the warranties presented in the letter by Vadakin Refrigeration & Air Conditioning Inc. and attested to the concurrence of the Owner. Motion so in order. Motioned by M. Saab and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Sullivan (Alternate), Saab, Bradley. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-110-03.

RE: Appeal of Thermagon, Inc., Owner of the Proposed 286 s.f. Aluminum Mixing Room Addition Property located on the premises known

as 4815 Detroit Avenue from an ADJUDICATION ORDER of the Commissioner of the Department of Building and Housing, dated June 30, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the required variances to the 300 foot requirement for clearance from public roads and occupied structures, noting that the code clearly states that the use of aluminum is not included in the 300 foot requirement, and that the Appellant has made other provisions for additional safety and that Fire Prevention Bureau concurs with this interpretation by the Board. Motion so in order. Motioned by Mr. Saab and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Sullivan (Alternate), Saab, Bradley. Nays: None. Absent: Mr. Gallagher

* * *

Docket A-111-03.

RE: Appeal of James Patelman, Owner of the Property located on the premises known as 4080 Rocky River Drive, from an ADJUDICATION ORDER of the Commissioner of the Department of Building and Housing, dated September 3, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance and permit the awning to be constructed with the twelve (12) inch outsider most projection. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Sullivan (Alternate), Saab, Bradley. Nays: None. Absent: Mr. Gallagher.

* * *

Docket A-112-03.

RE: Appeal of Stager-Beckwith Associates, Ltd., Owner of the Property located on the premises known as 3813 Euclid Avenue from an ADJUDICATION ORDER of the Commissioner of the Department of Building and Housing, dated September 11, 2003, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the requested variance to the requirement for rated doors by the use of sprinkler heads and closures on the doors. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bradley.

Yeas: Messrs. Denk, Saunders, Sullivan (Alternate), Saab, Bradley. Nays: None. Absent: Mr. Gallagher.

* * *

APPROVAL OF RESOLUTIONS:

Separate motions were entered by Mr. Saunders and seconded by Mr. Bradley 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-30-03—Ervin H. Metlock, Sr.
A-69-03—Douglas G. Veselsky.
A-88-03—John P. McGervey.

Yeas: Messrs. Denk, Saunders, Saab, Bradley. Nays: None. Not Voting: Mr. Sullivan (Alternate). Absent: Mr. Gallagher.

* * *

Separate motions were entered by Mr. Saab and seconded by Mr. Bradley 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-89-03—West Shore Realty, Inc.
A-90-03—Georgia Matheou.
A-103-03—John Ullrich.

Yeas: Messrs. Denk, Saunders, Saab, Bradley. Nays: None. Not Voting: Mr. Sullivan (Alternate). Absent: Mr. Gallagher.

* * *

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

- A-85-03—Willie Davis, Jr.

Yeas: Messrs. Denk, Saunders, Saab, Bradley. Nays: None. Not Voting: Mr. Sullivan (Alternate). Absent: Mr. Gallagher.

* * *

APPROVAL OF MINUTES:

Separate motions were entered by Mr. Saab and seconded by Mr. Bradley 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):

September 10, 2003

Yeas: Messrs. Denk, Saunders, Saab, Bradley. Nays: None. Not Voting: Mr. Sullivan (Alternate). Absent: Mr. Gallagher.

* * *

INFORMAL HEARING:

Case Western Reserve University. Mt. Sinai-West Quad Demolition and Renovation Project.

* * *

EUGENE CRANFORD, JR., Secretary

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

NONE

LEGAL NOTICE

Advertisement of the Clerk of Cleveland Municipal Court, City of Cleveland, Ohio. As authorized by Ordinance 459.03 (d), the Clerk of the Cleveland Municipal Court is seeking sealed proposals in response to a Request For Proposal (R.F.P.) issued September 30, 2003 for management consulting for the Parking Violations Bureau, processing of parking tickets including, but not limited to: database management and delinquent ticket noticing and certain other collection services for parking tickets issued against vehicles in the City of Cleveland. Each proposal must be in accordance with the specifications of the R.F.P. The R.F.P. is available at the office of the Clerk, Cleveland Municipal Court, Justice Center-Level 2, 1200 Ontario St. Cleveland, Ohio 44113. Each prospective bidder must submit a letter of intent to bid to the Clerk by October 10, 2003. No proposals will be considered unless delivered to the Clerk's Office no later than 12:00 p.m. on November 21, 2003.

Earle B. Turner, Clerk
Cleveland Municipal Court

September 24, 2003 and October 1, 2003

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

THURSDAY, OCTOBER 9, 2003

Archmere Avenue Sewer Replacement, for the Division of Water Pollution Control, Department of Public Utilities as authorized by Ordinance No. 643-03, passed by the Council of the City of Cleveland, July 16, 2003.

THERE WILL BE A REFUNDABLE FEE OF FIFTY DOLLARS (\$50.00) IN THE FORM OF A CASHIER'S CHECK AND/OR MONEY ORDER.

THERE WILL BE A PRE-BID MEETING, THURSDAY, OCTOBER 2, 2003 AT 11:00 A.M., DIVISION OF WATER POLLUTION CONTROL, 12302 KIRBY AVENUE, CLEVELAND, OHIO 44108.

Lubricants, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 805-03, passed by the Council of the City of Cleveland, June 10, 2003.

THERE WILL BE A PRE-BID MEETING, WEDNESDAY, OCTOBER 1, 2003 AT 3:30 P.M., AT DIVISION OF MOTOR VEHICLES, 4150 E. 49TH STREET, BUILDING 1, CLEVELAND, OHIO 44105.

Shop Tools and Diagnostic Equipment, for Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1424-02, passed by the Council of the City of Cleveland, July 17, 2002.

THERE WILL BE A PRE-BID MEETING, WEDNESDAY, OCTOBER 1, 2003 AT 4:00 P.M., AT DIVISION OF MOTOR VEHICLES, 4150 E. 49TH STREET, BUILDING 1, CLEVELAND, OHIO 44105.

September 24, 2003 and October 1, 2003

WEDNESDAY, OCTOBER 15, 2003

(Phase I) Labor & Materials Necessary To Maintain, Repair, and Modify Existing Airfield, Parking and Terminal Lighting Systems, for the Various Divisions, Department of Port Control, as authorized by Ordinance No. 1015-03, passed by the Council of the City of Cleveland, June 10, 2003.

THERE WILL BE A PRE-BID MEETING, WEDNESDAY, OCTOBER 8, 2003 AT 10:00 A.M., AT CLEVELAND HOPKINS INTERNATIONAL AIRPORT, CENTRAL RECEIVING BUILDING, 19451 FIVE POINTS ROAD, CLEVELAND, OHIO 44135.

September 24, 2003 and October 1, 2003

THURSDAY, OCTOBER 16, 2003

Annual Service and Maintenance of the MGE UPS System, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 2211-2000, passed by the Council of the City of Cleveland, December 18, 2000.

THERE WILL BE A PRE-BID MEETING THURSDAY, OCTOBER 9, 2003 AT 10:30 A.M., THIRD DISTRICT POLICE STATION, 1ST FLOOR, 2100 PAYNE AVE., CLEVELAND, OHIO 44114.

Purchase of MSA Breathing Apparatus, for the Division of Fire,

Department of Public Safety, as authorized by Ordinance No. 1225-03, passed by the Council of the City of Cleveland, August 13, 2003.
THERE WILL BE A PRE-BID MEETING THURSDAY, OCTOBER 9, 2003 A.M., FIRE STATION #28, 310 CARNEGIE, CLEVELAND, OHIO 44114.

October 1, 2003 and October 8, 2003

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 1185-03.
By Council Members Cimperman and Zone (by request).

An emergency resolution declaring the intention to vacate portions of Division Ave. N.W., Crescent Ave. N.W., W. 45th St., W. 53rd St. and W. 54th St.

Whereas, this Council; is satisfied that there is good cause to vacate portions of Division Avenue N.W., Crescent Avenue N.W., West 45th Street, West 53rd Street and West 54th Street, as hereinafter described; and

Whereas, this resolution constitutes an emergency measure in that the same provides 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 portions of the following described real property:

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

DIVISION AVENUE N.W. (66.00 feet wide) extending Westerly from the Westerly line of West 29th Street (66.00 feet wide) to the Easterly line of West 53rd Street (50.00 feet wide).

CRESCENT AVENUE N.W. (66.00 FEET WIDE) extending Westerly from the Westerly line of West 45th Street (66.00 feet wide), to the Westerly line of West 54th (66.00 feet wide).

WEST 45TH STREET (66.00 feet wide) extending Northerly from the Northerly line of the Cleveland Memorial Shoreway to the Southerly line of Division Avenue N.W. (66.00 feet wide).

WEST 53RD STREET (50.00 feet wide) extending Northerly from the Northerly line of Crescent Avenue N.W. (66.00 feet wide) to the Northerly line of Division Avenue N.W. (66.00 feet wide).

WEST 54TH STREET (66.00 feet wide) extending Northerly from the Northerly line of the Cleveland Memorial Shoreway to the Northerly line of Crescent Avenue N.W. (66.00 feet wide).

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 September 22, 2003.
Effective October 1, 2003.

Res. No. 1492-03.
By Council Member Cimperman (by request).

An emergency resolution declaring the intention to vacate a portion of Noyes Court S.W.

Whereas, this Council; is satisfied that there is good cause to vacate a portion of Noyes Court S.W., as hereinafter described; 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 it hereby declares its intention to vacate a portion of the following described real property:

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

NOYES COURT S.W. (10.00 feet wide) extending Easterly, South-easterly and Southerly from the Southerly prolongation of the Easterly line of West 11th Place (20.00 feet wide) to the Northerly line of Rowley Avenue S.W. (50.00 feet wide).

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 September 22, 2003.
Effective October 1, 2003.

Res. No. 1493-03.
By Council Member Cintron (by request).

An emergency resolution declaring the intention to vacate a portion of West 39th Place.

Whereas, this Council; is satisfied that there is good cause to vacate a portion of West 39th Place, as hereinafter described; 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 it hereby declares its intention to vacate a portion of the following described real property:

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

WEST 39TH PLACE (12.00 feet wide) extending Southerly from the Southerly line of Carlyle Avenue S.W. (50.00 feet wide) to the Northerly line of Remus Court S.W. (14.00 feet wide).

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 September 22, 2003.
Effective October 1, 2003.

Res. No. 1863-03.

By Council Member Brady.
**An emergency resolution with-
drawing objection to the renewal of
a D1, D2, D3, D3A and D6 Liquor
Permit at 11730 Lorain Avenue and
repealing Resolution No. 1618-02,
objecting to said renewal.**

Whereas, this Council objected to a D1, D2, D3, D3A and D6 Liquor Permit to 11730 Lorain Avenue by Resolution No. 1618-02 adopted by the Council on August 14, 2002; and

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

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

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

Section 1. That objection to a D1, D2, D3, D3A and D6 Liquor Permit to Ray Bons, Inc., 11730 Lorain Avenue, Cleveland, Ohio 44111, Permanent Number 7220737, be and the same is hereby withdrawn and Resolution No. 1618-02, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

Adopted September 22, 2003.

Effective October 1, 2003.

Res. No. 1864-03.

By Council Member Cimperman.
**An emergency resolution with-
drawing objection to the renewal of
a D5 and D6 Liquor Permit at 612
Prospect Avenue and repealing Res-
olution No. 1625-02, objecting to said
renewal.**

Whereas, this Council objected to a D5 and D6 Liquor Permit to 612 Prospect Avenue, 1st Floor, by Resolution No. 1625-02 adopted by the Council on August 14, 2002; and

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

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

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

Section 1. That objection to a D5 and D6 Liquor Permit to Lander Kay Co., DBA Domino Lounge, 612 Prospect Avenue, Cleveland, Ohio 44115, Permanent Number 5006093, be and the same is hereby withdrawn and Resolution No. 1625-02, containing such objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

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

Adopted September 22, 2003.

Effective October 1, 2003.

Res. No. 1865-03.

By Council Member Scott.
**An emergency resolution object-
ing to a New C2 Liquor Permit at
1250 East 105th Street.**

Whereas, Council has been notified by the Department of Liquor Control of an application for a New C2 Liquor Permit at A & B Randa, Inc., DBA Family Discount, Inc., 1250 East 105th Street, Cleveland, Ohio 44108, Permanent Number 0000725; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to a New C2 Liquor Permit at A & B Randa, Inc., DBA Family Discount, Inc., 1250 East 105th Street, Cleveland, Ohio 44108, Permanent Number 0000725; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

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 September 22, 2003.

Effective October 1, 2003.

Res. No. 1873-03.

**By Council Members Britt, Jack-
son, Rybka, Cimperman, Jones,
White, Reed, Johnson, Lewis, Pierce
Scott, Conwell, Coats, Polensek, Cin-
tron, Gordon, O'Malley, Zane, West-
brook, Brady, Sweeney and Dolan.**

**An emergency resolution demand-
ing an end to a health care system
that indisputably fails to provide
quality care to urban neighborhoods
and the uninsured poor in our city;
calling upon community leaders,
hospitals and medical service
providers to respond quickly to this
health care crisis by working
together to create a comprehensive
plan to ensure that all citizens are
provided quality, affordable health
care; and reaffirming this Council's
commitment to work with communi-
ty leaders, hospitals, and medical
providers to address local health
care issues and possible solutions.**

Whereas, the State of Ohio ranked second in the nation in hospital closures in 2000; and

Whereas, in recent years, the City of Cleveland has been affected by the closure of St. Luke Hospital and Mt. Sinai Hospital; and

Whereas, Huron Hospital recently contemplated the closure of its trauma center and the closure of Deaconess Hospital is rumored to be imminent; and

Whereas, University Hospitals Health System hired a consultant to review the future use of the St. Michael Hospital facility but failed to share the results of the study with the community; and

Whereas, last week University Hospitals Health System announced that St. Michael Hospital will stop providing medical services on December 19, 2003; and

Whereas, the future closing of St. Michael Hospital is just the latest consequence of an ineffective health care system and yet another indication of the failure of our health care system to meet the needs of the uninsured poor; and

Whereas, the closing of St. Michael Hospital will significantly hinder the ability of local residents to receive urgent medical services and will have a significant impact on the neighborhood, its residents and the City of Cleveland; and

Whereas, the closing of St. Michael Hospital indicates an obvious lack of concern by health care officials and hospital administrators for the detrimental social and economic consequences such a closing will have on the neighborhood; and

Whereas, this announcement and decision by University Hospitals Health System is an ominous foreshadowing of what is to come in this city and this country if we do not confront the significant health care issues affecting all cities and

communities in the United States; and

Whereas, these health care issues include a health care system that fails to provide health care to all citizens, a system that is revenue driven, and a system that is burdened with excessive administrative operating costs, including insurance costs; and

Whereas, the current health care system has caused a disinvestment by health care providers in urban hospitals and medical centers and thereby a disinvestment in care provided to residents in those urban neighborhoods, including the uninsured poor; and

Whereas, decisions to close and/or decrease medical services in urban hospitals further limits the ability of indigent and uninsured citizens to obtain quality health care; and

Whereas, closing and/or decreasing medical services in urban hospitals causes neighborhoods, built for years around such hospitals, to deteriorate as businesses that relied on the hospital close up and move out, and people who live in the neighborhoods are forced to seek medical assistance farther away from home, and

Whereas, hospital closures and decreases in medical services in urban areas create an increased burden on those hospitals that take on the responsibility of providing medical care and services to every person in need; and

Whereas, health care providers have a moral and ethical responsibility to ensure that all citizens in a community, whether insured or not, receive quality health care; and

Whereas, it is incumbent upon hospitals and medical service providers to provide care to their fair share of indigent and uninsured patients in order to relieve hospitals that are overburdened with those patients; and

Whereas, it is incumbent upon hospitals and medical service providers to cooperate to find solutions by which all citizens are provided decent, affordable health care; and

Whereas, these solutions could be created by the drafting of a comprehensive plan coordinated by community leaders, hospitals, and medical service providers; and

Whereas, community leaders, hospitals, and medical service providers must find a way to work together to find a smarter and more efficient way to provide health care services to all residents of the City of Cleveland, including the uninsured poor, in order to create a comprehensive plan that would address the health care needs of residents of the City of Cleveland; and

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

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

Section 1. That this Council hereby demands an end to the current health care system, a system that indisputably fails to provide quality health care to urban neighborhoods and the uninsured poor.

Section 2. That this Council hereby calls upon community leaders, hospitals, and medical service providers to respond quickly to the

current health care crisis by working together to create a comprehensive plan to ensure that all citizens are provided quality, affordable health care.

Section 3. That this Council hereby reaffirms its commitment to work with community leaders, hospitals, and medical service providers to address local health care issues and possible solutions.

Section 4. That the Clerk of Council is hereby directed to transmit copies of this resolution to Senators George Voinovich and Mike DeWine, Representatives Dennis Kucinich and Stephanie Tubbs Jones, Floyd Loop, CEO, Cleveland Clinic, Terry R. White, President and CEO, Metro Health Medical Center and Thomas Zenty, CEO, University Hospitals Health Systems.

Section 5. 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 392-03.

By Council Member Cimperman.

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Sections 512.01 to 512.09 and 512.99 relating to the issuance of temporary public right-of-way occupancy permits for business signs.

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

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

Section 1. That the Codified Ordinances of the City of Cleveland, Ohio, 1976, are hereby supplemented by enacting new Sections 512.01 to 512.09 and 512.99 thereof, to read as follows:

**Chapter 512
ISSUANCE OF TEMPORARY
PUBLIC RIGHT-OF-WAY OCCUPANCY
PERMITS FOR BUSINESS SIGNS**

Section 512.01 Definitions

When used in this Chapter, the following words shall have the following meanings:

(a) "Director" means the Director of Public Service or his designee.

(b) "Business Signs" means a commercial sign identifying a retail business fronting a public right-of-way or adjacent to a public right-of-way.

(c) "Permit" means a temporary public right-of-way occupancy permit authorized by Section 512.02 of the Codified Ordinances.

(d) "Permittee" means the person who owns the business sign permitted to occupy an area of the public right-of-way.

(e) "Retail Business" means a business conducting the majority of its business with customers on the business premises. "Retail business" does not include residential buildings or parking lots.

(f) "Right-of-way" means any sidewalk, court, alley, street or other area dedicated or otherwise designated for public use and held by the City.

(g) "Unobstructed Walk" means a clear, continuous surface free of tree grates, elevator grates and all vertical obstructions.

Section 512.02 Temporary Public Right-of-Way Occupancy Permits

Notwithstanding any codified ordinance to the contrary, the Director is hereby authorized to issue temporary public right-of-way occupancy permits revocable at the will of Council authorizing the placement of business signs at permitted locations on sidewalks, courts, alleys, streets, or other public rights of way in the City, subject to the provisions of this Chapter. A separate encroachment permit for such business sign shall not be required.

Section 512.03 Application for Permits

Application for a permit shall be made to the Director in a form established by the Director. Such application shall include, but not be limited to, the following information:

(a) name, phone number and address of applicant;

(b) name and address of the business establishment seeking the temporary public right-of-way occupancy permit;

(c) a description of the proposed area, with photographs, to be occupied by the business sign;

(d) an example of the proposed business sign or a detailed drawing of the business sign complete with dimensions, design details, and plans necessary to determine compliance with the provisions of this Chapter; and

(e) a signed statement that the permittee shall hold harmless the City of Cleveland, its officers and employees and shall indemnify the City of Cleveland, its officers and employees for any claims or damage to property or injury to persons which may be occasioned by the business sign. Permittee shall furnish and maintain such public liability and property damage insurance as will protect permittee and the City from all claims for damage to property or bodily injury, including death, which may arise from operations under the permit or in connection with it. The insurance shall provide coverage in an amount deemed acceptable by the Director of Law and the Director of Public Service. The insurance also shall name the City of Cleveland, including its officers and employees, as an additional insured, and shall further provide that the policy shall not terminate or be canceled prior to the expiration date of the permit without thirty (30) days written notice to the Director.

Section 512.04 Permit Fee, Issuance and Duration

An application for a permit shall be accompanied by a fee established by the Board of Control for each business sign.

On the approval of an application by the Director of Public Service, the Director of Public Safety, the City Planning Commission, and the Landmarks Commission, if applica-

ble, and upon compliance with the Council notification provision described below, the Director of Public Service shall issue a permit in accordance with this Chapter.

The City Planning Commission and the Landmarks Commission, if applicable, shall consider in their review of the permit application, the size and design of the proposed sign.

No permit shall be issued until the members of Council of the wards affected have been provided with written notice by the Director of Public Service and until the expiration of thirty (30) days from the date of such notice, unless such period of thirty days is expressly waived by such Council Members in writing. The processing of a complete application shall not take more than ninety (90) days and in the event such application is not processed within ninety (90) days, the applicant shall be entitled to a refund of the permit fee.

Permits shall be valid for a twelve month period or any portion thereof. Permits shall expire on May 31 of each year. Permits may be renewed, on a form provided by the Director, for the following year provided all the requirements of this Chapter are met and no changes have been made from the previous approved application. The permit renewal fee shall be established by the Board of Control. If there are changes to the information provided in the application, a new application must be made in accordance with this Chapter and the appropriate fee shall accompany such application.

Section 512.05 Permitted Locations

The issuance of a permit and the maintenance of the business sign shall be subject to the provisions of this Chapter, the zoning code, and the following conditions and restrictions:

(a) temporary public right-of-way occupancy permits shall be issued for placement of business signs only in areas of the Central Business District designated for such signs by the Cleveland City Council and in Pedestrian Retail Overlay Districts specifically designated for placement of such signs under the provisions of Section 343.22 of the Codified Ordinances;

(b) a business sign shall be placed only in front of or adjacent to the location of the business establishment obtaining the permit;

(c) a business sign shall be placed only in a manner that allows for an unobstructed walk for pedestrians;

(d) a business sign shall not obstruct emergency exits or fire standpipes;

(e) a business sign shall not occupy any portion of the roadway or be within two (2) feet of the curb;

(f) a business sign shall not be permitted within six (6) feet of any fire hydrant, within five (5) feet of any driveway or bus shelter, within three (3) feet of any sidewalk handicap ramp, or within that portion of the sidewalk parallel to an area designated for parking, handicapped parking or commercial loading and unloading or within three (3) feet of a utility pole or traffic sign; and

(g) a business sign shall not be located where the clear, continuous, unobstructed sidewalk for the pas-

sageway of pedestrians would be reduced to less than six (6) feet if the business sign were located there.

Section 512.06 Permits

The permit issued shall be posted on the business sign and may be posted on the back of the sign provided that the permit is clearly visible from the public sidewalk or street. The permit shall be protected from the weather as necessary. Each permit shall contain the following information:

(a) the name and address of the Permittee;

(b) a description of the permitted location;

(c) a description of the business sign; and

(d) the expiration date of the permit.

Section 512.07 Requirements and Conditions of Permit

(a) Permittees and their agents shall comply with all the requirements of this chapter.

(b) The business sign shall be placed only in the location set forth in the permit.

(c) The business sign shall be displayed in the public right-of-way only during the operating hours of the business and shall be removed from the right-of-way at the end of each business day.

(d) Permittees and their agents shall obey any order of a police officer or other emergency personnel to remove the business sign from the public right-of-way if necessary in an emergency.

(e) Permittees and their agents shall be responsible for maintaining all business signs in good repair, free of corrosion and in a safe condition.

(f) The business sign shall not contain flashing lights or any other lighting.

(g) The business sign shall include an anchoring system that withstands normal weather conditions which anchoring system shall be approved by the Director of Public Service.

(h) Permittees and their agents shall be responsible for the cost to repair any damage to the sidewalk caused by the installation, placement, or removal of a business sign.

(i) The business sign shall be no more than forty-eight inches (48") tall and thirty inches (30") wide and shall be designed to withstand normal winds loads. The size of a business sign shall be no bigger than that which is necessary to identify the retail business to pedestrians.

(j) No permit shall be transferable in any manner.

(k) No permit shall be issued for a sidewalk not in compliance with code requirements.

Section 512.08 Permit Suspension and Revocation

(a) The Director may suspend or revoke the permit of any Permittee if the Permittee or his agent fails to abide by the provisions of these Codified Ordinances.

(b) The Director shall give written notice of the suspension or revocation of the permit to the Permittee or his agent stating the reason or reasons for the suspension or revocation. If the reason for the suspension or revocation is that the

Permittee does not currently have an effective insurance policy as required by Section 512.03, suspension or revocation shall be effective upon receipt of the notice of suspension or revocation by the Permittee or his agent. Otherwise, the notice shall contain the further provision that the action shall become final and effective ten (10) days thereafter unless, within five (5) days of receipt of notice, the Permittee requests a hearing before the Director. The Director shall forthwith hold the requested hearing, at which time the Permittee shall be given the opportunity to contest the action and present evidence. After the hearing, the director shall determine whether to suspend or revoke the permit.

(c) The action of the Director may be appealed to the Board of Zoning Appeals.

Section 512.09 Removal of Business Signs

Any business sign placed in the public right-of-way without a permit issued pursuant to this section or not in compliance with a permit issued may be seized and removed.

Section 512.99 Penalty

No person shall violate the provisions of this chapter and whoever violates any provision of this Chapter shall be guilty of a minor misdemeanor. Each day during which a violation continues shall constitute a separate offense.

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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 692-03.

By Council Member Jackson.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 3298 East 93rd Street to Love Center Interdenominational Church.

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

Whereas, real property acquired under the City's Land Reutilization Program is acquired, held, administered and disposed 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 Ordina-

nances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 127-11-011, as more fully described below, to Love Center Interdenominational Church.

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

P. P. No. 127-11-011

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being that part of Original One Hundred Acre Lot No. 440, bounded and described as follows:

Beginning at a point in the Westerly line of East 93rd Street, (80 feet wide), (formerly Woodland Hills Avenue) as shown by the plat for widening, recorded in Volume 11, Page 19 of Cuyahoga County Records, 70 feet Southerly from its intersection with the Southerly line of proposed Fuller Avenue, S.E., (40 feet wide). Said Southerly line of Fuller Avenue, S.E., being parallel with and distant Southerly by rectangular measurement, 145 feet from the Southerly line of Harris and Marshall's Subdivision as shown by the recorded plat in Volume 9 of Maps, Page 13 of Cuyahoga County Records; thence Westerly and parallel with the said Southerly line of Fuller Avenue, S.E., 110.31 feet more or less, to a point which is distant Easterly 715 feet from the Easterly line of East 89th Street, (40 feet wide), said Easterly line of East 89th Street being at right angles to said Southerly line of Harris and Marshall's Subdivision from a point in said Southerly line at the Southeast corner of Sublot No. 20 in said Subdivision; thence Southerly parallel with said Easterly line of East 89th Street 34.42 feet; thence Easterly parallel with Course 1, 110 feet more or less to the said Westerly line of East 93rd Street; thence Northerly, along said Westerly line of East 93rd Street, 34.52 feet to the place of beginning, it being the intention to hereby describe Sublot No. 26 of the Weizer Ford Subdivision as shown by the recorded plat in Volume 49 of Maps, Page 27 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

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

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

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

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

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

Passed September 22, 2003.
Effective October 1, 2003.

Ord. No. 1157-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into a contract amendment with Camp Dresser McKee to complete the design and conduct construction oversight of the Doan Brook restoration in Rockefeller Park, and to enter into a contract or contracts for professional services necessary to implement mitigation monitoring of the Doan Brook restoration in Rockefeller Park, for the Department of Port Control.

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

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

Section 1. That the Director of Port Control is authorized to amend contract number 58575 with Camp Dresser McKee for professional services necessary to complete the design of the Doan Brook restoration in Rockefeller Park and conduct construction management of the restoration project for the Department of Port Control, in accordance with Camp Dresser McKee's proposal dated March 25, 2003, in an amount not to exceed \$555,000. The contract amendment authorized herein 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 Director of Port Control is hereby authorized to employ by contract or contracts one or more 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 related to mitigation monitoring of the Doan Brook restoration project in accordance with all applicable permit and legal requirements, including but not limited to planning and reporting mitigation monitoring, in an amount not to exceed \$100,000.

That selection of said consultant or 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 contracts authorized herein shall be prepared by the Director of Law, approved by the Director of Port Control, and certified by the Director of Finance.

Section 3. That the cost of any expenditures authorized by this ordinance for any contract or contract amendment shall be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 106, and from any funds or subfunds to which are credited any federal grants or federal PFC authorization, for the above improvement and the proceeds from the sale of any airport revenue bonds issued for a purpose which includes the above improvement, Request No. 133213.

Section 4. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1158-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials necessary to maintain and repair elevators, escalators, and moving walkways, 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 authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year or two years of the necessary items of labor and materials necessary to maintain and repair elevators, escalators, and moving walkways, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term. The Director of Port Control is authorized to enter into one or more contracts with a term of two years instead of one year when there is a financial advantage to the City. For purposes of this ordinance, a financial advantage shall be determined by the Director of Port Control by comparing the bids received for both terms.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 133222)

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1160-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to employ one or more consultants or one or more firms of consultants to provide professional services necessary to conduct annual audits of select vendors and concessionaires for Fiscal Year 2003 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 authorized to employ by contract one or more consultants or one or more firms of consultants to provide professional services necessary to conduct annual audits of select vendors and concessionaires for Fiscal Year 2003 for the various divisions of the Department of Port Control, to be conducted in 2004.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Port Control from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Port Control for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts 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 costs for the contracts shall be paid from Fund No. 60 SF 001, Request No. 133207.

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1161-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into one or more requirement contracts with Siemens Building Technologies, Inc. for labor and materials necessary to maintain, repair and expand the Building Automation System, for the various divisions of the Department of Port Control, for a period not to exceed three years.

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

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

Section 1. That this Council has determined that the within services are non-competitive and cannot be secured from any source other than Siemens Building Technologies, Inc. Therefore, the Director of Port Control is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of three years of the necessary items of labor and materials necessary to maintain, repair, and expand the Building Automation System, for the various divisions of the Department of Port Control.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 133210)

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1162-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials necessary to maintain and repair automatic doors, 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 authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for

the period of one year or two years of the necessary items of labor and materials necessary to maintain and repair automatic doors, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term. The Director of Port Control is authorized to enter into one or more contracts with a term of two years instead of one year when there is a financial advantage to the City. For purposes of this ordinance, a financial advantage shall be determined by the Director of Port Control by comparing the bids received for both terms.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 133220)

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1163-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials necessary to maintain and repair air conditioning systems, 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 authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year or two years of the necessary items of labor and materials necessary to maintain and repair air conditioning systems, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit

basis for the various divisions of the Department of Port Control. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term. The Director of Port Control is authorized to enter into one or more contracts with a term of two years instead of one year when there is a financial advantage to the City. For purposes of this ordinance, a financial advantage shall be determined by the Director of Port Control by comparing the bids received for both terms.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 133215)

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1164-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials necessary to maintain and repair plumbing systems, 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 authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year or two years of the necessary items of labor and materials necessary to maintain and repair plumbing systems, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate

bids for a period less than the specified term may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term. The Director of Port Control is authorized to enter into one or more contracts with a term of two years instead of one year when there is a financial advantage to the City. For purposes of this ordinance, a financial advantage shall be determined by the Director of Port Control by comparing the bids received for both terms.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 133221)

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1165-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials necessary to maintain and repair boilers, 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 authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year or two years of the necessary items of labor and materials necessary to maintain and repair boilers, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term. The Director of Port Control is authorized to enter into one or more contracts with a term of two years

instead of one year when there is a financial advantage to the City. For purposes of this ordinance, a financial advantage shall be determined by the Director of Port Control by comparing the bids received for both terms.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 133216)

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1166-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into one or more requirement contracts without competitive bidding with Standard Signs, Inc. for the purchase of labor and materials necessary to furnish and install airfield signage, for the various divisions of the Department of Port Control, for a period not to exceed two years.

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

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

Section 1. That this Council determines that the within commodities are non-competitive and cannot be secured from any source other than Standard Signs, Inc. Therefore, the Director of Port Control is authorized to make one or more written requirement contracts for a total period not to exceed two years with Standard Signs, Inc. for labor and materials necessary to furnish and install airfield signage, for the various divisions of the Department of Port Control, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Department of Port Control.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 133214)

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1215-03.
By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to enter into an amendment to Contract No. 53666 with Michael Baker and Associates to provide additional design services relating to the construction of new runway 6L-24R, 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 authorized to enter into an amendment to Contract No. 53666 with Michael Baker and Associates to provide for additional design services relating to the construction of new runway 6L-24R.

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

Section 2. That the costs for the additional services shall not exceed \$851,500 and shall be paid from Fund No. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 106, 60 SF 128, 60 SF 130, and from any funds or subfunds to which are credited any federal grants or federal PFC authorization, for the above project, and the proceeds from the sale of any airport revenue bonds issued for a purpose which includes the project. Request No. 133219.

Section 3. That the amendment shall be prepared by the Director of Law and shall contain additional terms and conditions as the Director of Law deems necessary to protect and benefit the public 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1217-03.
By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to employ one or more professional consultants to provide design services, quality assurance, testing and inspection services for smaller task projects.

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 authorized to employ by contract or contracts 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 provide design services, quality assurance, testing and inspection services for smaller task projects for a period of one year, on an as-needed basis, for the various divisions of the Department of Port Control.

The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Port Control from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Port Control for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts 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 cost of contract or contracts authorized shall not exceed \$150,000 and shall be paid from Fund No. 60 SF 001, Request No. 133217.

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1218-03.
By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the purchase by one or more requirement contracts of labor and materials necessary to clean and maintain oil/water separators, sewers, electrical vaults, holding tanks, lift stations, and associated appurtenances, including testing and disposal of waste materials, 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 authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year or two years for the necessary items of labor and materials necessary to clean and maintain oil/water separators, sewers, electrical vaults, holding tanks, lift stations, and associated appurtenances, including testing and disposal of waste materials in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of

Purchases and Supplies on a unit basis for the various divisions of the Department of Port Control. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than the specified term may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term. The Director of Port Control is authorized to enter into one or more contracts with a term of two years instead of one year when there is a financial advantage to the City. For purposes of this ordinance, a financial advantage shall be determined by the Director of Port Control by comparing the bids received for both terms.

Section 2. That the cost of the contract or contracts shall be charged against the proper appropriation account and the Director of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 113522)

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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1230-03.
By Council Member Coats.
An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on Green Road to Tony H. Smith, Sr.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 117-31-014, as more fully described below, to Tony H. Smith, Sr.

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

P. P. No. 117-31-014
Parcel No. 1

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Euclid Township Lot No. 17, Tract No. 11, and bounded and described as follows:

Beginning on the northeasterly line of Green Road, S.E. (60 feet wide), at the most southerly corner of land conveyed to Harold A. and Mathilda A. Keichel by deed dated August 8, 1951 and recorded in Volume 7408, Page 307 of Cuyahoga County Records; thence Southeasterly along the Northeasterly line of Green Road, S.E., 50 feet to the most westerly corner of land conveyed to Seneca Builders, Inc. by deed dated January 7, 1952 and recorded in Volume 7439, Page 270 of Cuyahoga County Records; thence Northeasterly along the Northwesterly line of land so conveyed, to the Westerly line of Euclid Railroad Company's right of way; thence Northerly along the Westerly line of said right of way to the Southeasterly line of land conveyed to Harold and Mathilda A. Keichel as aforesaid; thence Southwesterly along the Southeastery line of land so conveyed to the place of beginning, be the same more or less, but subject to all legal highways.

Parcel No. 2

Beginning in the center line of Green Road, S.E., 60 feet wide at the point distant Southeasterly 528 feet measured, along said center line from its intersection with the Westerly line of lands conveyed to George J. Marott by deed recorded in Volume 1745, Page 617 of Cuyahoga County Records, (said intersection being also the most Southerly corner of lands conveyed to Mary M. Davis by deed recorded in Volume 6006, Page 77 of Cuyahoga County Records), thence Northeasterly along a line at right angles with the center line of Green Road, S.E. at a distance of 30 feet to a point in the Northeasterly line of Green Road, S.E., at a true place of beginning.

Course No. 1: Thence northwesterly along the Northeasterly line of Green Road, S.E. a distance of 15 feet to a point.

Course No. 2: Thence Northeasterly along a line at right angles with the Northeasterly line of Green Road, S.E. to a point in the Southwesterly line of the Euclid Railroad Company's right-of-way.

Course No. 3: Thence Southeasterly along the Southwesterly line of the Euclid Railroad Company's Right-of-way to a point of intersection with a line parallel with a distance Southeasterly 15 feet at right angles with the line described in Course No. 2.

Course No. 4: Thence Southwesterly along said line parallel with and distant 15 feet Southeasterly at right angles from the line described Course No.2 to a point in the Northeasterly line of Green Road, S.E. and the true place of 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 ordi-

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

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

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

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

Passed September 22, 2003.

Effective October 1, 2003.

Ord. No. 1234-03.

By Council Members Gordon and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to apply for and accept a grant from the U.S. Department of Labor, Employment and Training Administration for the Year 4 Youth Opportunity Program; and to enter into one or more contracts with Vocational Guidance Services, Inc. for the continued development, operation, and implementation of the program.

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

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

Section 1. That the Director of Economic Development is authorized to apply for and accept a grant in the amount of \$5,250,000.00, from the U.S. Department of Labor, Employment and Training Administration, to conduct the Year 4 Youth Opportunity Program, for the purposes in the summary; that the Director of Economic Development is authorized to file all papers and execute all documents necessary to receive the funds under the grant; and that the funds are appropriated for the purposes set forth in the summary for the grant.

Section 2. That the summary for the grant, File No. 1234-03-A, made a part as if fully rewritten, is approved in all respects.

Section 3. That the Director of Economic Development is authorized to enter into one or more contracts with Vocational Guidance Ser-

vices, Inc. for the continued development, operation, and implementation of the program as described in the file and is payable from the fund or funds which are credited the grant proceeds accepted under this ordinance.

Section 4. That this ordinance is 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 September 22, 2003.

Effective October 1, 2003.

Ord. No. 1487-03.

By Council Member Cimperman (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to K & D Enterprises, Inc., Managing Member of Stonebridge Towers Ltd., to encroach into the public right-of-way of Detroit Ave. with above street level building overhangs in the front and rear of their apartment/condominium buildings, Phase III, to be located at 2222 Detroit Ave.

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 K & D Enterprises, Inc., Managing Member of Stonebridge Towers, Ltd., 8383 Mentor Avenue, Mentor, Ohio 44060; for the construction, use and maintenance at the Stonebridge Towers, Ltd., Phase III apartment/condominium complex to be located at 2222 Detroit Avenue which will encroach into the public right-of-way of Detroit Avenue with above street level building overhangs in the front and rear of these buildings at the location described as follows:

**STONEBRIDGE APARTMENTS III/
FRONT 8-FOOT
ENCROACHMENT AREA**

Situated in the State of Ohio, County of Cuyahoga, City of Cleveland, being part of Original Brooklyn Township Lot 70, being part of the northwesterly right-of-way of Detroit Avenue (variable width), and more fully described as follows:

Commencing for Reference at the intersection of the northeasterly right-of-way line of West 24th street (formerly Flint Street) (33.00 feet wide) and the northwesterly right-of-way line of Detroit Avenue (variable width), said intersection being the TRUE PLACE OF BEGINNING of the Encroachment herein to be described;

Course No. 1: Thence North 34°-50'-55" East, along the northwesterly right-of-way line of Detroit Avenue and the southeasterly line of a parcel of land now formerly in the name of K & D Enterprises, Inc. as recorded in AFN 200010160506, a distance of 184.44 feet to the most easterly corner of said parcel;

Course No. 2: Thence South 55°-09'-05" East, a distance of 8.00 feet to a point within the right-of-way limits of Detroit Avenue;

Course No. 3: Thence South 34°-50'-55" West, parallel to and 8.00 feet southeasterly of the northwesterly right-of-way line of Detroit Avenue a distance of 187.40 feet to a point;

Course No. 4: Thence North 34°-52'-37" West, along the southeasterly projection of the northeasterly right-of-way line of West 24th Street a distance of 8.53 feet to the place of beginning containing 0.0341 Acre of land, more or less, as prepared in April of 2003 by Robert A. Dorner, Registered Professional Land Surveyor No. 6943 for and on behalf of McSteen & Associates, under Project Number 02-116, and is subject to all legal highways and easements of record.

**STONEBRIDGE APARTMENTS III/
REAR 8-FOOT
ENCROACHMENT AREA**

Situated in the State of Ohio, County of Cuyahoga, City of

Cleveland, being part of Original Brooklyn Township Lot 70, being part of the southeasterly right-of-way of Superior Avenue Viaduct (80.00 feet wide), and more fully described as follows:

Commencing for Reference at the intersection of the northeasterly right-of-way line of West 24th Street (formerly Flint Street) (33.00 feet wide) and the southeasterly right-of-way line of Superior Avenue Viaduct, said intersection being the True Place of Beginning of the Encroachment herein to be described;

Course No. 1: Thence North 34°-52'-37" West, a distance of 8.28 feet to a point within the right-of-way limits of Superior Avenue Viaduct;

Course No. 2: Thence North 40°-04'-28" East, parallel to and 8.00 feet northwesterly of the southeasterly right-of-way of Superior Avenue Viaduct a distance of 202.41 feet to a point;

Course No. 3: Thence South 23°-02'-02" East, a distance of 8.97 feet to the southeasterly right-of-way line of Superior Avenue Viaduct at the most northerly corner of a parcel of land, now or formerly in the name of K & D Enterprises, Inc. as recorded 9in AFN 200010160506;

Course No. 4: Thence South 40°-04'-28" West, along said southeasterly right-of-way line, and the northwesterly line of said K & D Enterprises, Inc. parcel, a distance 200.50 feet to the place of beginning containing 0.0370 Acre of land, more or less, as prepared in April of 2003 by Robert A. Dorner, Registered Professional Land Surveyor No. 6943 for and on behalf of McSteen & Associates, under Project Number 02-116, and is subject to all legal highways and easements of records.

Section 2. That said Stonebridge Towers, Ltd., Phase III above street level building overhangs in the front and rear of these apartment/condominium buildings 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 the Permit herein authorized shall reserve right of ingress and egress to the City of Cleveland and that said Permit shall require the Permittee to provide Commercial General Liability Insurance, including Completed Operations Coverage, and that the Permittee shall maintain the permitted encroachment area, and that the Permittee shall pay any applicable taxes and assessments due and owing on the permitted encroachment area.

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

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

Passed September 22, 2003.
Effective October 1, 2003.

Ord. No. 1489-03.

By Council Members Cimperman, Sweeney and Jackson (by departmental request).

An emergency ordinance determining the method of making the public improvement of constructing infrastructure, including sewers, and streetscape improvements on East 4th Street between Prospect Avenue and Euclid Avenue; authorizing the Directors of Public Service and Public Utilities to enter into one or more public improvement contracts for the making of the improvement; and authorizing a cost-sharing agreement with MRN, Ltd.

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, under Section 167 of the Charter of the City of Cleveland, it is determined to make the public improvement of constructing infrastructure, including sewers, and streetscape improvements on East 4th Street between Prospect Avenue and Euclid Avenue, for the Departments of Public Service and Public Utilities, by one or more contracts duly let to the lowest responsible bidder or bidders after competitive bidding on a unit basis for the improvement.

Section 2. That the Directors of Public Service and Public Utilities are authorized to enter into one or more contracts for the making of the public improvement with the lowest responsible bidder after competitive bidding on a unit basis for the improvement, provided, however, that each separate trade and each distinct component part of the improvement may be treated as a separate improvement, and each, or any combination, of the trades or components may be the subject of a separate contract on a unit basis.

Section 3. That the Director of Public Service is authorized to enter into a cost-sharing agreement with MRN, Ltd. to financially cooperate in the public improvement of constructing infrastructure and streetscape improvements on East 4th Street between Prospect Avenue and Euclid Avenue and to cause payment to MRN, Ltd. for the cost of the design for a new sewer on East 4th Street, provided that the cost of the design for the new sewer shall not exceed fifteen percent (15%) of the cost of constructing the new sewer. This agreement will include that MRN, Ltd. shall contribute one hundred percent (100%) of the cost of the improvement over the City's share; and further that the Director is authorized to accept the funds under the agreement.

Section 4. That the cost-sharing agreement shall be prepared by the Director of Law and shall contain terms and conditions necessary to protect and benefit the public interest.

Section 5. That the funds received from MRN, Ltd. for this project are appropriated for this purpose and shall be deposited into the fund or funds designated for that purpose.

Section 6. That the cost of the improvement authorized shall be paid from Fund Nos. 20 SF 302, 20 SF 312, 20 SF 322, 20 SF 334, 20 SF 342, 20 SF 353, 20 SF 364, 20 SF 373, 20 SF 380, 20 SF 383, 52 SF 001, 54 SF 001, 58 SF 001, and from the fund or funds which will be credited the funds accepted under the cost-sharing agreement described above, Request No. 117806.

Section 7. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1490-03.

By Council Member Cintron (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to MetroHealth Medical Center to relocate two sewer lines (1-sanitary, 1-water), which will encroach into the right-of-way of South Point Drive and Scranton Road for the development of their new Critical Care Facility.

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 MetroHealth Medical Center, 2500 MetroHealth Drive, Cleveland, Ohio 44109-1998, its successors and assigns, for the construction, use and maintenance necessary to relocate an 18-inch storm water sewer and a 12-inch sanitary sewer, which will both encroach into the public right-of-way of South Point Drive

and Scranton Road at the location more fully described as follows:

LEGAL DESCRIPTION/PROPOSED ENCROACHMENT AREA FOR RELOCATION OF SEWERLINES AT N.E. CORNER OF SCRANTON ROAD & SOUTHPPOINT DRIVE

Situated in the City of Cleveland, County of Cuyahoga and the State of Ohio and known as being part of Original Brooklyn Township Lot No. 66 and more fully described as follows:

Beginning at the intersection of the Easterly right-of-way line of Scranton Road, 60.00 feet wide, with the Northerly right-of-way line of South Point Drive, 50.00 feet wide;

Thence Easterly along said Northerly right-of-way line of South Point Drive, North 89°-09'-29" East, 290.50 feet to a point;

Thence at right angles to the last described course, South 00°-50'-31" East, 15.00 feet to a point;

Thence Westerly parallel to and 15.00 feet Southerly by rectangular measurement from the Northerly right-of-way line of South Point Drive, South 89°-09'-29" West, 312.52 feet to a point;

Thence Northerly parallel to and 18.00 feet Westerly by rectangular measurement from the Easterly right-of-way line of Scranton Road, North 12°-24'-07" East, 232.41 feet to a point;

Thence South 77°-35'-33" East, 18.00 feet to the Easterly right-of-way of said Scranton Road;

Thence Southerly along the Easterly right-of-way line of said Scranton Road, South 12°-24'-07" West, 212.77 feet to the Place of Beginning and containing 8,529 square feet, be the same more or less, but subject to all legal highways.

Bearings are based on an assumed bearing for the centerline of South Point Drive of North 89°-09'-29" East.

This description was prepared by Neil A. Hetrick, Professional Surveyor No. 7040 of Wheeler & Melena Division of Michael Benza & Associates.

Section 2. That said relocated sewers will be placed in 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 but not limited to a Building Permit, shall be obtained before said encroachments are constructed.

Section 3. That said relocated sewers 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 sewers are constructed.

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

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

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

Passed September 22, 2003.
Effective October 1, 2003.

Ord. No. 1491-03.
By Council Members Dolan, Swee-ney and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Public Service to request the Board of Commissioners of Cuyahoga County to include items not eligible for Federal funds in the rehabilitation of West 140th Street from Puritas Road to I-90.

Whereas, Ordinance No. 2039-91, passed December 9, 1991, authorizes the Director of Public Service to enter into an agreement with the Board of Commissioners of Cuyahoga County concerning the financing of the rehabilitation, resurfacing and widening of various streets; and

Whereas, the ordinance requires that the agreement provide that if, by ordinance, the City requests the County to include in the rehabilitation, resurfacing and widening certain other work that is additional to the plans, the County will do that additional work if it is also approved by the County and the City pays certain costs; and

Whereas, the City desires to include additional work in the rehabilitation and widening of West 140th Street from Puritas Road to I-90, including sidewalks and drive aprons; and

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

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

Section 1. That the Director of Public Service is authorized to request the Board of Commissioners of Cuyahoga County to include replacement of sidewalks, drive aprons and other items not eligible for Federal funds in the rehabilitation of West 140th Street from Puritas Road to I-90, which rehabilitation is authorized in Ordinance No. 2039-91, passed December 9, 1991.

Section 2. That the Director of Public Service is further authorized to agree that the City of Cleveland will pay fifty percent (50%) of the non-Federal share of the cost of the additional work from funds appropriated for that purpose.

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1499-03.
By Council Members Johnson and Jackson (by departmental request).

An emergency ordinance to amend Section 1 of Ordinance No. 39-03, passed May 12, 2003, relating to one or more concession agreements for the operation of soft drink, candy, snack, and other vending machines throughout City parks and various City-owned and City-leased buildings.

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. 39-03, passed May 12, 2003, is amended to read as follows:

Section 1. That, notwithstanding any provision of the Codified Ordinances of Cleveland, Ohio, 1976, to the contrary, the Director of Parks, Recreation and Properties is authorized to enter into one or more concession agreements on the basis of competitive proposals for the operation of soft drink, candy, snack, and other vending machines throughout City parks and various City-owned and City-leased buildings under the control of other City departments when the director of the department authorizes participation in the concession agreement or agreements for a period not to exceed three (3) years. The selection of the concessionaire or concessionaires shall be made by the Board of Control on the nomination of the Director of Parks, Recreation and Properties.

Section 2. That Section 1 of Ordinance No. 39-03, passed May 12, 2003, is repealed.

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1506-03.

By Council Member Jackson.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on Colfax Avenue to New Israel Missionary Baptist Church.

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

Whereas, real property acquired under the City's Land Reutilization Program is acquired, held, administered and disposed 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). 124-30-047 and 124-30-048, as more fully described below, to New Israel Missionary Baptist Church.

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

P. P. Nos. 124-30-047 and 124-30-048
Situating in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southeasterly 66 feet of Sublot No. 102 in Charles Leavitt's Allotment of part of Original One Hundred Acre Lots Nos. 327 and 330, as shown by the recorded plat in Volume 5 of Maps, Page 31 of Cuyahoga County Records, having a frontage of 66 feet on the Southwesterly line of Colfax Road, S.E., and extending back of equal width 30 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

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

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

Passed September 22, 2003.
Effective October 1, 2003.

Ord. No. 1508-03.

By Council Member Lewis.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 6211 Lexington Avenue (rear) to Helen Wilson.

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. 104-19-037, as more fully described below, to Helen Wilson.

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

P. P. No. 104-19-037

Situating in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly part of Sublot No. 50 in Luther and Arville Moses Allotment of part of Original One Hundred Acre Lot No. 340 as shown by the recorded plat in Volume 5 of Maps, Page 48 of Cuyahoga County Records and bounded and described as follows:

Beginning on the Northerly line of Lexington Avenue, N.E., at the Southwesterly corner of said Sublot No. 50; thence Northerly 79 feet, along the Westerly line of said Sublot No. 50 to a point for the principal place of beginning; thence Easterly 40 feet parallel with the said Northerly line of Lexington Avenue, N.E., to a point in the Easterly line of said Sublot No. 50; thence Northerly 71 feet along the Easterly line of said Sublot No. 50, to the Northeastly corner of said Sublot No. 50; thence Westerly 40 feet along the Northerly line of said Sublot No. 50 to the Northwesterly corner thereof; thence Southerly 71 feet along the Westerly line of said Sublot No. 50 to the principal place of beginning, be the same more or less, but subject to all legal highways, according to a survey made by S.C. Lownedrof, Registered Engineer No. 434.

Subject to zoning ordinances, if any.

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

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

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

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

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

Passed September 22, 2003.
Effective October 1, 2003.

Ord. No. 1509-03.

By Council Member Lewis.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on East 82nd Street to Stephanie Hunter.

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). 106-07-077, 106-07-078 and 106-07-079, as more fully described below, to Stephanie Hunter.

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

P. P. No. 106-07-077

Situating in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 35 in Walton Brothers and Hicks Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 13 of Maps, Page 48 of Cuyahoga County Records and being 40 feet front on the Westerly side of East 82nd Street (formerly Genesee Avenue) and extending back of equal width 150 feet, as appear by said plat.

Subject to Zoning Ordinances, if any.

P. P. No. 106-07-078

Situating in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 34 in Walton Brothers and Hicks Allotment of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat of said Allot-

ment in Volume 13 of Maps, Page 48 of Cuyahoga County Records, and being 40 feet front on the Westerly side of East 82nd Street (formerly Genesee Avenue) and extending back of equal width 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Subject to: Building line recited in Volume 469, Page 19 of Cuyahoga County Records filed January 24, 1890.

Subject to: Easement recited in Volume 5285, Page 234 of Cuyahoga County Records filed September 9, 1941.

Subject to: Urban Renewal Project recited in Volume 111, Page 9 of Cuyahoga County Records filed April 6, 1965.

P. P. No. 106-07-079

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 33 in Walton Brothers and Hick's Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 13 of Maps, Page 48 of Cuyahoga County Records, and being 40 feet front on the Westerly side of East 82nd Street, (formerly Genesee Avenue), and extending back of equal width 150 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

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

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

Passed September 22, 2003.
Effective October 1, 2003.

Ord. No. 1511-03.

By Council Member Lewis.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on scattered sites to Consortium for Economic and Community Development, Inc. or designee.

Whereas, the City of Cleveland adopted and implemented 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. 104-15-040 as more fully described below, to Consortium for Economic and Community Development, Inc. 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. 104-15-040

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 9 in Marianne B. Sterling's Allotment of a part of Original One Hundred Acre Lot No. 343 in said City of Cleveland recorded in Volume 4, Page 60 of Cuyahoga County Map Records, and being 40 feet front on the Southerly line of Superior Avenue N.E. and extending back on the Easterly line 155.29 feet deep on the Easterly line, 149.58 feet deep on the Westerly line and 40 feet, 5-1/3 inches wide in the rear, be the same more less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 3. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-15-041 as more fully described below to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-15-041

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 10 in Marianna B. Sterling's Subdivision of part of Original One Hundred Acre Lot No. 343 as shown by the recorded plat in Volume 4 of Maps, Page 60 of Cuyahoga County Records, and being 40 feet front on the Southerly side of Superior Street,

now known as Superior Avenue N.E. 149 feet 5 inches deep on the Easterly line, 143 feet 7 inches deep on the Westerly line and is 40 feet 5-1/3 inches in the rear, as appears by said plat.

Subject to Zoning Ordinances, if any.

Section 5. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-06-057 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-16-057

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 29 in The John Kelley Subdivision of part of Original One Hundred Acre Lot No. 343 as shown by the recorded plat of said Subdivision in Volume 12 of Maps, Page 47 of Cuyahoga County Record. Said Sublot No. 29 has a frontage of 40 feet on the Northerly side of Luther Avenue, N.E., and extends back 166.57 feet on the Westerly line, 166.51 feet on the Easterly line and has rear line of 40 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 7. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-17-023 as more fully described, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-023

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio: And known as being part of Sublot No. 57 in John Kelley's Subdivision of a part of Original One Hundred Acre Lot No. 343, as shown by the recorded plat of said Subdivision in Volume 12 of Maps, Page 47 of Cuyahoga County Records, and bounded and described as follows:

Beginning at a point in the Westerly line of East 65th Street (formerly Norwood Street) 40 feet Northerly from the intersection of the Northerly line of Luther Avenue with the Westerly line of East 65th Street; thence Westerly along a line parallel with the Northerly line of Luther Avenue, N.E., and 40 feet distant therefrom, 100 feet to the Easterly line of Sublot No. 56 in said John Kelley's Subdivision; thence Northerly along the Easterly line of said Sublot No. 56 about 60-14/100 feet; thence Easterly in a line parallel with the Northerly line of Luther Avenue, N.E., about 99-43/100 feet to the Westerly line of East 65th Street; thence Southerly along the Westerly line of East 65th Street; 60 feet to the place of beginning, and being a parcel of land fronting 60 feet on the West side of East 65th Street and extending back between parallel lines about 100 feet deep, be the same more less, but subject to all legal highways.

Subject to restrictions, terms and conditions recorded in Miscellaneous Volume 111, Pages 9 and 43 of Cuyahoga County Records.

Also subject to all zoning ordinances, if any.

Section 9. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-19-014 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-19-014

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio; And known as being Sublot No. 31 in the Re-Survey of the White Manufacturing Company's Allotment of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 12 of Maps, Page 14 of Cuyahoga County Records, and being 40-06/100 feet front on the Southerly side of White Avenue, (now known as White Avenue, N.E.) and extending back of equal width 150 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 11. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-17-068 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-068

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 122 in White Manufacturing Co. Subdivision of part of Original One Hundred Acre Lot No. 340 as shown by the recorded plat in Volume 12 of Maps, Page 14 of Cuyahoga County Records and being 40 feet front on the Easterly side of East 59th Street and extending back of equal width 135 feet as appears on said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 13. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-17-133 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-133

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly 40 feet of Sublot No. 21 of John Kelley's Subdivision of part of Original One Hundred Acre Lot No. 343,

as shown by the recorded plat in Volume 4 of Maps, Page 44 of Cuyahoga County Records, and being a parcel of land 40 feet on the Southerly side of Luther Avenue, N.E. (formerly Kelly Avenue) and extending back of equal width 168 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 15. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-17-134 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-134

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 25 feet front to rear of Sublot No. 22 in John Kelley's Subdivision of part of Original One Hundred Acre Lot No. 343, as shown by the recorded plat in Volume 4 of Maps, Page 44 of Cuyahoga County Records, and being 25 feet front on the Southerly side of Luther Avenue N.E. (formerly Kelley Avenue), and extending back of equal width 168 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Easement of ingress and egress, recorded in Volume 6841, Page 277. For conditions, see record.

Subject to Zoning Ordinances, if any.

Section 17. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-17-135 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-135

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 26 feet front to rear of Sublot No. 23 in John Kelley's Subdivision of part of Original One Hundred Acre Lot No. 343, as shown by the recorded plat in Volume 4 of Maps, Page 44 of Cuyahoga County Records, and being 26 feet front on the Southerly side of Luther Avenue N.E., and extending back of equal width 168 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 19. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-17-136 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-136

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. 343 and bounded and described as follows:

Beginning on the Southerly line of Luther Avenue, N.E. at a point distant Westerly 280 feet from the intersection of the said Southerly line of Luther Avenue, N.E., with the Westerly line of East 65th Street; thence Westerly 40 feet along the said Southerly line of Luther Avenue, N.E., to a point; thence Southerly 99 feet parallel with the said Westerly line of East 65th Street to a point; thence Easterly 40 feet parallel with the said Southerly line of Luther Avenue, N.E., to a point; thence Northerly 99 feet parallel with the said Westerly line of East 65th Street to the place of beginning, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 21. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-17-140 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-140

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. 343, and bounded and described as follows:

Beginning on the Southerly line of Luther Street, 180 feet Westerly from the Westerly line of Norwood Road; thence Southerly parallel with said Norwood Road, about 168 feet to the Southerly line of said Original Lot No. 343; thence Easterly along said Southerly line of said Original Lot No. 343, 40 feet; thence Northerly parallel with Norwood Road, about 168 feet to the Southerly line of Luther Street; thence Westerly along said Southerly line of Luther Street; 40 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 23. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-17-141 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-141

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. 343, bounded and described as follows:

Beginning on the Southerly line of Luther Avenue N.E. 100 feet Westerly (measured Allotment said Southerly line) from its point of intersection with the Westerly line

of East 65th Street; thence Westerly along said Southerly line of Luther Avenue N.E. 40 feet; thence Southerly line parallel to the Westerly line of East 65th Street about 168 feet to the Southerly line of said Original One Hundred Acre Lot No. 343; thence Easterly along said Southerly line of said Original One Hundred Acre Lot No. 343, 40 feet; thence Northerly about 168 feet to the beginning, be the same more or less, but subject to all legal highways.

Section 25. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-17-154 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-154

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 45 in John Kelley's Subdivision of part of Original One Hundred Acre Lot No. 343, as shown by the recorded plat in Volume 12 of Maps, Page 47 of Cuyahoga County Records, and being 40.00 feet front on the Northerly side of Luther Avenue, N.E., and extending back 165.64 feet on the Easterly line, 165.69 feet on the Westerly line and having a rear line of 40.00 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 27. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-17-164 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-164

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. 343, bounded and described as follows:

Beginning on the Northerly line of Wade Park Avenue, N.E., at a point distant Westerly 280 feet from the intersection of the said Northerly line of Wade Park Avenue, N.E., with the Westerly line of East 65th Street; thence Westerly 40 feet along the said Northerly line of Wade Park Avenue, N.E., to a point; thence Northerly 69 feet parallel with the said Westerly line of East 65th Street, to a point distant Southerly 99 feet from the Southerly line of Luther Avenue, N.E., thence Easterly 40 feet parallel with said Southerly line of Luther Avenue, N.E., to a point; thence Southerly 69 feet parallel with the said Westerly line of East 65 Street, to the place of beginning, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 29. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Sup-

plies is hereby authorized to sell Permanent Parcel No. 104-17-173 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-17-173

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Easterly 24 feet front and rear of Sublot No. 23 in John Kelley's Subdivision of part of Original One Hundred Acre Lot No. 343, as shown by the recorded plat in Volume 4 of Maps, Page 44 of Cuyahoga County Records, and being 24 feet front on the Southerly side of Luther Avenue, N.E., and extending back of equal width 168 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 31. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-20-049 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-20-049

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. 340, and bounded and described as follows:

Beginning on the Northerly line of Quimby Avenue, N.E. at a point 507 feet Easterly, from the intersection of the said Northerly line and the Easterly line of East 55th Street (formerly Willson Avenue); thence Easterly, along said Northerly line, 34 feet; thence Northerly, parallel with said Easterly line of East 55th Street, 140 feet; thence Westerly; parallel with said Northerly line of Quimby Avenue, N.E. 34 feet; thence Southerly parallel with said Easterly line of East 55th Street; 140 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 33. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-20-050 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-20-050

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. 340, and bounded and described as follows:

Beginning at a point on the Northerly line of Quimby Avenue N.E., (formerly Quimby Avenue), 541 feet

Easterly, measured along said Northerly line from its intersection with the Easterly line of East 55th Street, (formerly Willson Avenue); thence Easterly along the Northerly line of Quimby Avenue, N.E., 34 feet; thence Northerly parallel with the Easterly line of East 55th Street, 140 feet; thence Westerly; parallel with the Northerly line of Quimby Avenue N.E., 34 feet thence Southerly parallel with said Easterly line of East 55th Street, 140 feet to the place of beginning and being further known as the Easterly 19 feet of Sublot No. 13 and the Westerly 15 feet of Sublot No. 14 in L.M. Southern's proposed Subdivision of part of Original One Hundred Acre Lot No. 340, be the same more or less, but subject to all legal highways.

Section 35. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-21-040 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-21-040

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 32 feet on Sublot No. 106 in The Park Realty Company's Re-Subdivision of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 26 of Maps, Page 30 of Cuyahoga County Records, and being 32 feet front on the Northerly side of Hough Avenue, N.E., 109.97 feet deep on the Westerly line about 109.97 feet deep on the Easterly line 32 feet wide in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 37. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-21-041 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-21-041

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 10 in the Park Realty Company's Re-Subdivision of part of Original One Hundred Acre Lot No. 34, as shown by the recorded plat in Volume 26 of Maps, Page 30 of Cuyahoga County Records, and being 36 feet front on the Northerly side of Hough Avenue N.E., and extending back of equal width 109.97 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 39. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-21-043 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-21-043

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 103 in the Park Realty Company Subdivision of part of Original One Hundred Acre Lot No. 340 as shown by the recorded plat in Volume 26 of Maps, Page 30 of Cuyahoga County Records and being 36 feet front on the Northerly side of Hough Avenue and extending back 109.99 feet on the Westerly line 109.98 feet on the Easterly line and having a rear line of 36 feet, as appears by said plat, be the same more or less, but subject to all legal highways. Subject to zoning ordinances, if any.

Section 41. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-21-044 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-21-044

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 102 in the Park Realty Company's Re-Subdivision of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat of said Re-Subdivision in Volume 26 of Maps, Page 30 of Cuyahoga County Records, and being 36 feet front on the Northerly side of Hough Avenue, (now known as Hough Avenue, N.E.), 109-98/100 feet deep on the Easterly line, 109-99/100 feet deep on the Westerly line and 36 feet in the rear, as appears by said plat, be the same more or less, but subject to all legal highways. Subject to zoning ordinances, if any.

Section 43. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-21-045 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-21-045

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 75 feet of Sublot No. 101 in the Park Realty Company' Subdivision of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 26 of Maps, Page 30, of Cuyahoga County Records, and being 36 feet front on the Northerly side of Hough Avenue (now known as Hough Avenue, N.E.) 75 feet deep on the Easterly line of North Olive Street (now known as East 60th Street) and 36 feet in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 45. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-21-046 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-21-046

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly 20 feet of Sublot No. 138 and the Northerly 35 feet of Sublot No. 101 in the Park Realty Company's Re-Subdivision of Sublot Nos. 16 to 35 inclusive, and 50 to 65 inclusive, and part of Sublot Nos. 36 and 66 in Johnson, Bates and Stone's Subdivision of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 26 of Maps, Page 30, of Cuyahoga County Records, and together forming a parcel of land 55 feet front on the Easterly side of East 60th Street (formerly North Olive Street), and extending back of equal width 35 feet deep.

Section 47. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-090 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 107-06-090

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 28-1/2 feet of Sublots Nos. 105 and 105-1/2 and part of the Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat of said Subdivision in Volume 20 of Maps, Page 29 of Cuyahoga County Records. Said parts of Sublots Nos. 105 and 105-1/2 together form a parcel of land having a frontage of 33-1/2 feet on the Southerly side of Sowinski Avenue, N.E., and extending back between parallel lines 78 feet, as appears by said plat and includes the Easterly one-half of a 10 foot alley (formerly known as East 86th Place) which lies Westerly from and contiguous to the Westerly line of said Sublots Nos. 105 and 105-1/2 between the Westerly extension of the Northerly line of Sublot No. 105-1/2 and the Westerly extension of the Southerly line of Sublot No. 105, having been vacated by vacation plat recorded in Volume 170 of Maps, Page 9 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Section 49. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-23-044 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

nance is more fully described as follows:

P. P. No. 104-23-044

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 150 in C.A. Post Trustee's Allotment of part of Original Ten Acre Lot Nos. 127, 128 and 129 as shown by the recorded plat in Volume II of Maps, Page 37 of Cuyahoga County Records, and being 30 feet front on the Southerly side of Harlem Avenue N.E., and extending back of equal width 133.59 feet to an alley in the rear as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 51. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-23-045 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-23-045

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 149 in Charles A. Post Trustee's Allotment of part of Original Ten Acre Lot Nos. 127, 128 and 129, as shown by the recorded plat in Volume 11 of Maps, Page 37 of Cuyahoga County Records, and being 30 feet front on the Southeasterly side of Harlem Avenue, N.E., and extending back of equal width 133.59 feet deep to the Northeasterly line of Pythian Court N.E., be the same more less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 53. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-23-046 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-23-046

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 147 and all of Sublot No. 148 in Charles A. Post Trustee's Allotment of part of Original Ten Acre Lot Nos. 127, 128 and 129 as shown by the recorded plat in Volume 11 of Maps, Page 37 of Cuyahoga County Records, and together forming a parcel of land, bounded and described as follows:

Beginning on the Southeasterly line of Harlem Avenue, N.E. (formerly Harlem Street), at the most Westerly corner of said Sublot No. 138, thence Southeasterly along the Southwesterly line of said Sublot No. 148, 133.59 feet to the Northwesterly line of Pythian Court N.E., (11.96 feet wide); thence Northeasterly along the Northwesterly line of Pythian Court N.E., 12.06 feet to the Northeasterly corner thereof; thence

Southeasterly along the Northeasterly line of Pythian Court, which is also a Southwesterly line of said Sublot No. 148, 5.98 feet to a Southeasterly line of said Sublot No. 148; thence Northeasterly along the Southeasterly line of said Sublot No. 148, 26.99 feet to a point distant 9 feet Northeasterly from the most Southerly corner of said Sublot No. 147 thence Northwesterly on a line parallel to the Northeasterly line of said Sublot No. 148, 139.51 feet to said Southeasterly line of Harlem Avenue, N.E.; thence Southwesterly along said Southeasterly line of Harlem Avenue N.E., 39 feet to the place of beginning; be the same more less, but subject to all legal highways.

Section 55. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 104-24-036 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 104-24-036

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and bounded and described as follows, to wit; known as being Sublot No. 89 in the Alexander McIntosh Subdivision, of part of Original Ten Acre Lot Nos. 125 and 126, as shown by the recorded plat in Volume 11 of Maps, Page 51 of Cuyahoga County Records and being 40 feet front on the Southwesterly side of East 47th Street (formerly Hoadley Street), and extending back of equal width 146.84 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 57. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 105-28-048 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 105-28-048

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 36 in Glenn, Hodge and Taylor's Allotment of part of Original One Hundred Acre Lot No. 348 as shown by the recorded plat in Volume 4 of Maps, Page 55 of Cuyahoga County Records and being 50 feet front on the Westerly side of East 74th Street (formerly Hodge Avenue) and extending back of equal width 175 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 59. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 105-28-093 as

more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

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

P. P. No. 105-28-093

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. 345, bounded and described as follows:

Beginning at a point in the Southerly side of Donald Avenue, N.E. (said Southerly side being 15 feet Southerly from the Northerly line of the Original Lot No. 345), 130 feet Westerly from the intersection of the Southerly side of Donald Avenue, N.E. and the Westerly side of East 74th Street (formerly Hodge Avenue); thence Southerly about 156.47 feet to a point 105 feet north of the Northerly line of Morison and Massie's Subdivision, recorded in Volume 16 of Maps, Page 20 of Cuyahoga County Records; thence Westerly 41.63 feet and parallel to said Northerly line of Morison and Massie's Subdivision; thence Northerly about 156.47 feet and parallel to the Westerly side of East 74th Street to the Southerly line of Donald Avenue, N.E.; thence Easterly along the Southerly side of Donald Avenue, N.E.; 41.63 feet to the point of beginning, be the same more or less, but subject to all legal highways.

Section 61. 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. 105-29-050 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 62. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 105-29-050

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southerly 120 feet of Sublot No. 9 and the Southerly 120 feet of Sublot No. 10 in J.H. Hardy's Subdivision of part of Original One Hundred Acre Lot Nos. 345 and 383, as shown by the recorded plat in Volume 5 of Maps, Page 31 of Cuyahoga County Records, and together forming a parcel of land 80 feet front on the Northerly side of Lockyear Avenue and extending back of equal width about 120 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 63. 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. 105-33-018 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 64. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 105-33-018

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

Ohio, and known as being Sublot No. 47 in W.J. Crawford's Subdivision of part of Original One Hundred Acre Lot No. 345, as shown by the recorded plat in Volume 21 of Maps, Page 29 of Cuyahoga County Records, and being 35 feet front on the Easterly side of East 74th Street 100-18/100 feet on the Northerly line, 100-21/100 feet on the Southerly line and 35 feet in the rear, 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 65. 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. 105-33-019 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 66. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 105-33-019

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 46 in W.J. Crawford's Subdivision of part of Original One Hundred Acre Lot No. 345, as shown by the recorded plat in Volume 21 of Maps, Page 29 of Cuyahoga County Records, and being 35 feet front on the Easterly side of East 74th Street, and extending back 100.21 feet on the Northerly line, 100.24 feet on the Southerly line, and having a rear line of 35 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 67. 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. 105-33-119 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 68. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 105-33-119

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the South end of Sublot No. 22 in J.H. Hardy's Subdivision of part of Original One Hundred Acre Lot Nos. 345 and 383, as shown by the recorded plat in Volume 5 of Maps, Page 31 of Cuyahoga County Records, and being 450 feet front on the Northerly side of Lockyear Avenue, N.E., and extending back about 120 feet deep to that part of said Sublot conveyed by Edward Dudley and wife to Henry and Elizabeth Bruehler by deed recorded in Volume 475, Page 596 of Cuyahoga County Records, as appears by said plat.

Subject to Zoning Ordinances, if any.

Section 69. 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. 105-33-135 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 70. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 105-33-135

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 72 in W.J. Crawford's Subdivision of part of Original One Hundred Acre Lot No. 345, as shown by the recorded plat in Volume 21 of Maps, Page 29 of Cuyahoga County Records, and being 40 feet front on the Southerly side of Lockyear Avenue, N.E. and extending back of equal width 70 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 71. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-01-001 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 72. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-01-001

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 93 in L.W. Sapps Allotment of part of Original One Hundred Acre Lot Nos. 341 and 344, as shown by the recorded plat in Volume 3 of Maps, Page 43 of Cuyahoga County Records, and bounded and described as follows:

Beginning at the intersection of the Southerly line of Superior Avenue N.E. and the Easterly line of East 65th Street (formerly Norwood Street); thence Southerly along the Easterly line of said East 65th Street, 101.08 feet to a point; thence Easterly at right angles with said East 65th Street, 35.81 feet to a point; thence Northerly parallel to said Easterly line of East 65th Street, 105.64 feet to the Southerly line of said Superior Avenue, 36.183 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 73. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-01-002 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 74. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-01-002

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 94 in L.W. Sapps Subdivision of part of Original One Hundred Acre Lot Nos. 341 and 344, as shown by the recorded plat in Volume 3 of Maps, Page 43 of Cuyahoga County Records, and bounded and described as follows:

Beginning in the Southeasterly line of Superior Avenue, N.E. at the

Northeasterly corner of parcel of land conveyed to Eleanor Butnik by deed dated June 13, 1946, and recorded in Volume 6082, Page 145 of Cuyahoga County Records; thence Southwesterly along the Southeasterly line of said Superior Avenue Northeasterly, 54.48 feet to the Northeasterly corner of a parcel of land conveyed to Henry J. Herrick, Jr., by deed dated April 23, 1907 and recorded in Volume 1053, Page 447 of Cuyahoga County Records; thence Southerly along the Easterly line of said parcel so conveyed to Henry J. Herrick, Jr. 98.704 feet to a point distant Northerly, measured along the Easterly line of said parcel so conveyed to Henry Herrick, Jr. 7 feet from the Southeasterly corner of said parcel, which point is also the Northwesterly corner of the second parcel of land conveyed to Ben H. Hopkins and Lola M. Hopkins by deed dated March 8, 1947 and recorded in Volume 6265, Page 456 of Cuyahoga County Records; thence Easterly along the Northerly line of said parcel so conveyed to Ben H. Hopkins and Lola M. Hopkins about 54.12 feet to the Easterly line of the parcel conveyed to Eleanor Butnik as aforesaid; thence Northerly along said Easterly line, about 103.60 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 75. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-01-093 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 76. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-01-093

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 8 in the John Koch's Subdivision of part of Original One Hundred Acre Lot No. 344, as shown by the recorded plat in Volume 9 of Maps, Page 11 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 66th Street and extending back 153 feet 8-1/2 inches on the Northerly line, 158 feet 11 inches on the Southerly line and having a rear line of 40 feet 3-1/2 inches, 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 77. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-01-096 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 78. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-01-096

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No.

5 in John Koch's Subdivision of a part of Original One Hundred Acre Lot No. 344, as shown by the recorded plat in Volume 9 of Maps, Page 11 of Cuyahoga County Records and being 40 feet front on the Easterly side of East 66th Street (formerly Dunham Avenue) and extending back 138 feet 2-1/4 inches on the Northerly line, 143 feet 4-1/4 inches on the Southerly line and having a rear line of 40 feet 3-1/2 inches, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 79. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-06-069 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 80. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-06-069

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Sublots Nos. 59, 60 and 61 in J.H. Wade's Subdivision of a part of Original One Hundred Acre Lot No. 383 as shown by the recorded plat in Volume 27 of Maps, Page 17 of Cuyahoga County Records and bounded and described as follows:

Beginning on the East side of Genesee Avenue (now known as East 82nd Street, N.E.) at a point 40 feet North of the Southwest corner of said Sublot No. 59; thence East parallel with the Southerly line of said Sublots Nos. 59, 60 and 61, 141.33 feet to the Easterly line of said Sublot No. 61; thence Northerly along the Easterly line of said Sublot No. 61, 40 feet; thence Westerly parallel with the Southerly line of said Sublots Nos. 61, 60 and 59, 141.39 feet to the Easterly line of East 82nd Street; thence Southerly along East 82nd Street, 40 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 81. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-06-071 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 82. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-06-071

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 58 in J.H. Wade's Subdivision of Original One Hundred Acre Lot No. 383 as shown by the recorded plat in Volume 27, Page 17 of Cuyahoga County Records and being 40 feet front on the Easterly side of Genesee Avenue (now known as 82nd Street) 141.26 feet deep on the Northerly line, 141.19 feet deep on the Southerly line and is 40 feet in the rear, as appears by said plat.

Also subject to all zoning ordinances, if any.

Section 83. That pursuant to Section 183.021 of the Codified Ord-

nances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-07-095 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 84. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-07-095

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 44 in J.H. Wade's Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 27 of Maps, Page 17 of Cuyahoga County Records, and being 40 feet front on the Easterly line of East 82nd Street and extending back of equal width 140.15 feet deep on the Southerly line, 140.23 feet deep on the Northerly line, be the same more less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 85. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-10-031 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 86. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-10-031

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the West-erly 30 feet front to rear of Sublot No. 36 in S.A. Dellenbaugh's Subdi- vision of part of Original One Hun- dred Acre Lot No. 342 as shown by the recorded plat in Volume 13 of Maps, Page 25 of Cuyahoga County Records being 30 feet front on the Southerly side of Dellenbaugh Avenue (now known as Dellenbaugh Avenue, N.E.) and extending back of equal width 128 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordi- nances, if any.

Section 87. That pursuant to Section 183.021 of the Codified Ord- inances of Cleveland, Ohio 1976, the Commissioner of Purchases and Sup- plies is hereby authorized to sell Permanent Parcel No. 106-10-032 as more fully described below, to Con- sortium for Economic and Commu- nity Development, Inc. or designee.

Section 88. That the real property to be sold pursuant to this Ord- inance is more fully described as fol- lows:

P. P. No. 106-10-032

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the West-erly 20 feet of Sublot No. 35 and the Easterly 10 feet of Sublot No. 36 in Sarah A. Dellenbaygh's Allotment of part of Original One Hundred Acre Lot No. 342, as shown by the record- ed plat in Volume 13 of Maps, Page 25 of Cuyahoga County Records. Said parts of said Sublot Nos. 35 and 36 together forming a parcel of land having a frontage of 30 feet on the

Southerly side of Dellenbaugh Avenue, N.E. and extending back between parallel lines 128 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordi- nances, if any.

Section 89. That pursuant to Section 183.021 of the Codified Ord- inances of Cleveland, Ohio 1976, the Commissioner of Purchases and Sup- plies is hereby authorized to sell Permanent Parcel No. 106-10-076 as more fully described below, to Con- sortium for Economic and Commu- nity Development, Inc. or designee.

Section 90. That the real property to be sold pursuant to this Ord- inance is more fully described as fol- lows:

P. P. No. 106-10-076

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 18 in Howard White's Subdivision of part of Original One Hundred Acre Lot No. 342 as shown by the record- ed plat in Volume 14 of Maps, Page 5 of Cuyahoga County Records, and being 47.57 feet on the Southerly side of Melrose Avenue, N.E., and extending back between parallel lines 143.80 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordi- nances, if any.

Section 91. That pursuant to Section 183.021 of the Codified Ord- inances of Cleveland, Ohio 1976, the Commissioner of Purchases and Sup- plies is hereby authorized to sell Permanent Parcel No. 106-11-006 as more fully described below, to Con- sortium for Economic and Commu- nity Development, Inc. or designee.

Section 92. That the real property to be sold pursuant to this Ord- inance is more fully described as fol- lows:

P. P. No. 106-11-006

Parcel No. 1

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. 342, bounded and described as fol- lows:

Beginning on the Southwesterly line of Addison Road, N.E., at a point distant 140.768 feet Southeast- erly, measured along said South- westerly line, from the intersection of said Southwesterly line of Addi- son Road, N.E. with the Southerly line of Dellenbaugh Avenue, N.E., which point is the most Easterly corner of land conveyed to Albert and Joseph Kroeckel by deed dated March 11, 1902 and recorded in Vol- ume 818, Page 470 of Cuyahoga County Records; thence Southwest- erly along the Southeastery line of land so conveyed, 222.353 feet to the most Southerly corner thereof; thence Southeastery parallel with the Southwesterly line of Addison Road, N.E., .06 of a foot; thence East- erly along the line of a proposed alley, which line is parallel to and 130 feet Northerly from the Northerly line of Melrose Avenue, N.E., 72.29 feet; thence Northerly parallel to said first mentioned course, 42.18 feet; thence Southeastery parallel with the Southwesterly line of Addi- son Road, N.E., 5 feet; thence North- easterly parallel with the said first

mentioned course, 120 feet to the Southwesterly line of Addison Road, N.E.; thence Northwesterly along said Southwesterly line to the place of beginning, and being further known as all of Sublot No. 37 and the Northwesterly 5 feet of Sublot No. 36 in the proposed Dellenbaugh Homestead Subdivision of part of Original One Hundred Acre Lot No. 342, be the same more or less, but subject to all legal highways.

Parcel No. 2

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. 342 and bounded and described as follows:

Beginning at a point on the South- westerly line of Addison Road, N.E., distant 185.768 feet Southeastery measured along said Southwesterly line, from its intersection with Southeastery line of Dellenbaugh Avenue, N.E.; thence Southeastery along the Southwesterly line of Addison Road, N.E., 45 feet; thence Southwesterly at right angles to the Southwesterly line of Addison Road, N.E., 120 feet; thence Northwesterly parallel with the Southwesterly line of Addison Road, N.E., 45 feet; thence Northeastery on a line at right angles to the Southwesterly line of Addison Road, N.E., 120 feet to the place of beginning and being further known as the Northwesterly 10 feet of Sublot No. 35 and the Southeastery 35 feet of the North- westerly 40 feet of Sublot No. 36 in the Proposed Dellenbaugh Home- stead Allotment of part of Original One Hundred Acre Lot No. 342, be the same more or less, but subject to all legal highways.

Section 93. That pursuant to Section 183.021 of the Codified Ord- inances of Cleveland, Ohio 1976, the Commissioner of Purchases and Sup- plies is hereby authorized to sell Permanent Parcel No. 106-11-007 as more fully described below, to Con- sortium for Economic and Commu- nity Development, Inc. or designee.

Section 94. That the real property to be sold pursuant to this Ord- inance is more fully described as fol- lows:

P. P. No. 106-11-007

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot 342, bounded and described as follows:

Beginning at a point on the West- erly line of Addison Road, N.E. distant Southeastery measured along said line 230.768 feet front its inter- section with the Southeastery line of Dellenbaugh Avenue, N.E.; thence Westerly at right angles with the Southwesterly line of Addison Road, N.E., 120 feet; thence Southeastery parallel with the Southwesterly line of Addison Road, N.E., 50 feet; thence Northeastery 121.655 feet to a point on the Southwesterly line of Addison Road, N.E. 70 feet from the place of beginning; thence North- westerly along the Southwesterly line of Addison Road, N.E., 70 feet to the place of beginning, further known as the Southeastery 30 feet front of Sublot No. 35 and the North- westerly 40 feet front of Sublot No. 34 in The Dellenbaugh Homestead Subdivision proposed, be the same more less, but subject to all legal highways.

Section 95. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-11-008 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 96. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-11-008

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Original One Hundred Acre Lot No. 342, and bounded and described as follows:

Beginning at a point on the Westerly line of Addison Road, N.E. (formerly East Masdison Avenue), 300.768 feet Southerly, from its point of intersection with the Southerly line of Dellenbaugh Avenue, N.E.; thence in a Westerly direction 121.655 feet to a point 120 feet Westerly, from the Westerly line of Addison Road, N.E., measured at right angles thereto and 84.03 feet Northerly from the Northerly line of Melrose Avenue, N.E., measured on a line parallel with the Westerly line of Addison Road, N.E., thence Southerly parallel with the Westerly line of Addison Road, N.E. 30 feet; thence Westerly 126.491 feet to a point in the Westerly line of Addison Road, N.E., 50 feet Southerly from the place of beginning; thence Northerly along the Westerly line of Addison Road, N.E., 50 feet to the place of beginning, and being further known as Sublot No. 33 and the Southerly 5 feet of Sublot No. 34 in the Dellenbaugh Homestead Proposed Subdivision of a part of Original One Hundred Acre Lot No. 342, be the same more or less, but subject to all legal highways.

Section 97. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-11-009 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 98. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-11-009

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. 342, and bounded and described as follows:

Beginning on the Southwesterly line of Addison Road, N.E., (50 feet wide), at a point 48/68 feet Northerly measured along said Southwesterly line, from its point of intersection with the Northerly line of Melrose Avenue, N.E. (50 feet wide); thence North 33°-34'-40" West along the Southwesterly line of Addison Road N.E., 45 feet to a stake; thence South 74°-51'-20" West 126.49 feet to a stake; thence South 33°-34'-40" East 54.03 feet to the Northerly line of Melrose Avenue, N.E.; thence Easterly along the Northerly line of Melrose Avenue, N.E., 16.50 feet to a stake thence North 12°-48'-30" West 22 feet to a stake; thence North 75°-01'-50" East 42.45 feet to a stake;

thence North 82°-48'-50" East 65 feet to the place of beginning, according to a survey by the Holland Engineering Company, August 1919, be the same more or less, but subject to all legal highways.

Section 99. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-18-001 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 100. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-18-001

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 5 in Caroline Hecker's Allotment of part of Original One Hundred Acre Lot No. 345, as shown by the recorded plat of said Allotment in Volume 15 of Maps, Page 5 of Cuyahoga County Records. Said Sublot No. 5 has a frontage of 40 feet on the Northeasterly side of Addison Road, N.E., (formerly East Madison Avenue) and extends back 140 feet on the Northerly line, which is also the Southeasterly line of Redell Avenue, N.E., 140 feet on the South-easterly line, and has a rear line of 40 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 101. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-19-018 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 102. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-19-018

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 7 in George M. Hick's Subdivision of part of Original One Hundred Acre Lot No. 391, as shown by the recorded plat in Volume 14 of Maps, Page 3 of Cuyahoga County Records, and bounded and described as follows:

Beginning at the Northeasterly corner of said Sublot No. 7 on the Southerly line of Wade Park Avenue; thence Southerly along the Easterly line of said Sublot No. 7, 125 feet; thence Westerly parallel with Wade Park Avenue, 25 feet; thence Northerly parallel with the Easterly line of said Sublot No. 7, 25 feet; thence Westerly parallel with Wade Park Avenue, 8 feet; thence Northerly parallel with the Easterly line of line of Sublot No. 7, 100 feet to the Southerly line of Wade Park Avenue; thence Easterly along the Southerly line of Wade Park Avenue, 33 feet, to the place of beginning, be the same more or less, but subject to all legal highways and restrictions of record.

Section 103. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-19-019 as

more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 104. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-19-019

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 8 in George M. Hick's Subdivision of part of Original One Hundred Acre Lot No. 391, as shown by the recorded plat in Volume 14 of Maps, Page 3 of Cuyahoga County Records, and being 42 feet, front on the Southerly side of Wade Park Avenue, now known as Wade Park Avenue, N.E., and extending back of equal width 150 feet deep, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 105. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-20-028 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 106. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-20-028

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 4 in Holden and Ingersoll's Subdivision of part of Original One Hundred Acre Lot No. 391 as shown by the recorded plat in Volume 5 of Maps, Page 50 of Cuyahoga County Records, and being a parcel of land 50 feet front on the Westerly side of East 82nd Street and extending back 187.50 feet on the Southerly line and 187.40 feet on the Northerly line and having a rear line of 50 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 107. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-20-037 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 108. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-20-037

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 2 in E.C. Green's Re-Allotment of Sublot Nos. 22 and 23 in Bulkey and Holden's Allotment of part of Original One Hundred Acre Lot No. 391, as shown by the recorded plat of said Re-Allotment in Volume 15 of Maps, Page 5 of Cuyahoga County Records.

Said Sublot No. 2 has a frontage of 33 feet on the Southerly side of Linwood Avenue, N.E., and extends back between parallel lines 98 feet 8 inches, as appears by said plat, together with all the hereditaments and appurtenances thereof, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 109. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-20-038 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 110. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-20-038

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 1 in E.C. Green's Re-Allotment of part of Original One Hundred Acre Lot No. 391, as shown by the recorded plat in Volume 15 of Maps, Page 5 of Cuyahoga County Records and being 31 feet front on the Southerly side of Linwood Avenue, N.E., and extending back of equal width 98.80 feet along the Easterly side of East 81st Street (formerly Princeton Street), as appears by said plat, be the same more or less, but subject to all legal highways.

Section 111. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-21-046 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 112. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-21-046

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 14 and the Northerly 7.76 feet of Sublot No. 13 in the George Koch Heirs Allotment of part of Original One Hundred Acre Lot Nos. 342 and 391, as shown by the recorded plat in Volume 20 of Maps, Page 14 of Cuyahoga County Records, and together forming a parcel of land having a frontage of 51 feet on the Westerly side of East 82nd Street, (formerly Genesse Avenue), and extending back of equal width 120 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 113. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-22-105 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 114. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-22-105

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. 391, bounded and described as follows:

Beginning on the Easterly line of East 84th Street, at a point 745.503 feet Southerly from the Southerly

line of Wade Park, N.E.; thence Easterly parallel with the Southerly line of Wade Park Avenue, N.E., 102 feet; thence Southerly parallel with the Easterly line of East 84th Street, 33 feet 4 inches; thence Westerly, parallel with the Southerly line of Wade Park Avenue, N.E. 102 feet to the Easterly line of East 84th Street; thence Northerly, along the Easterly line of East 84th Street, 33 feet, 4 inches to the place of beginning and being further known as part of Sublot No. 133 in L.M. Southern's proposed Subdivision of part of Original One Hundred Acre Lot Nos. 302 and 301, be the same more less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 115. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-22-106 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 116. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-22-106

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. 391, bounded and described as follows:

Beginning at a point in the Easterly line of East 84th Street (formerly Van Ness Avenue) 712.17 feet Southerly from the Southerly line of Wade Park Avenue, N.E.; thence Easterly parallel with the Southerly line of Wade Park Avenue, N.E., 102 feet; thence Southerly parallel with the Easterly line of East 84th Street 33-1/3 feet; thence Westerly parallel with the Southerly line of Wade Park Avenue, N.E., 102 feet to the Easterly line of East 84th Street 33-1/3 feet to the place of beginning and being further known as the Northerly 33-1/3 feet of Sublot No. 133 in L.M. Southern's Proposed Subdivision of part of Original One Hundred Acre Lot Nos. 383 and 391.

Section 117. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-22-115 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 118. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-22-115

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. 391, bounded and described as follows:

Beginning on the Easterly line of East 84th Street (formerly Van Ness Avenue) at a point 427 feet Southerly (measured along said Easterly line) from the Southerly line of Wade Park Avenue N.E.; thence running Easterly on a line parallel with said Southerly line of Wade Park Avenue N.E. 102 feet; thence Southerly on a line parallel with said Easterly line of East 84th

Street, 36 feet; thence Westerly on a line parallel with said Southerly line of Wade Park Avenue, N.E., 102 feet to said Easterly line of East 84th Street; thence Northerly along the Easterly line of East 84th Street, 36 feet to the place of beginning, be the same more less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 119. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-22-116 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 120. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-22-116

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. 391 and bounded and described as follows:

Beginning on the Easterly line of East 84th Street (formerly Van Ness Avenue), at a point, 391.17 feet Southerly from it point of intersection with the Southerly line of Wade Park Avenue, N.E.; thence Southerly along said Easterly line of East 84th Street, 35.83 feet; thence Easterly on a line parallel with the said Southerly line of Wade Park Avenue, N.E., 102 feet; thence Northerly on a line parallel with said Easterly line of East 84th Street, 35.83 feet; thence Westerly 102 feet to the place of beginning, and being further known as Sublot No. 130 in L.M. Southern's proposed Wade Park Avenue Subdivision of part of Original One Hundred Acre Lot Nos. 383 and 391.

Also subject to all zoning ordinances, if any.

Section 121. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-22-157 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 122. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-22-157

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. 391, and bounded and described as follows:

Beginning at a point 630 feet Westerly measured along a line parallel to the Southerly line of Wade Park Avenue, N.E., (formerly Wade Park Avenue) from the Westerly line of East 86th Street (formerly Marcy Avenue), and 884-17/100 feet Southerly measured along a line parallel to the Westerly line of East 86th Street from said Southerly line of Wade Park Avenue, N.E., thence Northerly parallel to the Westerly line of East 86th Street, 68 feet; thence Westerly parallel to the Southerly line of Wade Park Avenue, N.E., about 144 feet to the Easterly line of East 82nd Street (formerly Genesse Avenue); thence

Southerly along on the Easterly line of East 82nd Street, 68 feet; thence Easterly parallel to said Southerly line of Wade Park Avenue, N.E., about 145 feet to the place of beginning and further known as Parcel No. 261 in L.M. Southern's proposed Wade Park Allotment of part of Original One Hundred Acre Lots Nos. 383 and 391, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 123. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-22-162 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 124. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-22-162

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. 391, and bounded and described as follows:

Beginning at a point in the Easterly line of East 82nd Street (formerly Genesee Avenue), 618-17/100 feet Southerly from the Southerly line of Wade Park Avenue, N.E.; thence Easterly parallel with the Southerly line of Wade Park Avenue, N.E., about 141-92/100 feet to a point 102 feet Westerly from the Westerly line of East 84th Street, (formerly Van Ness Avenue); thence Southerly parallel with the Westerly line of East 84th Street, 38 feet; thence Westerly parallel with the Southerly line of Wade Park Avenue, N.E., about 14 2-30/100 feet to the Easterly line of East 82nd Street; thence Northerly along the Easterly line of East 82nd Street, 38 feet to the place of beginning, and being further known as Parcel No. 281 in L.M. Southern's Proposed Wade Park Avenue Allotment of part of Original One Hundred Acre Lot Nos. 383 and 391, be the same more or less, but subject to all legal highways.

Section 125. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-23-098 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 126. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-23-098

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. 391 bounded and described as follows:

Beginning at a point 280 feet Westerly from the Westerly line of Marcy Avenue and 1268.17 feet Southerly from the Southerly line of Wade Park Avenue, said point being in the Westerly line of a proposed Street 44 feet in width called Commonwealth Avenue (known as East 85th Street); thence Southerly and

parallel with Marcy Avenue (and known as East 86th Street) and along the Westerly line of said Commonwealth Avenue (known as East 85th Street) 40 feet; thence Westerly parallel with Wade Park Avenue 102 feet; thence Northerly parallel with Marcy Avenue (now known as East 86th Street) 40 feet; thence Easterly parallel with the Wade Park Avenue 102 feet to the place of beginning and being the Northerly 40 feet of Sublot No. 81 in L.M. Southern's proposed Wade Park Avenue Allotment of part of Original One Hundred Acre Lots Nos. 383 and 391.

Also subject to all zoning ordinances, if any.

Section 127. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-23-099 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 128. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-23-099

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. 391 and bounded and described as follows:

Beginning on the Westerly line of East 85th Street, (formerly Commonwealth Avenue), at a point 200 feet Northerly from its point of intersection with the Northerly line of Linwood Avenue, N.E., (formerly Stanley Avenue); thence Northerly along the Westerly line of East 85th Street 28 feet; thence Westerly on a line parallel to said Northerly line of Linwood Avenue, N.E., 102 feet; thence Southerly on a line parallel to said Westerly line of East 85th Street, 28 feet; thence Easterly 102 feet to the place of beginning, and being further known as the Southerly 28 feet from front to rear of Sublot No. 208 in L.M. Southern's Proposed Wade Park Avenue Allotment of part of Original One Hundred Acre Lots Nos. 383 and 391, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 129. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-23-133 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 130. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-23-133

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 35 feet of Sublot No. 15 in the Pedrick Subdivision of part of Original One Hundred Acre Lot Nos. 391 and 392 as shown by the recorded plat in Volume 5 of Maps, Page 19 of Cuyahoga County Records and being a parcel of land 35 feet front on the Westerly side of East 84th Street and extending back of equal

width about 124.65 feet, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

Section 131. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-034 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 132. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-034

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot Nos. 105 and 105-1/2 in the Posen Subdivision of part of Original One Hundred Acre Lot Nos. 375 and 376, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records, and together forming a parcel of land, bounded and described as follows:

Beginning on the Southwesterly line of Ansel Road, N.E., at the Southeasterly corner of said Sublot No. 105; thence Westerly along the Southerly line of said Sublot No. 105, 84.45 feet to a point distant Easterly measured along said Southerly line, 28.50 feet from the Southwesterly corner of said Sublot No. 105; thence Northerly parallel with the Westerly line of said Sublot Nos. 105 and 105-1/2 to a point on the Southerly side of Sowinski Avenue, N.E., distant Easterly, measured along said Southerly line 28.50 feet from the Northwesterly corner of said Sublot No. 105-1/2; thence Easterly along the Southerly line of Sowinski Avenue, N.E., 37.58 feet to the Northeasterly corner of said Sublot No. 105-1/2; thence Southeasterly along the Southwesterly side of Ansel Road, 90.92 feet to the place of beginning, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 133. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-035 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 134. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-035

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as Sublot No. 104 in Joseph Hoffman's Posen Subdivision, of part of Original One Hundred Acre Lot Nos. 375 and 376, as shown by the recorded plat of said Subdivision in Volume 20 of Maps, Page 29 of Cuyahoga County Records. Said Sublot No. 104 has a frontage of 38.46 feet on the Westerly side of Ansel Road, N.E., is 112.95 feet deep on the Northerly line, 132.78 feet deep on the Southerly line and is 33 feet wide in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 135. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-089 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 136. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-089

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 106 and the Westerly one-half of a 10 foot wide alley, vacated by Ordinance No. 916-58, passed April 28, 1958, as shown by Joseph Hoffman's Posen Subdivision of part of Original One Hundred Acre Lot No. 375, as shown by the recorded plat in Volume 20 of Maps, Page 29 of Cuyahoga County Records.

Said Sublot No. 106 and portion of vacated alley forming a parcel of land being 35 feet front on the Southerly side of Sowinski Avenue, N.E., and extending back of equal width 99 feet deep on the Westerly line, having a broken Easterly line about 89 feet deep and an irregular line in the rear along Hedwig Court, N.E., (12 feet wide), as appears by said plat, be the same more or less, but subject to all legal highways.

Section 137. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-004 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 138. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-004

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 68 in J.H. Hardy's Subdivision of part of Original One Hundred Acre Lot No. 383 as shown by the recorded plat in Volume 5 of Maps, Page 31 of Cuyahoga County Records, and bounded and described as follows:

Beginning in the Easterly line of East 79th Street, at a point distant Southerly 1-50/100 feet from the Northwesterly corner of said Sublot No. 68; thence Easterly parallel with the Northerly line of said Sublot 109 feet; thence Northerly parallel with the Easterly line of East 79th Street, 1-50/100 feet to the Northerly line of said Sublot No. 68 at a point 9 feet Easterly from the Southwesterly corner of Sublot No. 49 in Joseph Hoffman's Posen Subdivision; thence Easterly along the Northerly line of said Sublot No. 68 in J.H. Hardy's Subdivision 24 17/100 feet to the Northeasterly corner thereof; thence Southerly along the Easterly line of said Sublot 35 feet; thence Westerly parallel with the Northerly line of said Sublot No. 133 27/100 feet to the Easterly line of East 79th Street; thence Northerly along the Easterly line of East 79th Street 33-50/100 feet to the place of beginning, according to the survey of Charles W. Root, Civil Engineer, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 139. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-08-005 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 140. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-08-005

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 25 feet of Sublot No. 67 and the Southerly 5 feet of Sublot No. 68 in J.H. Hardy's Subdivision of part of Original One Hundred Acre Lot Nos. 345 and 383, as shown by the recorded plat in Volume 5 of Maps, Page 31 of Cuyahoga County Records, and together forming a parcel of land 30 feet front on the Easterly side of 79th Street (formerly Woolsey Avenue), about 133 feet 3 inches deep on the Northerly line, about 133 feet 4-1/2 inches deep on the Southerly line and 30 feet wide in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 141. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-125 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 142. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-125

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 134 in A.P. Cody's Superior Street Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 26 of Maps, Page 10 of Cuyahoga County Records, and being 35 feet front on the Westerly side of East 83rd Street and extending back of equal width 76 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 143. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-126 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 144. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-126

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 135 in A.P. Cody's Superior Street Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 26 of Maps, Page 10 Cuyahoga County Records, and being 35 feet front on

the Westerly side of East 83rd Street and extending back of equal width 76 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 145. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-12-014 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 146. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-12-014

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 216 in W.J. Crawford and James Parmelee's Subdivision of part of Original One Hundred Acre Lot No. 384, as shown by the recorded plat in Volume 16 of Maps, Page 5 of Cuyahoga County Records, and being 50 feet front on the Easterly side of East 91st Street, and extending back between parallel lines 100 feet as appears by said plat.

Also subject to all zoning ordinances, if any.

Section 147. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-12-050 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 148. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-12-050

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 19 in W.J. Crawford and James Parmelee's Subdivision of part of Original One Hundred Acre Lot No. 384, as shown by the recorded plat in Volume 16 of Maps, Page 5 of Cuyahoga County Records, and being 40 feet front on the Westerly line of East 92nd Street and extending back of equal width 85.88 feet deep on the Northerly line, and 85.69 feet deep on the Southerly line, be the same more or less, but subject to all legal highways.

Section 149. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-12-051 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 150. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-12-051

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 18 in W.J. Crawford and James Parmelee's Subdivision of part of Original One Hundred Acre Lot No. 384, as shown by the recorded plat in Volume 16 of Maps, Page 5 of Cuyahoga County Records, and being 40 feet front on the Westerly side of East 92nd Street, and ex-

tending back 86.07 feet on the Northerly line, 85.88 feet on the Southerly line, and having a rear line of 40 feet, as appears by said plat.

Subject to Zoning Ordinances, if any.

Section 151. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-06-090 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 152. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-06-090

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 28-1/2 feet of Sublots Nos. 105 and 105-1/2 and part of the Posen Subdivision of part of Original One Hundred Acre Lots Nos. 375 and 376, as shown by the recorded plat of said Subdivision in Volume 20 of Maps, Page 29 of Cuyahoga County Records. Said parts of Sublots Nos. 105 and 105-1/2 together form a parcel of land having a frontage of 33-1/2 feet on the Southerly side of Sowinski Avenue, N.E., and extending back between parallel lines 78 feet, as appears by said plat and includes the Easterly one-half of a 10 foot alley (formerly known as East 86th Place) which lies Westerly from and contiguous to the Westerly line of said Sublots Nos. 105 and 105-1/2 between the Westerly extension of the Northerly line of Sublot No. 105-1/2 and the Westerly extension of the Southerly line of Sublot No. 105, having been vacated by vacation plat recorded in Volume 170 of Maps, Page 9 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Section 153. 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. 104-17-066 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 154. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 104-17-066

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 120 in the White Manufacturing Company's Allotment of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 12 of Maps, Page 14, of Cuyahoga County Records.

Also subject to zoning ordinances, if any.

Section 155. 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. 104-17-067 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 156. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 104-17-067

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 121 in the White Manufacturing Company's Subdivision of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 12 of Maps, Page 14 of Cuyahoga County Records, and being 40 feet front on the Easterly side of East 59th Street (formerly Clara Street), and extending back of equal width 135 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 157. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-20-036 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 158. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-20-036

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 3 in E. C. Green's Re-Allotment of part of Original 100 Acre Lot No. 391, as shown by the recorded plat in Volume 15 of Maps, Page 5 of Cuyahoga County Records, and being 33 feet front on the southerly side of Linwood Avenue, N.E., (formerly Linwood Street), and extending back of equal width 98.80 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to zoning ordinances, if any.

Section 159. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 106-22-068 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 160. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 106-22-068

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. 391 and bounded and described as follows:

Beginning on the Westerly line of East 86th Street (formerly Marcy Avenue) at a point 140 feet Southerly, measured along said Westerly line, from the Southerly line of Wade Park Avenue, N.E.; thence Westerly parallel with the Southerly line of Wade Park Avenue, N.E., 104 feet to the principal place of beginning of the premises herein intended to be described, which point is also the Northwesterly corner of land conveyed to John A. Koehler by deed recorded in Volume 502, Page 378 of Cuyahoga County Records; thence Westerly parallel with the Southerly line of Wade Park Avenue, N.E., 132 feet to the Easterly line of East 85th Street (formerly Commonwealth Avenue); thence Southerly along the Easterly line of East 85th Street, 40 feet;

thence Easterly parallel with the Southerly line of Wade Park Avenue, N.E., 132 feet to the Southwesterly corner of land conveyed to John A. Koehler aforesaid; thence Northerly along the Westerly line of land so conveyed to John A. Koehler, 40 feet to the place of beginning and being further known as Parcel Nos. 2267-1/2, 161-1/2 and 78 in L.M. Southern Proposed Wade Park Avenue Allotment, be the same more or less, but subject to all legal highways.

Section 161. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No. 107-09-127 as more fully described below, to Consortium for Economic and Community Development, Inc. or designee.

Section 162. That the real property to be sold pursuant to this Ordinance is more fully described as follows:

P. P. No. 107-09-127

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 136 in A.P. Cody's Superior Street Subdivision of part of Original One Hundred Acre Lot No. 383, as shown by the recorded plat in Volume 26 of Maps, Page 10 of Cuyahoga County Records, and being 35 feet front on the Westerly side of East 83rd Street, and extending back of equal width 76 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

Section 163. 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 164. 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 165. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

Section 166. 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1512-03.**By Council Member Lewis.**

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1580-82 East 82nd Street to Queen E. Kizer.

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. 107-09-095, as more fully described below, to Queen E. Kizer.

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

P. P. No. 107-09-095

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 104 in A.P. Cody's Superior Street Re-Subdivision of Sublot Nos. 100 to 111, inclusive in A.P. Cody's Superior Street Re-Subdivision of part of Original One Hundred Acre Lot No. 383 as shown by the recorded plat in Volume 28 of Maps, Page 6 of Cuyahoga County Records, and being 33 feet front on the Easterly side of East 82nd Street, and extending back of equal width 76 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

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

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

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

ests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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

Passed September 22, 2003.

Effective October 1, 2003.

Ord. No. 1513-03.**By Council Member Lewis.**

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located on East 76th Street to Josephine M. Copley.

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. 105-32-081, as more fully described below, to Josephine M. Copley.

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

P. P. No. 105-32-081

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 34 feet of the Southerly 35 feet from front to rear of Sublot No. 40 in Peter Higgins Subdivision of part of Original One Hundred Acre Lot No. 348, as shown by the recorded plat in Volume 22 of Maps, Page 5 of Cuyahoga County Records, and being 34 feet front on the Westerly side of East 76th Street, and extending back between parallel lines 75 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

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

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

Passed September 22, 2003.

Effective October 1, 2003.

Ord. No. 1514-03.**By Council Member Reed.**

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 3852 East 153rd Street to Mt. Pleasant Now Development Corporation.

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

Whereas, real property acquired under the City's Land Reutilization Program is acquired, held, administered and disposed 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. 139-17-034, as more fully described below, to Mt. Pleasant Now Development Corporation.

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

P. P. No. 139-17-034

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 396 in the Shaker Overlook Subdivision of part of Original Warrensville Township Lot Nos. 51, 52, 61 and 62 as shown by the recorded plat in Volume 65 of Maps, Page 36 of Cuyahoga County Records, and being 40 feet front on the Westerly side of

East 153rd Street (formerly Tabor Boulevard) and extending back of equal width 133 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

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

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

Passed September 22, 2003.
Effective October 1, 2003.

Ord. No. 1516-03.

By Council Member Zone.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 6809 Colgate Avenue to Cleveland Housing Network, Inc.

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. 006-10-101, as more fully described below, to Cleveland Housing Network, Inc.

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

P. P. No. 006-10-101

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 112 in the James M. Hoyt Subdivision of part of Original Brooklyn Township Lots Nos. 28 and 33, as shown by the recorded plat in Volume 3 of Maps, Page 37 of Cuyahoga County Records and being 35 feet front on the Southerly side of Colgate Avenue, N.W., and extending back of equal width 126 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

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

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

Passed September 22, 2003.
Effective October 1, 2003.

Ord. No. 1521-03.

By Council Member Cimperman.

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Sections 512A.01 to 512A.09 and 512A.99 relating to the issuance of permits for retail business signs in the public right-of-way.

Whereas, there are retail businesses in the City that lack appropriate opportunities for identification on private property; 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 Codified Ordinances of the City of Cleveland, Ohio, 1976, are hereby supplemented by enacting new Sections 512A.01 to 512A.09 and 512A.99 thereof, to read as follows:

Chapter 512A
RETAIL BUSINESS SIGNS
IN PUBLIC RIGHT-OF-WAY

Section 512A.01 Definitions

When used in this Chapter, the following words shall have the following meanings:

(a) "Director" means the Director of Public Service or his designee.

(b) "Business Signs" means a commercial sign identifying a retail business fronting a public right-of-way or adjacent to a public right-of-way.

(c) "Permit" means a public right-of-way occupancy permit authorized by Section 512A.02 of the Codified Ordinances.

(d) "Permittee" means the person who owns the business sign permitted to occupy an area of the public right-of-way.

(e) "Retail Business" means a business conducting the majority of its business on the business premises.

(f) "Right-of-way" means any sidewalk, court, alley, street or other area dedicated or otherwise designated for public use and held by the City.

(g) "Unobstructed Walk" means a clear, continuous surface free of tree grates, elevator grates and all vertical obstructions.

Section 512A.02 Retail Business Signs in Public Right-of-Way Permits

Notwithstanding any codified ordinance to the contrary, the Director is hereby authorized to issue public right-of-way occupancy permits revocable at the will of Council authorizing the placement of retail business signs if the following requirements are met:

(a) there are five (5) or more business in a single building lacking ground floor frontage;

(b) the sign is approved by the City Planning Commission or the Landmarks Commission, if applicable;

(c) the Director of Public Service determines that the placement of the retail business signs leaves sufficient unobstructed walk for pedestrians; and

(d) the applicant has obtained all necessary building permits.

A separate encroachment permit for such retail business sign shall not be required.

Section 512A.03 Application for Permits

Application for a permit shall be made to the Director in a form established by the Director. Such application shall include, but not be limited to, the following information:

(a) name, phone number and address of applicant;

(b) name and address of the business establishment seeking the permit;

(c) a description of the proposed area, with photographs, to be occupied by the business sign;

(d) a detailed drawing of the retail business sign complete with dimensions, design details, and

plans necessary to determine compliance with the provisions of this Chapter; and

(e) a signed statement that the permittee shall hold harmless the City of Cleveland, its officers and employees and shall indemnify the City of Cleveland, its officers and employees for any claims or damage to property or injury to persons which may be occasioned by the business sign. Permittee shall furnish and maintain such public liability and property damage insurance as will protect permittee and the City from all claims for damage to property or bodily injury, including death, which may arise from operations under the permit or in connection with it. The insurance shall provide coverage in an amount deemed acceptable by the Director of Law and the Director of Public Service. The insurance also shall name the City of Cleveland as an additional insured, including its officers and employees, and shall further provide that the policy shall not terminate or be canceled prior to the expiration date of the permit without thirty (30) days written notice to the Director.

Section 512A.04 Permit Fee, Issuance and Duration

An application for a permit shall be accompanied by a fee determined by the Board of Control for each business sign.

On the approval of an application by the Director of Public Service, the Director of Public Safety, the City Planning Commission, and the Landmarks Commission, if applicable, and upon compliance with the Council notification provision described below, the Director of Public Service shall issue a permit in accordance with this Chapter.

No permit shall be issued until the members of Council of the wards affected have been provided with written notice by the Director of Public Service and until the expiration of thirty (30) days from the date of such notice, unless such period of thirty days is expressly waived by such Council Members in writing.

Permits shall be valid for a twelve month period or any portion thereof. Permits shall expire on May 31 of each year. Permits may be renewed, on a form provided by the Director, for the following year provided all the requirements of this Chapter are met and no changes have been made from the previous approved application. The permit renewal fee shall be established by the Board of Control. If there are changes to the information provided in the application, a new application must be made in accordance with this Chapter and the appropriate fee shall accompany such application.

Section 512A.05 Permit Review and Locations

The issuance of a permit and the maintenance of the business sign shall be subject to the provisions of this Chapter, the zoning code, and the following conditions and restrictions:

(a) a retail business sign in the public right of way shall be placed only in that portion of the public right-of-way directly adjoining the building lacking ground floor footage on a public street;

(b) The City Planning Commission or Landmarks Commission, if applicable, reviewed the design of

the retail business sign and the sign is no greater in size than necessary to identify the retail business to pedestrians.

(c) the City Planning Commission or Landmarks Commission, if applicable, determines that there is no appropriate location for such retail business sign on the private property occupied by the Retail Business;

(d) the Director of Public Service determined that the placement of the retail business sign leaves sufficient unobstructed walk area to permit safe passage by pedestrians;

(e) the retail business sign shall not obstruct crosswalks, bus stops, building entrances, access to handicap parking spaces, or other areas necessary for pedestrian movement, as determined by the Director of Public Service;

(f) the retail business sign shall not be located closer than five (5) feet to a crosswalk, bus shelter, or fire hydrant and shall not be located closer than three (3) feet to a utility pole or traffic sign; and

(g) a retail business sign shall not occupy any portion of the roadway or be within two (2) feet of the curb.

Section 512A.06 Permits

The permit issued shall be posted on the retail business sign and may be posted on the back of the sign provided that the permit is clearly visible from the public sidewalk or street. The permit shall be protected from the weather as necessary. Each permit shall contain the following information:

(a) the name and address of the Permittee;

(b) a description of the permitted location;

(c) a description of the retail business sign; and

(d) the expiration date of the permit.

Section 512A.07 Requirements and Conditions of Permit

(a) Permittees and their agents shall comply with all the requirements of this chapter.

(b) The retail business sign shall be placed only in the location set forth in the permit.

(c) Permittees and their agents shall be responsible for maintaining all retail business signs in good repair, free of corrosion and in a safe condition.

(d) No permit shall be transferable in any manner.

Section 512A.08 Permit Suspension and Revocation

(a) The Director may suspend or revoke the permit of any Permittee if the Permittee or his agent fails to abide by the provisions of these Codified Ordinances.

(b) The Director shall give written notice of the suspension or revocation of the permit to the Permittee or his agent stating the reason or reasons for the suspension or revocation. If the reason for the suspension or revocation is that the Permittee does not currently have an effective insurance policy as required by Section 512A.03, the suspension or revocation shall be effective upon receipt of the notice of suspension or revocation by the Permittee or his agent. Otherwise, the notice shall contain the further provision that the action shall become final and effective ten (10) days thereafter unless, within five (5) days of receipt of notice, the

Permittee requests a hearing before the Director. The Director shall forthwith hold the requested hearing, at which time the Permittee shall be given the opportunity to contest the action and present evidence. After the hearing, the Director shall determine whether to suspend or revoke the permit.

(c) The action of the Director may be appealed to the Board of Zoning Appeals.

Section 512A.09 Removal of Retail Business Signs

Any retail business sign placed in the public right-of-way without a permit issued pursuant to this section or not in compliance with a permit issued may be seized and removed.

Section 512A.99 Penalty

No person shall violate the provisions of this chapter and whoever violates any provision of this Chapter shall be guilty of a minor misdemeanor. Each day during which a violation continues shall constitute a separate offense.

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 September 22, 2003.
Effective October 1, 2003.

**Ord. No. 1681-03.
By Council Member Jackson (by departmental request).**

An emergency ordinance authorizing the purchase by one or more requirement contracts of long distance telephone service for all City voice and fax lines, for the Division of Information Technology and Services, Department of Finance.

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

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

Section 1. That the Director of Finance is authorized to make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two years of the necessary items of long distance telephone service for all City voice and fax lines, in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies on a unit basis for the Division of Information Technology and Services, Department of Finance. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than two years may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the costs of the contract or contracts shall be charged against the proper appropriation accounts and the Director

of Finance shall certify the amount of the initial purchase, which purchase, together with all later purchases, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance. (RL 100355)

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1682-03.

By Council Member Jackson (by departmental request).

An emergency ordinance authorizing the purchase or lease with an option to purchase for a period of three, four, or five years, by one or more contracts for one Group VI high-speed, production printer/duplicator system, including maintenance, for the Division of Printing and Reproduction, Department of Finance.

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

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

Section 1. That the Director of Finance is authorized to make one or more written contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the purchase or lease with an option to purchase, for a period of three, four, or five years, each or all of the following items: one Group VI high-speed, production printer/duplicator system, including maintenance to be purchased by the Commissioner of Purchases and Supplies on a unit basis, for the Division of Printing and Reproduction, Department of Finance.

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund No. 70 SF 301, Request No. 145904.

Section 3. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1683-03.

By Council Member Jackson (by departmental request).

An emergency ordinance authorizing the purchase, lease or lease to purchase by one or more requirement contracts of various types of heavy duty vehicles and apparatus for various divisions of the Departments of Public Service, Parks, Recreation and Properties, and Public Safety.

Whereas, this ordinance constitutes an emergency measure provid-

ing 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 make one or more written requirement contracts under the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of various types of heavy duty vehicles and apparatus set forth in File No. 1683-03-A in an estimated amount of \$6,603,000.00, to be purchased, leased or leased to purchase by the Commissioner of Purchases and Supplies on a unit basis for various divisions of the Departments of Public Service, Parks, Recreation and Properties, and Public Safety. Bids shall be taken in a manner that permits an award to be made for all items as a single contract, or by separate contract for each or any combination of the items as the Board of Control determines. Alternate bids for a period less than a year may be taken if desired by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of the 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 or procurement, which purchase or procurement, together with all later purchases or procurements, shall be made on order of the Commissioner of Purchases and Supplies under a requisition against the contract or contracts certified by the Director of Finance.

Section 3. That the City may enter into a lease-purchase arrangement for the heavy duty vehicles and apparatus with a bank, leasing company or any other organization that is not the manufacturer or vendor of the vehicles or apparatus that submitted a bid for the sale, lease or lease to purchase described in Section 1 of this ordinance, provided that: (I) the Director of Finance determines that it is in the best interest of the City to enter into that lease-purchase arrangement, (II) the maximum term of any lease-purchase arrangement does not exceed ten (10) years, (III) the aggregate principal obligation of the City under the lease-purchase arrangement does not exceed \$7,000,000, (IV) if the lease-purchase arrangement provides that the lease payments are to have a principal component and an interest component, the maximum interest rate for the interest component does not exceed seven percent (7%) per annum, (V) the obligations of the City under that lease-purchase arrangement for fiscal years beginning after December 31, 2003 are subject to annual appropriations being made by the City sufficient to pay the lease payments and to meet the other obligations of the City under that lease-purchase arrangement in each of these fiscal years, and (VI) the obligations of the City thereunder for the current fiscal year do not exceed \$300,000, which amount is hereby appropriated for that purpose. The Director of Finance is authorized and directed to sign and deliver, for and on behalf of the City and in the Director's official capacity, such written agreements, cer-

tificates and instruments as may be necessary or appropriate in order to provide for that lease-purchase arrangement under the terms and conditions authorized herein and containing such additional terms and conditions as are acceptable to the Director of Finance and the Director of Law. Those agreements may include a lease-purchase agreement, an escrow agreement for the deposit by the lessor of the purchase price of the vehicles and apparatus, acceptance certificates evidencing the City's acceptance of the vehicles from the vendors, and certificates as to insurance, tax compliance and related matters necessary to carry out the transaction. The lease-purchase arrangement may provide that the lease payments are to have a principal component and an interest component and that the interest component is to be excluded from gross income for federal income tax purposes. In that event, the Director of Finance and other City officials, as appropriate, are authorized to covenant on behalf of the City that (I) the City will use and will restrict the use of the vehicles and apparatus leased by the City under the lease-purchase agreement and will use, and will restrict the investment of, any proceeds of the lease-purchase agreement in such manner and to such extent as may be necessary so that the lease-purchase agreement will not constitute a private activity bond, an arbitrage bond or a hedge bond under the Internal Revenue Code of 1986, as amended (the "Code"), or be treated other than as an obligation to which Section 103(a) of the Code applies, and (II) the City will take or cause to be taken such actions that may be required of it for the interest component of the lease payments to be and to remain excluded from gross income for federal income tax purposes and the City will not take or authorize to be taken any actions that would adversely affect that exclusion. In the event that the City enters into such a lease-purchase arrangement, the Director of Public Service may assign to the lessor under the lease-purchase arrangement, or the lessor's designee, the rights of the City under the contracts for purchase of the vehicles and apparatus authorized in Section 1 of this ordinance. The Director of Law, Clerk of Council and other appropriate officials of the City are authorized to sign and deliver any documents, certificates and other instruments as the Director of Law determines are necessary and appropriate to carry out the transactions authorized by this ordinance.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance where adopted in open meetings of this Council, and any of its committees that resulted in such formal action were in meetings open to the public in compliance with the law.

Section 5. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1684-03.

By Council Members Coats and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to make alterations and modifications in Contract No. 61081 for the E. 68th and E. 69th Street sewer replacement with Fabrizi Trucking & Paving Co., for the Department of Public Utilities.

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

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

Section 1. That the Director of Public Utilities is authorized to make the following alterations and modifications in Contract No. 61081 with Fabrizi Trucking & Paving Co., the E. 68th and E. 69th Street sewer replacement, for the Department of Public Utilities:

East 68th & 69th Street Sewer Project
City Contract No. 61081
Subsidiary Agreement – Schedule of Items

Balance in Contract		\$ 50,716.92
1. Mobilization		\$ 2,000.00
2. Pavement removal		30,600.00
3. Curb removal		6,900.00
4. Excavation		7,380.00
5. ODOT 304 aggregate base		16,800.00
6. Sub-grade compaction		2,550.00
7. 7" Plain concrete ODOT #425		117,300.00
8. Integral curb		11,500.00
9. 4" Drain tile		16,100.00
10. 4" Concrete Walks		36,000.00
11. Curb ramp layout and framing		2,200.00
12. Curb ramps		2,080.00
13. 6" Concrete aprons		40,950.00
14. Seeding & mulching		5,850.00
15. Casting adjust to grade		3,750.00
16. Monument assemblies/reset		700.00
17. Construction layout stakes		3,000.00
18. Tree removal		950.00
19. Concrete sealer		<u>10,200.00</u>
Total		\$316,810.00
Balance to be paid	\$367,526.92	
Less Balance Remaining in Contract	<u>- 50,716.92</u>	
TOTAL SUBSIDIARY ADDITIONS	\$316,810.00	
Original Contract Amount	\$573,172.60	
Total Subsidiary Additions	<u>+ 316,810.00</u>	
REVISED CONTRACT AMOUNT	\$889,982.60	

which alteration has been recommended in writing by the Director of Public Utilities, countersigned by the Mayor, and consented to by the surety on the contract, which price to be paid has been agreed on in writing and signed by the Director of Public Utilities and the contractor. This alteration will cause an increase in the amount of the original contract in the amount of \$316,810.00, to be paid from Fund Nos. 20 SF 363, 20 SF 372, and 13 SF 886.

Section 2. That this ordinance is 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 September 22, 2003.

Effective September 23, 2003.

Ord. No. 1685-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to make alterations and modifications in Contract No. 57531 for the construction of Abrams Creek with Independence Excavating, Inc., for the Department of Port Control.

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

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

Section 1. That the Director of Port Control is authorized to make the following alterations and modifications in Contract No. 57531 with Independence Excavating, Inc., for the construction of Abrams Creek, for the Department of Port Control:

ABRAMS CREEK
INDEPENDENCE EXCAVATING, INC.
CONTRACT # 57531
SUBSIDIARY AGREEMENT — SCHEDULE OF ITEMS

1. Demolition of RETF	\$2,037,000.00
2. Environmental Contingency Related to Demolition (line purging, etc.)	\$ 700,000.00
3. Demolition Waste Disposal (4,000 cy @ \$60/cy)	\$ 240,000.00
4. Ohio EPA Required Landfill Capping	\$1,341,000.00
5. Earthwork and demolition contingency	<u>\$ 500,000.00</u>
Total Subsidiary Additions	\$4,818,000.00

Original Contract Amount:	\$49,293,266.98
Total Subsidiary Additions:	<u>+ 4,818,000.00</u>
REVISED CONTRACT AMOUNT:	\$54,111,266.98

which alteration has been recommended in writing by the Director of Port Control, countersigned by the Mayor, and consented to by the surety on the contract, which price to be paid has been agreed upon in writing and signed by the Director of Port Control and the contractor. This alteration will cause an increase in the amount of the original contract in the sum of \$4,818,000.00 to be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 106, and from any funds or subfunds to which are credited any federal grants or federal PFC authorization, for the above project and the proceeds from the sale of any airport revenue bonds issued for a purpose which includes the above project.

Section 2. That this ordinance is 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 September 22, 2003.

Effective October 1, 2003.

Ord. No. 1695-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to make alterations and modifications in Contract No. 60287 to make terminal modifications at Concourse "A" at Cleveland Hopkins International Airport with Blaze Building Corp. for the Department of Port Control.

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

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

Section 1. That the Director of Port Control is authorized to make the following alterations and modifications in Contract No. 60287 with Blaze Building Corp., to make terminal modifications at Concourse "A" at Cleveland Hopkins International Airport, for the Department of Port Control:

Terminal MODS, Concourse A Project
City Contract No. 60287

1. Replace Missing Structural Fireproofing	\$ 49,611.00
2. Address Electrical Code Violations	\$220,389.00
3. Contingency	<u>30,000.00</u>
TOTAL SUBSIDIARY ADDITIONS	\$300,000.00

Original Contract Amount	\$2,348,000.00
Total Subsidiary Additions	<u>+ 300,000.00</u>
Revised Contract Amount	\$2,648,000.00

which alteration has been recommended in writing by the Director of Port Control, countersigned by the Mayor, and consented to by the surety on the contract, which price to be paid has been agreed upon in writing and signed by the Director of Port Control and the contractor. This alteration will cause an increase in the amount of the original contract in the sum of \$300,000.00 to be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 106, and from any funds or subfunds to which are credited any federal grants or federal PFC authorization, for the above project and the proceeds from the sale of any airport revenue bonds issued for a purpose which includes the above project.

Section 2. That this ordinance is 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 September 22, 2003.

Effective October 1, 2003.

Ord. No. 1696-03.**By Council Members Westbrook and Jackson (by departmental request).****An emergency ordinance authorizing the Director of Port Control to make alterations and modifications in Contract No. 58537 for renovation of the FAA tracon facility at Cleveland Hopkins International Airport with East West Construction Co., Inc. for the Department of Port Control.**

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

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

Section 1. That the Director of Port Control is authorized to make the following alterations and modifications in Contract No. 58537 with East West Construction Co., Inc., for renovation of the FAA tracon facility at Cleveland Hopkins International Airport, for the Department of Port Control:

SUBSIDIARY ADDITIONS

40	Three Stub Columns Due to Piping Obstructions	\$	951.13
44	Premium Charges for Overtime/Shift Work		12,727.32
52	Remove Mechanical Equipment at Old Tower		3,130.18
59	Temporary Wall at Stairwell "A" tickets 4257,4259,4263, 4281,4282,4293,4296,4299		16,405.35
64	Revised Framing East of Grid Ga between 11 and 12		1,779.60
65	Existing Structural Steel Conditions		2,219.07
66	Remove Splice Plates @ Column Grids B-10, B-11, C-10 & C-11		459.62
67	Re-fabricate 12B1 Beam		6,939.89
68	Demo Pipe and Wire on The 3rd Floor		391.36
69	Run Temporary Feeds		1,663.37
70	Hook Up Temporary Heaters on the Second Floor		790.35
72	Poke Through at Director's Office		1,025.78
75	Munters Moisture Control Invoices		12,943.50
76	Parapet wall Asbestos Removal		4,119.98
80	Down Time Claim due to furniture in the way		2,881.70
84	Remove existing pour stop & other extra works per five extra tickets from Comm Steel		10,108.82
87	Claim for Lost time due to scheduling changes		11,529.09
89	Generator rental for 3-4 weeks 10/27 to 11/14		3,465.22
90	To reinstall ductwork on fourth floor roof.		592.82
92	Proposal for Field Order # 14		2,778.70
94	Puchers Window Blinds on the 2nd Floor		319.87
95	Remove & replace carpet in Commissioner's Office		1,689.19
96	To change door 302 Type 1 to type 3 per Field Order # 019		785.09
97	To add one line of pipe to Handrail per RFI # 184		770.21
98	To remove ductwork on fourth floor roof.		415.43
99	Relocate 2" Hot Water Line		775.93
100	Balance Chilled Water System		3,867.06
102	Relocation of Screen Wall Structure		9,132.63
103	5th Floor Structural Steel Revisions		11,301.35
104	New Storm Piping on 4th Floor Revised Price		6,031.20
106	Reliable Construction Heaters		1,224.55
107	Reliable Construction Heaters		1,583.90
108	Fire Stopping on North and West walls of 3rd and 4th floors		6,242.92
109	Generator rental for 3-4 weeks 11/14 to 12/12		3,322.16
110	Extra work performed by Comm Steel		7,037.16
111	Installation of Electric Heating System		10,666.18
114	ThyssenKrupp Wage Increase		20,772.73
115	Sink Drinking Fountain		1,464.88
116	Extra Roofing Work @ Burger King Roof		4,264.18
117	1st Floor Storm Piping		6,138.78
118	1/2" Cold Water Line Extension FWO # 22		5,331.95
119	5th Floor Restroom Plumbing Work		8,381.88
120	Knee Wall in the North and West walls of the Arts Room FWO# 20ticket# 4315, 4316		4,902.78
121	Block Wall demolition Room 503		1,728.10
122	2X2 Lay-In Ceiling outside Commissioner Szabo's Office FWO# 18 Ticket # 4312		2,513.19
121	Misc. Electrical Work Fred Szabo's Office		1,991.59
122	Removal of AC unit & filling of opening FWO # 24		547.05
123	Extra Wood Blocking & Flashing To existing beam-Building Tech.		1,991.33
124	Extra for additional Insurance Charge-Arch. Products		6,580.53
126	Additional Insurance Charge		6,866.64
127	Additional Metal Deck, Concrete and Firestopping 5th floor South		4,302.98
128	Waterproofing Membrane Room No 503		206.00
129	Extra Masonry Work 4th & 5th Floors		1,258.88
130	Plastic Laminate Filler Pieces and Caulking		716.42
131	Remove Antenna and AC Unit		1,362.06
132	Additional Parapet Wall Removal on the Roof		2,154.02
133	Visqueen Removal in the ARTS Room Ticket # 4325, 4326		5,809.18
134	Misc. Carpentry Work, ticket Nos. 4322,4324, 4317, 4309, 4328		2,455.97
135	Additional Roofing work by Warren Roofing		6,311.59
136	Ceiling Grid in the ARTS room Ticket # 4276		1,477.47
137	Styrofoam Rigid Insulation Ticket # 4277, 2nd Floor Offices		1,535.84
138	Sanitary Vent Extension		618.00

139	Fin Tube Control Valves 2nd Floor FWO # 26	3,442.04
140	Misc. Carpentry Work, ticket Nos. 4070,4262, 4266, 4268, 4290	3,821.29
141	Hot Water Lines in the ARTS Room	1,127.96
142	Temporary Roof Over 5th Floor Ticket # 4260	8,327.63
143	Styrofoam Rigid Insulation ARTS Room ticket No. 4271, 4292	2,362.12
144	To remove ductwork on fourth floor roof.	416.58
145	Styrofoam Rigid Insulation 2nd floor Ticket No. 4270	1,721.24
146	Additional Work in Stairwell A Ticket No 4281	860.62
147	Extra Drywall & Painting in the Arts Room Ticket # 4274 and 4289	977.35
148	Install Visqueen Ticket # 4279	510.99
149	Temporary Walls 5th Floor Ticket # 4264, 4278, 4280	3,872.78
150	To reinstall ductwork on fourth floor roof.	535.60
151	Remove & Dispose of lead based paint 5th floor conference room	1,699.70
152	RFP Flash East Wall 2nd floor Detail 11/A4-09	1,520.96
153	Misc. Carpentry Work, ticket Nos. 4302,4303, 4306, 4318, 4320, 4513	4,458.74
154	Additional work in Director's Office knee wall and sills	5,113.36
155	Move 2 high hats and add egg crate diffusers	441.75
156	5th Floor Structural Steel demo & removal	1,297.93
157	Extra Electrical Work	5,732.98
158	Removal of ACM Tile 4th Floor Lobby	1,079.21
159	Make Door 201 Compatible for the Magnetic Lock	492.11
161	Make 2nd Elevator Operable	3,992.95
162	Extra Work performed by Comm Steel-2	7,453.39
163	Additional Roofing Work by Building Tech. on 5/8, 5/9 and 5/14	<u>6,938.74</u>
164	Additional Roofing Work by Building Tech. on 5/22 Subsidiary Additions	\$ 331,949.72

SUBSIDIARY NEW ITEMS

79	Badging & Escorting Claim Letter	
105	Additional Building Tarp Claim	
112	Claim for General Conditions	
125	Extra for additional equipment rental charge-Arch Products	
	Subsidiary New Items	\$ 102,192.86

CREDITS

Roof Credit	\$ 30,909.00
Host Labor Credit	<u>23,284.80</u>
Total Subsidiary Credits	\$ 54,193.80
Subsidiary Additions	\$ 331,949.72
Subsidiary New Items	<u>+ 102,192.86</u>
Total Subsidiary Additions	\$ 434,142.58
Total Subsidiary Additions	\$ 434,142.58
Total Subsidiary Credits	<u>- 54,193.80</u>
Subsidiary Total	\$ 379,948.78
Original Contract Amount	\$ 3,791,815.00
Subsidiary Total	<u>+ 379,948.78</u>
REVISED CONTRACT AMOUNT	\$ 4,171,763.78

which alteration has been recommended in writing by the Director of Port Control, countersigned by the Mayor, and consented to by the surety on the contract, which price to be paid has been agreed upon in writing and signed by the Director of Port Control and the contractor. This alteration will cause an increase in the amount of the original contract in the sum of \$379,948.78 to be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 106, and from any funds or subfunds to which are credited any federal grants or federal PFC authorization, for the above project and the proceeds from the sale of any airport revenue bonds issued for a purpose which includes the above project.

Section 2. That this ordinance is 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 September 22, 2003.

Effective October 1, 2003.

Ord. No. 1697-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to make alterations and modifications in Contract No. 56976 to make Phase IA improvements for the Centralized Deicing Facility at Cleveland Hopkins International Airport with North Bay Construction, Inc., for the Department of Port Control.

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

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

Section 1. That the Director of Port Control is authorized to make the following alterations and modifications in Contract No. 56976 with North Bay Construction, Inc., to make Phase IA improvements for the Centralized Deicing Facility at Cleveland Hopkins International Airport, for the Department of Port Control:

NORTH BAY CONSTRUCTION
CONTRACT # 56976
SUBSIDIARY AGREEMENT—SCHEDULE OF ITEMS

1.	Value Engineering Credit	\$ 56,729.00
2.	Labor and material expenses associated with time extension	343,245.00
3.	Material substitution due to change in DPC policy	33,000.00
4.	Additional waterproofing due to design change	0.00
5.	Quantity additions and deletions due to design changes	<u>97,000.00</u>
	Total Subsidiary Additions	\$529,974.00
Original Contract Amount		\$5,307,200.00
Total Subsidiary Additions		<u>+ 529,974.00</u>
Revised Contract Amount		\$5,837,174.00

which alteration has been recommended in writing by the Director of Port Control, countersigned by the Mayor, and consented to by the surety on the contract, which price to be paid has been agreed upon in writing and signed by the Director of Port Control and the contractor. This alteration will cause an increase in the amount of the original contract in the sum of \$529,974.00 to be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 106, and from any funds or subfunds to which are credited any federal grants or federal PFC authorization, for the above project and the proceeds from the sale of any airport revenue bonds issued for a purpose which includes the above project.

Section 2. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1698-03.

By Council Members Westbrook and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Port Control to make alterations and modifications in Contract No. 59499 for the relocation of NASA SMIRF/Cell 7 Creek Road Complex with Independence Excavating, Inc., for the Department of Port Control.

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

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

Section 1. That the Director of Port Control is authorized to make the following alterations and modifications in Contract No. 59499 with Independence Excavating, Inc., for the relocation of NASA SMIRF/Cell 7 Creek Road Complex, for the Department of Port Control:

NASA SMIRF
Subsidiary Agreement
Contract No. 59499

Additions

1.	Change Order #8. Global Settlement for NASA-SMIRF	\$1,800,000.00
2.	RSVAC. Additional testing required by NASA	70,000.00
3.	Bulletin 43. Balance of the 90% - 100% design review comments	275,000.00
4.	Factory Acceptance Testing. Required to assure system integrity	61,000.00
5.	Contingency. Required to fund future unforeseen conditions	<u>250,000.00</u>
	TOTAL SUBSIDIARY ADDITIONS	\$2,456,000.00
Original Contract Amount		\$18,410,188.80
Total Subsidiary Additions		<u>+ 2,456,000.00</u>
REVISED CONTRACT AMOUNT		\$20,866,188.80

which alteration has been recommended in writing by the Director of Port Control, countersigned by the Mayor, and consented to by the surety on the contract, which price to be paid has been agreed upon in writing and signed by the Director of Port Control and the contractor. This alteration will cause an increase in the amount of the original contract in the sum of \$2,456,000.00 to be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 106, and from any funds or subfunds to which are credited any federal grants or federal PFC authorization, for the above project and the proceeds from the sale of any airport revenue bonds issued for a purpose which includes the above project.

Section 2. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1700-03.

By Council Members Johnson and Jackson (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Property to enter into a two year agreement with Raycom National, Inc. owner of WOIO/WUAB to underwrite the City sponsored Independence Day celebration at North Coast Harbor by providing an all day entertainment program including fireworks.

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 authorized to enter into a two year agreement with Raycom National, Inc. owner of WOIO/WUAB to underwrite the City sponsored Independence Day celebration at North Coast Harbor by providing an all day entertainment program that promotes the City of Cleveland including a fireworks display.

Section 2. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1701-03.

By Council Members Coats, Gordon, Cimperman and Jackson (by departmental request).

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to purchase property for future redevelopment at 13906 Idarose Avenue for the Department of Community Development; and authorizing the Commissioner of Purchases and Supplies to convey the property to Euclid St. Clair Development Corporation, or its designee.

Whereas, the Director of Community Development has requested the purchase of property which is located at 13906 Idarose Avenue, for future redevelopment; and

Whereas, the Director of Community Development has requested the sale of the property to Euclid St. Clair Development Corporation, or its designee (the "Redeveloper") for the public purpose of future redevelopment of the property; 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 Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized to purchase the following described property for future redevelopment:

P. P. No. 111-27-132

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the West-erly 35 feet of Sublot No. 846 in Schatzinger's Consolidated Realty Company's Subdivision of part of Original One Hundred Acre Lot No. 359 as shown by the recorded plat in Volume 38 of Maps, Page 8 of Cuyahoga County Records, and being 35 feet front on the Southerly side of Idarose Avenue, N.E. and extending back between parallel lines 120 feet, as appears by said plat.

Section 2. That the Director of Community Development is authorized to execute on behalf of the City of Cleveland all necessary documents to acquire and to convey the property and to employ and pay all fees for title companies, surveys, escrows, appraisers, environmental audits, and all other costs necessary for the acquisition of the property.

Section 3. That the consideration to be paid for this property shall not exceed fair market value.

Section 4. That all costs of acquisition of land shall be paid from Fund No. 14 SF 028.

Section 5. That notwithstanding and as an exception to the provisions of Title V of the Community Development Code in the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Community Development may enter into and execute a project agreement for and on behalf of the City of Cleveland with the Redeveloper, for the acquisition, disposition and private redevelopment of the property described in this ordinance.

Section 6. That this Council finds that the conveyance to the Redeveloper constitutes a public use of the property for the purposes of redevelopment.

Section 7. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to convey the property previously described in this ordinance to the Redeveloper, for not less than fair market value taking into account all restrictions, reversionary interests and similar encumbrances placed by the City of Cleveland in the deed of conveyance.

Section 8. 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 necessary provisions, including restrictive reversionary interests as may be specified by the Board of Control or Director of Law, which shall protect 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 9. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1703-03.

By Council Members White, Gordon, Cimperman and Jackson (by departmental request).

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to purchase property for future redevelopment at 3704 East 110th Street for the Department of Community Development; and authorizing the Commissioner of Purchases and Supplies to convey the property to Union Miles Development Corporation, or its designee.

Whereas, the Director of Community Development has requested the purchase of property which is located at 3704 East 110th Street, for future redevelopment; and

Whereas, the Director of Community Development has requested the sale of the property to Union Miles Development Corporation, or its designee (the "Redeveloper") for the public purpose of future redevelopment of the property; 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 Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is authorized to purchase the following described property for future redevelopment:

P. P. No. 135-14-057

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 528 in the City Allotment Company's East Boulevard Subdivision, of part of Original One Hundred Acre Lot No. 451, as shown by the recorded plat in Volume 68 of Maps, Page 8 of Cuyahoga County Records. Subject to all legal highways and also subject to the building restrictions and reservation as contained in the Deeds from the City of Cleveland to Joseph B. Welder and from the City Allotment Company to the Municipal Realty Company as recorded in Document No. 1098568 in Deed Volume 2290, Page 277 of Cuyahoga County Records and Land Title registration Document No. 12591, respectively.

Section 2. That the Director of Community Development is authorized to execute on behalf of the City of Cleveland all necessary documents to acquire and to convey the property and to employ and pay all fees for title companies, surveys, escrows, appraisers, environmental audits, and all other costs necessary for the acquisition of the property.

Section 3. That the consideration to be paid for this property shall not exceed fair market value.

Section 4. That all costs of acquisition of land shall be paid from Fund No. 14 SF 028.

Section 5. That notwithstanding and as an exception to the provisions of Title V of the Community Development Code in the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Community Development may enter into and execute a project agreement for and on behalf of the City of Cleveland with the Redeveloper, for the acquisition, disposition and private redevelopment of the property described in this ordinance.

Section 6. That this Council finds that the conveyance to the Redeveloper constitutes a public use of the property for the purposes of redevelopment.

Section 7. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to convey the property previously described in this ordinance to the Redeveloper, for not less than fair market value taking into account all restrictions, reversionary interests and similar encumbrances placed by the City of Cleveland in the deed of conveyance.

Section 8. 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 necessary provisions, including restrictive reversionary interests as may be specified by the Board of Control or Director of Law, which shall protect 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 9. That this ordinance is 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1857-03.

By Council Member Lewis.

An emergency ordinance to amend Section 1 of Ordinance No. 1108-03, passed August 13, 2003, relating to the Director of Economic Development entering into an amendment to Loan Agreement No. 40151, and other related documents for the Lexington Village Phase II Limited Partnership to defer the repayment date.

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. 1108-03, passed August 13, 2003, is amended to read as follows:

Section 1. That the Director of Economic Development is authorized to enter into an amendment to Loan Agreement No. 40151, and any other related documents, for Lexington Village Phase II Limited Partnership, to defer the repayment date to a date co-terminus with the HUD-insured first-mortgage loan financing Lexington Village, Phase II. All other terms shall remain the same.

Section 2. That existing Section 1 of Ordinance No. 1108-03, passed August 13, 2003, is repealed.

Section 3. That this ordinance is 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 September 22, 2003.

Effective October 1, 2003.

Ord. No. 1858-03.

By Council Member Jackson.

An emergency ordinance determining the bid of Cleveland Letter Service, Inc. for addressing services and mailing services [Item #1, A, B, and C] the lowest and best bid and authorizing the Clerk of Council to enter into a written requirement contract with Cleveland Letter Service, Inc. for the necessary items of addressing services and mailing services for a period of two (2) years with two one (1) year options to renew exercisable by the Clerk of Council.

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

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

Section 1. That it is hereby determined that the bid of Cleveland Letter Service, Inc. for addressing services and mailing services [Item #1, A, B, and C], received on September 17, 2003, in response to the invitation to bid for mailing services for Cleveland City Council, is the lowest and best bid received after advertising in accordance with the Charter and Codified Ordinances of the City of Cleveland.

Section 2. That the Clerk of Council is hereby authorized to enter into a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, and in accordance with bid specifications, with Cleveland Letter Service, Inc. for the requirements for the period of two (2) years, with two one (1) year options to renew exercisable by the Clerk of Council, for the necessary items of addressing services and mailing services [Item #1, A, B, and C] to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for Cleveland City Council. The term of such written requirement contract shall begin on September 22, 2003.

Section 3. 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.

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 September 22, 2003.

Effective October 1, 2003.

Ord. No. 1859-03.

By Council Member Britt.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to University Circle Incorporated to stretch two (2) banners on M.L.K., Jr. Dr. & Stokes Blvd. using CPP utility poles (by separate permission) publicizing their special event for the period of November 10, 2003 to December 12, 2003, inclusive.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to University Circle Incorporated, 10831 Magnolia Drive, Cleveland, Ohio 44106, to install, maintain and remove two (2) banners to be stretched on Cleveland Public Power utility poles, (by separate permission), for the period of November 10, 2003 to December 12, 2003, inclusive, publicizing their special event, and which banners are to be placed at the following pole locations and on the following pole numbers: Martin Luther King Jr. Drive; 1st pole N. of Parkgate Avenue Ramp from East Blvd. (E), No Tag; Pole opposite Parkgate Avenue Ramp (W), No Tag; and Stokes Boulevard; S. of Carnegie (W), Pole # 88329; S. of Carnegie (E), 88330; and which pole and banner locations 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 placed 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 September 22, 2003.

Effective October 1, 2003.

Ord. No. 1860-03.

By Council Member Britt.

An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to University Circle Incorporated to stretch one (1) banner on Martin Luther King Jr. Drive using Cleveland Public Power utility poles (by separate permission) publicizing their special event for the period of September 30, 2003 to October 17, 2003, inclusive.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to University Circle Incorporated, 10831 Magnolia Drive, Cleveland, Ohio 44106, to install, maintain and remove one (1) banner to be stretched on Cleveland Public Power utility poles, (by separate permission), for the period of September 30, 2003 to October 17, 2003, inclusive, publicizing their special event, and which banner is to be placed at the following pole location and on the following pole number: Martin Luther King Jr. Drive; 1st pole N. of Parkgate Avenue Ramp from East Blvd. (E), No Tag; Pole opposite Parkgate Avenue Ramp (W), No Tag; and which pole and banner locations 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 placed 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1861-03.

By Council Member Britt.
An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to University Circle Incorporated to stretch one (1) banner on Stokes Boulevard using Cleveland Public Power utility poles (by separate permission) publicizing their special event for the period of September 16, 2003 to October 17, 2003, inclusive.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to University Circle Incorporated, 10831 Magnolia Drive, Cleveland, Ohio 44106, to install, maintain and remove one (1) banner to be stretched on Cleveland Public Power utility poles, (by separate permission), for the period of September 16, 2003 to October 17, 2003, inclusive, publicizing their special event, and which banner is to be placed at the following pole loca-

tion and on the following pole number: Stokes Boulevard; S. of Carnegie (W), pole number 88329; and S. of Carnegie (E), pole number 88330; and which pole and banner locations 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 placed 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 September 22, 2003.
Effective October 1, 2003.

Ord. No. 1862-03.

By Council Member Cimperman.
An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to St. Peter Church to hang six (6) banners on Superior Avenue using Cleveland Public Power utility poles (by separate permission) publicizing their Church's 150th Anniversary for the period of October 1, 2003 to November 1, 2003, inclusive.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to St. Peter Church, 1533 East 17th Street, Cleveland, Ohio 44114, to install, maintain and remove six (6) banners to be hung on Cleveland Public Power utility poles, (by separate permission), for the period of October 1, 2003 to November 1, 2003, inclusive, publicizing the Church's 150th Anniversary, and which banners are to be placed at the following pole locations and on the following pole numbers: Superior Avenue/North Side: 1st pole East of East 17th Street, B43-12; 2nd pole East of East 17th Street, B43-11; 3rd pole East of East 17th Street, B43-10; and Superior Avenue/South Side: 1st pole East of East 17th Street, B43-39; 2nd pole East of East 17th Street, B43-40; 3rd pole East of East 17th Street, B43-41; and which pole and banner locations 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 ban-

ner will be placed must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners, and said banners shall be removed promptly upon the expiration of said permit.

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

Passed September 22, 2003.
Effective October 1, 2003.

COUNCIL COMMITTEE MEETINGS

**Thursday, September 25, 2003
10:00 A.M.**

Legislation Committee: Present in Legislation: White, Chair; Rybka, Westbrook, Conwell, Pro-Tem. *Authorized Absence:* Pierce Scott, Vice Chair; Dolan, Gordon, Johnson.

**Monday, September 29, 2003
11:00 a.m.**

Employment, Affirmative Action and Training Committee: Present in Employment: Lewis, Chair; Conwell, Vice Chair; Coats, Reed, Polensek. *Authorized Absence:* Cintron, Johnson

2:00 p.m.

Finance Committee: Present in Finance: Jackson, Chair; Sweeney, Vice Chair; Brady, Britt, Coats, Gordon, O'Malley, Reed, Pierce Scott, Westbrook. *Authorized Absence:* White.

**Tuesday, September 30, 2003
9:30 a.m.**

Legislation Committee: Present in Legislation: White, Chair; Scott, Vice Chair; Gordon, Johnson, Rybka, Westbrook. *Authorized Absence:* Dolan.

1:30 p.m.

Health and Human Services Committee: Present in Health: Britt, Chair; Zone, Vice Chair; Cintron, Conwell, Gordon, Scott, Polensek.

**Wednesday, October 1, 2003
10:00 a.m.**

Joint/Public Safety and Public Utilities Committee: Present in Safety: Reed, Chair; Britt, Vice Chair; Brady, Cimperman, Coats, Jones, White. *Authorized Absence:* Conwell, Zone.

Present in Utilities: Coats, Chair; O'Malley, Vice Chair; Brady, Jones, Polensek, Sweeney, Westbrook. *Authorized Absence:* Cintron, Zone.

1:30 p.m.

City Planning Committee: Present in City Planning: Cimperman, Chair; Rybka, Vice Chair; Lewis, O'Malley, Scott, Westbrook. *Authorized Absence:* Conwell.

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O—Ordinance; R—Resolution; F—File
Bold figures—Final Publication; D—Defeated; R—Reprint; T—Tabled; V—Vetoed;
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