

The City Record

Official Publication of the City of Cleveland

July the Seventh, Nineteen Hundred and Ninety-Nine

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

Containing	PAGE
City Council	3
The Calendar	3
Board of Control	3
Civil Service	7
Board of Zoning Appeals	8
Board of Building Standards and Building Appeals	9
Public Notices	9
Public Hearings	9
City of Cleveland Bids	9
Adopted Resolutions and Ordinances	10
Committee Meetings	12
Index	12

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL-LEGISLATIVE President of Council-Jay Westbrook

Ward	Name	Residence	
1	Joseph T. Jones	15601 Lotus Drive	44128
2	Robert J. White	3760 East 126th Street	44105
3	Odelia V. Robinson	3448 East 123rd Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	William W. Patmon	867 East Boulevard	44108
9	Craig E. Willis	11906 Beulah Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cintron, Jr.	3032 Vega Avenue	44113
15	Merle R. Gordon	1700 Denison Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Timothy J. Melena	6110 West Clinton Avenue	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Joseph J. Zone	3323 West 130th Street	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

Clerk of Council - Cecelia R. Huffman, 216 City Hall, 664-2840.
First Assistant Clerk - Sandra Franklin.

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

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

DEPT. OF FINANCE - Martin L. Carmody, Director, Room 104; Carlean
Alford, Manager, Internal Audit
DIVISIONS - Accounts - Gayle Goodwin Smith, Commissioner, Room 19
City Treasury - Mary Christine Jackman, Treasurer, Room 115
Assessments and Licenses - Robert J. Schneider, Commissioner,
Room 122
Purchases and Supplies - William A. Moon, Commissioner, Room 128
Printing and Reproduction - James D. Smith, Commissioner, 1735 Lakeside
Avenue
Taxation - Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue
Financial Reporting and Control - Robert Dolan, Controller, Room 18
Information Systems Services - Hamid Manteghi, Commissioner, 1404 E.
9th St.

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

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

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

DEPT. OF PUBLIC HEALTH - Michelle Whitlow, Acting Director, Mural
Building, 1925 St. Clair Avenue
DIVISIONS - Health - Cheri Hahn, Acting Commissioner, Mural Building,
1925 St. Clair Avenue
Environment - Robin Puriani-Rogers, Acting Commissioner, Mural Build-
ing, 1925 St. Clair Avenue
Correction - Thomas Hardin, Commissioner, Cleveland House of Correc-
tions, 4041 Northfield Road

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

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

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

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

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

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

DEPT. OF AGING - Susan E. Axelrod, Director, Room 122

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

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

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

BOARD OF ZONING APPEALS - Room 516, Carol Johnson, Chairman;
Members; Chris Carmody, Anna Chatman, Ozell Dobbins, Tony Petkovsek,
Eugene Cranford, Jr., Secretary.

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

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

BOARD OF SIDEWALK APPEALS - Service Director Mark Ricchiuto;
Law Director Cornell P. Carter; Councilman Roosevelt Coats.

BOARD OF REVIEW - (Municipal Income Tax) - Law Director Cornell
P. Carter; Utilities Director Michael Konieck; Council President Jay
Westbrook.

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

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

MORAL CLAIMS COMMISSION - Law Director Cornell P. Carter; Chairman;
Finance Director Martin L. Carmody, Jr.; Council President Jay Westbrook;
Councilman Roosevelt Coats; Councilman Martin J. Sweeney.

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

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

CLEVELAND LANDMARKS COMMISSION - Room 519 - Richard Schanfarber,
Chairman; Paul Volpe, Vice Chairman; Paul Burik, James Gibans, Sandra
Morgan, Hunter Morrison, Theodore Sande, Galen Schuerlein, Randall
Shorr, Councilman Craig E. Willis, Councilman Joe Cimperman, Robert
Keiser, Executive Secretary.

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

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

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

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WEDNESDAY, JULY 7, 1999

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CITY COUNCIL

MONDAY, JULY 5, 1999

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PERMANENT SCHEDULE STANDING COMMITTEES

OF THE COUNCIL

1998-2001

MONDAY

9:30 A.M.—**Public Parks, Property & Recreation Committee:** Jones, Chairman; White, Vice Chairman; Britt, Polensek, Sweeney, Willis, Zone.

MONDAY—Alternating

11:00 A.M.—**Public Service Committee:** Sweeney, Chairman; Melena, Vice Chairman; Britt, Cintron, Johnson, Jones, O'Malley, Patmon, Polensek.

11:00 A.M.—**Employment, Affirmative Action & Training Committee:** White, Chairman; Cintron, Vice Chairman; Gordon, Johnson, Lewis, O'Malley, Rybka.

MONDAY

2:00 P.M.—**Finance Committee:** Johnson, Chairman; Westbrook, Vice Chairman; Cintron, Coats, Gordon, Lewis, Melena, Patmon, Robinson, Sweeney, Willis.

TUESDAY

9:00 A.M.—**Community and Economic Development Committee:** Jackson, Chairman; Robinson, Vice Chairman; Cimperman, Cintron, Coats, Gordon, Jones, Lewis, Rybka.

TUESDAY—Alternating

1:00 P.M.—**Public Health Committee:** Gordon, Chairman; Cimperman, Vice Chairman; Britt, Cintron, Dolan, Jackson, Robinson.

1:30 P.M.—**Legislation Committee:** Zone, Chairman; Johnson, Vice Chairman; Britt, Cimperman, Jackson, Rybka, Westbrook.

WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transportation Committee:** Westbrook, Chairman; Sweeney, Vice Chairman; Cimperman, Dolan, Lewis, Patmon, White.

10:00 A.M.—**Public Safety Committee:** Coats, Chairman; Zone, Vice Chairman; Gordon, Jackson, Jones, Melena, O'Malley, White, Willis.

WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** Willis, Chairman; Coats, Vice Chairman; Britt, Jones, Melena, O'Malley, Robinson, Rybka, Sweeney.

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

OFFICIAL PROCEEDINGS CITY COUNCIL

NO MEETING

THE CALENDAR

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

NONE

BOARD OF CONTROL

June 30, 1999

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, June 30, 1999, at 11:00 a.m., with Acting Mayor Carter presiding.

Present: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Absent: Mayor White.

Others: Myrna Branche, Acting Commissioner, Purchases and Supplies, Laura A. Williams, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 402-99.

By Director Carmody.

Resolved, by the Board of Control of the City of Cleveland that the bid of City Blue Printing Co., Inc. for an estimated quantity of Reproduction and Mounting Services (all items) for various divisions of City Government, Department of Finance, for

the period of two (2) years beginning with the date of execution of a contract, received on June 4th, 1999, pursuant to the authority of Ordinance No. 714-99, passed May 17th, 1999, which on the basis of the estimated quantity would amount to Three Hundred Thirty Nine Thousand Two Hundred Twenty-One and 00/100 Dollars (\$339,221.00) (5% 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No.	
3816 Div. of Water	\$30,000
0517 Div. of CPP	\$30,000
4350 Div. of Engineering & Construction	\$ 5,000

which shall be certified against such contract in the sum of Sixty Five Thousand and 00/100 Dollars (\$65,000.00).

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

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Director Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: Director Hudecek.

Resolution No. 403-99.

By Director Konicek.

Resolved, by the Board of Control of the City of Cleveland that the bid of Libby Construction Co., Inc. for an estimated quantity of One (1) concrete rock saw for the Division of Water, Department of Public Utilities, for the period of one (1) year beginning with the date of execution of the contract, received on 21st day of April, 1999, pursuant to the authority of Ordinance No. 2168-98, passed February 1, 1999, which on the basis of the estimated quantity would amount to Forty Thousand and 00/100 Dollars (\$40,000.00) (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 3773 which shall be certified against such contract in the sum of Fifteen Thousand and 00/100 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: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Richiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 404-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of ABB Water Meters, Inc. for an estimated quantity of small water meters (item 3, 5, 6, and 7) 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 28th day of April, 1999, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the order quantities would amount to One Hundred Seventy Thousand Three Hundred Six and 00/100 Dollars (\$170,306.00) (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 3779 which shall be certified against such contract in the sum of Eighty Thousand Dollars (\$80,000.00).

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: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Richiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 405-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Badger Meter, Inc. for an estimated quantity of small water meters (item 1, 2, and 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 29th day of April, 1999, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the order quantities would amount to One Million One Hundred Thirteen Thou-

sand Five Hundred Twenty Five and 00/100 Dollars (\$1,113,525.00) (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. 3782

which shall be certified against such contract in the sum of Two Hundred Thousand Dollars (\$200,000.00).

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: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Richiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 406-99.

By Director Konicek.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of American International Corp. for an estimated quantity of labor and materials to fabricate ring and pinion gears (all items) 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 21st day of April, 1999, pursuant to the authority of Ordinance No. 2164-98, passed February 1, 1999, which on the basis of the estimated quantity would amount to Forty Six Thousand Five Hundred Twenty and 00/100 Dollars (\$46,520.00) (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 3774

which shall be certified against such contract in the sum of Fifteen Thousand 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: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Richiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 407-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of ABB Water Meters, Inc. for an estimated quantity of large

water meters (items 1 thru 4, 9, 11, 13 and 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 28th day of April, 1999, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the order quantities would amount to Three Hundred Ninety Seven Thousand Four Hundred Fifteen and 00/100 Dollars (\$397,415.00) (Net), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 3780

which shall be certified against such contract in the sum of One Hundred Thirty Thousand and 00/100 Dollars (\$130,000.00).

Said requirement contract shall further provide that the Contractor 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: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Richiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 408-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Badger Meter, Inc. for an estimated quantity of large water meters (items 5 thru 8, 10 and 12) 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 28th day of April, 1999, pursuant to the authority of Section 129.25 of the Codified Ordinances of Cleveland Ohio, 1976, which on the basis of the order quantities would amount to Two Hundred Twenty Two Thousand Two Hundred Fifty One and 80/100 Dollars (\$222,251.80) (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. 3781

which shall be certified against such contract in the sum of One Hundred Twenty Thousand and 00/100 Dollars (\$120,000.00).

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: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Richiuto, Whitlow, Guzman, Acting

Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 409-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Environmental Associates, Inc. for an estimated quantity of laboratory services for protozoa analysis (all items) for the Division of Water, Department of Public Utilities, for a period of two (2) years beginning with the date of execution of a contract, received on the 22nd day of April, 1999, pursuant to the authority of Section 129.28 of the Codified Ordinance of Cleveland Ohio, 1976, which on the basis of the order quantities would amount to Thirty Six Thousand and 00/100 Dollars (\$36,000.00) (2% 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. 3772

which shall be certified against such contract in the sum of Thirty Six Thousand and 00/100 Dollars (\$36,000.00).

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: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 410-99.

By Director Balraj.

Whereas, pursuant to the authority of Ordinance No. 560-97 passed by the Cleveland City Council on June 2, 1997, the City of Cleveland entered into an Assignment and Novation Agreement ("Agreement") with Trans World Airlines, Inc. ("TWA") and Continental Airlines, Inc. ("Continental"), City Contract No. 28672, to assign all of Continental's rights, duties and interests relative to Gates A-2, A-4 and A-6 and associated support and operations space at Cleveland Hopkins International Airport to TWA; and

Whereas, pursuant to Article III of said Agreement, TWA desires to enter into a facilities use agreement with Continental Express, Inc. to permit Continental Express, Inc. to use a portion of its leased premises at Cleveland Hopkins International Airport; and

Whereas, the facilities use agreement shall not release or waive any of TWA's obligations under City Contract No. 28672; now therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the terms of the Agreement, this Board does hereby approve the request of TWA to

enter into a facilities use agreement with Continental Express for Continental Express' non-exclusive use of Gate A-2 and associated support and operations space at Cleveland Hopkins International Airport, on a month-to-month basis, provided that the terms of such facilities use agreement shall not be in conflict with the terms of City Contract No. 28672.

Be it further resolved that the Director of Port Control is authorized to complete and execute any documents necessary and appropriate to effect the consent to the facilities use agreement hereby approved which documents shall contain such additional terms and conditions as the Director shall deem necessary to protect the City's interest.

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 411-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Quality Truck Body & Equipment Co., Inc. for an estimated quantity of repair of four (4) cab and chassis and remounting of new refuse packer body (all items) for the Various Divisions of City Government, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on January 29, 1999, pursuant to the authority of Ordinance No. 1074-98, passed June 15, 1998, as amended by Ordinance No. 580-99, passed May 17, 1999, which on the basis of the estimated quantity would amount to approximately One Hundred Seventy-Five Thousand Nine Hundred Eighty-Eight and No/100 Dollars (\$175,988.00) (Net), 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 an immediate purchase as the initial amount of such contract of the following:

Requisition No. 31310

which shall be certified against such contract in the sum of One Hundred Seventy-Five Thousand Nine Hundred Eighty-Eight and No/100 Dollars (\$175,988.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following sub contractor by Quality Truck Body & Equipment Co., Inc., for the purchase of repair of four (4) cab and chassis and remounting of new refuse packer body (all items), is hereby approved:

Independent Brokers
MBE — \$2,800.00 — 2.50%

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 412-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Ohio Machinery Co. for an estimated quantity of Caterpillar parts and labor (all items), for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of two (2) years beginning with the date of execution of a contract, received on May 28, 1999, pursuant to the authority of Ordinance No. 177-99, passed May 3, 1999, which on the basis of the estimated quantity would amount to approximately Fifty Thousand and No/100 Dollars (\$50,000.00) (Net), 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 an immediate purchase as the initial amount of such contract of the following:

Requisition No. 09483

which shall be certified against such contract in the sum of Five Thousand and No/100 Dollars (\$5,000.00).

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

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.
Absent: None.

Resolution No. 413-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Brom Truck, Inc. for an estimated quantity of Crane Carrier Cab and Chassis parts and labor (all items), for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of two (2) years beginning with the date of execution of a contract, received on May 28, 1999, pursuant to the authority of Ordinance No. 177-99, passed May 3, 1999, which on the basis of the estimated quantity would amount to approximately One Hundred Twenty-Five Thousand and No/100 Dollars (\$125,000.00) (Net 30 Days) is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for an immediate purchase as the initial amount of such contract of the following:

Requisition No. 09474

which shall be certified against such contract in the sum of Ten Thousand and No/100 Dollars (\$10,000.00).

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

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 414-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Gregory J. Norman, Inc. for an estimated quantity of Towing Services (all items), for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of two (2) years beginning with the date of execution of a contract, received on June 4, 1999, pursuant to the authority of Ordinance No. 315-99, passed May 3, 1999, which on the basis of the estimated quantity would amount to approximately One Hundred Forty-Four Thousand Two Hundred Seventy and No/100 Dollars (\$144,270.00) (10% Net 45 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 09484

which shall be certified against such contract in the sum of Ten Thousand and No/100 Dollars (\$10,000.00).

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

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 415-99.

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Altec Industries, Inc. for an estimated quantity of one (1) cab/chassis with line body/bucket and additional equipment for the various divisions of City Government, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on June 4, 1999, pursuant to the authority of Ordinance No. 1074-98, passed June 15, 1998, which on the basis of the estimated quantity would amount to approximately Seventy-Four Thousand Six Hundred Thirty-Five and No/100 Dollars (\$74,635.00) (Net), 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 an immediate purchase as the initial amount of such contract of the following:

Requisition No. 09473

which shall be certified against such contract in the sum of Seventy-Four Thousand Six Hundred Thirty-Five and No/100 Dollars (\$74,635.00)

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

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 416-99.

By Director Ricchiuto.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Independence Excavating Inc., for the public improvement of the Ridge Rd. Landfill 24" clay cap installation and Ridge Rd. Landfill hillside cleaning, for the Division of Waste Collection and Disposal, Department of Public Service, received on June 10, 1999, pursuant to the authority of Ordinance No. 323-93, passed May 3, 1993, for a unit price for the improvement in the aggregate amount of Four Hundred Thirty-Three Thousand Seven Hundred Thirteen and No/100 Dollars (\$433,713.00), 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 to Independence Excavating Inc. is hereby approved:

Granger Trucking Co., Inc.
(MBE, 12%)

Ohio Diversified Services, Inc.
(FBE, 4%)

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 417-99.

By Director Ricchiuto.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Nerone & Sons, Inc., 19501 S. Miles Industrial Pkwy., Warrensville Hts., Ohio 44128, for the public improvement of Millcreek Subdivision — Phase 3, for the Division of Engineering and Construction, Departments of Public Service, received on June 17, 1999, pursuant to the authority of Ordinance No. 515-99, passed April

19, 1999, upon a unit basis for the improvement in the aggregate amount of One Million, One Hundred Fifty-Five Thousand, Five Hundred Thirty-Four and 60/100 Dollars (\$1,155,534.60), 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 Nerone & Sons, Inc. for the aforementioned public improvement hereby is approved:

Cook Paving & Construction Co., Inc.
750 East 117th Street
Cleveland, Ohio 44108
MBE — 13%

Steward Supply & Construction
623 S. Green Road
Cleveland, Ohio 44121
MBE — 2%

Julian Supply
16300 S. Waterloo
Cleveland, Ohio 44121
FBE 5%

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 418-99.

By Director Jackson.

Be it resolved by the Board of Control of the City of Cleveland that, pursuant to Section 183.04 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Parks, Recreation and Properties is authorized to enter into a concession agreement with APCOA, Inc. for the operation of the Gateway Garages consisting of the East Garage, located at 650 Huron Road, and the North Garage, located at 2151 Ontario Avenue, for a period not exceeding thirty (30) days commencing July 7, 1999, for such payment as is mutually acceptable to APCOA, Inc. and the Director of Parks, Recreation and Properties.

Be it further resolved that concession agreement authorized hereby shall be prepared by the Director of Law and shall contain such other provisions as he deems necessary to benefit and protect the public interest.

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 419-99.

By Director Jackson.

Whereas, pursuant to the authority of Ordinance No. 784-99, passed June 14, 1999, by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized by and at the direction of the Board of Control to execute an easement granting to Hathaway Brown School certain easement rights in, over and upon City-owned property located within the municipal limits of Shaker Heights, Ohio, and known as Permanent Parcel Number 733-37-

001, and declaring said easement rights no longer needed for public use; and

Be it resolved by the Board of Control of the City of Cleveland, that pursuant to Ordinance No. 784-99, passed by the Council of the City of Cleveland on June 14, 1999, the Commissioner of Purchases and Supplies is hereby directed to convey a certain easement interest in City-owned property no longer needed for public use, described therein and known as Permanent Parcel Number 733-37-001, to Hathaway Brown School. The consideration to be paid for said easement interest is hereby fixed at One Dollar (\$1.00), which amount is determined to be not less than fair market value.

Be it resolved that the Mayor of the City of Cleveland is hereby requested to execute and deliver the Official Deed of Easement granting a certain easement interest in the property.

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 420-99.

By Director Warren.

Whereas, pursuant to the authority of Ordinance No. 786-99, passed June 14, 1999 by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is authorized by and at the direction of the Board of Control to sell certain City-owned property no longer needed for public use, described therein and also known as being Parcels #007-17-001, 002 and 003 located between Train Avenue, W. 41st Street and Richner Avenue to Mark A. Rivera Productions, Inc., and

Whereas, said Ordinance No. 786-99 provided that the consideration to be paid for the property shall be at a price not less than fair market value as determined by the Board of Control; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that pursuant to Ordinance No. 786-99, passed June 14, 1999 by the Council of the City of Cleveland, the Commissioner of Purchases and Supplies is hereby directed to sell certain City-owned property, no longer needed for public use, described therein and also known as being Parcels #007-17-001, 002 and 003 located between Train Avenue, W. 41st Street and Richner Avenue Park to Mark A. Rivera Productions, Inc. for a price of Ten Thousand and Two Hundred Dollars (\$10,200.00), which amount is hereby determined to be not less than fair market value.

Be it further resolved that the Mayor of the City of Cleveland is hereby requested to execute and deliver the official deed of the City of Cleveland conveying said property, as aforesaid.

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 421-99.

By Director Warren.

Whereas, pursuant to the authority of Ordinance No. 512-99, passed June 7, 1999, the Commissioner of Purchases and Supplies is authorized, by and at the direction of the Board of Control, to sell certain City owned property in the Village of Warrensville Heights, no longer needed for public use, described therein to the Cuyahoga Community College District, at a price of Fifty Thousand Dollars (\$50,000.00) per acre for a total price of Nine Hundred Thousand Dollars (\$900,000.00); now, therefore

Be it resolved by the Board of Control of the City of Cleveland that, pursuant to authorization of Ordinance No. 512-99, passed June 7, 1999 by Cleveland City Council, the Commissioner of Purchases and Supplies is hereby directed to sell certain City-owned property, no longer needed for public use, described therein to the Cuyahoga Community College District; pursuant to said Ordinance 512-99, the consideration to be paid for said land is fixed at Fifty Thousand Dollars (\$50,000.00) per acre for a total price of Nine Hundred Thousand Dollars (\$900,000.00), which amount is determined to be not less than the fair market value when taking into account all restrictions and encumbrances placed by the City in the deed of Conveyance. The quit claim deed from the City to the Cuyahoga Community College District shall contain such terms and conditions as the Director of Economic Development and the Director of Law deem appropriate and necessary to protect the interest of the City of Cleveland; including, without limitation, a restriction that the property may only be used for a lawful purpose of the Cuyahoga Community College District.

Be it further resolved by the Board of Control of the City of Cleveland that the Mayor, the Director of Economic Development, and the Commissioner of Purchases and Supplies are hereby requested to execute and deliver the official deed of the City of Cleveland conveying said property.

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 422-99.

By Director Carmody.

Whereas, pursuant to Ordinance No 933-A-97, passed by the Council of the City of Cleveland on July 16, 1997, Section 670B.03 to establish the fees for the removal and storage of Pay Telephones, the following fees are established:

Removal fee of \$200 per telephone
Storage fee of \$10 per day

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

Resolution No. 423-99.

By Director Ricchiuto.

Be it resolved by the Board of Control of the City of Cleveland, that pursuant to Ordinance No. 1744-97 passed by the Council of the City of Cleveland on October 20, 1997, the firm of E. J. Ward, Inc., is hereby selected upon the nomination of the Director of Public Service as the firm of consultants ("Consultant") to be employed by contract for the purpose of supplementing the regularly employed staff of several departments of the City in order to provide the professional services necessary to upgrade the file server hardware and software for the City's fuel system in order to make it Year 2000 compliant.

Be it further resolved, that the Director of Public Service hereby is authorized to enter into a written contract with E. J. Ward, Inc., based upon its proposal dated January 21, 1999, which contract shall be prepared by the Director of Law and shall include such additional provisions as he deems necessary to benefit and protect the public interest.

The fees for services to be performed under the contract authorized hereby shall not exceed Twenty Thousand and No/100 Dollars (\$20,000.00). There will be no Reimbursable expenses, the total compensation to the Consultant shall not exceed Twenty Thousand and No/100 Dollars (\$20,000.00).

Yeas: Acting Mayor Carter, Directors Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Acting Director Miller, Directors Hudecek, Patterson, Acting Director Huth and Director Axelrod.

Nays: None.

Absent: None.

LISA A. MEHRINGER,
Acting Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

FREDDIE J. FENDERSON,
President

**SCHEDULE OF THE BOARD
OF ZONING APPEALS**

MONDAY, JULY 19, 1999

9:30 A.M.

Calendar No. 99-152: 10717 Detroit Avenue (Ward 18)

Our First Step LLC, owner, and Rich Masarick, tenant, d.b.a. Vertical Sound, appeal to change the use of an existing 70' x 30' one-story masonry building into retail/lease and storage of sound, lighting and stage equipment situated on the northwesterly portion of an approximate 173' x 230' "L" shaped parcel, located in a Residence Office District at 10711-10717 Detroit Avenue; said change of use being contrary to the Residential District Regulations of Section 337.09 and 337.10 where retail/lease and storage are not permitted in a Residence Office District and Section 343.11 where retail and leasing are first permitted in a General Retail Business District and Section 345.03 where storage is permitted in a Semi-Industry District but subject to the non-conforming use limitations of Section 359.01 of the Codified Ordinances.

Calendar No. 99-153: 10717 Detroit Avenue (Ward 18)

Our First Step LLC, owner, and Samir A. Elaloul, tenant, appeal to change the use of an existing 70' x 42' one-story masonry building for the storage of packaged foods and distribution on the westerly portion of an approximate 173' x 230' "L" shaped parcel located in a Residence Office District at 10711-10717 Detroit Avenue; said change of use being contrary to the Residential District Regulations of Section 337.09 and 337.10, where storage is not permitted in a Residence Office District and Section 345.03 where storage is permitted in a Semi-Industry District but subject to the non-conforming use limitations of Section 359.01 of the Codified Ordinances.

Calendar No. 99-156: 423-425 East 147th Street (Ward 11)

Morris Sickles, owner, and Dan Benton, agent c/o Patio Enclosures, appeal to enclose an existing 25' x 10' front porch of an existing 25' x 56' two family dwelling house situated on a 40' x 110' parcel in a Two-Family District on the east side of East 147th Street; said enclosure being contrary to the Yard Encroachments Permitted Regulations where enclosed front porches projecting not more than 4' and do not aggregate a vertical area in any story more than 20% of the area of the facade in that story as stated in Section 357.13(B)(4) of the Codified Ordinances.

Calendar No. 99-157: 3316 West 65th Street (Ward 17)

Antoinette Hamilton, owner, appeals to change the use of an existing 97' x 88' one-story masonry building situated on an approximate 196' x 128' triangular acreage parcel, located in a General Retail Business District on the west side of West 65th Street at 3316 West 65th Street; said change of use being contrary to the Business District Regu-

lations of Section 343.11 where manufacturing of trailer hitches is not permitted in a General Retail Business District and Section 345.03 where manufacturing of trailer hitches is permitted in a Semi-Industry District, but subject to the non-conforming use limitations of Section 359.01 of the Codified Ordinances.

Calendar No. 99-158: 19100 Nottingham Road (Ward 11)

Reza Sekhavat, owner, appeals to install 3 rows of streamers around the perimeter of the front area of an existing used car sales lot situated on a 100' x 150' parcel located on the southwesterly corner of Melville Road and Nottingham Road at 19100 Nottingham Road; said installation being contrary to the Sign Regulations Requirements of Section 350.12(e) where streamers are prohibited except as permitted for carnivals, open air festivals and for new businesses, but subject to the non-conforming use limitations of Section 359.01 of the Codified Ordinances.

Calendar No. 99-162: 3237-3239 Scranton Road (Ward 14)

Hector Colon, Sr., owner, appeals to change the use of an existing 42' x 28' one-story masonry service station building into an auto repair garage and storage facility situated on a 106' x 81' corner parcel, located in a Multi-Family District at the northeast corner of Brainard Avenue and Scranton Road at 3237-3239 Scranton Road; said change of use being contrary to the Multi-Family District Regulations of Section 337.08 where an auto repair and storage garage is not permitted in a Multi-Family District and Section 345.03(c)(2) where an auto repair and storage garage is first permitted but not less than 100' from a residence district and contrary to the Off-Street Parking and Loading Requirements of Section 349.04(g) where 3 parking spaces are required for customer parking and 0 spaces are proposed and where no landscaping is shown between the required parking and the street and a 6' landscaping strip is required as stated in Sections 349.10 and 349.11 of the Codified Ordinances.

Calendar No. 99-163: 782 Brayton Avenue (Ward 13)

Guy Templeton Black, owner, appeals to change the use of an existing 10' x 40' mobile home situated on the east side of a 30' x 70' parcel on the north side of Brayton Avenue located in a Two-Family District at 782 Brayton Avenue; said change of use being contrary to the Residential District Requirements of Section 337.02 where One-Family Districts are subject to the review and approval of the Board of Zoning Appeals and contrary to the Enforcement and Penalty Regulations of Section 327.02 where plans are not adequate and contrary to the Residential Districts Requirements where storage of a trailer is not permitted in a Two-Family District as stated in Section 337.03 of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

**REPORT OF THE BOARD
OF ZONING APPEALS**

TUESDAY, JULY 6, 1999

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

The following appeals were **Approved**

Calendar No. 99-139: 419 Railway Avenue

Tremont Ridge, Phase I, Limited Partnership, owner c/o Keith Sutton, appealed to construct a 24' x 41' 4" three-story, one family dwelling house with lower level garage and utility room on a 30' x 88' corner lot as one unit of a townhouse project in a B-Multi-Family District.

Calendar No. 99-140: 415 Railway Avenue

Tremont Ridge, Phase I, Limited Partnership, owner c/o Keith Sutton, appealed to construct a 22' x 42' three-story, one family dwelling house with lower level garage and utility room on a 22' x 86' lot as one unit of a townhouse project in a B-Multi-Family District.

Calendar No. 99-141: 411 Railway Avenue

Tremont Ridge, Phase I, Limited Partnership, owner c/o Keith Sutton, appealed to construct a 22' x 42' three-story, one family dwelling house with lower level garage and utility room on a 22' x 86' lot as one unit of a townhouse project in a B-Multi-Family District.

Calendar No. 99-142: 407 Railway Avenue

Tremont Ridge, Phase I, Limited Partnership, owner c/o Keith Sutton, appealed to construct a 22' x 42' three-story, one family dwelling house with lower level garage and utility room on a 22' x 85' lot as one unit of a townhouse project in a B-Multi-Family District.

Calendar No. 99-143: 403 Railway Avenue

Tremont Ridge, Phase I, Limited Partnership, owner c/o Keith Sutton, appealed to construct a 24' x 42' three-story, one family dwelling house with lower level garage and utility room on a 22' x 86' lot as one unit of a townhouse project in a B-Multi-Family District.

Calendar No. 99-144: 2149 West 5th Street

Michael McBride, owner, appealed to construct a 52' x 52' two-story masonry two family dwelling house with rehearsal studio and two car attached garage on a 89' x 120' triangular corner parcel in a Multi-Family District.

Calendar No. 99-97: 605-07 East 131st Street

Bright Star Missionary Baptist Church, owner c/o Reverend David Hunter, appealed to change the use of an approximate 27' x 30' two-family dwelling into a Day Care Center in a Two-Family District on a 138' x 38' corner lot; granted upon condition that after 18 months the proposed use will become located in a new church building/facility and that the temporary location will use the existing driveway and side street for patron traffic drop off and pick up.

The following appeal was **Postponed**:

Calendar No. 99-95: 3401 East 53rd Street postponed to July 26, 1999.

Calendar No. 99-145: Appeal of Timothy Williams, Sr. postponed to July 26, 1999.

Calendar No. 99-160: Appeal of Ronald Bell postponed to July 26, 1999.

Calendar No. 99-92: 3969 Lee Road, a.k.a. 3969-3975 Lee Road postponed to August 2, 1999.

On Tuesday, July 6, 1999, in Executive Session:

The following appeals were heard on Monday, June 28, 1999, and said decisions to **Grant** were approved and adopted by the Board on July 6, 1999:

Calendar No. 99-131: 9920 Cudell Avenue

Gary and Laura Dumm, owners, and Patio Enclosures Inc., appealed to enclose existing front porch of two family dwelling in a Two-Family District.

Calendar No. 99-132: 3275 West 117th Street

Karl Yannuzzi, owner, and Bruce Zavotka, tenant, appealed to establish use as an auto repair garage and hand auto wash an existing one-story masonry service station building in a General Retail District; upon condition that there be no auto body repair, no overnight storage of vehicles and only light auto repair service (requiring only two or less hours).

Calendar No. 99-133: 3416 Mapledale Avenue

Frances Tarnowski, owner, appealed to construct an approximate 16' x 30' screened porch and new deck to an existing two dwelling house in a Two-Family District; approved upon appellant bringing fence height into 6' compliance and providing a sufficient gutter preventing water drainage onto neighboring property.

Calendar No. 99-135: 14041 Puritas Avenue

The Coral Company c/o John Blackiston, owner, and Sherry Renfro, tenant, appealed to construct a 163' x 58' one-story addition to an existing 175' x 160' one-story masonry grocery store building and change its use to a child care center in a Shopping Center District; appellants to submit site plan showing rubberized outdoor play area surface.

Calendar No. 99-136: 7911 Detroit Avenue

Catholic Diocese of Cleveland, owner c/o Bishop Anthony Pilla and St. Augustine Manor c/o Shawn Manley, appealed to change use of 2,350 sq. ft. of ground floor area at northeasterly portion in existing St. Augustine Manor building into child care facility for approximately 44 children in a General Retail and Multi-Family District; one year approval to use treated wood chips for temporary play area surfacing.

Calendar No. 99-137: 4455-4459 Broadview Road

Tim Tsirambidis, owner, and Peter Tsirambidis, tenant, appealed to change use of an existing tenant

lease space of an existing two-story masonry four dwelling unit and three stores building into four dwelling units and two stores and one restaurant building in a Local Retail District.

The following appeals were heard on Monday, June 28, 1999, and said decisions to **Deny** were approved and adopted by the Board on July 6, 1999:

Calendar No. 99-113: 7809 Woodland Avenue

M. C. Danzey, owner, and Thelma Williams, tenant, appealed to change the use of a 40' x 62' tenant space in a mini-mall into a Child Care Center situated on an approximate 243' x 178' corner parcel in a General Retail Business District.

Calendar No. 99-118: 8203-8209 Cedar Avenue

Larry D. Collins, owner, appealed to change the use of a first floor of a 49' x 71' two-story masonry building into a Child Care Center on a 65' x 108' parcel in a Local Retail District.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

NO MEETING

PUBLIC NOTICE

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

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

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

NOTICE OF PUBLIC HEARING

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

**Mercedes Cotner
Committee Room 217
City Hall, Cleveland, Ohio
On Wednesday, July 7, 1999
9:00 A.M.**

Notice is hereby given to all interested property owners that the Council Committee on City Planning will hold a public hearing in the Mercedes Cotner Committee Room 217, City Hall, Cleveland, Ohio, on Wednesday, July 7, 1999, at 9:00 A.M., to consider the following ordinance now pending in the Council:

Ord. No. 657-99.
Councilman Polensek.
An ordinance establishing the Waterloo Road / East 156th Street Business Revitalization District (BRD) (Map Change No. 1988, Sheet No. 7)

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

ODELIA V. ROBINSON,
Chairman
Committee on City Planning

June 30, 1999 and July 7, 1999

CITY OF CLEVELAND BIDS

For All Departments

Scaled 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."

FRIDAY, JULY 16, 1999

Miscellaneous Sized Steel Plates, for the various divisions of City Government, Department of Finance, as authorized by Ordinance No. 1220-98, passed by the Council of the City of Cleveland, August 19, 1998.

Rental of Snow Removal Equipment and Equipment with Operators, for the various divisions of the Department of Port Control, as authorized by Ordinance No. 362-99, passed by the Council of the City of Cleveland, April 26, 1999.

June 30, 1999 and July 7, 1999

TUESDAY, JULY 27, 1999

New West Side Cargo Ramp, for the Department of Port Control.

PLANS AND SPECIFICATIONS MAY BE PURCHASED IN THE DIVISION OF PURCHASES AND SUPPLIES, CITY HALL, 601 LAKE-SIDE AVENUE, ROOM 128, CLEVELAND, OHIO 44114. THE COST IS \$100.00, AND ONLY CERTIFIED CHECKS, CASHIER'S CHECKS OR MONEY ORDERS WILL BE ACCEPTED. PROSPECTIVE BIDDERS WILL BE GIVEN A RECEIPT TO PRESENT TO THE DESIGNATED PRINTER FOR PLANS AND SPECIFICATIONS.

A PRE-BID MEETING WILL BE HELD ON WEDNESDAY, JULY 14, 1999, 10:00 A.M., IN THE

ENGINEERING BUILDING OF THE DEPARTMENT OF PORT CONTROL, 19501 CARGO ROAD. DIRECTIONS TO THE SITE WILL BE GIVEN UPON PURCHASE OF DOCUMENTS. PLEASE DIRECT QUESTIONS CONCERNING THIS BID TO MELANIE THOMPSON AT (216) 664-4899.

July 7, 1999 and July 14, 1999

WEDNESDAY, JULY 28, 1999

One (1) Payment Processor Envelope Extractor Machine, for the Division of Utilities Fiscal Control, Department of Public Utilities, as authorized by Ordinance No. 880-99, passed by the Council of the City of Cleveland, June 7, 1999.

July 7, 1999 and July 14, 1999

THURSDAY, JULY 29, 1999

De-Icer, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 241-99, passed by the Council of the City of Cleveland, March 29, 1999.

Ball Diamond Clay, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 258-99, passed by the Council of the City of Cleveland, April 26, 1999.

Tree Planting, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 1087-99, passed by the Council of the City of Cleveland.

A MANDATORY PRE-BID MEETING WILL BE HELD ON THURSDAY, JULY 22, 1999, 10:00 A.M., IN THE 3RD FLOOR CONFERENCE ROOM OF THE CLEVELAND CONVENTION CENTER.

July 7, 1999 and July 14, 1999

THURSDAY, AUGUST 5, 1999

Decorative Safety Post Light Program (Installation and Materials), for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 508-98, passed by the Council of the City of Cleveland, May 18, 1998.

A MANDATORY PRE-BID MEETING WILL BE HELD ON MONDAY, JULY 19, 1999, 10:00 A.M., AT CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

Fire, Boiler Machinery and Extended Insurance, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1946-98, passed by the Council of the City of Cleveland, December 14, 1998.

A MANDATORY PRE-BID MEETING WILL BE HELD ON TUESDAY, JULY 20, 1999, 10:00 A.M., AT CLEVELAND PUBLIC POWER, 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

July 7, 1999 and July 14, 1999

ADOPTED RESOLUTIONS AND ORDINANCES

Ord. No. 589-99.
By Councilmen Jackson, Robinson and Johnson (by departmental request).

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located north of Cleveland Hopkins Airport to Cleveland Business Park, Ltd.; and authorizing an application for release of land from Trust Indenture.

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 Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is hereby found and determined that the following described properties are no longer needed for public use:

**PROPOSED
CLEVELAND BUSINESS
PARK - WEST
PARCEL B**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of The C and D Southwest Subdivision I as recorded in Volume 174, Page 34 of Cuyahoga County Records and part of The C and D Southwest Subdivision II as recorded in Volume 184, Page 72 of Cuyahoga County Records. The parcel is further known as being part of Section No. 4 of Original Rockport Township, and bounded and described as follows:

Beginning at an iron pin in a monument box at the intersection of the centerline of Rocky River Drive and the Easterly extension of the Southerly line of the Homeway Subdivision as recorded in Volume 70, Page 27 of Cuyahoga County Records;

Thence North 89° 05' 54" West along the Southerly line of The Homeway Subdivision as aforesaid, 1576.71 feet to an angle point;

Thence North 89° 17' 53" West, 1957.49 feet to a point being the principal place of beginning;

Thence South 03° 23' 16" East, 164.28 feet to a point;

Thence 39.34 feet along the arc of a circle deflecting to the right, having a radius of 200.00 feet whose chord bears North 85° 04' 00" East, a distance of 39.28 feet;

Thence South 89° 17' 53" East, 19.92 feet to a point;

Thence South 00° 42' 07" West, 160.00 feet to a point;

Thence North 89° 17' 53" West, 33.32 feet to a point;

Thence South 44° 44' 23" West, 38.20 feet to a point;

Thence South 00° 55' 46" West, 648.79 feet to a point;

Thence South 89° 03' 42" East, 476.52 feet to a point;

Thence South 00° 55' 46" West, 143.46 feet to a point;

Thence North 89° 04' 14" West, 636.52 feet to a point;

Thence South 00° 55' 46" West, 196.37 feet to a point;

Thence North 89° 04' 14" West, 215.00 feet to a point;

Thence 133.52 feet along the arc of a circle deflecting to the

right, having a radius of 85.00 feet whose chord bears North 44° 04' 14" West a distance of 120.21 feet;

Thence North 89° 04' 14" West, 163.48 feet to a point;

Thence North 00° 55' 46" East, 254.85 feet to a point;

Thence North 89° 04' 14" West, 133.00 feet to a point;

Thence South 00° 55' 46" West, 75.00 feet to a point;

Thence North 89° 04' 14" West, 221.92 feet to a point;

Thence North 09° 06' 27" West, 75.23 feet to a point;

Thence North 11° 11' 06" West, 43.67 feet to a point;

Thence North 28° 32' 28" West, 46.37 feet to a point;

Thence North 00° 56' 48" East, 86.60 feet to a point;

Thence North 00° 56' 48" East, 479.88 feet to a point;

Thence North 36° 28' 43" East, 113.65 feet to a point;

Thence South 29° 13' 42" East, 4.40 feet to a point;

Thence North 46° 54' 01" East, 213.84 feet to a point;

Thence South 86° 22' 19" East, 211.15 feet to a point;

Thence North 01° 06' 06" East, 118.00 feet to a point;

Thence South 89° 17' 53" East, 577.78 feet to a point and the principal place of beginning, containing within said boundaries 1,203,439 square feet (27.6272 acres) of land, be the same more or less, but subject to all legal highways. Bearings used are based on an assumed meridian and are used to indicate angles only.

**PROPOSED
CLEVELAND BUSINESS
PARK - WEST
PARCEL C**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of the Riverside Park Subdivision as recorded in Volume 71, Page 30 of Cuyahoga County Records and part of The Home Gardens Allotment as recorded in Volume 67, Page 35 Cuyahoga County Records. The parcel is further known as being part of Section No. 3 and Section No. 4 of Original Rockport Township, and bounded and described as follows:

Beginning at an iron pin found in a monument box at the intersection of the centerline of Rocky River Drive and the Easterly extension of the Southerly line of the Homeway Subdivision as recorded in Volume 70, Page 27 of Cuyahoga County Records;

Thence North 89° 05' 54" West along the Easterly extension of the Southerly line of The Homeway Subdivision as aforesaid, 43.93 feet to a point on the Westerly right of way line of Rocky River Drive;

Thence South 25° 19' 31" West along the Westerly right of way line of Rocky River Drive (80 feet wide), 716.57 feet to a point and the principal place of beginning;

Thence continuing along the Westerly right of way line of Rocky River Drive South 25° 19' 31" West, 813.37 feet to a point;

Thence South 58° 08' 31" West, 33.17 feet to a point;

Thence South 00° 55' 46" West, 25.00 feet to a point;

Thence North 89° 04' 14" West, 27.69 feet to a point;

Thence South 00° 55' 46" West, 25.00 feet to a point;

Thence South 31° 50' 28" East, 26.83 feet to a point;
 Thence South 25° 19' 31" West, 216.91 feet to a point;
 Thence South 58° 07' 51" West, 33.28 feet to a point;
 Thence South 00° 55' 46" West, 25.00 feet to a point;
 Thence North 89° 04' 14" West, 27.66 feet to a point;
 Thence South 00° 55' 46" West, 25.00 feet to a point;
 Thence South 31° 44' 41" East, 26.89 feet to a point;
 Thence South 25° 19' 31" West, 88.16 feet to a point;
 Thence South 25° 02' 26" West, 224.14 feet to a point;
 Thence South 54° 55' 23" West, 36.44 feet to a point;
 Thence South 00° 57' 10" West, 25.00 feet to a point;
 Thence North 89° 02' 50" West, 21.90 feet to a point;
 Thence South 00° 57' 10" West, 25.00 feet to a point;
 Thence 34.17 feet along the arc of a circle deflecting to the right, having a radius of 20.00 feet whose chord bears South 23° 54' 03" East a distance of 30.16 feet;
 Thence South 25° 02' 26" West, 190.22 feet to a point;
 Thence North 89° 27' 34" West, 179.02 feet to a point;
 Thence South 02° 23' 04" West, 35.16 feet to a point;
 Thence South 73° 16' 00" West, 98.98 feet to a point;
 Thence South 84° 29' 35" West, 41.08 feet to a point;
 Thence North 25° 19' 31" East, 1374.85 feet to a point;
 Thence North 89° 04' 14" West, 1981.22 feet to a point;
 Thence North 00° 55' 46" East, 143.46 feet to a point;
 Thence South 89° 04' 14" East, 428.08 feet to a point;
 Thence North 01° 58' 06" East, 351.93 feet to a point;
 Thence South 89° 04' 47" East a distance of 2046.06 feet to a point being the principal place of beginning, containing within said boundaries 1,349,656 square feet (30.9838 acres) of land, be the same more or less, but subject to all legal highways. Bearings used are based on an assumed meridian and are used to indicate angles only.

Section 2. That the City acknowledges, states and affirms, pursuant to Article IX of the Trust Indenture from the City of Cleveland to the Chase Manhattan Trust Company, National Association, as successor trustee, dated November 1, 1976, as amended, that the City desires and requests that a certain portion of its land heretofore subject to the Trust Indenture be released and removed from all obligations under said Trust Indenture. The land to be released is described as Phase II and set forth in Section 1 above.

Further, the City acknowledges, states and affirms that it is not in default under said Indenture; that release of such land is necessary in order to serve the public purpose of economic development; and that certain public improvements will be constructed on the land to be released, including public roads and public utilities.

Section 3. That the Director of Port Control is authorized to apply to the Chase Manhattan Trust Company, National Association, as successor trustee, for release of the

land known as Phase II, described in Section 1 pursuant to the Trust Indenture, dated November 1, 1976, as amended.

Section 4. That the Director of Port Control is further authorized, upon approval of the development plan by the City Planning Commission, to submit the development plan, the development agreement, the purchase agreement, the escrow agreement, and any other documents relating to the development or necessary to secure a land release of the aforementioned land, to the Federal Aviation Administration for approval of land release.

Section 5. That, upon approval of land release by the Federal Aviation Administration, the Director of Economic Development is authorized to enter into the development agreement, the purchase agreement, and escrow agreement, in substantially the form of the development agreement, purchase agreement, and escrow agreement on file with the Clerk of Council in File No. 589-99-A, with such changes as may be requested by the Federal Aviation Administration, for the development with Cleveland Business Park, Ltd.

Section 6. That, upon the approval of land release by the Federal Aviation Administration, by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to Cleveland Business Park, Ltd. at a price not less than fair market value as determined by the Board of Control.

Section 7. That, notwithstanding and as an exception to Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is hereby found and determined that upon the approval of land release by the Federal Aviation Administration, the properties to be acquired by the Department of Port Control pursuant to the authority of the following ordinances are no longer needed for public use: Ordinance No. 929-95, passed June 12, 1995, as amended by Ordinance Nos. 482-96 and 240-98, passed May 6, 1996 and May 11, 1998, respectively, Ordinance No. 930-95, passed June 19, 1995, as amended by Ordinance Nos. 2150-95, 307-98 and 1279-97, passed December 18, 1995, May 11, 1998 and May 11, 1998, respectively.

Section 8. That, upon the approval of land release by the Federal Aviation Administration, by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to Cleveland Business Park, Ltd. at a price not less than fair market value as determined by the Board of Control.

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

Passed June 14, 1999.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1151-99.

By Councilman Lewis.

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1855, 1861 and 1867 East 66th Street to Brenda W. King and Mansfield Frasier.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 118-05-043, 118-05-044 and 118-05-099, as more fully described in Section 2 below, to Brenda W. King and Mansfield Frasier.

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

P.P. No. 118-05-043

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

Being part of Sublot No. 29 in the Stevens and Cass' Re-Subdivision of Sublot No. 1 and of Sublots Nos. 3 to 20 inclusive in Stone, Johnson and Bates Subdivision of part of Original One Hundred Acre Lot No. 338, as shown by the recorded plat in Volume 15 of Maps, Page 12 of Cuyahoga County Records, and being 45 feet front on the Easterly side of East 66th Street, (formerly Dunham Avenue), and extending back of equal width 130 feet along the Southerly side of Hough Avenue, N.E., as appears by said plat, be the same more or less, but subject to all legal highways.

P.P. No. 118-05-044

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 120 feet of Sublot No. 30 in the Stevens and Cass Re-Subdivision of part of Original One Hundred Acre Lot No. 338 as shown by the recorded plat in Volume 15 of Maps, Page 12 of Cuyahoga County Records and being 40 feet front on the Easterly side of East 66th Street and extending back between parallel lines 120 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

P.P. No. 118-05-099

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 105 feet of Sublot No. 31 in the Steven and Cass Re-Subdivi-

sion of part of Original One Hundred Acre Lot No. 338, as shown by the recorded plat in Volume 15 of Maps, Page 12 of Cuyahoga County Records and being 40 feet front on the Easterly side of East 66th Street and extending back between parallel lines 105 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Section 3. That all documents necessary to complete the conveyance authorized by this ordinance shall be executed within six (6) months of the effective date of this ordinance. If all of the documents are not executed within six (6) months of the effective date of this ordinance, or such additional time as may be granted by the

Director of Community Development, this ordinance shall be repealed and shall be of no further force or effect.

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

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

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

Passed June 14, 1999.
Awaiting the approval or disapproval of the Mayor.

**COUNCIL COMMITTEE
MEETINGS**

NO MEETINGS

Index

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

Board of Control - City of Shaker Heights

Easement rights to PPN 733-37-001 in City of Shaker Heights - pursuant to Ord. 784-99 to Hathaway Brown School (BOC Res. 419-99) 1412

Board of Control - Cleveland Hopkins International Airport Division

Facilities Use Agreement - Trans World Airlines, Inc. (TWA) and Continental Airlines, Inc. - Contract #28672 - with Continental Express, Inc. for Gate A-2 - Division of Cleveland Hopkins International Airport, Dept. of Port Control (BOC Res. 410-99) 1411

Board of Control - Concession Agreement

Gateway garages - contract pursuant to C.O. Sec. 183.04 to APCOA, Inc. - Dept. of Parks, Recreation and Properties (BOC Res. 418-99) 1412

Board of Control - Continental Airlines, Inc.

Facilities Use Agreement - Trans World Airlines, Inc. (TWA) and Continental Airlines, Inc. - Contract #28672 - with Continental Express, Inc. for Gate A-2 - Division of Cleveland Hopkins International Airport, Dept. of Port Control (BOC Res. 410-99) 1411

Board of Control - Easements

Easement rights to PPN 733-37-001 in City of Shaker Heights - pursuant to Ord. 784-99 to Hathaway Brown School (BOC Res. 419-99) 1412

Board of Control - Economic Development Department

Sell parcels in Village of Warrensville Heights - pursuant to Ord. 512-99 to Cuyahoga Community College District (BOC Res. 421-99)..... 1413

Board of Control - Engineering and Construction Division

Millcreek Subdivision, Phase 3 - contract pursuant to Ord. 515-99 to Nerone & Sons, Inc. - Division of Engineering and Construction, Dept. of Public Service (BOC Res. 417-99) 1412

Board of Control - Finance Department

Easement rights to PPN 733-37-001 in City of Shaker Heights - pursuant to Ord. 784-99 to Hathaway Brown School (BOC Res. 419-99) 1412
 Pay telephone, fees for removal and storage of - pursuant to Ord. 933-A-97 and C.O. Sec. 670B.03 (BOC Res. 422-99) 1413
 Reproduction and mounting services - contract pursuant to Ord. 714-99 to City Blue Printing Co., Inc. - Dept. of Finance (BOC Res. 402-99)..... 1409
 Sell parcels in Village of Warrensville Heights - pursuant to Ord. 512-99 to Cuyahoga Community College District (BOC Res. 421-99)..... 1413
 Sell PPN 007-17-001/002/003 - pursuant to Ord. 786-99 to Mark A. Rivera Productions, Inc. (BOC Res. 420-99) 1413

Board of Control - Gateway Garages

Gateway garages - contract pursuant to C.O. Sec. 183.04 to APCOA, Inc. - Dept. of Parks, Recreation and Properties (BOC Res. 418-99) 1412

Board of Control - Land Sales

Sell parcels in Village of Warrensville Heights - pursuant to Ord. 512-99 to
 Cuyahoga Community College District (BOC Res. 421-99) 1413

Sell PPN 007-17-001/002/003 - pursuant to Ord. 786-99 to Mark A. Rivera Productions, Inc.
 (BOC Res. 420-99) 1413

Board of Control - Leases

Facilities Use Agreement - Trans World Airlines, Inc. (TWA) and Continental Airlines,
 Inc. - Contract #28672 - with Continental Express, Inc. for Gate A-2 - Division of Cleveland
 Hopkins International Airport, Dept. of Port Control (BOC Res. 410-99) 1411

Board of Control - Motor Vehicle Maintenance Division

Caterpillar parts and labor - contract pursuant to Ord. 177-99 to Ohio Machinery Co. -
 Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 412-99) 1411

Crane Carrier cab and chassis parts and labor - contract pursuant to Ord. 177-99 to Brom
 Truck, Inc. - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 413-99) 1411

Towing services - contract pursuant to Ord. 315-99 to Gregory J. Norman, Inc. - Division
 of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 414-99) 1412

Board of Control - Parks, Recreation and Properties Department

Gateway garages - contract pursuant to C.O. Sec. 183.04 to APCOA, Inc. - Dept. of Parks,
 Recreation and Properties (BOC Res. 418-99) 1412

Board of Control - Port Control Department

Facilities Use Agreement - Trans World Airlines, Inc. (TWA) and Continental Airlines,
 Inc. - Contract #28672 - with Continental Express, Inc. for Gate A-2 - Division of Cleveland
 Hopkins International Airport, Dept. of Port Control (BOC Res. 410-99) 1411

Board of Control - Professional Service Contracts

File server hardware and software for fuel system (Year 2000 compliant) - contract
 pursuant to Ord. 1744-97 to E.J. Ward, Inc. - Dept. of Public Service (BOC Res. 423-99) 1413

Board of Control - Public Improvement Contracts

Millcreek Subdivision, Phase 3 - contract pursuant to Ord. 515-99 to Nerone & Sons, Inc.
 - Division of Engineering and Construction, Dept. of Public Service (BOC Res. 417-99) 1412

Ridge Road Landfill clay cap installation and hillside cleaning - contract pursuant to
 Ord. 323-93 to Independence Excavating Inc. - Division of Waste Collection and
 Disposal, Dept. of Public Service (BOC Res. 416-99) 1412

Board of Control - Public Service Department

Cab and chassis, repair of, and new refuse packer body, remounting of - contract
 pursuant to Ord. 1074-98 and 580-99 to Quality Truck Body & Equipment Co., Inc. -
 Dept. of Public Service (BOC Res. 411-99) 1411

Cab and chassis with line body / bucket and additional equipment - contract pursuant to
 Ord. 1074-98 to Altec Industries, Inc. - Dept. of Public Service (BOC Res. 415-99) 1412

Caterpillar parts and labor - contract pursuant to Ord. 177-99 to Ohio Machinery Co. -
 Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 412-99) 1411

Crane Carrier cab and chassis parts and labor - contract pursuant to Ord. 177-99 to Brom
 Truck, Inc. - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 413-99) 1411

File server hardware and software for fuel system (Year 2000 compliant) - contract
 pursuant to Ord. 1744-97 to E.J. Ward, Inc. - Dept. of Public Service (BOC Res. 423-99) 1413

Millcreek Subdivision, Phase 3 - contract pursuant to Ord. 515-99 to Nerone & Sons, Inc.
 - Division of Engineering and Construction, Dept. of Public Service (BOC Res. 417-99) 1412

Ridge Road Landfill clay cap installation and hillside cleaning - contract pursuant to
 Ord. 323-93 to Independence Excavating Inc. - Division of Waste Collection and
 Disposal, Dept. of Public Service (BOC Res. 416-99) 1412

Towing services - contract pursuant to Ord. 315-99 to Gregory J. Norman, Inc. - Division
 of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 414-99) 1412

Board of Control - Public Utilities Department

Concrete rock saw, rental of - contract pursuant to Ord. 2168-98 to Libby Construction
 Co., Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 403-99) 1409

Protozoa analysis, laboratory services for - contract pursuant to C.O. Sec. 129.28
 to Environmental Associates, Inc. - Division of Water, Dept. of
 Public Utilities (BOC Res. 409-99) 1411

Ring and pinion gears, labor and materials to fabricate - contract pursuant to Ord.
 2164-98 to American International Corp. - Division of Water, Dept. of Public
 Utilities (BOC Res. 406-99) 1410

Water meters, large - contract pursuant to C.O. Sec. 129.25 to ABB Water Meters, Inc. -
 Division of Water, Dept. of Public Utilities (BOC Res. 407-99) 1410

Water meters, large - contract pursuant to C.O. Sec. 129.25 to Badger Meter, Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 408-99)	1410
Water meters, small - contract pursuant to C.O. Sec. 129.25 to ABB Water Meters, Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 404-99)	1410
Water meters, small - contract pursuant to C.O. Sec. 129.25 to Badger Meter, Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 405-99)	1410

Board of Control - Purchases and Supplies Division

Easement rights to PPN 733-37-001 in City of Shaker Heights - pursuant to Ord. 784-99 to Hathaway Brown School (BOC Res. 419-99)	1412
Sell parcels in Village of Warrensville Heights - pursuant to Ord. 512-99 to Cuyahoga Community College District (BOC Res. 421-99)	1413
Sell PPN 007-17-001/002/003 - pursuant to Ord. 786-99 to Mark A. Rivera Productions, Inc. (BOC Res. 420-99)	1413

Board of Control - Requirement Contracts

Cab and chassis, repair of, and new refuse packer body, remounting of - contract pursuant to Ord. 1074-98 and 580-99 to Quality Truck Body & Equipment Co., Inc. - Dept. of Public Service (BOC Res. 411-99)	1411
Cab and chassis with line body / bucket and additional equipment - contract pursuant to Ord. 1074-98 to Altec Industries, Inc. - Dept. of Public Service (BOC Res. 415-99)	1412
Caterpillar parts and labor - contract pursuant to Ord. 177-99 to Ohio Machinery Co. - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 412-99)	1411
Concrete rock saw, rental of - contract pursuant to Ord. 2168-98 to Libby Construction Co., Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 403-99)	1409
Crane Carrier cab and chassis parts and labor - contract pursuant to Ord. 177-99 to Brom Truck, Inc. - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 413-99)	1411
Protozoa analysis, laboratory services for - contract pursuant to C.O. Sec. 129.28 to Environmental Associates, Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 409-99)	1411
Reproduction and mounting services - contract pursuant to Ord. 714-99 to City Blue Printing Co., Inc. - Dept. of Finance (BOC Res. 402-99)	1409
Ring and pinion gears, labor and materials to fabricate - contract pursuant to Ord. 2164-98 to American International Corp. - Division of Water, Dept. of Public Utilities (BOC Res. 406-99)	1410
Towing services - contract pursuant to Ord. 315-99 to Gregory J. Norman, Inc. - Division of Motor Vehicle Maintenance, Dept. of Public Service (BOC Res. 414-99)	1412
Water meters, large - contract pursuant to C.O. Sec. 129.25 to ABB Water Meters, Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 407-99)	1410
Water meters, large - contract pursuant to C.O. Sec. 129.25 to Badger Meter, Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 408-99)	1410
Water meters, small - contract pursuant to C.O. Sec. 129.25 to ABB Water Meters, Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 404-99)	1410
Water meters, small - contract pursuant to C.O. Sec. 129.25 to Badger Meter, Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 405-99)	1410

Board of Control - Ridge Road Transfer Station

Ridge Road Landfill clay cap installation and hillside cleaning - contract pursuant to Ord. 323-93 to Independence Excavating Inc. - Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 416-99)	1412
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Board of Control - Trans World Airlines, Inc. (TWA)

Facilities Use Agreement - Trans World Airlines, Inc. (TWA) and Continental Airlines, Inc. - Contract #28672 - with Continental Express, Inc. for Gate A-2 - Division of Cleveland Hopkins International Airport, Dept. of Port Control (BOC Res. 410-99)	1411
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Board of Control - Village of Warrensville Heights

Sell parcels in Village of Warrensville Heights - pursuant to Ord. 512-99 to Cuyahoga Community College District (BOC Res. 421-99)	1413
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Board of Control - Waste Collection and Disposal Division

Ridge Road Landfill clay cap installation and hillside cleaning - contract pursuant to Ord. 323-93 to Independence Excavating Inc. - Division of Waste Collection and Disposal, Dept. of Public Service (BOC Res. 416-99)	1412
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Board of Control - Water Division

Concrete rock saw, rental of - contract pursuant to Ord. 2168-98 to Libby Construction Co., Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 403-99)	1409
Protozoa analysis, laboratory services for - contract pursuant to C.O. Sec. 129.28 to Environmental Associates, Inc. - Division of Water, Dept. of Public Utilities (BOC Res. 409-99)	1411

Ring and pinion gears, labor and materials to fabricate - contract pursuant to Ord.
 2164-98 to American International Corp. - Division of Water, Dept. of Public
 Utilities (BOC Res. 406-99) 1410

Water meters, large - contract pursuant to C.O. Sec. 129.25 to ABB Water Meters, Inc. -
 Division of Water, Dept. of Public Utilities (BOC Res. 407-99) 1410

Water meters, large - contract pursuant to C.O. Sec. 129.25 to Badger Meter, Inc. -
 Division of Water, Dept. of Public Utilities (BOC Res. 408-99) 1410

Water meters, small - contract pursuant to C.O. Sec. 129.25 to ABB Water Meters, Inc. -
 Division of Water, Dept. of Public Utilities (BOC Res. 404-99) 1410

Water meters, small - contract pursuant to C.O. Sec. 129.25 to Badger Meter, Inc. -
 Division of Water, Dept. of Public Utilities (BOC Res. 405-99) 1410

Board of Zoning Appeals - Report

Bell, Ronald -- appeal postponed to 7/26/99 on 7/6/99 (Cal. 99-160) 1415

Broadview Road, 4455-4459, (Ward 15) - Tim Tsirambidis, owner, and Peter
 Tsirambidis, tenant - appeal granted and adopted on 7/6/99 (Cal. 99-137) 1415

Cedar Avenue, 8203-8209, (Ward 6) - Larry D. Collins, owner - appeal denied and adopted
 on 7/6/99 (Cal. 99-118) 1415

Cudell Avenue, 9920, (Ward 18) - Gary and Laura Dumm, owners, and Patio Enclosures, Inc.
 - appeal granted and adopted on 7/6/99 (Cal. 99-131) 1415

Detroit Avenue, 7911, (Ward 17) - Catholic Diocese of Cleveland, owner, c/o Bishop
 Anthony Pilla, and St. Augustine Manor, c/o Shawn Manley - appeal granted and
 adopted on 7/6/99 (Cal. 99-136) 1415

East 131st Street, 605-607, (Ward 10) - Bright Star Missionary Baptist Church, owner, c/o
 Rev. David Hunter - appeal heard on 7/6/99 (Cal. 99-97) 1414

East 53rd Street, 3401, (Ward 12) - The Cleveland Catholic Diocese, c/o Bishop Anthony
 M. Pilla, owner, and Andrej N. Lah, attorney - appeal postponed to 7/26/99 on 7/6/99
 (Cal. 99-95) 1415

Lee Road, 3969, (Ward 1) - Tire Limited, owner, and Perfect Peace Baptist Church, tenant,
 c/o Rev. Derrick Noel and Leandra Poe, agents - appeal postponed to 8/2/99 on 7/6/99
 (Cal. 99-92) 1415

Mapledale Avenue, 3416, (Ward 15) - Frances Tarnowski, owner - appeal granted and adopted
 on 7/6/99 (Cal. 99-133) 1415

Puritas Avenue, 14041, (Ward 20) - The Coral Company, c/o John Blackiston, owner,
 and Sherry Renfroe, tenant - appeal granted and adopted on 7/6/99 (Cal. 99-135) 1415

Railway Avenue, 403, (Ward 13) - Tremont Ridge, Phase I, Limited Partnership, owner, c/o
 Keith Sutton - appeal heard on 7/6/99 (Cal. 99-143) 1414

Railway Avenue, 407, (Ward 13) - Tremont Ridge, Phase I, Limited Partnership, owner, c/o
 Keith Sutton - appeal heard on 7/6/99 (Cal. 99-142) 1414

Railway Avenue, 411, (Ward 13) - Tremont Ridge, Phase I, Limited Partnership, owner, c/o
 Keith Sutton - appeal heard on 7/6/99 (Cal. 99-141) 1414

Railway Avenue, 415, (Ward 13) - Tremont Ridge, Phase I, Limited Partnership, owner, c/o
 Keith Sutton - appeal heard on 7/6/99 (Cal. 99-140) 1414

Railway Avenue, 419, (Ward 13) - Tremont Ridge, Phase I, Limited Partnership, owner, c/o
 Keith Sutton - appeal heard on 7/6/99 (Cal. 99-139) 1414

West 117th Street, 3275, (Ward 19) - Karl Yannuzzi, owner, and Bruce Zavotka, tenant -
 appeal granted and adopted on 7/6/99 (Cal. 99-132) 1415

West 5th Street, 2149, (Ward 13) - Michael McBride, owner - appeal heard on 7/6/99
 (Cal. 99-144) 1414

Williams, Sr., Timothy -- appeal postponed to 7/26/99 on 7/6/99 (Cal. 99-145) 1415

Woodland Avenue, 7809, (Ward 5) - M.C. Danzey, owner and Thelma Williams, tenant - appeal
 denied and adopted on 7/6/99 (Cal. 99-113) 1415

Board of Zoning Appeals - Schedule

Brayton Avenue, 782, (Ward 13) - Guy Templeton Black, owner - appeal to be heard on
 7/19/99 (Cal. 99-163) 1414

Detroit Avenue, 10717, (Ward 18) - Our First Step LLC, owner, and Rich Masarick, tenant,
 d.b.a. Vertical Sound - appeal to be heard on 7/19/99 (Cal. 99-152) 1414

Detroit Avenue, 10717, (Ward 18) - Our First Step LLC, owner, and Samir A. Elaloul,
 tenant - appeal to be heard on 7/19/99 (Cal. 99-153) 1414

East 147th Street, 423-425, (Ward 11) - Morris Sickles, owner, and Dan Benton, agent, c/o
 Patio Enclosures - appeal to be heard on 7/19/99 (Cal. 99-156) 1414

Nottingham Road, 19100, (Ward 11) - Reza Sekhavat, owner - appeal to be heard on 7/19/99
 (Cal. 99-158) 1414

Scranton Road, 3237-3239, (Ward 14) - Hector Colon, Sr., owner - appeal to be heard on
 7/19/99 (Cal. 99-162) 1414

West 65th Street, 3316, (Ward 17) - Antoinette Hamilton, owner - appeal to be heard on
 7/19/99 (Cal. 99-157) 1414

Business Revitalization District

Waterloo Road/East 156 Street Business Revitalization District (BRD) (O 657-99) 1415

City of Cleveland Bids

Cargo ramp (West Side) — Department of Port Control — bid due July 27, 1999
 (advertised 7/7/99 and 7/14/99) 1415

Clay, ball diamond — Division of Park Maintenance and Properties, Department of Parks,
 Recreation and Properties — per Ord. 258-99 — bid due July 29, 1999
 (advertised 7/7/99 and 7/14/99) 1416

Decorative Safety Post Light Program (installation and materials) — Division of Cleveland
 Public Power, Department of Public Utilities — per Ord. 508-98 — bid due August 5, 1999
 (advertised 7/7/99 and 7/14/99) 1416

De-icer — Division of Park Maintenance and Properties, Department of Parks,
 Recreation and Properties — per Ord. 241-99 — bid due July 29, 1999
 (advertised 7/7/99 and 7/14/99) 1416

Insurance, (fire, boiler machinery and extended) — Division of Cleveland Public Power,
 Department of Public Utilities — per Ord. 1946-98 — bid due August 5, 1999
 (advertised 7/7/99 and 7/14/99) 1416

Payment processor envelope extractor machine — Division of Utilities Fiscal Control,
 Department of Public Utilities — per Ord. 880-99 — bid due July 28, 1999
 (advertised 7/7/99 and 7/14/99) 1416

Snow removal equipment and equipment with operators, rental of — Department of Port Control —
 per Ord. 362-99 — bid due July 16, 1999 (advertised 6/30/99 and 7/7/99) 1415

Steel plate, miscellaneous sized — Department of Finance —
 per Ord. 1220-98 — bid due July 16, 1999 (advertised 6/30/99 and 7/7/99) 1415

Tree planting — Division of Park Maintenance and Properties, Department of Parks,
 Recreation and Properties — per Ord. 1087-99 — bid due July 29, 1999
 (advertised 7/7/99 and 7/14/99) 1416

City Planning Commission

Waterloo Road/East 156 Street Business Revitalization District (BRD) (O 657-99) 1415

Cleveland Business Park — West

Cleveland Business Park, Ltd. — City owned property located north of Cleveland Hopkins
 Airport — sell — release from Trust Indenture — Purchases and Supplies Department
 (O 589-99) 1416

Cleveland Hopkins International Airport

Cleveland Business Park, Ltd. — City owned property located north of Cleveland Hopkins
 Airport — sell — release from Trust Indenture — Purchases and Supplies Department
 (O 589-99) 1416

Community Development

East 66th St., 1855, 1861, and 1867 — sale — Brenda W. King and Mansfield Frasier
 (O 1151-99)..... 1417

Economic Development Department

Cleveland Business Park, Ltd. — City owned property located north of Cleveland Hopkins
 Airport — sell — release from Trust Indenture — Purchases and Supplies Department
 (O 589-99) 1416

Land Reutilization Program

East 66th St., 1855, 1861, and 1867 — sale — Brenda W. King and Mansfield Frasier
 (O 1151-99)..... 1417

Purchases and Supplies Department

Cleveland Business Park, Ltd. — City owned property located north of Cleveland Hopkins
 Airport — sell — release from Trust Indenture — Purchases and Supplies Department
 (O 589-99) 1416

Real Estate

Cleveland Business Park, Ltd. — City owned property located north of Cleveland Hopkins
 Airport — sell — release from Trust Indenture — Purchases and Supplies Department
 (O 589-99) 1416

Zoning — Public Hearings — City Planning Committee

Waterloo Road/East 156 Street Business Revitalization District (BRD) (O 657-99) 1415