

# The City Record

Official Publication of the City of Cleveland

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November the Seventeenth, Nineteen Hundred and Ninety-Nine

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<b>Mayor</b>	
Michael R. White	
<b>President of Council</b>	
Michael D. Polensek	
<b>Clerk of Council</b>	
Ruby F. Moss	
<b>Ward</b>	<b>Name</b>
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

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL-LEGISLATIVE

President of Council-Michael D. Polensek

Ward	Name	Residence	
1	Joseph T. Jones	15601 Lotus Drive	44128
2	Robert J. White	3760 East 126th Street	44105
3	Odella 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

### MAYOR-Michael R. White

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

DEPT. OF LAW - Cornell P. Carter, Director, Lessie M. Milton, Chief Counsel, Room 106

George A. Pace, Jr., Chief Asst. Prosecutor; Criminal Branch - Justice Center, 8th Flr., Court Towers, 1200 Ontario Street  
 Karen E. Martinez, Law Librarian, Room 100

DEPT. OF FINANCE - Martin L. Carmody, Director, Room 104; Carlean Alford, Manager, Internal Audit

DIVISIONS - Accounts - Gayle Goodwin Smith, Commissioner, Room 19  
 City Treasury - Algeron Walker, Treasurer, Room 115  
 Assessments and Licenses - Robert J. Schneider, Commissioner, Room 122

Purchases and Supplies - Myrana Branche, Commissioner, Room 128  
 Printing and Reproduction - James D. Smith, Commissioner, 1735 Lakeside Avenue

Taxation - Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue  
 Financial Reporting and Control - Robert Dolan, Controller, Room 18  
 Information Systems Services - Joyce Thomas, Acting Commissioner, 1404 E. 9th St.

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

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

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

DEPT. OF PUBLIC SERVICE - Mark Ricchiuto, Director, Room 113  
 DIVISIONS - Waste Collection and Disposal - Randell T. Scott, Acting Commissioner, 5600 Carnegie Avenue.

Streets - Randell T. Scott, Commissioner, Room 25  
 Engineering and Construction - Randall E. DeVaul, Commissioner, Room 518

Motor Vehicle Maintenance, Daniel A. Novak, Acting Commissioner, Harvard Yards  
 Architecture - Paul Burik, Acting Commissioner, Room 517

DEPT. OF PUBLIC HEALTH - Michelle Whitlow, Acting Director, Mural Building, 1925 St. Clair Avenue

DIVISIONS - Health - Cheri Hahn, Acting Commissioner, Mural Building, 1925 St. Clair Avenue  
 Environment - Robin Puriani-Rogers, Acting Commissioner, Mural Building, 1925 St. Clair Avenue  
 Correction - Thomas Hardin, Commissioner, Cleveland House of Corrections, 4041 Northfield Road

DEPT. OF PUBLIC SAFETY - Henry Guzmán, Director, Room 230.  
 DIVISIONS - Police - Martin L. Flask, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street

Fire - Kevin G. Gerrity, Chief, 1645 Superior Avenue  
 Traffic Engineering & Parking - Mark Ricchiuto, Acting Commissioner, 4150 East 49th Street, Building #1  
 Dog Pound - John Baird, Chief Dog Warden, 2690 W. 7th Street  
 Emergency Medical Service - Bruce Shade, Commissioner, 1708 South Pointe Drive

DEPT. OF PARKS, RECREATION & PROPERTIES - Nicholas P. Jackson, Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.

DIVISIONS - Convention Center & Stadium - James Glending, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.  
 Property Management - \_\_\_\_\_, Commissioner, East 49th & Harvard

Parking Facilities - Dennis Donahue, Acting Commissioner, Public Auditorium, E. 6th and Lakeside Ave.

Park Maintenance and Properties - Richard L. Silva, Acting Commissioner, Public Auditorium - E. 6th & Lakeside.

Recreation - Michael Cox, Commissioner, Room 8  
 Research, Planning & Development - Mark Fallon, Commissioner, 1501 N. Marginal Road, Burke Lakefront Airport

DEPT. OF COMMUNITY DEVELOPMENT - Linda M. Hudecek, Director, 3rd Floor, City Hall.

DIVISIONS - Administrative Services - Terrence Ross, Commissioner.  
 Neighborhood Services - Louise V. Jackson, Commissioner.  
 Neighborhood Development - Donald T. Moss, Commissioner.

Building & Housing - Robert Vilkas, Acting Commissioner, 5th Floor, City Hall.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

CLEVELAND MUNICIPAL COURT JUSTICE CENTER-1200 ONTARIO CENTRAL SCHEDULING DEPARTMENT

JUDGE COURTROOM ASSIGNMENTS

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

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

# The City Record

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OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 86

WEDNESDAY, NOVEMBER 17, 1999

No. 4484

## CITY COUNCIL

MONDAY, NOVEMBER 15, 1999

### The City Record

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**RUBY F. MOSS**

Clerk of Council  
216 City Hall

### PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL 1998-2001

#### MONDAY

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

#### MONDAY—Alternating

11:00 A.M.—**Public Service Committee:** Cintron, Chairman; Sweeney, Vice Chairman; Britt, Coats, Johnson, Melena, O'Malley, Westbrook, Willis.  
11:00 A.M.—**Employment, Affirmative Action & Training Committee:** White, Chairman; Lewis, Vice Chairman; Cintron, Coats, Gordon, Johnson, Jones.

#### MONDAY

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

#### TUESDAY

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

#### TUESDAY—Alternating

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

#### WEDNESDAY—Alternating

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

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

#### WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** O'Malley, Chairman; Patmon, Vice Chairman; Britt, Coats, Dolan, Melena, Polensek, Westbrook, Willis.  
1:30 P.M.—**City Planning Committee:** Cimperman, Chairman; Rybka, Vice Chairman; Dolan, Jackson, O'Malley, Robinson, White.

### OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio  
Monday, November 15, 1999.  
The meeting of the Council was called to order, the President, Michael D. Polensek in the Chair.  
Councilmen present: Britt, Cimperman, Cintron, Coats, Dolan, Gordon, Jackson, Johnson, Jones, Lewis, Melena, O'Malley, Patmon, Polensek, Robinson, Rybka, Westbrook, White, Willis, Zone.  
Also present were Mayor White and Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod, Dove, Morrison and Acting Director Whitlow.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Father Thomas Haren, Pastor of St. Jerome's Catholic Church, located at 15000 Lake Shore Boulevard in Ward 11. Pledge of Allegiance.

#### MOTION

On the motion of Councilman Cintron, the reading of the minutes of the last meeting was dispensed with and the journal approved.

#### COMMUNICATIONS

**File No. 1931-99.**  
From The Clean Air Conservation re: Cuyahoga Clean Air Council's report. Received.

**File No. 1932-99.**  
From the Cleveland Public Library re: Director's Report October 21, 1999. Received.

**File No. 1933-99.**  
From the Public Safety Department re: Reporting Gift. Received.

**File No. 1934-99.**  
From the Cleveland Landmarks Commission re: Agenda, regular meeting - November 11, 1999. Received.

#### FROM THE DEPARTMENT OF LIQUOR CONTROL

**File No. 1935-99.**  
Re: New Application - 08131970015 - Bolton Square Hotel Co., d.b.a. Cleveland Clinic Inter Continental Suites

Hotel, 8800 Euclid Avenue. (Ward 6). Received.

**File No. 1936-99.**  
Re: New Application - 37570660005 - Nader H. Henen, d.b.a. Detroit 45th Street Beverage, 4423 Detroit Avenue. (Ward 14). Received.

**File No. 1937-99.**  
Re: Transfer of Ownership Application - 15255111232 - Clark Retail Enterprises, Inc., d.b.a. Clark Store 1232, 13925 Puritas Avenue. (Ward 20). Received.

**File No. 1938-99.**  
Re: Transfer of Ownership Application - 15255111225 - Clark Retail Enterprises, Inc., d.b.a. Clark Store 1225, 7910 Harvard Avenue. (Ward 12). Received.

**File No. 1939-99.**  
Re: Transfer of Ownership Application - 15255111267 - Clark Retail Enterprises, Inc., d.b.a. Clark Store 1267, 15222 Waterloo Road. (Ward 11). Received.

**File No. 1940-99.**  
Re: Transfer of Ownership Application - 15255111184 - Clark Retail Enterprises, Inc., d.b.a. Clark Store 1184, 10606 Bellaire Road. (Ward 19). Received.

**File No. 1941-99.**  
Re: Transfer of Ownership Application - 35648400005 - Hanada Corp., d.b.a. Dagwoods Food Mart, 11831 Union Avenue, first floor and basement. (Ward 3). Received.

**File No. 1942-99.**  
Re: Transfer of Ownership Application - 0345583 - Azul Oil, Inc., 2780 East 116th Street & gas pumps. (Ward 4). Received.

**File No. 1943-99.**  
Re: Transfer of Ownership Application - 15255111537 - Clark Retail Enterprises, Inc., d.b.a. Clark Store 1537, 3474 West 25th Street. (Ward 14). Received.

**File No. 1944-99.**  
Re: Transfer of Ownership Application - 15255111582 - Clark Retail Enterprise, Inc., d.b.a. Clark Store 1582, 13939 Lorain Road. (Ward 20). Received.

**File No. 1945-99.**  
Re: Transfer of Ownership Application - 15255111326 - Clark Retail Enterprises, Inc., d.b.a. Clark Store 1326, 818 East 200th Street. (Ward 11). Received.

**File No. 1946-99.**  
Re: Transfer of Ownership Application - 15255111272 - Clark Retail Enterprises, Inc., d.b.a. Clark Store 1272, 4818 Pershing. (Ward 13). Received.

**File No. 1947-99.**

Re: Transfer of Ownership Application - 87728170005 - T. G. Bean, Inc., d.b.a. Fatsos, 13813 Lorain Avenue. (Ward 20). Received.

**File No. 1948-99.**

Re: Transfer of Ownership Application - 3466225 - H. K. H. Grocery, Inc., 7905 Cedar Avenue. (Ward 6). Received.

**File No. 1949-99.**

Re: Transfer of Location Application - 53251370001 - Santos Lozada, d.b.a. Lozada Restaurant, 1909 West 25th Street. (Ward 14). Received.

**File No. 1950-99.**

Re: Transfer of Ownership and Location Application - 9559795 - White Cloud, Co., 2710 Lorain Road. (Ward 14). Received.

**File No. 1951-99.**

Re: Transfer of Ownership and Location Application - 1573746 - Club Havana LLC, d.b.a. Club Havana, 1392 West 6th Street. (Ward 13). Received.

**File No. 1952-99.**

Re: Stock Transfer Application - 8840362 - 10630 Berea Road, Inc., 10630 Berea Road, rear. (Ward 18). Received.

**File No. 1953-99.**

Re: Stock Transfer Application - 3589995 - HAQ, Inc., d.b.a. Times Square Food Mart, 3832 Martin Luther King Jr. Drive. (Ward 2). Received.

**File No. 1954-99.**

Re: Stock Transfer Application - 2288380 - Dow Lak, Inc., 2000 Lakeside Avenue, first floor, basement and patio. (Ward 13). Received.

#### STATEMENT OF WORK ACCEPTANCE

**File No. 1955-99.**

From the Department of Port Control re: Contract No. 53905, Installation of Primary Feeders E2-F2 for the Hangers. Received.

**File No. 1956-99.**

From the Department of Parks, Recreation and Properties re: Contract No. 52277, Calgary Park Site Improvements. Received.

#### COMMUNICATIONS

**File No. 2010-99.**

November 12, 1999

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

Dear Council President Polensek:

I have given serious consideration to our discussions about the future of the Council under your leadership and the manner in which, as Clerk, I could assist you and the residents of Cleveland. I have concluded, however, that it is in the best interests of Council that you should have the ability to propose your own candidate for Clerk. Although I appreciate your expressions of support, I hereby tender my resignation from the office of the Clerk of City Council, effective upon the appointment of my successor by the members of City Council.

As we also discussed, in order to ensure a smooth transition in the leadership of Council, I am willing to continue as a member of Council's staff for a period of time as determined by you to be necessary in order to assist the new Clerk in the performance of his or her duties. I am available to further discuss the arrangements for the transition at your convenience.

Sincerely,  
Cecelia R. Huffman  
Received.

#### ELECTION OF COUNCIL CLERK

Council President Michael D. Polensek declared a vacancy in the Office of the Clerk of Council. The floor was opened for nominations. Councilman William W. Patmon nominated Ruby F. Moss to be the Clerk of Council the remainder of the current 1998-2001 Council Term. Councilman Michael A. Dolan seconded the nomination of Mrs. Moss. Councilman Timothy J. Melena moved that nominations for Clerk of Council be closed.

Thereupon Council President Polensek instructed the members of Council to state the name of the candidate when responding to the roll call and requested Sandra Franklin, First Assistant Clerk of Council to call the roll upon the election of the Clerk of Council. Upon the completion of the roll call, the First Assistant Clerk of Council announced that Ruby F. Moss received 20 votes.

Those who voted for Mrs. Moss were: Councilpersons Britt, Cimperman, Cintron, Coats, Dolan, Gordon, Jackson, Johnson, Jones, Lewis, Melena, O'Malley, Patmon, Polensek, Robinson, Rybka, Westbrook, White, Willis, Zone. Absent: Councilman Sweeney.

The Chair declared that Ruby F. Moss, having received the majority of the votes of all the members elected to Council to be the duly elected Clerk of Council.

Council President Polensek requested Councilmen Cintron, Patmon, Johnson Westbrook, Rybka, Coats, Jackson and Councilwoman Lewis to escort the newly elected Clerk to the podium. Comments were made by Rev. Gregory Palmer, Pastor of Berea United Methodist Church. Rev. Dr. Rosa B. Clements administered the Oath of Office. Council Clerk Moss introduced her family, Mrs. Margret Williams, Mr. Ricardo Williams, and Ms. Myla Moss and gave remarks.

The Council President instructed the First Assistant Clerk of Council, Sandra Franklin to proceed with the meeting.

#### OATH OF OFFICE

**File No. 2029-99.**

State of Ohio )  
                  )  
County of Cuyahoga )

I, Ruby F. Moss, do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Ohio, and the Charter of the City of Cleveland, and that I will faithfully, honestly, and impartially discharge the duties of the office of CLERK OF CLEVELAND CITY COUNCIL, of the City of Cleveland, State of Ohio, during my continuance in said office.

RUBY F. MOSS

Sworn before me and subscribed in my presence this 15th day of November, 1999.

TINA MARIE PERRY  
Notary Public  
State of Ohio  
My Commission Expires 6/23/2001

#### CONDOLENCES RESOLUTIONS

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

**Res. No. 2011-99**—Ruby Lois Hewston.

**Res. No. 2012-99**—Beulah Slaughter.

**Res. No. 2013-99**—Alice Irene Turner.

**Res. No. 2014-99**—Richard Barclay Tullis.

**Res. No. 2023-99**—Joseph Madzelonka.

#### CONGRATULATIONS RESOLUTIONS

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

**Res. No. 2015-99**—David Satcher.

**Res. No. 2016-99**—Adele V. Hampton.

**Res. No. 2017-99**—MetroHealth Social Service.

**Res. No. 2018-99**—Second St. John Missionary Baptist Church.

**Res. No. 2019-99**—William T. Boyd Lodge #79.

**Res. No. 2020-99**—Detective Donald Velardo.

**Res. No. 2021-99**—National Philanthropy Day.

**Res. No. 2022-99**—Sergeant Joseph Paskvan.

**Res. No. 2024-99**—St. Jerome's Parish — 80th Anniversary.

**Res. No. 2025-99**—Sergeant Michael Thomas.

**Res. No. 2026-99**—Judge Gerald Francis Sweeney.

**Res. No. 2027-99**—Henry F. Eaton.

**Res. No. 2028-99**—Joseph T. Gorman.

#### APPRECIATION RESOLUTION

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

**Res. No. 2030-99**—Cecelia R. Huffman.

#### FIRST READING EMERGENCY ORDINANCES REFERRED

**Ord. No. 1957-99.**

**By Councilman Patmon (by departmental request).**

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

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

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

**Section 1.** That the title and Section 1 of Ordinance No. 1741-99, passed October 25, 1999, are hereby amended to read, respectively, as follows:

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

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

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

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

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

**Ord. No. 1958-99.**

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

**An emergency ordinance authorizing the purchase by contract of labor and materials necessary to extend an existing sprinkler system, for the Division of Water, Department of Public Utilities.**

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

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

**Section 1.** That the Director of Public Utilities is hereby authorized to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the following items: labor and materials necessary to extend an existing sprinkler system, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water, Department of Public Utilities.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 52 SF 001, Request No. 15087.

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

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

**Ord. No. 1959-99.**

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

**An emergency ordinance determining the method of making the public improvement of constructing and installing new sewers and repairing sewers at various locations throughout the City, and authorizing the Director of Public Utilities to enter into one or more requirement contracts for the making of such improvement, for a one year period.**

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

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

**Section 1.** That pursuant to Section 167 of the Charter, it is hereby determined to make the public improvement of constructing and installing new sewers and repairing sewers at various locations throughout the City, for the Division of Water Pollution Control, Department of Public Utilities, by one or more public improvement requirement contracts duly let to the lowest responsible bidder after competitive bidding, for a one year period.

**Section 2.** That the Director of Public Utilities is hereby authorized to enter into a written requirement contract with the lowest responsible bidders after advertising for all such work estimated to be done during the one year period, upon a unit basis. In the discretion of the Board of Control, separate requirement contracts may be let for back-up construction, installation and repair services after advertising for all such work estimated to be done during the one year period, upon a unit basis.

**Section 3.** That the cost of the contract or contracts shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance.

**Section 4.** That the cost of the improvement hereby authorized shall be paid from Fund No. 54 SF 001, Request No. 11311.

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

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

**Ord. No. 1960-99.**

**By Councilmen Cintron and Patmon (by departmental request).**

**An emergency ordinance to amend Section 7 of Ordinance No. 1642-97, passed November 24, 1997, relating to the public improvement of rehabilitating Carter Road, Columbus Road, Center Street, West 3rd Street, Willow Avenue and Eagle Avenue lift bridges, and professional services relative thereto.**

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

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

**Section 1.** That Section 7 of Ordinance No. 1642-97, passed November 24, 1997, is hereby amended to read as follows:

Section 7. That the costs of the improvement, services and property acquisition herein contemplated shall be paid from Fund No. 20 SF 302, 20 SF 312, 20 SF 322, 20 SF 334, 20 SF 342, and 20 SF 353, Request No. 21954.

**Section 2.** That Section 7 of Ordinance No. 1642-97, passed November 24, 1997, is hereby repealed.

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

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

**Ord. No. 1961-99.**

**By Councilmen Cintron and Patmon (by departmental request).**

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

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

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

**Section 1.** That the Director of Public Service is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the necessary items of tires in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than a year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

**Section 2.** The cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 9660)

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

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

**Ord. No. 1962-99.  
By Councilman Cimperman (by request).**

**An emergency ordinance to change the name of Railway Avenue S.W. to "University Road S.W."**

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

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

**Section 1.** That the name of that portion of Railway Avenue S.W. (50.00 feet wide) extending Westerly from the Westerly line of Literary Road S.W. (60.00 feet wide) to the Easterly line of West 11th Street (100.00 feet wide); be and the same is hereby changed to "University Road S.W."

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

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

**Ord. No. 1963-99.**

**By Councilman Cimperman.**

**An emergency ordinance authorizing the Director of Public Service to issue a permit to Cleveland State University to encroach into the right-of-way of the Easterly and Westerly Chester Avenue Median Islands between East 23rd and East 24th Streets, and between East 24th Street and the Inner-Belt Bridge with landscaping and an irrigation system.**

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

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

**Section 1.** That the Director of Public Service hereby is authorized to issue a permit, revocable at the will of Council, and assignable by the Permittee with the written consent of the Director of Public Service to Cleveland State University, 1983 East 24th Street, Cleveland, Ohio 44114, its successors and assigns, for the construction, use and maintenance of landscaping and an irrigation system which will encroach into the public right-of-way of the Chester Avenue Median Islands between East 23rd and East 24th Streets and between East 24th Street and the Inner-Belt Bridge as further described as follows:

**ENCROACHMENT AREA/EASTERLY ISLAND WITHIN CHESTER AVE. N.E.**

Situated in the City of Cleveland, County of Cuyahoga and the State of Ohio and known as being part of Original Ten Acre Lot Numbers 83 and 84 within the bounds of Chester Avenue N.E., 118.00 feet in width, bounded and described as follows:

Beginning at the stone monument in the centerline of East 21st Street, 66.00 feet in width, at its intersection with the centerline of said Chester Avenue N.E.; thence North 89°-36'-31" East along said centerline of Chester Avenue N.E. 990.18 feet to a point; thence South 0°-23'-29" East, 15.22 feet to the principal

place of beginning and the point of curvature in the north face of the northerly curb of the island herein to be described;

Course No. 1: thence North 89°-35'-52" East along the north face of the northerly curb of said island, 570.67 feet to a centerline of the expansion joint of the Innerbelt Bridge;

Course No. 2: thence South 5°-42'-16" East along said expansion joint, 17.98 feet to a point in the south face of the southerly curb of said island;

Course No. 3: thence South 89°-37'-52" West along the southerly face of the south curb of said island, 572.33 feet to a point of curvature therein;

Course No. 4: thence northerly along the arc of a circle deflecting to the right, 27.59 feet to the principal place of beginning, said curved line having a radius of 8.78 feet and a chord which bears North 0°-23'-08" West a distance of 17.56 feet, containing 10,254 square feet of land (0.2354 acres), according to a survey by Garrett & Associates, Inc., Registered Engineers and Surveyors, made in June, 1999, be the same more or less.

The bearings used herein are based on an assumed meridian and are used only to denote angles.

**ENCROACHMENT AREA/WESTERLY ISLAND WITHIN CHESTER AVE. N.E.**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, known as being a part of Original Ten Acre Lot Numbers 81 and 82, within the bounds of Chester Avenue N.E., 118.00 feet in width, bounded and described as follows:

Beginning at the stone monument in the centerline of East 21st Street, 66.00 feet in width, at its intersection with the centerline of said Chester Avenue N.W.; thence North 89°-36'-31" East along said centerline of Chester Avenue N.E., 446.72 feet to a point; thence South 0°-23'-29" East, 14.12 feet to the principal place of beginning and the point of curvature in the north face of the northerly curb of the island herein to be described;

Thence northeasterly along the north face of the northerly curb of said island the following distances and courses:

Course No. 1: thence South 87°-32'-22" East, 24.08 feet;

Course No. 2: thence North 89°-42'-50" East, 78.37 feet;

Course No. 3: thence North 89°-32'-01" East, 112.08 feet;

Course No. 4: thence North 89°-29'-50" East, 197.54 feet to a point of curvature therein;

Course No. 5: thence southerly along the arc of a circle deflecting to the right, 7.96 feet to a point of tangency in the south face of the southerly curb of said island, said curved line having a radius of 2.54 feet and a chord which bears South 0°-30'-54" East, a distance of 5.07 feet;

Thence southwesterly along the south face of the southerly curb of said island, the following courses and distances;

Course No. 6: thence South 89°-34'-08" West, 82.37 feet to a point of curvature therein;

Course No. 7: thence southwesterly along the arc of a circle deflecting to the left, 8.87 feet to a point of tangency therein, said curved line having a radius of 163.03 feet and a chord which bears South 88°-07'-54" West, a distance of 8.87 feet;

Course No. 8: thence South 86°-34'-26" West, 39.10 feet;

Course No. 9: thence South 84°-23'-37" West, 99.16 feet;

Course No. 10: thence South 88°-24'-47" West, 20.28 feet;

Course No. 11: thence South 89°-02'-59" West, 22.59 feet to a point of curvature therein;

Course No. 12: thence northwesterly along the arc of a circle deflecting to the right, 90.01 feet to a point of tangency therein, said curved line having a radius of 596.13 feet and a chord which bears North 86°-37'-29" West a distance of 89.92 feet;

Course No. 13: thence North 82°-17'-57" West, 51.42 feet to a point of curvature therein;

Course No. 14: thence northerly along the arc of a circle deflecting to the right, 7.28 feet to the principal place of beginning, said curved line having a radius of 2.39 feet and a chord which bears North 5°-04'-50" East a distance of 4.77 feet, containing 4,266 square feet of land (0.0979 acres), according to a survey by Garrett & Associates, Inc., Registered Engineers and Surveyors, made in June, 1999, be the same more or less.

The bearings used herein are based on an assumed meridian and are used only to denote angles.

**ENCROACHMENT AREA/WESTERLY 20-FOOT WIDE WATER LINE WITHIN CHESTER AVE. N.E./PROFILE LINE 2**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, lying within the bounds of Chester Avenue N.E., 118.00 feet in width, in Original Ten Acre Lot No. 82, known as being an area 20.00 feet wide for a water line, 10.00 feet on each side of a centerline as described as follows:

Beginning at the stone monument in the centerline of East 21st Street, 66.00 feet in width, at its intersection with the centerline of said Chester Avenue N.E.; thence North 89°-36'-31" East, along said centerline of Chester Avenue N.E., 688.69 feet to a point; thence South 0°-23'-29" East, 15.35 feet to the principal place of beginning of the centerline herein to be described;

Thence South 0°-23'-29" East on a line perpendicular to said centerline of Chester Avenue N.E., 67.65 feet to a point in the southerly line thereof and its southerly terminus, according to a survey by Garrett & Associates, Inc., Registered Engineers and Surveyors, made in June, 1999, be the same more or less.

The bearings used herein are based on an assumed meridian and are used only to denote angles.

**ENCROACHMENT AREA/EASTERLY 20-FOOT WIDE WATER LINE WITHIN CHESTER AVE. N.E./PROFILE 1**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, lying within the bounds of Chester Avenue N.E., 118.00 feet in width, in Original Ten Acre Lot Number 83, known as being an area 20.00 feet wide for a water line, 10.00 feet on each side of a centerline described as follows:

Beginning at the stone monument in the centerline of East 21st Street, 66.00 feet in width, at its intersection with the centerline of said Chester Avenue N.E.; thence North 89°-36'-31" East along said centerline of Chester Avenue N.E., 1161.45 feet to a point; thence South 0°-23'-

29" East, 15.24 feet to the principal place of beginning of the centerline herein to be described;

Thence South 0°-23'-29" East on a line perpendicular to said centerline of Chester Avenue N.E., 67.76 feet to a point in the southerly line thereof and its southerly terminus, according to a survey by Garrett & Associates, Inc., Registered Engineers and Surveyors, made in June, 1999, be the same more or less.

The bearings used herein are based on an assumed meridian and are used only to denote angles.

**Section 2.** That said landscaping and irrigation system will be placed within the public right-of-way as aforesaid in Section 1 and will be constructed in accordance with plans and specifications approved by the Commissioner of Engineering and Construction. That all other required permits, including a Building Permit, shall be obtained before said landscaping and irrigation system is constructed.

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

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

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

**Ord. No. 1964-99.**

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

**An emergency ordinance determining the method of making the public improvement of rehabilitating, renovating, upgrading, or otherwise improving certain City-owned health centers, including site improvements and appurtenances; authorizing the Director of Public Health to enter into contract for the making of such improvements; authorizing said director to proceed with said improvements by the direct employment of the necessary labor for areas not otherwise improved; to employ one or more architectural or engineering firms and other consultants necessary to provide professional services relating to such improvements; and authorizing the purchase by contract of supplies and materials, including the rental of equipment necessary for the improvement for the Division of Health, Department of Public Health.**

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

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

**Section 1.** That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of rehabilitating, renovating, upgrading, or otherwise improving the Miles-Broadway, Tremont, McCafferty and J. Glen Smith Health Centers, including site

improvements and appurtenances for the Division of Health, Department of Public Health, by contract duly let to the lowest responsible bidder after competitive bidding for a gross price for the improvement.

**Section 2.** That the Director of Public Health is hereby authorized to enter into a contract for the making of the above public improvement with the lowest responsible bidder after competitive bidding for a gross price for the improvement, provided, however, that each separate trade and each distinct component part of said improvement may be treated as a separate improvement, and each, or any combination, of such trades or components may be the subject of a separate contract for a gross price. Upon request of said director the contractor shall furnish a correct schedule of unit prices, including profit and overhead, for all items constituting units of said improvement.

**Section 3.** That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of rehabilitating, renovating, upgrading, or otherwise improving the Miles-Broadway, Tremont, McCafferty and J. Glen Smith Health Centers, including site improvements and appurtenances necessary and incidental thereto, authorized by this ordinance, for the Division of Health, Department of Public Health, by the direct employment of the necessary labor and the purchase or rental of the necessary supplies and materials for the making of such improvements, with a separate accounting as to each improvement so made.

**Section 4.** That the Director of Public Health is authorized to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for each or all of the items comprising the necessary supplies and materials for said improvement, including the rental of necessary equipment, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Health, Department of Public Health.

**Section 5.** That the Director of Public Health is hereby authorized to employ by contract one or more architects or engineers or one or more architectural or engineering firms and other consultants necessary for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to implement the improvement.

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

**Section 6.** That the costs for such improvement, professional services and other contracts herein contemplated shall be paid from Fund Nos. 20 SF 362 and 11 SF 006, Request No. 6752.

**Section 7.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of

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

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

**Ord. No. 1965-99.**

**By Councilmen Jackson, Melena, Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2190 East 68th Street to Lila Mills.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s), 118-23-014, as more fully described in Section 2 below, to Lila Mills.

**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. 118-23-014

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublots Nos. 71 and 72 and the Northerly 10 feet of Sublot No. 73 in James H. Clark and Harriet Clark's Allotment of part of Original One Hundred Acre Lot No. 335, as shown by the recorded plat in Volume 9 of Maps, Page 17 of Cuyahoga County Records, and together forming a parcel of land 90 feet front on the Westerly side of East 68th Street (formerly Harriet Street) and extending back 127 feet 5 inches on the Northerly line, about 127 feet 7 1/2 inches on the Southerly line, and having a rear line of about 90 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

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

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

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

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

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

**Ord. No. 1966-99.**

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

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at Bessemer Avenue to William and Ernestine Weatherspoon.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s), 127-12-059, as more fully described in Section 2 below, to William and Ernestine Weatherspoon.

**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. 127-12-059

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 46 in the J. Paton Allotment of a part of Original One Hundred Acre Lot No. 440, as shown by the recorded plat in Volume 5 of Maps, Page 59 of Cuyahoga County Records, said Sublot No. 46 has a frontage of 40 feet on the Southerly side of Bessemer Avenue, S.E., and extending back between parallel lines 211 9/12 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

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

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

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

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

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

**Ord. No. 1967-99.**

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

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 3006 East 77th Street to Reginald Madgett.**

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), 125-19-034, as more fully described in Section 2 below, to Reginald Madgett.

**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. 125-19-034

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 31 in Whiting and Burt's Subdivision of part of Original One Hundred Acre Lot No. 327, as shown by the recorded plat of said Subdivision in Volume 5 of Maps, Page 6 of Cuyahoga County Records, and being 40 feet front on the Westerly side of East 77th Street and extending back of equal width 135 feet deep as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

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

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

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

**Ord. No. 1968-99.**

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

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 9017 Union Avenue to Ivy O. Greenidge.**

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), 127-14-015, as more fully described in Section 2 below, to Ivy O. Greenidge.

**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. 127-14-015

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 8 in Sherban H. Wightman's Subdivision of part of Original One Hundred Acre Lot No. 440 as shown by the recorded plat in Volume 3 of Maps, Page 41 of Cuyahoga County Records and being 48.2 feet front on the Northerly side of Union Avenue, S.E., and extending back of equal width 179.88 feet deep, 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.

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

**Ord. No. 1969-99.**

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

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 2622 and 2616 Woodhill Road to Walter L. Cox, Sr.**

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

Whereas, real property acquired under the City's Land Reutilization

Program is acquired, held, administered and disposed 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), 126-16-047 and 126-16-049, as more fully described in Section 2 below, to Walter L. Cox, Sr.

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

P. P. No. 126-16-047

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 417, bounded and described as follows:

Beginning on the Northwesterly side of Woodhill Road, S.E., (80 feet wide), at a point distant Northeasterly, measured along said Northwesterly side 43.33 feet from its intersection with the Northerly side of Kennedy Avenue, S.E. (45 feet wide); thence Southwesterly along the Northwesterly side of Woodhill Road, S.E., 43.33 feet to the Northerly side of Kennedy Avenue, S.E.; thence Westerly along said Northerly side, 95.61 feet to the Easterly line of a parcel of land conveyed to Frank D. Morrow by deed recorded in Volume 788, Page 91 of Cuyahoga County Records; thence Northerly along the Westerly line of said parcel so conveyed, 40.15 feet; thence Easterly parallel with the Northerly side of Kennedy Avenue, S.E., 108.80 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

P. P. No. 126-16-049

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 417 and bounded and described as follows:

Beginning at a point in the Westerly side of Woodhill Road, S.E.; distance Northeasterly 86.66 feet from the intersection of the Westerly line of Woodhill Road, S.E., with the Northerly line of Kennedy Avenue, S.E.; thence Westerly along a line drawn parallel with the Northerly line of Kennedy Avenue, S.E., 121.98 feet to a point in the Easterly line of land deeded to Frank D. Morrow by deed recorded in Volume 788, Page 91 of Cuyahoga County Records, said point being distant Northeasterly along said Easterly line of lands deeded to Frank D. Morrow, 80.30 feet from the Northerly line of Kennedy Avenue, S.E., thence Northeasterly along said Easterly line of land deeded to Frank D. Morrow, 37.07 feet; thence Easterly along a line parallel with the Northerly line of Kennedy Avenue, S.E., 134.16 feet to the Westerly line of Woodhill Road, S.E.,

thence Southwesterly along the Westerly line of Woodhill Road, S.E., 40 feet to the place of beginning.

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 417 and bounded and described as follows:

Beginning at a point in the Westerly line of Woodhill Road, S.E., 80 feet wide, distant Northeasterly 86.41 feet from the intersection of the Westerly line of Woodhill Road, S.E., with the Northerly line of Kennedy Avenue, S.E., 45 feet wide; Course No. 1: Thence Westerly and parallel with the Northerly line of Kennedy Avenue, S.E., 121.90 feet to a point in the Easterly line of land deeded to Frank D. Morrow by deed recorded in Volume 788, Page 91 of Cuyahoga County Records, and point being distant Northeasterly along said Easterly line of land so deeded to Frank D. Morrow, 80.07 feet from the Northerly line of Kennedy Avenue, S.E., Course No. 2: Thence Northeasterly along said Easterly line of land deeded to Frank D. Morrow, 0.23 feet to a point Course No. 3: Thence Easterly and parallel with said Northerly line of Kennedy Avenue, S.E., 121.98 feet to a point in the Westerly line of Woodhill Road, S.E., as aforesaid, Course No. 4: Thence Southwesterly along the Westerly line of Woodhill Road, S.E. as aforesaid, 0.25 feet to the place of beginning, according to the monuments and lines used in a survey by the Bauer Surveys Company, dated September 19, 1936, be the same more or less, but subject to all legal highways.

Schedule B

Restrictions contained in an instrument dated February 9, 1909 and recorded in Volume 1102, Page 455 of Cuyahoga County Records (2) Restrictions contained in an instrument dated May 27, 1915 and recorded in Volume 1675, Page 115 of Cuyahoga County Records. (3) Easement contained in Warranty Deed dated May 17, 1974 and recorded in Volume 6852, Page 219 of Cuyahoga County Records.

Also subject to all zoning ordinances, if any.

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

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

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

**Section 6.** That this ordinance is hereby declared to be an emergency measure and, provided it receives

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

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

**Ord. No. 1970-99.**

**By Councilmen Johnson, Melena, Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 9431 and 9505 Holton Avenue to Marion C. English.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 126-25-013 and 126-25-014, as more fully described in Section 2 below, to Marion C. English.

**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. 126-25-013**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublots Nos. 13 and 14 in Elizabeth and J.M. Hower's Subdivision of part of Original One Hundred Acre Lots Nos. 424 and 425 the plat of which is recorded in Volume 5 of Maps, Page 2 of Cuyahoga County Records; and bounded and described as follows:

Beginning at the Southeast corner of said Sublot No. 13; thence Northerly, along Ambler Street, 101-5/12 feet to the Northerly line of a proposed alley; thence Westerly, parallel with Holton Avenue and along the Northerly line of said proposed alley, 60 feet; thence Southerly, parallel with Ambler Street, 101-5/12 feet to the Northerly line of Holton Avenue, thence Easterly, along the Northerly line of Holton Avenue, 60 feet to the place of beginning and being 60 feet front on the Northerly side of Holton Avenue, and extending back of equal width, along Ambler Street, 101-5/12 feet.

Subject to Zoning Ordinances, if any.

**P. P. No. 126-25-014**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being parts of Sublot No. 14 and 15 in Elizabeth and J.M. Hower's Subdivision of parts of Original One Hundred Acre Lots 424 and 425, the plat of which is recorded in Volume 5 of Maps, Page 2 of Cuyahoga County Records, and bounded and described as follows:

Beginning in the Northerly line of Holton Avenue, 60 feet Westerly of the Westerly line of Ambler Street; thence Northerly, parallel with Ambler Street, 101-5/12 feet to the Northerly line of a proposed alley; thence Westerly, parallel with Holton Avenue and along the North side of said proposed alley, 30 feet; thence Southerly, parallel with Ambler Street, 101-5/12 feet to the Northerly line of Holton Avenue; thence Easterly, along the Northerly side of Holton Avenue, 30 feet to the place of beginning, and being 30 feet front on the Northerly side of Holton Avenue, and extending back of equal width, parallel with Ambler Street, 101-5/12 feet, 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.

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

**Ord. No. 1971-99.**

**By Councilmen Lewis, Melena, Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 5510 Whittier Avenue to The Eleanor B. Rainey Memorial Institute, Inc.**

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

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 104-18-100, as more fully described in Section 2 below, to The Eleanor B. Rainey Memorial Institute, Inc.

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

**P.P. No. 104-18-100**

**Parcel No. 1**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 130.00 feet of the Easterly 180.00 feet of Sublot No. 1 in Sweesy, et. al. Re-Allotment of part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 12 of Maps, Page 40 of Cuyahoga County Records and being 130.00 feet front on the Southerly side of Whittier Avenue, S.E., and extending back 90.47 feet on the Easterly line 90.49 feet on the Westerly line and having a rear line of 130.00 feet as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

**Parcel No. 2**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 38 feet of the Easterly 50 feet of Sublot No. 1 and the Westerly 38 feet of the Easterly 50 feet of the Northerly 52.27 feet of Sublot No. 2 in the Sweesy, et. al. Subdivision of a part of Original One Hundred Acre Lot No. 340, as shown by the recorded plat in Volume 12 of Maps, Page 40 of Cuyahoga County Records, and being 38 feet front on the Southerly side of Whittier Avenue, and extending back between parallel lines 142.74 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

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

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

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

**Ord. No. 1972-99.**  
**By Councilmen Lewis, Melena, Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1391 East 90th Street to Elvira Jackson.**

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). 107-15-239, as more fully described in Section 2 below, to Elvira Jackson.

**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. 107-15-239

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 81 in Cody Bro's Subdivision of part of Original 100 Acre Lot No. 384 as shown by the recorded plat in Volume 16 of Maps, Page 28 of Cuyahoga County Records and being 30 feet front on the Easterly side of East 90th Street and extend-

ing back between parallel lines 91.13 feet deep on the Northerly line, 78.63 feet deep on the Southerly line and 32.50 feet in the rear, 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.

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

**Ord. No. 1973-99.**  
**By Councilmen Lewis, Melena, Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 8804 Meridian Avenue to Hallie F. Smith.**

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). 107-16-135, as more fully described in Section 2 below, to Hallie F. Smith.

**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. 107-16-135

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 118 in W.J. Crawford and James Parmelee's Subdivision or a part of Original One Hundred Acre Lot No. 392, as shown by the recorded plat in Volume 14 of Maps, Page 19 of Cuyahoga County Records, and being a parcel of land bounded and described as follows:

Beginning on the Southerly line of Meridian Avenue, N.E., (formerly Meridian Street), at the Northwesterly corner of Sublot No. 118; thence Easterly along said Southerly line of Meridian Avenue, N.E., 26 feet; thence Southerly at the right angles to said Southerly line of Meridian Avenue, N.E., 76-47/100 feet to the Southeasterly line of said Sublot No. 118; thence Southwesterly along said Southeasterly line of said Sublot No. 118, 45 61/100 feet to the most Southerly corner of said Sublot No. 118; thence Northerly along the Westerly line of said Sublot No. 118, 113 95/100 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 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.

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

**Ord. No. 1974-99.  
By Councilmen Lewis, Melena,  
Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1753 East 47th Street to Cordis Bray and Shirley Bray.**

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s), 104-28-040, as more fully described in Section 2 below, to Cordis Bray and Shirley Bray.

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

P.P. No. 104-28-040

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Sublot No. 1 in Rufus L. Willard's Subdivision of part of Original Ten Acre Lot No. 99, as shown by the recorded plat in Volume 4 of Maps, Page 42 of Cuyahoga County Records and bounded and described as follows:

Beginning on the Easterly line of East 47th Street (formerly Willard Street) at the Northwesterly corner of said Sublot No. 1; thence Easterly along the Northerly line of Sublot No. 1, about 181 feet; thence Southerly parallel with the Easterly line of said Sublot No. 1, 30 feet; thence Westerly parallel with the said Northerly line of Sublot No. 1 about 177 feet to the said Easterly line of East 47th Street; thence Northerly along said Easterly line of East 47th Street, about 30 feet to the place of beginning, 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.

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

**Ord. No. 1975-99.  
By Councilmen Lewis, Melena,  
Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1388 East 89th Street to Nora J. Woods and Samuel L. Garrett.**

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), 107-15-148, as more fully described in Section 2 below, to Nora J. Woods and Samuel L. Garrett.

**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. 107-15-148

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all of Sublot No. 24, in Cody Brothers Subdivision of part of Original One Hundred Acre Lot No. 384, as shown by the recorded plat in Volume 16 of Maps, Page 28 of Cuyahoga County Records, and being 30 feet front on the Westerly side of East 89th Street (formerly Claremont Street) and extending back of equal width 85 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Subject to Zoning Ordinances, if any.

**Section 3.** That all documents necessary to complete the conveyance

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

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

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

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

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

**Ord. No. 1976-99.  
By Councilmen Westbrook, Melena,  
Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located at 2201 West 93rd Street to West Tech LLC for the development of housing.**

Whereas, the Director of Community Development has requested the sale of City-owned property no longer needed for public use located at 2201 West 93rd Street; and

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

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

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

Former West Technical High  
School Site located at  
2201 West 93rd Street

Parcel 3:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 32 in Elijah F. Davis' Subdivision of part of Original Brooklyn Township Lot No. 13, as shown by the recorded Plat in Volume 7 of Maps, Page 8 of Cuyahoga County Records, and being 40 feet front on the Easterly side of West 93rd Street, (formerly Davis Avenue), and extending back

of equal width 132 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

**Parcel 4:**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot Nos. 86 to 106 in the Denison Co.'s Allotment of part of Original Brooklyn Township Lots Nos. 13 and 14, as shown by the recorded plat in Volume 15 of Maps, Page 21 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

**Parcel 5:**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot Nos. 170 to 234 in Denison Allotment of part of Original Brooklyn Township Lot No. 13, as shown by the recorded plat in Volume 17 of Maps, Page 24 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Also for opening and widening and vacations of streets, see Ordinance Nos. 16916 and 92569 of Cuyahoga County Records.

Property known as 2201 West 93rd Street, Cleveland, Ohio.

Permanent Parcel No. 005-29-001 and 045.

**Section 2.** That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to West Tech LLC at a price not less than fair market value as determined by the Board of Control, taking into account such restrictive covenants and reversionary interests as are deemed necessary or appropriate.

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

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

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

**Ord. No. 1977-99.**

**By Councilmen White, Melena, Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 10709 Elmarge Road, S.E. to Sharifa D. Mitchell and Andrae J. Bush.**

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

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

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

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

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

**Section 1.** That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 136-24-068, as more fully described in Section 2 below, to Sharifa D. Mitchell and Andrae J. Bush.

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

**P. P. No. 136-24-068**

**Parcel No. 1**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Block "B" in A.J. Gaehr's Subdivision of part of Original One Hundred Acre Lot No. 466, as shown by the recorded plat in Volume 42 of Maps, Page 12 of Cuyahoga County Records and bounded and described as follows:

Beginning on the Northerly line of Elmarge Road 40 feet Easterly from the Southwesterly corner of said Block "B"; thence Northerly parallel with the Westerly line of said Block "B" 96 22/100 feet; thence South 45° 53' East 81.92 to the Northwesterly line of said Elmarge Road; thence Southwesterly along said Northwesterly line of Elmarge Road, which is a curved line deflecting to the right having a radius of 80 feet and a chord which bears South 66° 07' 45" West 64 74/100 feet, a distance of 66 66/100 feet; thence Westerly along the Northerly line of Elmarge Road, 13 feet to the place of beginning.

**Parcel No. 2**

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Block "B" in A.J. Gaehr's Subdivision of part of Original One Hundred Acre Lot No. 466, as shown by the recorded plat in Volume 42 of Maps, Page 12 of Cuyahoga County Records and bounded and described as follows:

Beginning at the most Westerly corner of parcel of land conveyed to Lloyd Hagerty, by deed dated February 17, 1913 and recorded in Volume 1444, Page 328 of Cuyahoga County Records; thence from said place of beginning South 89° 14' 50" East along Lloyd Hagerty's North line, 13.40 feet; thence South, parallel with the Westerly line of Block "B" 12.81 feet to the Northeasterly line of land deeded to Gideon W. Lippincott, by deed dated April 3, 1913 and recorded in Volume 1472, Page 397 of Cuyahoga County Records; thence Northwesterly along

Gideon W. Lippincott's Northeasterly line, 18.66 feet to the place of beginning.

**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.

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

**Ord. No. 1978-99.**

**By Councilmen White and Patmon (by departmental request).**

**An emergency ordinance authorizing the Director of Personnel and Human Resources to apply for and accept a grant from the U.S. Department of Labor — Employment and Training Administration for the Title IV D National Partnership and Special Training Program, Pilot and Demonstration Programs; and to enter into contract with Youth Opportunities Unlimited for the Quantum Opportunities Project.**

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

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

**Section 1.** That the Director of Personnel and Human Resources is hereby authorized to apply for and accept a grant in the amount of \$200,000, from the U.S. Department of Labor Employment and Training Administration, to conduct the Title IV D National Partnership and Special Training Program, Pilot and Demonstration Programs under the Job Training Partnership Act for the purposes set forth in the application and according thereto; that the Director of Personnel and Human Resources is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

**Section 2.** That the application for said grant, File No. 1978-99-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

**Section 3.** That the Director of Personnel and Human Resources is hereby authorized to enter into contract with Youth Opportunities Unlimited, for the implementation of the Quantum Opportunities Project, payable from the fund or funds to which are credited the proceeds accepted pursuant to Section 1 of this ordinance.

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

Referred to Directors of Personnel and Human Resources, Finance, Law; Committees on Employment and Affirmative Action, Finance.

**Ord. No. 1979-99.**

**By Councilmen Cintron, Gordon, O'Malley, Melena, Westbrook, Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the Director of Economic Development to enter into a grant agreement with Neighborhood Health Care, Inc. d.b.a. Neighborhood Family Practice to provide economic development assistance to support leasehold improvement costs for their facility located at 3569 Ridge Road, Cleveland, Ohio 44102.**

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to enter into a grant agreement with Neighborhood Health Care, Inc. d.b.a. Neighborhood Family Practice to provide economic development assistance to support leasehold improvement costs for their facility located at 3569 Ridge Road, Cleveland, Ohio 44102.

**Section 2.** That the term of said grant agreement shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1979-99-A.

**Section 3.** That the costs of said grant agreement shall not exceed Fifty Thousand Dollars (\$50,000.00), and shall be paid from Fund No. 17 SF 008, Request No. 1025.

**Section 4.** That the Director of Law is hereby authorized to prepare said grant agreement and such other documents as may be appropriate to complete the transaction.

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

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

**Ord. No. 1980-99.**

**By Councilmen Melena and Patmon (by departmental request).**

**An emergency ordinance to amend the fifth whereas clause, Section 1 and Section 2 of Ordinance No. 1742-88, passed July 14, 1988, relating to an Enterprise Zone Agreement between the City of Cleveland and LTV Steel Company, Inc.; and to amend Contract No. 41275 relative thereto.**

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

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

**Section 1.** That the fifth whereas clause, Section 1 and Section 2 of Ordinance No. 1742-88, passed July 14, 1988, are hereby amended to read, respectively, as follows:

Whereas, LTV Steel Company, Inc. and LTV Steel Products, LLC, a wholly owned subsidiary of LTV Steel Company Inc. (collectively known as "LTV Steel" or "LTV") have conditionally proposed to the Council of the City of Cleveland to modernize and improve the Cleveland Works Steel Facility located in the designated zone by the construction, equipping and installation of new capital equipment and other improvements for modernization of the steel production process necessary for LTV Steel to remain competitive, retain existing employment and meet customer requirements; and

Section 1. That this Council hereby approves the application of LTV Steel Company, Inc. and LTV Steel Products LLC, a wholly owned subsidiary of LTV Steel Company Inc. (collectively known as "LTV Steel" or "LTV") for enterprise zone incentives on the basis that LTV Steel is qualified by financial responsibility and business experience to create and/or preserve employment opportunities in that portion of the enterprise zone within the corporate boundaries of the City of Cleveland, and to improve the economic climate of the City of Cleveland.

Section 2. That the Director of Economic Development is authorized to enter into a **First Amendment to the Enterprise Zone Agreement with LTV Steel to provide LTV Steel Company, Inc. with a 10-year tax abatement for certain tangible personal property as an incentive to modernize and improve the Cleveland Works Steel Facility to add LTV Steel Products LLC as a party;** said abatement shall be subject to annual review of the Tax Incentive Review Council.

**Section 2.** That the fifth whereas clause, Section 1 and Section 2 of Ordinance No. 1742-88, passed July 14, 1988, are hereby repealed.

**Section 3.** That this Council hereby acknowledges and consents to the addition of LTV Steel Products, LLC, a wholly owned subsidiary of LTV Steel Company, Inc. (collectively known as "LTV Steel" and/or "LTV") to the Urban Jobs and Enterprise Zone Program Agreement No. 41275 originally between the City of Cleveland and LTV Steel Company, Inc. The Director of Economic Development is hereby authorized to execute all documents and do all

things necessary to implement the acknowledgement hereby made and consent hereby granted.

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

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

**Ord. No. 1981-99.**

**By Councilmen Melena and Patmon (by departmental request).**

**An emergency ordinance authorizing the Director of Economic Development to apply for and accept a grant from the U.S. Department of Labor for the Urban/Rural Opportunities Grant (School-to-Work Partnership) Program; and authorizing said director to enter into contract with the Cleveland Municipal School District for the implementation, administration and operation of the Program.**

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to apply for and accept a grant in the amount of \$600,000, from the U.S. Department of Labor, to conduct the Urban/Rural Opportunities Grant (School-to-Work Partnership) Program, for the purposes set forth in the application and according thereto; that the Director of Economic Development is hereby authorized to file all papers and execute all documents necessary to receive said funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

**Section 2.** That the application for said grant, File No. 1981-99-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

**Section 3.** That the Director of Economic Development is hereby authorized to enter into contract with the Cleveland Municipal School District for the implementation, administration and operation of the Program, and that said contract is payable from the fund or funds to which are credited the grant proceeds accepted pursuant to Section 1 of this ordinance.

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

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

**Ord. No. 1982-99.**  
**By Councilmen Sweeney, Melena and Patmon (by departmental request).**

**An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Manufacturing Road, LLC to provide economic development assistance to partially finance the acquisition of a building at 4700 Manufacturing Road, Cleveland, Ohio 44135.**

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

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

**Section 1.** That the Director of Economic Development is hereby authorized to enter into a contract with Manufacturing Road, LLC to provide economic development assistance to partially finance the acquisition of a building at 4700 Manufacturing Road, Cleveland, Ohio 44135.

**Section 2.** That the term of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 1982-99-A.

**Section 3.** That the costs of said contract shall not exceed Three Hundred Fifty Thousand Dollars (\$350,000.00), and shall be paid from Fund No. 17 SF 008, Request No. 1024.

**Section 4.** That the Director of Economic Development is hereby authorized to accept the collateral as set forth in the Executive Summary contained in the file referenced in Section 2 of this ordinance in order to secure repayment of said loan. Any security instrument shall be prepared and approved by the Director of Law.

**Section 5.** That the Director of Economic Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 17 SF 006.

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

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

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

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

**Ord. No. 2009-99.**  
**By Councilmen Westbrook and White.**

**An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Chapter 189 relating to payment of a Living Wage.**

Whereas, it is beneficial to the health and welfare of all citizens of the City of Cleveland that all workers are paid an hourly wage which enables them to live above the level of poverty and reduces the amount of taxpayer funded social service programs in the City of Cleveland; and

Whereas, this legislation provides for a prevailing minimum hourly wage for employees employed by persons or entities, which are awarded contracts by, for, or on behalf of the City of Cleveland and receive economic assistance in conjunction with such contracts; and

Whereas, many employers who receive financial assistance from the City do not provide comprehensive health insurance to their employees, thereby negatively affecting work performance; and

Whereas, this legislation ensures that contractors with the City provide health insurance benefits to all their employees or, in the alternative, ensures that these contractors provide an increased hourly wage to employees not provided with such insurance benefits so that employees may afford necessary health care; and

Whereas, the purpose of this legislation is to provide for a livable wage and health insurance benefits for workers employed by employers receiving assistance from the City and, as a result, enhance the welfare of workers in the City of Cleveland; and

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

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

#### Chapter 189

#### LIVING WAGE

Section 189.01 Definitions  
 Section 189.02 Living Wage  
 Section 189.03 Compliance  
 Section 189.04 Living Ward Board  
 Section 189.05 Monitoring and Enforcement  
 Section 189.06 Exemptions  
 Section 189.07 Severability  
 Section 189.08 Effective Date

#### Section 189.01 Definitions

For the purposes of this chapter, the following words, phrases and terms are defined as follows:

(a) "Applicable Department" means the City department to which a person or entity applies for Assistance.

(b) "Assistance" means any form of City financial assistance; including but not limited to; grants, including any federal grant program administered by the City; economic development loans; tax credits, incentives and abatements; subsidies; and bond financing that has an aggregate value of at least \$50,000 or greater annually; and is awarded, renegotiated or renewed after

the effective date of this Ordinance;

(c) "Labor and Materials Contract" means any contract or sub-contracts between a person, business or corporation and the City of Cleveland that have an aggregate value of at least \$25,000 or more annually, and involves the use of labor, including but not limited to the following categories of contracts:

Hotel, food service, janitorial, security, parking attendants, non-professional home health care, waste management, automotive repair services, landscaping, towing contracts, building and maintenance services, carpentry, and clerical city services.

Or any contract that involves the delivery of goods, which involves labor, where the contractor is receiving at least \$25,000.

This includes services performed on City owned premises including the following City owned locations; airports, parking lots, municipal parks, recreational facilities, and City-owned buildings.

(d) "City" means the City of Cleveland and all City divisions, departments, and offices.

(e) "Covered Employer" means the following:

(1) Any person or entity that receives Assistance from the City or enters into a Labor and Materials Contract with the City and has not been granted an exemption from this chapter pursuant to Section 189.06 and is either:

(a) a for profit employer of at least twenty (20) employees;

(b) a not-for-profit employer of at least fifty (50) employees;

(c) a not-for-profit employer of at least 20 employees if the salary ratio between the highest paid and lowest paid employees is more than five (5) to one (1).

(f) "Covered Employee" means:

(1) any person employed by or working as a trainee for a "Covered Employer" on a project receiving Assistance; or

(2) Any person employed by a Covered Employer that enters into a Labor and Materials Contract with the City.

(3) The following are not "Covered Employees" for purposes of this Chapter:

(a) an individual who provides solely volunteer services that are uncompensated except for reimbursement of expenses such as meals, parking or transportation;

(b) an individual in a job training program approved by the Cleveland City Council and City of Cleveland.

(c) an individual employed in public construction work that is subject to the provisions of state or federal law pertaining to wage rates for public works employment.

(g) "Living Wage" has the meaning stated in Section 189.02 of this Ordinance.

(h) "Living Wage Board" ("LWB") has the meaning stated in Section 189.04 of this Ordinance.

(i) "Person" means any individual; or proprietorship, partnership, joint venture, corporation, limited liability company, trust, association or other entity that may employ indi-

viduals or enter into contracts and all other entities recognized at law by the State of Ohio.

(j) "Index" means the most recent available figure stated in the publication "Poverty in the United States" published by the Bureau of the Census and updated on an annual basis, which defines the national poverty level for a family of four (4).

#### **Section 189.02 Living Wage**

All Covered Employers receiving Assistance from the City or who have entered into a Labor and Materials Contract with the City shall pay no less than the Living Wage to Covered Employees. Determination of the Living Wage shall be in accordance with the following:

(a) Amount of Living Wage:

(1) The Living Wage shall be calculated on an hourly basis and shall be at least one hundred and twenty-five percent (125%) of the federal poverty level for a family of four (4).

(2) The Living Wage shall be adjusted upwardly by the City of Cleveland from its existing level on an annual basis, no later than April 1st of each year, to remain one hundred twenty-five percent (125%) of the federal poverty level for a family of four.

(b) Health Care Provision:

(1) Covered Employers shall, to the extent possible, provide comprehensive health insurance comparable to that which the City provides for its insured employees, to all Covered Employees who work eighteen (18) hours or more per week for the Covered Employer.

(2) In the event a Covered Employer does not provide comprehensive health insurance to Covered Employees, a Covered Employer shall pay to Covered Employees who work eighteen (18) hours or more per week for the Covered Employer an hourly rate that is 20% higher than the required Living Wage.

(3) A Covered Employee's monthly contribution toward payment of the comprehensive health insurance premiums shall not exceed five percent (5%) of the Covered Employee's annual salary.

(4) Evidence of health insurance benefits as required herein shall be submitted to the City upon request.

#### **Section 189.03 Compliance**

(a) All City Labor and Materials Contracts and Assistance agreements subject to this Chapter shall contain the following language:

This agreement is subject to the City of Cleveland Living Wage Chapter 189 of the Codified Ordinances and requires, among other things, that unless specific exemptions apply, all employers, as defined, under contracts with the City and recipients of City financial assistance, as defined, shall provide payment of a minimum level of compensation to employees, which also includes the cost of health benefits. Failure to provide the living wage compensation required in the Ordinance may result in termination of the contract or debarment from future contracts or financial assistance.

(b) At the beginning of each quarter, each Applicable Department

shall file a Living Wage Report with the Clerk of Cleveland City Council and the LWB. The report shall include the following for each Covered Employer on a quarterly basis:

(1) the names, addresses and telephone numbers of each Covered Employer and the terms of each assistance package or contract applicable to this Chapter,

(2) the name address and telephone number of a designated local compliance person for the Covered Employer.

(3) the net increases or decreases in jobs within the City of Cleveland by job classification, wage rates, gender, zip code and union representation status resulting from Assistance.

(c) Maintenance of Payroll Records  
Each Covered Employer shall maintain payrolls for all Covered Employees and basic records related thereto and shall preserve them for a period of three years following termination of the Covered Employer's agreement with the City. The records shall contain the following for each Covered Employee:

(1) his or her name and address, job title, union membership status and job classification;

(2) the number of hours worked each day, gross wages earned, deductions made, and net wages paid;

(3) a copy of Social Security records, and evidence of payment thereof;

(4) a record of fringe benefit payments, including contributions to approved plans, funds or programs, and/or additional cash payments; and

(5) the applicable department or City Council may require any such other data as deemed appropriate.

(d) Required Reports

Covered Employers shall provide quarterly reports signed by an authorized representative to the Clerk of Cleveland City Council, the LWB and Applicable Department, which includes:

(1) the payroll records for that quarter; and

(2) employment activities, including the race, gender, zip code, wage rate and union representation status of Covered Employees hired or laid off.

(e) Access

The Covered Employer shall permit City representatives and members of City Council and LWB to observe work being performed upon the work site, to interview employees and to examine the books and records relating to payrolls being investigated pursuant to Section 189.05 of this chapter.

(f) Posting Requirements

(1) Covered Employers shall be required to provide notice to Covered Employees of their rights arising from this Chapter. The notice will be provided by the LWB and must be posted in a conspicuous place frequented by Covered Employees in the Covered Employer's workplace(s).

(2) Covered Employers shall inform employees making less than twelve dollars (\$12.00) per hour of their possible right to the federal Earned Income Credit ("EIC") under

§32 of the Internal Revenue Code of 1954, 26 U.S.C. §32, and shall make available to employees forms informing them about the EIC and forms required to secure advance EIC payments from the employer within 30 days of employment. The forms shall be provided to the eligible employees in English, Spanish and other languages spoken by a significant number of employees.

(g) Residency

(1) Covered employers shall establish a goal that at least 40% of persons newly hired to perform work on the project or contract receiving Assistance shall be residents of the City of Cleveland. Employment opportunities with Covered Employers should be advertised to the entire community including low-income persons through community sponsored organizations, job linkage programs, and advocacy groups.

(h) Organizing Rights

To accommodate a free and informed decision of Covered Employees joining or seeking representation by a labor organization, Covered Employers must comply with all applicable laws.

#### **Section 189.04 Living Wage Board**

(a) The Living Wage Board (LWB) shall be comprised of seven members board nominated by the City Council President to review the effectiveness of the living wage ordinance and to ensure that the community is informed on whether those companies that are receiving public assistance, government loans, and service contracts from the City are adhering to the ordinance. The LWB shall make recommendations to the City Council, when appropriate, regarding issues pertaining to the living wage policy.

This seven member board shall have a member from the following organizations:

1. Greater Cleveland Neighborhood Leadership Forum
2. Cleveland Jobs with Justice
3. Greater Cleveland Growth Association
4. Cleveland AFL/CIO Federation of Labor
5. Federation for Community Planning
6. Mayor's Office
7. Cleveland City Council

(b) No person shall be appointed to the Living Wage Board who has any interest in a contract, loan, grant or financial assistance from the City of Cleveland.

(c) The City Council shall initially appoint three members of the LWB for one-year terms, three members to two-year terms, and one member for a three-year term. Thereafter, all members shall serve three-year terms. Members may serve more than one term.

(d) At the beginning of each year the LWB members shall elect a chairperson, by majority vote. The LWB shall hold meetings quarterly and in special sessions as called by the chairperson. All meetings of the LWB shall be open to the public. All meetings will allow for public testimony on compliance with the Living Wage Ordinance.

(e) The LWB shall review and analyze and study all documentation and the results of investiga-



tions of Covered Employers as it pertains to the living wage and shall provide recommendations to the Council Committees on recommended actions.

(f) The LWB shall be provided with the City Assistance Reports of Covered Employers and the

The LWB shall be provided with exemption requests made by Covered Employers. The LWB shall have access to the work sites of Covered Employers at reasonable times.

(g) The LWB shall monitor, analyze and study health care costs to ensure that Covered Employees are receiving substantially equivalent health care benefits as are provided to City employees, and make recommendations to City Council as necessary for amendments to this ordinance that may be required for that end.

#### **Section 186.05 Monitoring and Enforcement.**

(a) Any Covered Employee who alleges that his or her employer is not complying with the requirements of the Chapter has the right to file a charge of noncompliance with the Clerk of Cleveland City Council at any time. Statements, written or oral, made by the Covered Employee, shall be treated as confidential and shall not be disclosed to the Covered Employer without the consent of the complainant.

(b) Any person may allege that a violation of this section has occurred by filing the complaint with the Clerk of City Council within 180 days of the alleged violation or knowledge thereof, a written charge of noncompliance shall state, in writing and under oath, the name and address of the employee, the name and address of the employer(s) alleged to have committed the violation of this ordinance and the particular facts thereof and such other information as may be required by the City of Cleveland and City Council. Upon the filing of a charge of noncompliance, the Clerk of City Council shall acknowledge the receipt of the charge, and shall forward this document to either the Director of Economic Development, or Director of the Office of Finance or both, and to the Chairpersons of the City Council Committees of Community/Economic Development and Finance. A copy of this document shall also be forwarded to the LWB.

(c) Within twenty-five (25) calendar days after a charge of noncompliance has been received by the Clerk of City Council, the City shall through the Director of the Applicable Department shall serve or cause to be served in person or by certified mail, a copy of the charge of noncompliance on the Covered Employer alleged to have committed a violation of this Chapter. The City shall also advise the Covered Employer in writing of his or her procedural rights and obligations pursuant to this Chapter.

(d) The Department of Economic Development in conjunction with the Tax Incentive Review Council shall be responsible for monitoring Covered Employers, which have received Assistance from the City of

Cleveland. The Department or Tax Incentive Review Council shall review and monitor the sworn reports or affidavits periodically submitted by Covered Employer, receive and investigate complaints regarding the compliance to the living wage ordinance. The Department of Economic Development through its Director, may impose sanctions for violations by Covered Employers or for falsifying information or failing to comply with the living wage ordinance.

(e) The Department of Finance in conjunction with the City Council Committee on Finance shall be responsible for monitoring Covered Employers, who have been awarded Labor and Materials Contracts by the City, and Covered Employers, which have been awarded a goods contract by the City of Cleveland. The Department of Finance shall review and monitor the sworn reports or affidavits periodically submitted by Covered Employers, receive and investigate complaints regarding the compliance to the living wage ordinance. The Department of Finance, through its Director may impose sanctions for violations by Covered Employers or for falsifying information or failing to comply with the living wage ordinance.

(f) Investigations.

Upon receiving a charge or complaint, the Applicable Department shall initiate an investigation to determine whether a violation of this Chapter has occurred.

(1) The City shall not make public in any manner and shall retain as confidential all information obtained as a result of the preliminary investigation.

(2) The City shall complete an investigation of a charge filed and take one of the following actions:

(a) Notify the complainant and the respondent that it is not probable that a violation of the Chapter; or

(b) Notify complainant and the respondent that there is probable cause of the violation and schedule a hearing to be held no later than fifteen (15) days from the notification, unless such date is extended by mutual agreement of all parties.

(3) Results from the preliminary investigation shall be made available to the LWB.

(g) Hearing

A hearing may be requested by the Applicable Department should it be warranted. A hearing shall be scheduled and conducted by City Council with a 30-day notice of the hearing provided to the Covered Employer, Covered Employee(s) or other charging parties and the LWB. The City shall review the findings from the hearing and make a decision of compliance or noncompliance. Upon a finding by the City of noncompliance, the City Law Director shall issue a corrective action citation specifying all areas of non-compliance and deadlines for resolution of the identified violations. If a Covered Employer has failed to comply to the living wage ordinance for more than 90 days after the corrective action citation is issued, the City shall issue sanctions against the Covered Employer for noncompliance.

(h) Appeals

Any Covered Employer or employee who objects to any decision or action of the City of Cleveland or the standards and procurement division relative to application or enforcement of this Chapter may appeal such decision to the Common Pleas Court or as otherwise provided by law.

(i) Sanctions

Any covered employer found not to be in compliance with the living wage or who have submitted false or fraudulent information may be subject to the following sanctions imposed by the City of Cleveland:

(1) Withholding of payments

(2) Termination, suspension or cancellation of the contract in whole or in part.

(3) Restitution of lost wages to the affected covered employee.

(4) After a due process hearing, denial of the right of the Covered Employer to bid on future contracts for no more than five (5) years after the violation is found.

(5) In the case of Assistance, to refund any sums disbursed by the City.

(6) Fines up to \$300 for each week for each Covered Employee found to have not been paid in accordance with this chapter.

(7) The filing of a complaint with the pertinent federal agency.

(8) No remedy set forth in this Chapter is intended is intended to be exclusive or a prerequisite for asserting a claim for relief to enforce any rights granted under this chapter in a court of law.

(j) Judicial Remedy

A Covered Employee claiming violation of this Chapter may bring an action in the Cleveland Municipal Court or Common Pleas Court of the State of Ohio, as appropriate, against a Covered Employer and may be awarded:

(1) For the failure to pay minimum wages the employer will be required to provide back pay for each day during which the violation continued.

(2) For failure to pay medical benefits the difference during the involved period between the minimum wage required herein without benefits and such minimum wage with benefits.

(3) The court shall award reasonable attorney's fees and costs to a Covered Employee who prevails in any such enforcement action.

(k) Retaliation and Discrimination Barred

A Covered Employer shall not discharge, reduce the compensation or otherwise discriminate against any employee for making a complaint to the City or otherwise asserting his or her rights under this chapter, participating in any of its proceedings or using any civil, statutory or collective bargaining remedies to enforce his or her rights under this Chapter. The Applicable Department shall authorize an investigation by the City of allegations of retaliation and/or discrimination and, after notice and a hearing, the allegations are found to be true, the City may order appropriate sanctions. Nothing in this division will be construed to conflict with, interfere with or supersede any rights

collectively bargained for by any other union representing Covered Employees.

(l) This Chapter shall not prevent the City or any person from exercising any right or seeking any remedy to which that person might otherwise be entitled, or from filing any complaint with any other agency or court of law or equity.

(m) No criminal penalties shall attach for any violation of this Chapter.

#### **Section 189.06 Exemptions**

(a) Construction and Prevailing Wage Exemption

Nothing in this chapter shall apply to jobs in public construction work that is subject to state law pertaining to wage rates or covered by prevailing wage agreements or collective bargaining agreements.

(b) Protection of Union jobs

In no instance shall a Covered Employer employ individuals where such employment results in the displacement of employees covered by a collective bargaining agreement.

(c) Granted Exemptions

(1) City Council may through passage of this legislation grant a partial or whole exemption from the requirements of this Chapter. Grounds for granting exemptions may include:

(a) a general exemption where application of this Chapter to a particular form of Assistance is found by the City to violate a specific state or federal statutory, regulatory or constitutional provision or provisions;

(b) a hardship exemption for otherwise Covered Employers that can demonstrate a specific, peculiar harm that would be felt uniquely by the Covered Employer if this chapter were to be applied. Economic harm alone will not suffice to demonstrate hardship unless it is of a type that would not affect any other actual competitor for the contract, subcontract or lease;

(c) contracts which are impacted by leases, bond covenants, grant restriction, governmental regulations, and other similar provisions, which would prohibit compliance with this Chapter;

(d) contracts where job training and classroom instruction is being provided to clients in order to develop new specialized skills for employment;

(2) Procedures

Requests for all exemptions shall be submitted to the Clerk and Applicable Department. The City will review the request and issue a recommendation. The LWB shall also receive a listing as well as other documentation from the City of those Covered Employees seeking exemptions for review. The request for exemption and the City's decision will also be conveyed to the LWB.

(3) Contents of Exemption Request

(1) All exemption requests shall include:

(a) the nature of the Assistance to which this chapter applies; and

(b) the specific or official name of the Assistance and Assistance program, the statutory or regulatory authority for the granting of

Assistance, and a copy of that authority.

(2) General Exemption requests shall additionally include:

(a) the conflicting statutory, regulatory or constitutional provision or provisions that make compliance with this Chapter unlawful and a copy of each applicable provisions; and

(b) A factual explanation and legal analysis of how compliance with this chapter would violate the cited provision or provision and the legal consequences that would attach if this violation were to occur.

(3) Hardship Exemption requests shall additionally include:

(a) the lower wage to be paid by the Covered Employer;

(b) a detailed explanation of how the payment of the Living Wage will cause peculiar harm; and

(c) supporting financial statements and for other documents

#### **Section 189.07 Severability**

In the event any provision of this chapter is held unconstitutional or invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any provision hereof.

#### **Section 189.08 Effective Date**

The Living Wage Ordinance shall be effective on **July 1, 2000**.

#### **Section 189.09**

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

Referred to Directors of Personnel and Human Resources, Finance, Law; Committees on Employment and Affirmative Action, Legislation, Finance.

Councilman Britt left the meeting.

### **FIRST READING ORDINANCE REFERRED**

**Ord. No. 1983-99.**

**By Councilman Robinson.**

**An ordinance establishing the Kinsman Avenue/Mount Pleasant Business Revitalization District (BRD) (Map Change No. 2001, Sheet No. 10)**

Whereas, the Board of Trustees of Mount Pleasant Now have submitted a written request dated September 24, 1999 to the Planning Commission to establish a Business Revitalization District in accordance with the procedures outlined in Chapter 303 of the Codified Ordinances of the City of Cleveland; and

Whereas, such request is accompanied by a map identifying the boundaries of the proposed district, and

Whereas, the City Planning Commission has determined that the proposed District meets the criteria for designation set forth in Section 303.04 of Chapter 303 of the Codified

Ordinances of the City of Cleveland, Ohio, 1976; therefore,

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

**Section 1.** That the following area, further defined and outlined on the map hereto attached, be and the same is hereby designated the Kinsman Avenue/Mount Pleasant Business Revitalization District.

Beginning at the intersection of the easterly line of Sublot No. 195 in the Van Sweringen Co. Subdivision as recorded in Volume 55, Page 34 of the Cuyahoga County Map Records and the City Line; thence southerly, westerly and southerly along said City Line to its intersection with the northerly line of Sublot No. 118 in the Shaker Overlook Land Co. Allotment as recorded in Volume 65, Page 36 of the Cuyahoga County Map Records; thence westerly along said northerly line of said Sublot No. 118 and along its westerly extension to the center line of East 154 Street, thence continuing westerly along the easterly extension of the northerly line of Sublot Nos. 125 and 310 in said Shaker Overlook Land Co. Allotment and along its westerly extension to the center line of East 153 Street; thence northerly along said center line of East 153 Street to its intersection with the easterly extension of the northerly line of Sublot No. 317 in said Shaker Overlook Land Co. Allotment; thence westerly along said easterly extension and along said northerly line of said Sublot No. 317 and continuing westerly along the northerly line of Sublot No. 502 in said Shaker Overlook Land Co. Allotment and along its westerly extension to the center line of East 151 Street, thence northerly along said center line of East 151 Street to its intersection with the easterly extension of the northerly line of Sublot No. 509 in said Shaker Overlook Land Co. Allotment; thence westerly along said easterly extension and along said northerly line of said Sublot No. 509 to its intersection with the westerly line thereof; thence southerly along said westerly line of said Sublot No. 509 and continuing southerly along the westerly line of Sublot No. 510 in said Shaker Overlook Land Co. Allotment to its intersection with the northerly line of Sublot No. 201 in the Jankovsky Bubna Allotment as recorded in Volume 51, Page 17 of the Cuyahoga County Map Records; thence westerly along said northerly line of said Sublot No. 201 and along its westerly extension to the center line of East 149 Street; thence continuing westerly along the easterly extension of the southerly line of Sublot No. 9 in said Jankovsky Bubna Allotment and along said southerly line of said Sublot No. 9 to its intersection with the easterly line of Sublot No. 413 in the Shaker Overlook Allotment as recorded in Volume 59, Page 10 of the Cuyahoga County Map Records; thence northerly along said easterly line of said Sublot No. 413 and continuing northerly along the easterly line of Sublot No. 414 in said Shaker Overlook Allotment to its intersection with the northerly line thereof; thence westerly

along said northerly line of said Sublot No. 414 and along its westerly extension to the center line of East 147 Street; thence northerly along said center line of East 147 Street to the center line of East 147 Street to the center line of Kinsman Road, S.E.; thence westerly along said center line of Kinsman Road, S.E. to the center line of East 146 Street; thence southerly along said center line of East 146 Street to its intersection with the easterly extension of a northerly line of Sublot No. 612 in said Shaker Overlook Allotment; thence westerly along said easterly extension and along said northerly line of said Sublot No. 612 to its intersection with a westerly line thereof; thence southerly along said westerly line of said Sublot No. 612 to its intersection with a northerly line thereof; thence westerly along said northerly line of said Sublot No. 612 to its intersection with the easterly line of Sublot No. 214 in the Green Leaf Realty Subdivision as recorded in Volume 61, Page 10 of the Cuyahoga County Map Records; thence southerly along said easterly line of said Sublot No. 214 to its intersection with the southerly line thereof; thence westerly along said southerly line of said Sublot No. 214 and along its westerly extension to the center line of East 144 Street; thence northerly along said center line of East 144 Street to its intersection with the easterly extension of the northerly line of Sublot No. 4 in said Green Leaf Realty Company Subdivision; thence westerly along said easterly extension and along said northerly line of said Sublot No. 4 to its intersection with the westerly line thereof; thence southerly along said westerly line of said Sublot No. 4 to its intersection with the northerly line of Sublot No. 5 in the Kinner Allotment as recorded in Volume 33, Page 9 of the Cuyahoga County Map Records; thence westerly along said northerly line of said Sublot No. 5 and along its westerly extension to the center line of East 143 Street; thence northerly along said center line of East 143 Street to its intersection with the easterly extension of a line located ninety (90) feet south of the southerly line of Kinsman Road, S.E.; thence westerly along said easterly extension and along said line which is parallel to and ninety (90) feet south of said southerly line of Kinsman Road, S.E. to its intersection with a line located one hundred (100) feet west of the westerly line of East 143 Street; thence northerly along said line which is parallel to and one hundred (100) feet west of said westerly line of East 143 Street to its intersection with a line located approximately seventy eight (78) feet south of said southerly line of Kinsman Road, S.E.; thence westerly along said line which is parallel to and approximately seventy eight (78) feet south of said southerly line of Kinsman Road, S.E. and along its westerly extension to the center line of East 142 Street; thence southerly along said center line of East 142 Street to its intersection with the easterly extension of the northerly line of Sublot No. 4

in the Normile, Zoul & Zverina Subdivision as recorded in Volume 41, Page 11 of the Cuyahoga County Map Records; thence westerly along said easterly extension and along said northerly line of said Sublot No. 4 to its intersection with the westerly line thereof; thence southerly along said westerly line of said Sublot No. 4 to its intersection with the southerly line of Sublot No. 2 in the Bartlett Homestead Subdivision No. 1 as recorded in Volume 46, Page 14 of the Cuyahoga County Map Records; thence westerly along said southerly line of said Sublot No. 2 and along its westerly extension to the center line of East 140 Street; thence northerly along said center line of East 140 Street to its intersection with the easterly extension of the northerly line of Sublot No. 1 in the Pleasant View Subdivision No. 3 as recorded in Volume 42, Page 16 of the Cuyahoga County Map Records; thence westerly along said easterly extension and along said northerly line of said Sublot No. 1 to its intersection with the westerly line thereof; thence southerly along said westerly line of said Sublot No. 1 to its intersection with the northerly line of Sublot G in the Pleasantview Subdivision No. 4 as recorded in Volume 63, Page 5 of the Cuyahoga County Map Records; thence westerly along said northerly line of Sublot G and along its westerly extension to the center line of East 139 Street; thence southerly along said center line of East 139 Street to its intersection with the easterly extension of a line located one hundred fifty (150) feet north of the northerly line of Sublot No. 45 in the Pleasantview Subdivision as recorded in Volume 31, Page 28 of the Cuyahoga County Map Records; thence westerly along said easterly extension and along said line which is parallel to and one hundred fifty (150) feet north of said northerly line of said Sublot No. 45 to its intersection with the westerly line of Sublot No. 3 in said Pleasantview Subdivision; thence southerly along said easterly line of said Sublot No. 3 to its intersection with the southerly line thereof; thence westerly along said southerly line of said Sublot No. 3 to its intersection with the westerly line thereof; thence northerly along said westerly line of said Sublot No. 3 to its intersection with a line located forty (40) feet north of the northerly line of Sublot No. 4 in said Pleasantview Subdivision; thence westerly along said line which is parallel to and forty (40) feet north of said northerly line of said Sublot No. 4 and along its westerly extension to the center line of East 138 Street; thence southerly along said center line of East 138 Street to its intersection with the easterly extension of a line located eighty (80) feet north of the northerly line of Sublot No. 52 in the Pleasantview Allotment No. 2 as recorded in Volume 34, Page 14 of the Cuyahoga County Map Records; thence westerly along said easterly extension and along said line which is parallel to and eighty (80) feet north of said northerly line of said Sublot No. 52 to its intersection with a line locat-

ed one hundred fifty (150) feet west of the westerly line of East 138 Street; thence southerly along said line which is parallel to and one hundred fifty (150) feet west of said westerly line of East 138 Street to its intersection with the northerly line of Sublot No. 95 in the Mount Pleasant (M.S. Melzer) Allotment as recorded in Volume 50, Page 35 of the Cuyahoga County Map Records; thence westerly along said northerly line of said Sublot No. 95 and along its westerly extension to the center line of East 135 Street; thence northerly along said center line of East 135 Street to the center line of Union Avenue, S.E.; thence easterly along said center line of Union Avenue, S.E. to its intersection with the southerly extension of the westerly line of Sublot No. 19 in the Mount Pleasant (E. Walton) Allotment as recorded in Volume 14, Page 39 of the Cuyahoga County Map Records; thence northerly along said southerly extension and along said westerly line of said Sublot No. 19 to its intersection with the northerly line thereof; thence easterly along said northerly line of said Sublot No. 19 to its intersection with the westerly line of Sublot No. 17 in said Mount Pleasant (E. Walton) Allotment; thence northerly along said westerly line of said Sublot No. 17 and along its northerly extension to the center line of Kinsman Road, S.E.; thence southeasterly along said center line of Kinsman Road, S.E. to the center line of East 137 Street; thence northerly along said center line of East 137 Street to its intersection with the westerly extension of the southerly line of Sublot No. 102 in the Mount Pleasant (Kinsman Development Co.) Allotment as recorded in Volume 45, Page 6 of the Cuyahoga County Map Records; thence easterly along said westerly extension and along said southerly line of said Sublot No. 102 to its intersection with the easterly line of Sublot No. 105 in said Mount Pleasant (Kinsman Development Co.) Allotment; thence southerly along said easterly line of said Sublot No. 105 to its intersection with a line located fifty (50) feet south of the southerly line of Sublot No. 157 in the Behm Homestead Allotment as recorded in Volume 45, Page 13 of the Cuyahoga County Map Records; thence easterly along said line which is parallel to and fifty (50) feet south of said southerly line of said Sublot No. 157 and along its easterly extension to the center line of East 139 Street; thence southerly along said center line of East 139 Street to its intersection with the westerly prolongation of the southerly line of Sublot No. 5 in the Behm Non Recorded Subdivision; thence easterly along said westerly prolongation and along said southerly line of said Sublot No. 5 and along its easterly extension to the center line of East 140 Street; thence northerly along said center line of East 140 Street to its intersection with the westerly extension of the southerly line of Sublot No. 125 in the Shaker Overlook Subdivision No. 5 as recorded in Volume 72, Page 15 of the Cuyahoga County Map Records; thence

easterly along said westerly extension and along said southerly line of said Sublot No. 125 to its intersection with the easterly line thereof; thence northerly along said easterly line of said Sublot No. 125 to its intersection with the northerly line of Sublot No. 113 in said Shaker Overlook Subdivision No. 5; thence easterly along said northerly line of said Sublot No. 113 and along its easterly extension to the center line of East 142 Street; thence southerly along said center line of East 142 Street to its intersection with the westerly extension of the southerly line of Sublot No. 5 in said Shaker Overlook Subdivision No. 5; thence easterly along said westerly extension and along said southerly line of said Sublot No. 5 to its intersection with a line located one hundred twenty (120) feet west of the westerly line of East 143 Street; thence northerly along said line which is parallel to and one hundred twenty (120) feet west of said westerly line of East 143 Street to its intersection with the northerly line of Sublot No. 8 in the Kinner Heights Subdivision as recorded in Volume 43, Page 5 of the Cuyahoga County Map Records; thence easterly along said northerly line of said Sublot No. 8 and along its easterly extension to the center line of East 143 Street; thence southerly along said center line of East 143 Street to its intersection with the westerly extension of the southerly line of Sublot No. 129 in said Kinner Heights Subdivision; thence easterly along said westerly extension and along said southerly line of said Sublot No. 109 to its intersection with the easterly line thereof; thence northerly along said easterly line of said Sublot No. 129 to its intersection with a line located two hundred eighty nine (289) feet north of the northerly line of Kinsman Road, S.E.; thence easterly along said line which is parallel to and two hundred eighty nine (289) feet north of said northerly line of Kinsman Road, S.E. to its intersection with a line located approximately one hundred forty nine and fifty eight hundredths (149.58) feet west of the westerly line of East 145 Street; thence northerly along said line which is parallel to and approximately one hundred forty nine and fifty eight hundredths (149.58) feet west of said westerly line of East 145 Street to its intersection with the southerly line of Sublot No. 74 in the Shaker View Subdivision as recorded in Volume 53, Page 34 of the Cuyahoga County Map Records; thence easterly along said southerly line of said Sublot No. 74 to its intersection with a line located approximately seventy five and twenty six hundredths (75.26) feet west of said westerly line of East 145 Street; thence southerly along said line which is parallel to and approximately seventy five and twenty six hundredths (75.26) feet west of said westerly line of East 145 Street to its intersection with a line located ninety (90) feet north of the northerly line of Kinsman Road, S.E.; thence easterly along said line which is parallel to and ninety (90) feet north of said northerly line of Kinsman Road,

S.E. and along its easterly extension to the center line of East 145 Street; thence northerly along said center line of East 145 Street to its intersection with the westerly extension of the southerly line of Sublot No. 3 in said Shaker View Subdivision; thence easterly along said westerly extension and along said southerly line of said Sublot No. 3 to its intersection with the easterly line thereof; thence northerly along said easterly line of said Sublot No. 3 and continuing northerly along the easterly line of Sublot No. 4 in said Shaker View Subdivision to its intersection with the southerly line of Sublot No. 131 in the A.C. Spear Subdivision No. 2 as recorded in Volume 52, Page 32 of the Cuyahoga County Map Records; thence easterly along said southerly line of said Sublot No. 131 and along its easterly extension to the center line of East 146 Street; thence northerly along said center line of East 146 Street to its intersection with the westerly extension of the southerly line of Sublot No. 68 in said A.C. Spear Subdivision No. 2; thence easterly along said westerly extension and along said southerly line of said Sublot No. 68 to its intersection with the easterly line thereof; thence northerly along said easterly line of said Sublot No. 68 to its intersection with the northerly line of Sublot No. 4 in the A. Palmer Subdivision as recorded in Volume 23, Page 23 of the Cuyahoga County Map Records; thence easterly along said northerly line of said Sublot No. 4 and along its easterly extension to the center line of East 147 Street; thence southerly along said center line of East 147 Street to its intersection with the westerly extension of the southerly line of Sublot No. 4 in the A. Palmer Subdivision as recorded in Volume 23, Page 23 of the Cuyahoga County Map Records; thence easterly along said westerly extension and along said southerly line of said Sublot No. 4 to its intersection with a line located one hundred forty (140) feet west of the westerly line of East 149 Street; thence southerly along said line which is parallel to and one hundred forty (140) feet west of said westerly line of East 149 Street to its intersection with a line located approximately one hundred fifty nine and seventy four hundredths (159.74) feet north of the northerly line of Kinsman Road, S.E.; thence easterly along said line which is parallel to and approximately one hundred fifty nine and seventy four hundredths (159.74) feet north of said northerly line of Kinsman Road, S.E. to its intersection with a line located eighty (80) feet west of said westerly line of East 149 Street; thence southerly along said line which is parallel to and eighty (80) feet west of said westerly line of East 149 Street to its intersection with a line located approximately one hundred nine and fifty five hundredths (109.55) feet north of said northerly line of Kinsman Road, S.E.; thence easterly along said line which is parallel to and approximately one hundred nine and fifty five hundredths (109.55) feet north of said northerly line of Kinsman Road, S.E. and

along its easterly extension to the center line of East 149 Street; thence northerly along said center line of East 149 Street to its intersection with the westerly extension of a line located seventy five (75) feet south of the southerly line of Sublot No. 4 in the Palmer and Boyer Allotment as recorded in Volume 30, Page 14 of the Cuyahoga County Map Records; thence easterly along said westerly extension and along said line which is parallel to and seventy five (75) feet south of said southerly line of said Sublot No. 4 to its intersection with the westerly line of Sublot No. 128 in the Palmer and Burnett Allotment as recorded in Volume 34, Page 5 of the Cuyahoga County Map Records; thence northerly along said westerly line of said Sublot No. 128 to its intersection with the southerly line of Sublot No. 127 in said Palmer and Burnett Allotment; thence easterly along said southerly line of said Sublot No. 127 and along its easterly extension to the center line of East 150 Street; thence northerly along said center line of East 150 Street to its intersection with the westerly extension of the northerly line of Sublot No. 6 in said Palmer and Burnett Allotment; thence easterly along said westerly extension and along said northerly line of said Sublot No. 6 to its intersection with the easterly line thereof; thence southerly along said easterly line of said Sublot No. 6 to its intersection with a 'City Line'; thence easterly along said 'City Line' to the place of beginning.

**Section 2.** That the designation of the area set forth in Section 1 hereof as the Kinsman Avenue/Mount Pleasant Business Revitalization District shall be noted on the Building Zone Map of the City of Cleveland on file in the office of the Clerk of Council and on file in the office of the City Planning Commission by the appropriate person designated for such purpose by the City Planning Commission.

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

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

#### **FIRST READING EMERGENCY RESOLUTION REFERRED**

**Res. No. 1984-99.**

**By Councilman Britt (by request).  
An emergency resolution declaring the intention to vacate a portion of The First Alley North of Quincy between East 79th and East 82nd Streets.**

Whereas, this Council; is satisfied that there is good cause to vacate a portion of The First Alley North of Quincy between East 79th and East 82nd Streets, as hereinafter described, and

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

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

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

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

The First Alley (13.00 feet in width), North of Quincy Avenue (60.00 feet wide) extending Easterly from the Easterly line of East 79th Street (50.00 feet wide) to the Westerly line of East 82nd Street (50.00 feet wide).

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

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

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

**Ord. No. 1985-99.**

**By Councilmen Britt and Willis.**  
**An emergency ordinance consenting to and approving the issuance of a permit for the Breast Cancer Prevention walk on November 7, 1999, sponsored by One to One Fitness.**

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

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

**Section 1.** That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio, 1976, this Council consents to and approves the holding of the Breast Cancer Prevention walk, sponsored by One to One Fitness, on November 7, 1999, beginning at Adelbert to Euclid, Euclid to Mayfield, Mayfield to Random, Random to Cornell, Cornell to Circle Drive, Circle Drive to Adelbert and finish, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police or safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

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

**Ord. No. 1986-99.**

**By Councilman Cimperman.**  
**An emergency ordinance authorizing and directing the Director of Public Service to issue one or more permits to the Brilliant Electric Sign Company to stretch banners on Euclid Avenue between the building addresses of 509 to 1022 Euclid Ave. on utility poles (by separate permission) for the periods of Nov. 15, 1999 to Mar. 3, 2000, inclusive, commemorating Christmas and Millennium events.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue one or more permits to the Brilliant Electric Sign Company, 4811 Van Epps Road, Cleveland, Ohio 44131, to install, maintain and remove banners to be hung on Cleveland Public Power utility poles, (by separate permission) on Euclid Avenue: 509 Euclid (N), pole #B58-9-No Tag; 510 Euclid (S), pole #B59-9; Opp. 700 Euclid (N), New Pole-No Tag; 700 Euclid (S), B61-2-No Tag; 1001 Euclid (N), pole #B60-10; 1006 Euclid (S), pole #B61-10; Opp. 1120 Euclid (N), New Pole-No Tag; 1120 Euclid (S), pole #B63-1-No Tag; 1255 Euclid (N), pole #B62-5-No Tag; 1228 Euclid (S), B63-5-No Tag; 1021 Euclid (N) Alt. Location, pole #B60-11-No Tag; 1022 Euclid (S) Alt. Location, pole #B61-11-No Tag for the period of November 15, 1999 to March 3, 2000, inclusive, publicizing their Christmas and Millennium programs; and which banners shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners, and said banners shall be removed promptly upon the expiration of said permit.

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

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

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

**Ord. No. 1987-99.**

**By Councilman Cintron.**

**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Detroit Shoreway Community Development Organization for the Detroit Merchants Group to stretch banners and hang snowflakes on the north and south sides of Detroit Ave. from W. 45th St. to West 85th St. on utility poles (by separate permission) for the period of Nov. 15, 1999 to Jan. 15, 2000, inclusive, for the holiday season.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to the Detroit Shoreway Community Development Organization (for the Detroit Merchants Group), Suite. 1, the Gordon Arcade Atrium, 6516 Detroit Avenue, Cleveland, Ohio 44102, to install, maintain and remove banners and snowflakes to be hung on Cleveland Public Power utility poles, (by separate permission) at Detroit Avenue (North Side): @ W. 45th St., Max Hayes, pole #AT47-37; @ W. 47th St., Max Hayes, pole #AT47-34; @ W. 48th St., Max Hayes, pole #AT47-31; 4910 Detroit, Master Auto, pole #AT47-25; @ W. 52nd St., WSEM Parking Lot, pole #AT47-21; NE Corner of W. 54th St., pole #AT47-18 No Tag; 5506 Detroit, Spectrum, pole #AT47-14; Detroit Avenue (South Side): @ W. 45th St., Damper's BP, pole #AT46-36; 4625 Detroit, Leimkuehlers, pole #AT46-33; SE Corner, W. 48th St., pole #AT46-30; 4815 Detroit, Davis Welding, pole #AT46-28; 5103 Detroit, pole #AT46-23; 5303 Detroit, Lucille's Strudel, pole #AT46-19; 5417 Detroit, Hunt Industry, pole #AT46-13; Detroit Avenue (North Side): 5800 Detroit, Lou & Eddy's, pole #AT47-9; 5820 Detroit, pole #AT47-7; 5910 Detroit, Convenient, pole #37379; 6204 Detroit, Cracium Funeral Home, pole #AT47-2; St. Helena's Lot, pole TT1-29; NE Corner, W. 65th St., pole #TT1-31; NW Corner of W. 65th St., pole #TT1-32; 6514 Detroit, Treasure Cove, pole #TT1-33; Detroit Avenue (North Side): 6710 Detroit, Lou's Furniture, pole #TT1-36; 6902 Detroit, Little Caesar's, pole # (TT1-38) No Tag; 6928 Detroit, OLMC Rectory, pole #TT1-40; 7006 Detroit, Berardi Apartment, pole #TT1-43; 7200 Detroit, Berry Funeral Home, TT1-45; NE Corner W. 74th St., pole #TT1-48; 7402 Detroit, Payday Loans, pole #TT1-49; Detroit Avenue (North Side): Rally's, pole # (TT1-51) No Tag; NW Corner Lake Ave., pole #E5-1; 7704 Detroit, Marathon Gas Station, pole # (E5-3) No Tag; 7724 Detroit, Hermetic & Supply, pole #E5-5; NW Corner of W. 78th St., pole #32354; 7800 Detroit, St. Augustine Towers, pole #32355; 7918 Detroit, Chateau, pole # (E5-10) No Tag; Detroit Avenue (South Side): SW Corner W. 58th St., pole #37333; 5821 Detroit, pole #37336; 5901 Detroit, pole # No Tag; 6105 Detroit, Stockyard Meats, pole #37340; St. Mary's Church, pole #37341; 6321

Detroit, pole #37342; 6425 Detroit, Cleveland Public Theater, pole #37343; S.E. Corner of W. 65th St., pole # No Tag; Detroit Avenue (South Side); SW Corner of W. 65th St., pole #37345; 6701 Detroit, Pioneer Savings, pole # No Tag; 6705 Detroit, Mr. Hero, pole #34835; 6901/05 Detroit, Apartments, pole # No Tag; 7001/03 Detroit, Murial Bldg., pole # No Tag; McDonald's, pole #34842; 7301 Detroit, Car Quest, pole #34843; Detroit Avenue (South Side); 7405 Detroit, Randolph Bldg., pole #34845; SW Corner of W. 74th St., pole # No Tag; Waterson Lake School, pole # No Tag; 7431 Detroit, City Savings & Loan, pole #(TT1-2) No Tag; SW Corner, W. 75th St., pole #TT1-1; Sacrada de Familia, pole #E6-42; St. Augustine Manor, east end of lot, pole #(E6-41) No Tag; St. Augustine Manor, west end of lot, pole #E6-37; Detroit Avenue (North Side); 8016 Detroit, Zenia Bldg., pole #E5-13; 8302 Detroit, pole #(E5-15) No Tag; NE Corner W. 85th St., pole #E5-18; Detroit Avenue (South Side); 8121 Detroit, pole #E6-34; SE Corner of W. 84th St., pole #E6-32; SE Corner W. 85th St., pole #(E6-31) No Tag; for the period from November 15, 1999 to January 15, 2000, inclusive, for the holiday season; and which banners and snowflakes shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners, and said banners shall be removed promptly upon the expiration of said permit.

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

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

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

**Ord. No. 1988-99.**

**By Councilmen Johnson and Britt.**  
**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Cleveland Clinic Children's Hospital for Rehabilitation to hang two banners on the corner of Buckeye and Martin Luther King Jr. Dr. on utility poles (by separate permission) for the period of Nov. 1, 1999 to Dec. 31, 1999, inclusive, publicizing the new name of their hospital.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the

Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to the Cleveland Clinic Children's Hospital for Rehabilitation, 2801 Martin Luther King, Jr. Drive, Cleveland, Ohio 44104, to install, maintain and remove two banners to be hung on Cleveland Public Power utility poles, (by separate permission) on the corner of Buckeye and Martin Luther King Jr. Drive on pole #SE5-77-28, and pole #SE5-77-29, for the period of November 1, 1999 to December 31, 1999, inclusive, publicizing the new name of their hospital, and which banners shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banners, and said banners shall be removed promptly upon the expiration of said permit.

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

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

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

**Ord. No. 1989-99.**

**By Councilman O'Malley.**  
**An emergency ordinance prohibiting the Director of Parks, Recreation and Properties from authorizing or proceeding with any improvements or alterations to Brookside Park without the written consent of the Ward 16 Councilmember.**

Whereas, Brookside Park is a valued asset of Ward 16 and provides recreational benefit to members of the community; and

Whereas, Brookside Park abuts numerous residences and, as such, improvements or alterations to the park impact those residents as well as other members of the community; and

Whereas, the Department of Parks, Recreation & Properties, through its Director, authorized certain improvements and alterations to the park without the consultation of the Councilmember of Ward 16 and the impacted residents of the community; and

Whereas, the Director of Parks, Recreation & Properties may have entered into a Property Adoption Agreement with the Cleveland Area Soap Box Derby Association that was clearly outside the scope of the type of agreement contemplated by the Codified Ordinances of the City of Cleveland; and

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

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

**Section 1.** That notwithstanding any Codified Ordinances to the contrary, the Director of Parks, Recreation and Properties is prohibited from authorizing or proceeding with any improvements or alterations to Brookside Park without the written consent of the Councilmember of Ward 16, as well as receipt of any legislative authorization that may be required.

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

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

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

**Ord. No. 1990-99.**

**By Councilman Jones.**  
**An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Miles Ahead Development Corporation to provide various services and to purchase computer equipment to benefit the Lee Harvard Seville Miles area.**

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

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

**Section 1.** That the Director of Community Development is authorized to enter into an agreement with Miles Ahead Development Corporation to hire staff and consultants to provide various services to benefit the Lee Harvard Seville Miles area, including, but not limited to, community planning, safety, lighting, area maintenance, strategic planning and financial document preparation, and to purchase computers and associated equipment.

**Section 2.** That the costs of said contract shall be in an amount not to exceed Fifty-One Thousand Six Hundred Sixty-Two Dollars and Fifty Cents (\$51,662.50) and shall be paid from Fund No. 10 SF 166.

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

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

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

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

**Ord. No. 1991-99.  
By Councilman Polensek.**

**An emergency ordinance to amend Section 4 of Ordinance No. 520-99, passed March 29, 1999, as amended by Ordinance No. 1765-99, passed October 4, 1999 relating to compensation for various classifications.**

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

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

**Section 1.** That Section 4 of Ordinance No. 520-99, passed March 29, 1999, as amended by Ordinance No. 1765-99, passed October 4, 1999, is hereby amended to read as follows:

**Section 4. Employees of Council-Salary.**

That the Clerk of Council, with the approval of the President of Council, shall fix the salary of the employees of Council within the limits established in the following schedule for each classification:

	<b>Minimum</b>	<b>Maximum</b>
1. Administrative Assistant.....	\$21,112.14	\$67,858.34
2. Archivist.....	18,630.00	67,858.34
3. Chief of Consumer Affairs.....	21,851.06	74,644.18
4. Chief Deputy Clerk .....	21,851.06	67,858.34
5. Chief Legislative Secretary.....	21,851.06	67,858.34
6. Clerk's Deputy Assistant.....	21,851.06	67,858.34
7. Clerk's Assistant.....	\$18.72 per hr	\$21.30 per hr.
8. Councilmanic Assistants (Part-Time).....	\$7.16 per hr	\$14.62 per hr.
9. Council Receptionist.....	18,630.00	40,715.00
10. Deputy Clerk.....	21,112.14	67,858.34
11. Deputy Clerk-Finance.....	21,112.14	67,858.34
12. Director of Communications.....	24,974.46	74,644.18
13. Executive Assistant-Administration.....	24,974.46	81,430.02
14. Executive Assistant-Finance.....	24,974.46	81,430.02
15. Executive Assistant to the Clerk of Council.....	24,974.46	81,430.02
16. <b>Executive Transition Coordinator.....</b>	<b>41,416.04</b>	<b>86,430.02</b>
17. First Assistant Clerk.....	24,975.91	67,858.34
18. Fiscal Officer.....	\$25.85 per hr.	\$41.81 per hr.
19. Fiscal Secretary.....	24,974.46	64,336.48
20. Information Systems Coordinator.....	21,851.06	74,098.58
21. Information Systems <b>Administrator</b> .....	21,851.06	81,430.02
22. Legislative Assistants.....	18,630.00	54,286.68
23. Legislative Assistant/Administrative Secretary.....	18,630.00	64,336.48
24. Legislative Secretary.....	18,630.00	54,286.68
25. Research Assistant.....	21,851.06	81,430.02
26. Research Director.....	21,851.06	81,430.02
27. Sergeant-at-Arms.....	13,304.30	37,328.41

**Section 2.** That existing Section 4 of Ordinance No. 520-99, passed March 29, 1999, as amended by Ordinance No. 1765-99, passed October 4, 1999, is hereby repealed.

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

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

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

**Ord. No. 1992-99.  
By Councilmen Willis and Coats.  
An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to the Ministerial Day Care Association Brackland Head Start Academy to stretch banners at E. 125th St. (E. & W. sides), and on Brackland Ave., to be hung on utility poles (by separate permission) for the period of Oct. 25, 1999 to Dec. 31, 1999, inclusive, publicizing their programs.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to Ministerial Day Care Association Brackland Head Start Academy, 12416 Brackland Avenue, Cleveland, Ohio, to

install, maintain and remove banners to be hung on Cleveland Public Power utility poles, (by separate permission) on East 125th Street (West Side); on the SW Corner of Woodside, pole #97619; 100' N. of Woodside, pole #97618; Opposite 739 E. 125th St., pole #97617; 40' N. of Brackland, pole #97616; 712 E. 125th, pole #97615; 698 E. 125th, pole #97614; East 125th Street (East Side); on SE Corner Woodside, pole #NE6-47; 743 E. 125th, pole #NE6-48) no tag; SE Corner of Brackland, pole #NE6-49; 717 E. 125th, pole #NE6-50; 707 E. 125th, pole #NE6-51; 691 E. 125th, pole #NE6-52; Brackland Avenue; 1st pole W. of E. 125th, pole #NE6-49-1; 2nd pole W. of E. 125th, pole #NE6-49-2; for the period of October 25, 1999 to December 31, 1999, inclusive, publicizing their special programs; and which banners shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any

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

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

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

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

**Ord. No. 1993-99.**  
**By Councilmen White and Patmon**  
**(by departmental request).**

**An emergency ordinance to amend Section 4 of Ordinance No. 1277-99, passed July 14, 1999, relating to the Director of Personnel and Human Resources entering into contract with various entities to provide services under Titles IIA, IIC and IV of the 1998 and 1999 Job Training Partnership Act and authorizing a memorandum of understanding between the Director of Personnel and Human Resources and Aging to implement training.**

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

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

**Section 1.** That Section 4 of Ordinance No. 1277-99, passed July 14, 1999, is hereby amended to read as follows:

Section 4. That the Director of Personnel and Human Resources is authorized to enter into a memorandum of understanding with the Director of Aging to implement the delivery of youth employment and training services for older adults under Title IIA-77%, Title IIA-5% or Title IIC-82% of the 1999 Job Training Partnership Act, and that the cost of implementing this memorandum of understanding shall not exceed \$155,500.00 and shall be paid from Fund No. 15 SF 092, Request No. 8980.

**Section 2.** That existing Section 4 of Ordinance No. 1277-99, passed July 14, 1999, is hereby repealed.

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

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

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

**Ord. No. 1994-99.**  
**By Councilmen Lewis, Melena,**  
**Cimperman and Patmon (by departmental request).**

**An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 7317, 7311 and 7307-09, Melrose Avenue to Emanuel Leaks and Marna Leaks.**

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

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

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

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

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

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

P.P. No. 106-10-048

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

Subject to Zoning Ordinances, if any.

P.P. No. 106-10-049

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

P.P. No. 106-10-050

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

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

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

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

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

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

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

**Ord. No. 1995-99.**

**By Councilman Westbrook.**

**An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Councilman Jay Westbrook to hang Christmas Trees with lights on Detroit Avenue from the addresses of 10427 to 11650 using utility poles (by separate permission) for the period of Nov. 17, 1999 to Jan. 31, 2000, inclusive, for Christmas decoration in Ward #18.**

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

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

**Section 1.** That notwithstanding the provision of Section 623.13 of the Codified Ordinances of Cleveland, Ohio 1976, the Director of Public Service is hereby authorized and directed to issue a permit to the Councilman Jay Westbrook of Ward 18, Room 220 City Hall, 601 Lakeside Avenue, Cleveland, Ohio 44114, to install, maintain and remove 24 Christmas Trees with lights to be hung on Cleveland Public Power utility poles, (by separate permission) on the following addresses and pole numbers: 10427 Detroit (N), #E7-5; 10603 Detroit (N), #E7-7; 10603 Detroit (S), #E8-18; W. 107th St. & Detroit (S), #E8-17; 10717 Detroit (S), #E8-16; W. 110th St. & Detroit (S), #E8-15; 11000 Detroit (N), #E7-11; 11029 Detroit, (S), #E8-14; 11100 Detroit (N), #E7-13; 11119 Detroit (S), #E8-12; 11200 Detroit (N), E7-14; 11200 Detroit (S), E7-27; 11210 Detroit (N), E7-15; 11225 Detroit, (S), E8-10; 11310 Detroit (N), E7-16; 11409 Detroit (S), E8-8; 11510 Detroit (N), E7-18; 11600 Detroit (S), E8-6; 11600 Detroit (N), E7-20; 11603 Detroit (S), E8-5; 11611 Detroit (S), E8-4; 11616 Detroit (N), E7-22; 11645 Detroit (S), E-8-2; 11650 Detroit (N), E7-24; from the period of November 17, 1999 to January 31, 2000, inclusive, and which Christmas trees w/lights in Ward #18 shall be approved by the Director of Public Service in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a Christmas tree w/lights will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said decorations, and said banners shall be removed promptly upon the expiration of said permit.

**Section 2.** That this ordinance is hereby declared to be an emergency measure and, provided it receives



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

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

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

**Ord. No. 2008-99.**

**By Councilman O'Malley.**

**An emergency ordinance to amend Section 133.24 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1662-91, passed April 6, 1992 relating to property adoption and licensing.**

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

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

**Section 1.** That Section 133.24 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1662-91, passed April 6, 1992, is hereby amended to read as follows:

**Section 133.24 Property Adoption and Licensing**

The Director may agree to allow, with the approval of the Board of Control, any business or other entity to maintain, improve, and adopt real estate belonging to the City and not in charge of another department; **provided, however, that such real estate is no greater in area than 200 square feet and that the improvements are for solely for beautification of the real estate.** Any business or entity adopting property shall be entitled to have such property designated in its name and the Director is authorized to evaluate and present awards to the best maintained property. The Director shall establish rules and regulations for property adoption. **A copy of each proposed Property Adoption Agreement is to be provided to the Clerk of Council at least fourteen (14) days prior to approval by the Board of Control.** Any such adoption shall not be construed as the conveyance of any right, title or interest in public property but merely as the grant of a privilege, revocable at will.

**Section 2.** That existing Section 133.24 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1662-91, passed April 6, 1992, is hereby repealed.

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

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

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

**FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED**

**Res. No. 1996-99.**

**By Councilman Britt.**

**An emergency resolution withdrawing objection to the renewal of a D1, D2, & D6 Liquor Permit to 9808 Cedar Ave., and repealing Res. No. 1455-98, objecting to said renewal.**

Whereas, this Council objected to the renewal of a D1, D2 & D6 Liquor Permit to 9808 Cedar Ave., by Res. No. 1455-98, adopted August 19, 1998; and

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

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

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

**Section 1.** That objection to the renewal of a D1, D2 & D6 Liquor Permit to 9808 Cedar Ave., be and the same is hereby withdrawn and Res. No. 1455-98, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

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

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

**Res. No. 1997-99.**

**By Councilman Cimperman.**

**An emergency resolution withdrawing objection to the stock transfer of a D1, D2, D3, D3A and D6 Liquor Permit to 1229 W. Sixth Street, 1st Fl. & Bsmt., and repealing Res. No. 1484-99, objecting to said stock transfer.**

Whereas, this Council objected to the stock transfer of a D1, D2, D3, D3A and D6 Liquor Permit to 1229 W. Sixth Street, 1st Fl. & Bsmt., by Res. No. 1484-99, adopted by Council on August 11, 1999; and

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

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

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

**Section 1.** That objection to the stock transfer of a D1, D2, D3, D3A and D6 Liquor Permit to 1229 W. Sixth Street, 1st Fl. & Bsmt., be and the same is hereby withdrawn and Res. No. 1484-99, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate stock transfer thereof.

**Section 2.** That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force

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

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

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

**Res. No. 1998-99.**

**By Councilman Cintron.**

**An emergency resolution objecting to the issuance of a C1 Liquor Permit to 4423 Detroit Ave.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a C1 Liquor Permit to Permit No. 37570660005, Nader H. Henen, DBA Detroit 45th St. Beverage, 4423 Detroit Ave., Cleveland, Ohio 44113; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 37570660005 Nader H. Henen, DBA Detroit 45th St. Beverage, 4423 Detroit Ave., Cleveland, Ohio 44113 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

**Section 3.** That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of

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

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

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

**Res. No. 1999-99.**

**By Councilman Coats.**

**An emergency resolution declaring this Council's desire, interest and commitment to work toward establishing a permanent sister city relationship with Kossy Atlanta located in the Republic of Senegal, West Africa, by April, 2000.**

Whereas, the cities of Cleveland and Kossy Atlanta in the Republic of Senegal, West Africa, have expressed interest in an active exchange of culture, medical knowledge, and business, educational and governmental opportunities; and

Whereas, such exchange would serve to support the development and growth of both cities, as well as to expand and enhance knowledge and understanding between people of diverse cultures; and

Whereas, the leaders of Cleveland and Kossy Atlanta have expressed an interest of in working toward establishing a permanent sister city relationship between the cities by April, 2000; and

Whereas, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety in that peace and understanding in the world can only be assured through a strengthening of relationships among the world's peoples, now, therefore,

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

**Section 1.** That this Council of the City of Cleveland declares its desire, intent and commitment to work toward the establishment of a permanent sister city relationship with Kossy Atlanta in the Republic of Senegal, West Africa by April, 2000.

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

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

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

**Res. No. 2000-99.**

**By Councilman Johnson.**

**An emergency resolution objecting to the transfer of ownership of a C1 Liquor Permit to 2780 E. 116th St. & Gas Pumps.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 Liquor Permit from Permit No. 9422615, Washington Ventures Inc., 2780 E. 116th St., Cleveland, Ohio 44120, to Permit No. 0345583, Azul Oil Inc., 2780 E. 116th St. & Gas Pumps, Cleveland, Ohio 44120; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a C1 Liquor Permit from Permit No. 9422615, Washington Ventures Inc., 2780 E. 116th St., Cleveland, Ohio 44120, to Permit No. 0345583, Azul Oil Inc., 2780 E. 116th St. & Gas Pumps, Cleveland, Ohio 44120 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

**Res. No. 2001-99.**

**By Councilman Patmon.**

**An emergency resolution withdrawing objection to the issuance of a C1 Liquor Permit to 970 Lakeview Rd., and repealing Res. No. 341-99, objecting to said issuance.**

Whereas, this Council objected to the issuance of a C1 Liquor Permit to 970 Lakeview Rd., by Res. No. 341-99, adopted March 1, 1999; and

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

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

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

**Section 1.** That objection to the issuance of a C1 Liquor Permit to 970 Lakeview Rd., be and the same is hereby withdrawn and Res. No. 341-99, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate issuance thereof.

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

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

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

**Res. No. 2002-99.**

**By Councilman Sweeney.**

**An emergency resolution withdrawing objection to the issuance of a C1 Liquor Permit to 3892 W. 130th St., and repealing Res. No. 1720-99, objecting to said issuance.**

Whereas, this Council objected to the issuance of a C1 Liquor Permit to 3892 W. 130th St., by Res. No. 1720-99, adopted October 4, 1999; and

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

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

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

**Section 1.** That objection to the issuance of a C1 Liquor Permit to 3892 W. 130th St., be and the same is hereby withdrawn and Res. No. 1720-99, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate issuance thereof.

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

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

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

**Res. No. 2003-99.**

**By Councilman White.**

**An emergency resolution objecting to the transfer of location of a D4 Liquor Permit to 4569 Warner Road.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the trans-

fer of location of a D4 Liquor Permit from Permit No. 2940433, Fritz Club Inc., 1816 Clover Ave., 2nd Fl. Only, Cleveland, Ohio 44109, to Permit No. 29404330001, Fritz Club Inc., 4569 Warner Rd., Cleveland, Ohio 44105; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of location of a D4 Liquor Permit from Permit No. 2940433, Fritz Club Inc., 1816 Clover Ave., 2nd Fl. Only, Cleveland, Ohio 44109, to Permit No. 29404330001, Fritz Club Inc., 4569 Warner Rd., Cleveland, Ohio 44105 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

**Res. No. 2004-99.**

**By Councilman White.**

**An emergency resolution objecting to the stock transfer of a C1 Liquor Permit to 3832 Martin Luther King Jr. Dr.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the stock transfer of a C1 Liquor Permit to Permit No. 3589995, HAQ Inc., DBA Times Square Food Mart, 3832 Martin Luther King Jr. Dr., Cleveland, Ohio 44105; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the stock transfer of a C1 Liquor Permit to Permit No. 3589995, HAQ Inc., DBA Times Square Food Mart, 3832 Martin Luther King Jr. Dr., Cleveland, Ohio 44105 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

**Res. No. 2005-99.**

**By Councilman Polensek.**

**An emergency resolution withdrawing objection to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit to 15721 Waterloo Rd., and repealing Res. No. 1500-98, objecting to said renewal.**

Whereas, this Council objected to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit to 15721 Waterloo Rd., by Res. No. 1500-98, adopted August 19, 1998; and

Whereas, this Council wishes to withdraw its objection to the above renewal and consents to said renewal based upon and pursuant to a cooperation agreement signed November 3, 1999, a copy of which is in the file for this address with the City of Cleveland Law Department. Also, said permit holder can not sell and/or transfer said permit to any location in Ward 11; and

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

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

**Section 1.** That objection to the renewal of a D1, D2, D3, D3A and D6 Liquor Permit to 15721 Waterloo Rd., be and the same is hereby withdrawn and Res. No. 1500-98, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

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

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

**Res. No. 2006-99.**

**By Councilman Rybka.**

**An emergency resolution objecting to the transfer of ownership of a D1, D2, D3 and D3A Liquor Permit to 7663 Broadway Ave. 1st Fl. & Bsmt.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D1, D2, D3 and D3A Liquor Permit from Permit No. 4949444, L E & E Inc., DBA EMS Cafe, 7663 Broadway Ave., 1st Fl. & Basement, Cleveland, Ohio 44105, to Permit No. 8360320, Soldat Enterprises Inc., DBA Leftys, 7663 Broadway Ave., 1st Fl. & Bsmt., Cleveland, Ohio 44105; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a D1, D2, D3 and D3A Liquor Permit from Permit No. 4949444, L E & E Inc., DBA EMS Cafe, 7663 Broadway Ave., 1st Fl. & Basement, Cleveland, Ohio 44105, to Permit No. 8360320, Soldat Enterprises Inc., DBA Leftys, 7663 Broadway Ave., 1st Fl. & Bsm't., Cleveland, Ohio 44105 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

**Res. No. 2007-99.**

**By Councilman Cimperman.**  
**An emergency resolution urging Cleveland's congressional delegation to devote their attention, power and compassion to assist the people of El Salvador.**

Whereas, El Salvador is a small country located in Central America, but has borne an inordinate amount of strife for such a small nation; and

Whereas, during the last three decades of this century, the people of El Salvador have been subjected to great turmoil and civil war, with the slaying of nearly 75,000 people; the unaccounted for disappearance of untold numbers of people, and the displacement of almost one-third of the population; and

Whereas, three especially heinous events have received world-wide media attention: the assassination of Archbishop Romero in March, 1980; the killing of four North American missionary women, two of whom were natives of Cleveland, in December, 1980; and the massacre of six Jesuit priests and two women co-workers in November, 1989; and

Whereas, the Jesuit Order has been in El Salvador providing education and faith service to thousands of people through the University of Central America, with their presence well known to the government, military, and most notably to the poor for whom they have provided preferential concern; and in return for their kind and humanitarian efforts, members of the Order are subject to great physical risk; and

Whereas, the United States government, as a powerful, wealthy and just country, should support grass roots economic development in El Salvador and should urge the IMF/World Bank to forgive El Salvador's debt; now therefore

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

**Section 1.** That this Council of the City of Cleveland urges the Cleveland area representatives to the United States House of Representatives and Senators Voinovich and DeWine to devote their attention, power and compassion to assist the people of El Salvador in their grass roots economic development efforts; to permanently close and eliminate funding for the School of the Americas; and to urge the IMF/World Bank to forgive the debt of El Salvador.

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

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

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

**SECOND READING  
EMERGENCY ORDINANCES**

**Ord. No. 138-99.**

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

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with National Boiler Works, Inc. to provide for a ten year abatement for certain tangible personal property and real estate taxes as an incentive to expand its facility to acquire land, construct an office and warehouse facility, and to acquire machinery and equipment at 4560 Industrial Parkway located in the Cleveland Area Enterprise Zone.

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

1. In Section 3, line 3, at the end, strike the period and insert the following: ", **except that the existing**

**text of the Executive Summary, beginning with the heading "Department Recommendation?" on page 3, and ending at the bottom of page 3, is stricken and in lieu thereof, the following text is substituted:**

**Department Recommendation:**

**The Department of Economic Development recommends approval of the Enterprise Zone tax incentives subject to the company using its best efforts to:**

• **employ minority persons for at least 33 1/3% of new permanent jobs created by the project;**

• **employ City of Cleveland residents for at least 50% of new permanent jobs;**

• **award at least 30% and 6.9% of the value of the project's construction contracts and supplier purchase orders to Minority Business Enterprises (MBE) and Female Business Enterprises (FBE) respectively, which are certified by the City of Cleveland's Office of Equal Opportunity;**

• **employ minority and female persons for at least 25% and 6.9 respectively, of all on-site construction jobs."**

Amendment agreed to.

**Ord. No. 1564-99.**

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

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 141.091 thereof, relating to uniform maintenance allowances.

Approved by Directors of Public Health, Finance, Law; Relieved of Committee on Legislation; Recommended by Committees on Public Health, Finance.

**Ord. No. 1565-99.**

By Councilmen Jones and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to transfer the ownership of the Mall A artifact collection from the City of Cleveland to the Cleveland Museum of Natural History where the artifacts will be deaccessioned and held in trust for the public by the Cleveland State University for as long as the artifacts are used for educational purposes.

Approved by Directors of Parks, Recreation and Properties, Finance, Law; Recommended by Committees on Public Parks, Property and Recreation, Finance, when amended as follows:

1. In the first whereas clause, line 1, after "181.19 of" insert "**the Codified Ordinances of Cleveland, Ohio, 1976.**"

Amendment agreed to.

**Ord. No. 1570-99.**

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

An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Kenneth E. Lowe, Sr., and Marlene R. Lowe to provide economic development assistance to partially finance the renovation to real property located at 8300 Baker Avenue, Cleveland, Ohio.

Approved by Directors of Economic Development, City Planning Commission, Finance, Law; Relieved of Committee on City Planning; Recommended by Committees on Community and Economic Development, Finance.

**Ord. No. 1653-99.**

By Councilman Johnson (by departmental request).

An emergency ordinance to amend Sections 8, 9 and 36 of Ordinance No. 520-99, as amended, relating to compensation for various classifications.

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

**Ord. No. 1709-99.**

By Councilmen Gordon, O'Malley, Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Service to employ one or more professional consultants to provide services necessary to design the improvement of State Road from Brookpark Road to Pearl Road.

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

1. In Section 2, line 2, after "shall" insert **"not exceed \$410,000.00 and shall"**.

Amendment agreed to.

**Ord. No. 1710-99.**

By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 2000 Infant Mortality Reduction (Initiative) Project and to enter into contract with Lutheran Metropolitan Ministry to implement the program.

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

**Ord. No. 1711-99.**

By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 2000 AIDS Prevention Program and to enter into contract with various agencies to implement the program.

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

**Ord. No. 1745-99.**

By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 2000 Lead Poisoning Prevention Program.

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

**SECOND READING EMERGENCY ORDINANCE PASSED****Ord. No. 1763-99.**

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

An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Linsy Furniture Gallery, Inc. to provide economic development assistance to partially finance the purchase and renovation of a building located at 1948-1952 Columbus Road, Cleveland, Ohio.

Approved by Directors of Economic Development, City Planning Commission, Law; Recommended by

Committees on Community and Economic Development, Finance.

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

**MOTION**

By Councilman Cintron, seconded by Councilman Patmon and unanimously carried that the absence of Councilman Martin J. Sweeney, be and is hereby authorized.

The Council adjourned to meet on Monday, November 22, 1999, at 7:00 p.m.



First Assistant Clerk

**THE CALENDAR**

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

**ORDINANCES****Ord. No. 138-99.**

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

An emergency ordinance authorizing the Director of Economic Development to enter into an Enterprise Zone Agreement with National Boiler Works, Inc. to provide for a ten year abatement for certain tangible personal property and real estate taxes as an incentive to expand its facility to acquire land, construct an office and warehouse facility, and to acquire machinery and equipment at 4560 Industrial Parkway located in the Cleveland Area Enterprise Zone.

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

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

Whereas, National Boiler Works, Inc. (the "Enterprise") has proposed to expand its facility to acquire land, construct an office and warehouse facility, and to acquire machinery and equipment at 4560 Industrial Parkway located in the Cleveland Area Enterprise Zone; and

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

Whereas, this ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety, property, and welfare and for the further reason that its enactment is a necessary prerequisite to providing immediate assistance to

create and preserve job opportunities and advance and promote commercial and economic development in the City of Cleveland, such assistance being immediately necessary or such jobs will be lost; now, therefore,

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

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

**Section 2.** That the Director of Economic Development is authorized to enter into an Enterprise Zone Agreement with National Boiler Works, Inc. to provide for a ten (10) year abatement for certain tangible personal property and real estate taxes as an incentive to expand its facility to acquire land, construct an office and warehouse facility, and to acquire machinery and equipment at 4560 Industrial Parkway located in Cleveland, Ohio; said abatement shall be subject to annual review of the Tax Incentive Review Council.

**Section 3.** That the terms of said tax abatement shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 138-99-A. The terms of said file notwithstanding, the terms of the tax abatement shall not be amended, nor shall the tax abatement be assignable or transferrable to any entity, without the prior legislative authorization by Cleveland City Council, **except that the existing text of the Executive Summary, beginning with the heading "Department Recommendation:" on page 3, and ending at the bottom of page 3, is stricken and in lieu thereof, the following text is substituted:**

**Department Recommendation:**  
The Department of Economic Development recommends approval of the Enterprise Zone tax incentives subject to the company using its best efforts to:

- employ minority persons for at least 33 1/3% of new permanent jobs created by the project;
- employ City of Cleveland residents for at least 50% of new permanent jobs;
- award at least 30% and 6.9% of the value of the project's construction contracts and supplier purchase orders to Minority Business Enterprises (MBE) and Female Business Enterprises (FBE) respectively, which are certified by the City of Cleveland's Office of Equal Opportunity;
- employ minority and female persons for at least 25% and 6.9 respectively, of all on-site construction jobs.

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

**Section 5.** That the Director of Law shall prepare and approve said agreement and that said agreement

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

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

**Ord. No. 1564-99.**

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

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 141.091 thereof, relating to uniform maintenance allowances.

**Ord. No. 1565-99.**

By Councilmen Jones and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to transfer the ownership of the Mall A artifact collection from the City of Cleveland to the Cleveland Museum of Natural History where the artifacts will be deaccessioned and held in trust for the public by the Cleveland State University for as long as the artifacts are used for educational purposes.

Whereas, Section 181.19 of the **Codified Ordinances of Cleveland, Ohio, 1976**, authorizes the sale of personal property owned by the City of Cleveland when no longer needed or not suitable for the use of the City; and

Whereas, the City owns artifacts discovered during the construction of the parking garage under Mall A ("Mall A Collection"); and

Whereas, the Cleveland Museum of Natural History is currently warehousing the Mall A Collection, but does not desire to continue to do so; and

Whereas, if the City transfers ownership of the Mall A Collection to the Cleveland Museum of Natural History, the Museum will deaccession the Mall A Collection to the Cleveland State University to be used for educational purposes and to be held in trust for the public; and

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

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

**Section 1.** That, notwithstanding and as an exception to Section 181.19 of the Codified Ordinances of Cleveland, Ohio, 1976, and by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies will transfer ownership of the Mall A Collection to the Cleveland Museum of Natural History. These items will then be deaccessioned and held in trust for the public by the Cleveland State University.

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

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

**Ord. No. 1570-99.**

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

An emergency ordinance authorizing the Director of Economic Development to enter into a contract with Kenneth E. Lowe, Sr., and Marlene R. Lowe to provide economic development assistance to partially finance the renovation to real property located at 8300 Baker Avenue, Cleveland, Ohio.

**Ord. No. 1653-99.**

By Councilman Johnson (by departmental request).

An emergency ordinance to amend Sections 8, 9 and 36 of Ordinance No. 520-99, as amended, relating to compensation for various classifications.

**Ord. No. 1709-99.**

By Councilmen Gordon, O'Malley, Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Service to employ one or more professional consultants to provide services necessary to design the improvement of State Road from Brookpark Road to Pearl Road.

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

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

**Section 1.** That the Director of Public Service is hereby authorized to employ by contract one or more design consultants or one or more firms of design consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to design the improvement of State Road from Brookpark Road to Pearl Road.

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

**Section 2.** That the costs for such services herein contemplated shall **not exceed \$410,000.00 and shall** be paid from Fund Nos. 20 SF 364, 20 SF 402, 20 SF 403, and from the fund or funds to which are credited the proceeds of any grant funds from the Ohio Works Commission, Request No. 4316.

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

**Ord. No. 1710-99.**

By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 2000 Infant Mortality Reduction (Initiative) Project and to enter into contract with Lutheran Metropolitan Ministry to implement the program.

**Ord. No. 1711-99.**

By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 2000 AIDS Prevention Program and to enter into contract with various agencies to implement the program.

**Ord. No. 1745-99.**

By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 2000 Lead Poisoning Prevention Program.

**BOARD OF CONTROL**

November 10, 1999

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, November 10, 1999, at 11:00 a.m., with Mayor White presiding.

Present: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Absent: None.

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

On motion, the following resolutions were adopted.

**Resolution No. 744-99.**

By Director Carmody.

Resolved, by the Board of Control of the City of Cleveland that the conditional bid of Warwick Communications, Inc., except for such terms and conditions as are not acceptable to the Director of Law for an estimated quantity of a voice mail system (Item No. 1), for the Department of Finance, on behalf of the Department of Law, for a period of six (6) months commencing upon execution of a contract, received on the 28 day of October, 1999, pursuant to the authority of Ordinance No. 1174-97, passed July 16, 1997 on the basis of the estimated quantity would amount to Thirteen Thousand Eight Hundred Seventy-Two and no/100 Dollars, (\$13,872.00), 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 commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 16201  
voice mail system, including one (1) year maintenance, which shall be certified against such contract in the sum of Thirteen Thousand Eight Hundred Seventy-Two and no/100 Dollars (\$13,872.00).

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

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 745-99.**

By Director Balraj.

Be it resolved by the Board of Control of the City of Cleveland, that the bid of Precision Environmental Co. for the public improvement of asbestos removal Phase V-Concourse "C" Ramp & Cooling Tower (Item No. 1 and contingency allowance), for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on the 28th day of July 1999, pursuant to the authority of Ordinance No. 1283-97, passed June 15, 1998, upon a unit basis, for the improvement in the aggregate amount of Six Hundred Seventy Thousand and no/100 Dollars (\$670,000.00), is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors of Precision Environmental Co. is hereby approved:

<u>SUBCONTRACTOR</u>	<u>SERVICE</u>
Coleman/Spohn	
17% MBE	
	Cooling Tower Replacement

Ohio Diversified  
5% FBE

Flagging Operations

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 746-99.**

By Director Ricchiuto.

Whereas, Resolution No. 728-99 adopted by this Board on October 27, 1999, citing as authority Ordinance No. 1074-98, passed by the Council of the City of Cleveland on June 15, 1998, authorized the Director of Public Service to enter into an agreement with Valley Ford Truck Sales, Inc., for two (2) single axis cab/chassis, 4 x 4 with dump body for the Division of Motor Vehicle Maintenance; and

Whereas, paragraph five of said Resolution should have stated the amount of this award as \$119,450.00 rather than \$199,450.00; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland, that Board of Control Resolution No. 728-99, adopted October 27, 1999, is hereby amended by substituting the amount of \$119,450.00 for the amount of \$199,450.00.

Be it resolved, that all other provisions of said Resolution No. 728-99 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 747-99.**

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Advanced Auto Glass, Incorporated for an estimated quantity of auto/truck glass repair (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 7, 1999, pursuant to the authority of Ordinance No. 791-99, passed June 7, 1999, which on the basis of the estimated quantity would amount to approximately One Hundred Thousand and no/100 Dollars, (\$100,000.00), (2%, 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 the immediate purchase as the initial amount of such contract of the following:

Requisition No. 09708

which shall be certified against such contract in the sum of Six Thousand Dollars and no/100 Dollars (\$6,000.00).

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: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 748-99.**

By Director Ricchiuto.

Resolved, by the Board of Control of the City of Cleveland that the bid of Klein Radiator, Incorporated for an estimated quantity of radiator repair (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 September 17, 1999, pursuant to the authority of Ordinance No. 790-99, passed June 7, 1999, which on the basis of the estimated quantity would amount to approximately One Hundred Thousand and no/100 Dollars, (\$100,000.00), (2%, 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 the immediate purchase as the initial amount of such contract of the following:

Requisition No. 09706

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: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 749-99.**

By Director Jackson.

Whereas, Resolution No. 696-99, adopted by this Board on October 13, 1999, pursuant to the authority of Ordinances Nos. 619-98 and 1605-98, passed by the Cleveland City Council on June 15, 1998 and October 19, 1998, respectively, authorized the Director of Parks, Recreation & Properties to enter into a contract with F. Buddie Contracting Ltd. as the lowest responsible bidder for the public improvement of Clark Recreation Center Site Improvements and Humphrey Park Site Improvements, in the aggregate amount of One Hundred Twenty Six Thousand, Three Hundred Ninety and 60/100 Dollars (\$126,390.60); and

Whereas, the City desires to revise and rebid the design and specifications for Humphrey Park Site Improvements and accordingly, by Resolution No. 677-99, adopted October 6, 1999, rejected all bids therefor; and

Whereas, the City desires to amend the approval of F. Buddie Contracting Ltd.'s bid by deleting all references to Humphrey Park Site Improvements, Base Bid Items B1-B19, including the 10% contingency item (Humphrey Park), and by decreasing the contract amount; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 696-99 adopted October 13, 1999, affirming and approving F. Buddie Contracting Ltd. as lowest responsible bidder for certain Clark Recreation Center Site Improvements and Humphrey Park Site Improvements is hereby amended by deleting "Humphrey Park Site Improvements", where appearing, by deleting "Base Bid Items B1-B19, including the 10% contingency item (Humphrey Park)", where appearing, and by changing the aggregate amount for the improvement to ninety seven thousand eight hundred sixty two and 10/100 dollars (\$97,862.10).

Be it further resolved that all other provisions of said Resolution No. 696-99 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 750-99.**

By Director Jackson.

Resolved, by the Board of Control of the City of Cleveland that the bid of Graham Enterprises, d.b.a., Aries Distribution for an estimated quantity of de-icer for the Division of Park Maintenance & Properties, Department of Parks, Recreation & Properties, for the period of one (1) year beginning with the date of execution of a contract received on

July 29, 1999, pursuant to the authority of Ordinance No. 241-99, passed March 29, 1999, which on the basis of the estimated quantity would amount to Twenty Eight Thousand, Ninety-Eight and 75/100 Dollars, (\$28,098.75), is hereby affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation & Properties 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. 12127 which shall be certified against such contract in the sum of One Thousand Four Hundred Four and 90/100 Dollars (\$1,404.90).

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

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.  
Absent: None.

**Resolution No. 751-99.**

By Director Balraj.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Ordinance No. 608-98, passed by the Cleveland City Council on June 15, 1998, Parsons Engineering Science, Inc. ("Consultant") is hereby selected upon the nomination of the Director of Port Control from a list of qualified consultants available for such employment and determined after a full and complete canvass by said Director as the engineering firm to be employed by contract for the purpose of providing consulting services, permitting program requirements, and application preparation necessary to comply with OEPA clean air requirements for the Air Emissions Permitting Program.

Be it further resolved that the Director of Port Control is hereby authorized to enter into a written contract with Parsons Engineering Science, Inc. based on its proposal dated October 15, 1999. The compensation under such contract shall be an amount not to exceed Eighty-Four Thousand Eight Hundred Seventy Dollars (\$84,870.00). The contract authorized hereby shall be prepared by the Director of Law and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Parson Engineering Science, Inc. for the above-mentioned contract are hereby approved:

<u>SUBCONTRACTOR</u>	<u>SERVICES</u>
Dodson-Stilson 15% MBE	Technical Services, CADEntry
KS Associates 5% FBE	Permit Preparation & Entry, Starship

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Whitlow, Guzman, Jackson, Hudecek, Patterson, Warren, Axelrod.

Nays: None.  
Absent: None.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

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

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

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

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

ANNE BLOOMBERG,  
President

**CIVIL SERVICE NOTICE**

**ANNOUNCEMENTS - 1999**

Announcement No.	Classification
78	Administrative Officer (Open)
79	Assistant Commissioner of Water (Non-Competitive)
80	Assistant Manager Human Resource Program Planning & Management (Open)
81	Assistant School Building Custodian (Open) Cleveland Board of Education
82	Chief Architect (Non-Comp)
83	Chief Examiner (Non-Comp)
84	Civil Service Examiner II (Non-Comp)
85	Civil Service Examiner III (Non-Comp)
85A	Civil Service Examiner IV (Non-Comp)
86	Data Base Administrator (Open)
87	Facilities Maintenance Supervisor (Promotional) Cleveland Board of Education
88	Manager of Human Resources Program Planning & Management (Non-Comp)

89 Manager of Human Resources Monitoring and Evaluation (Non-Comp)

90 Office Manager (Open)

91 Personnel Assistant (Open)

92 School Building Custodian (Promotional) Cleveland Board of Education

93 Secretary, Civil Service Commission (Open)

**PROOF OF CITY RESIDENCY**

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

Lease - from rental agency.

Lease - from independent party. Must include copy of cancelled check or money order receipts for previous rent and/or security deposit, and fully executed; otherwise, it is unacceptable.

Utility bills bearing the property address **and** your name.

Post Office change of address form properly date stamped.

Official documents relating to home ownership including deed, purchase agreement, or insurance policy.

Bank statements (Within last three months).

School registration of children.

Car insurance documents.

Car registration **or** Driver's License **or** Ohio I.D. (**One only**).

Loans and credit card statements (Within last three months).

Rental contracts (e.g.: furniture, tools, car, etc.).

Current bills not listed above (Within last three months).

The following are examples of **unacceptable** categories of proof:

Library cards.

Voter registration cards.

Birth certificates.

Notarized letters or affidavits.

Social Security card.

Rental receipts from independent party without cancelled checks or money order receipt.

**APPROVED C.S.C MINUTES  
ANNOUNCEMENT NO. 78**

**ADMINISTRATIVE OFFICER (OPEN)**

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an Open examination for the above mentioned classification.



**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY NOVEMBER 22, 1999, UNTIL 4:30 P.M. ON MONDAY NOVEMBER 29, 1999.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON MONDAY NOVEMBER 29, 1999

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NOT LATE FILING WILL BE ALLOWED.

**EXAMINATION INFORMATION**

**TYPE: WRITTEN EXAMINATION**

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$17,705.24 to \$41,830.50 per year.

**DUTIES OF THE POSITION**

Under direction, provides assistance with the administration of departmental/divisional functions, activities, and programs. Performs major daily and project/program based administrative duties. Provides assistance with policy and procedure development and implementation. Serves as a representative of the division/department to the public and other City departments. Performs the more complex administrative tasks. Prepares periodic divisional/departmental reports. Performs other job-related duties as required.

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

G.E.D or High School Diploma is required. A Bachelor's Degree in Business/Public Administration or related field is preferred. Minimum of one (1) year of experience in administrative operations; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills, and abilities for this position. Proficient computer and software skills: (Microsoft Office 95/97). Excellent written and verbal communication skills.

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

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

NOTE: Those persons who are residents of the City of Cleveland and who received passing scores shall have ten (10) additional points added to their passing scores. See accompanying list of acceptable forms of proof of residency applicants need to present at the time of filing.

**AN EQUAL OPPORTUNITY EMPLOYER**

APPROVED C.S.C MINUTES  
ANNOUNCEMENT NO. 79

**ASSISTANT COMMISSIONER OF WATER (NON-COMPETITIVE)**

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

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY NOVEMBER 22, 1999 UNTIL 4:30 P.M. ON MONDAY NOVEMBER 29, 1999.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON MONDAY NOVEMBER 29, 1999.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NOT LATE FILING WILL BE ALLOWED.

**EXAMINATION INFORMATION**

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

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

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$27, 325.56 to \$77,232.81 per year.

**DUTIES OF THE POSITION**

Under general direction, assists in administering the activities of the Division of Water. Supervises Unit Managers and manages labor relations and personnel responsibilities for division work sections. Assists in supervising the operation and maintenance of the municipal heating system. Assists in supervising the operations and maintenance of water plumbing stations, booster stations, intake cribs, intake tunnels, filtration plants, reservoirs, water distribution system, and the waste detection bureau.

Performs planning, forecasting, and reporting for compliance with regu-

latory agency requirements. Prepares and reviews project specifications. Monitors contract compliance with specifications. Tracks status of projects and contracts. Performs engineering review and implementation tasks.

Oversees Customer Account Service sections. Prepares reports concerning water consumption, revenues, and complaints, Performs other job-related duties as required.

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

Applicant must be currently employed as an Assistant Commissioner of Water (T.A. Status) with the City of Cleveland

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

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

**AN EQUAL OPPORTUNITY EMPLOYER**

APPROVED C.S.C MINUTES  
ANNOUNCEMENT NO. 80

**ASSISTANT MANAGER HUMAN RESOURCE PROGRAM PLANNING & MANAGEMENT (OPEN)**

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$22,333.40 to \$50,221.06 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.

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

**EXAMINATION INFORMATION**

**TYPE: EXPERIENCE EVALUATION:** Applicant's grade will be determined based on education and experience found in resume.

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

NOTE: THE CIVIL SERVICE COMMISSION RESERVES THE RIGHT

TO REVIEW AND EVALUATE ANY AND ALL INFORMATION CONTAINED IN THE APPLICATION OR RESUME. LACK OF HONESTY WILL RESULT IN IMMEDIATE REMOVAL FROM THE ELIGIBILITY LIST.

#### DUTIES OF THE POSITION

Reports to the Manager of Human Resources Program Planning and Management in the Department of Human Resources and assists the manager in coordinating daily activities; plans, develops, implements and coordinates Special Projects, e.g. Summer Program and Project Clean; acts as the Grievance Officer.

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

Candidate must have a Bachelor's Degree in Human Resource Development, Business Administration, Public Administration or closely related field. Candidate must also have a minimum of one (1) year of full-time experience with work and training programs and/or public assistance programs. Candidate must possess written, verbal and inter-personal communication skills and a valid Ohio driver's license.

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

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

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

#### AN EQUAL OPPORTUNITY EMPLOYER

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

#### ASSISTANT SCHOOL BUILDING CUSTODIAN (OPEN) CLEVELAND BOARD OF EDUCATION

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an open Examination for the above mentioned classification.

#### SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$13.40 to \$15.42 per hour.

#### FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be

accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.

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

#### EXAMINATION INFORMATION

**TYPE:** WRITTEN EXAMINATION

#### DUTIES OF THE POSITION

Under supervision of the custodian, performs unskilled and semi-skilled maintenance tasks related to the care and operation of school facilities; monitors heating, ventilation and air conditioning systems to provide temperatures appropriate to the season and ensures economical use of fuel, water and electricity; operates boilers, pumps and related equipment under the supervision of the custodian.

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

**EDUCATION:** High School Diploma or GED required. High School Diploma or GED certificate must be presented at the time of filing application or application will be rejected.

#### QUALIFICATIONS:

- 1.) Current Holder of a High Pressure Boiler Operator's License or Steam Engineers License from the State of Ohio.
- 2.) Good work record and good attendance/punctuality.
- 3.) Vocational Custodial Service Training preferred.

**VETERAN'S CREDIT:** Military credit will be awarded to applicants in accordance with Section 124.23 of the Ohio Civil Service Rules. Applicants eligible for military credit MUST present discharge or disability papers at the time of filing application.

**CRIMINAL RECORD CHECK:** Ohio Senate Bill 38 requires criminal record checks of job applicants under final consideration for positions. This records check is through the Ohio Bureau of Criminal Identification and/or the Federal Bureau of Investigation. The records check is performed at the applicant's expense and any employment offer is contingent upon the satisfactory completion of the check.

**PHYSICAL EXAMINATION:** All new hires are required to undergo a physical examination, at the employees expense, as a condition of employment. Examinations which have been performed within ninety days prior to date of employment are acceptable. Any employment offer is contingent upon satisfactory completion of this exam.

**RESIDENCY:** The following Resolution was passed by the Cleveland Board of Education and is effective as of 8/13/86:

"except as otherwise provided by a majority rule of the Board of Education, every regular non-teaching employee of the Cleveland City School District, including but not limited to certificated, classified or unclassified, who are initially appointed after the effective date of this Resolution, shall at the time of his/her appointment or within one year thereafter, be or become a bona fide resident of the Cleveland City School District."

**NOTE:** Applicants will be required to pay a nonrefundable \$10.00 filing fee. Board of Education employees are exempt. Applicants employed by the Board of Education must present proof of employment (I.D. paycheck stub) at the time of filing.

#### AN EQUAL OPPORTUNITY EMPLOYER

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

#### CHIEF ARCHITECT (NON-COMP)

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

#### SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$23,647.11 to \$66,784.93 per year.

#### FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.

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

#### EXAMINATION INFORMATION

**TYPE:** WRITTEN AND PERFORMANCE EXAMINATION (Applicant must be able to type 45 words per minute)

#### DUTIES OF THE POSITION

Under the immediate supervisor's direction, to be responsible for performing various office and clerical work including: the typing and filing of reports, requisitions, invoices and office memos, keeping of personnel records, etc., and other duties as required by the supervisor.

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

Must be currently employed as a Chief Architect (T.A. Status) with the City of Cleveland.

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

Service will make copies for a standard fee.

**NOTE:** Those persons who are residents of the City of Cleveland and who received passing scores shall have ten (10) additional points added to their grades. See accompanying list of acceptable forms of proof of residency applicants need to present at the time of filing.

**AN EQUAL OPPORTUNITY EMPLOYER**

APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 83

**CHIEF EXAMINER (NON-COMPETITIVE)**

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

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY NOVEMBER 22, 1999 UNTIL 4:30 P.M. ON MONDAY NOVEMBER 29, 1999.

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON MONDAY NOVEMBER 29, 1999.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NOT LATE FILING WILL BE ALLOWED.

**EXAMINATION INFORMATION**

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

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

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$26,273.196 to \$54,276.82 per year.

**DUTIES OF THE POSITION**

Under administrative direction, supervises Civil Service Examiners in the administration of Civil Service Examinations. Prepares, administers, and grades civil service examinations. Performs job analysis, job audits, and job classifications studies. Coordinates and assists with administration of safety forces entry and promotional examinations.

Provides responses to inquiries and complaints related to Civil Service Examination matters. Prepares special reports and performs special projects as assigned. Performs other job-related duties as assigned.

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

MUST CURRENTLY BE EMPLOYED AS AN CHIEF EXAMINER (T.A. STATUS) WITH THE CITY OF CLEVELAND.

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

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

**AN EQUAL OPPORTUNITY EMPLOYER**

APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 84

**CIVIL SERVICE EXAMINER II (NON-COMP)**

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$15,244.54 to \$34,503.31 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NOT LATE FILING WILL BE ALLOWED.

**EXAMINATION INFORMATION**

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

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

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

**DUTIES OF THE POSITION**

Under general supervision, administers civil service and other examinations. Receives applications for examinations. Grades exams and computes

final scores. Establishes civil service eligibility lists. Performs various office administrations duties. Provides assistance to other examiners. Performs other job-related duties as required.

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

APPLICANT MUST BE CURRENTLY EMPLOYED AS A CIVIL SERVICE EXAMINER II (TA STATUS) WITH THE CITY OF CLEVELAND.

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

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

**AN EQUAL OPPORTUNITY EMPLOYER**

APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 85

**CIVIL SERVICE EXAMINER III (NON-COMPETITIVE)**

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

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY NOVEMBER 22, 1999 UNTIL 4:30 P.M. ON MONDAY NOVEMBER 29, 1999.

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON MONDAY NOVEMBER 29, 1999.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NOT LATE FILING WILL BE ALLOWED.

**EXAMINATION INFORMATION**

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

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

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$18,885.58 to \$39,004.83 per year.

DUTIES OF THE POSITION

Under general supervision, develops and administers Civil Service Examinations. Administers psychological exams. Conducts job studies and makes recommendations based on findings. Performs preparatory work required for administration of examinations. Provides assistance to other examiners. Grades exams and computes final scores. Provides responses to inquiries and complaints related to Civil Service Examinations. Prepares special reports and performs special projects as assigned. Compiles annual report statistics. Performs other job-related duties as required.

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

Must currently be employed as an Civil Service Examiner III, (T. A. Status) with The City of Cleveland.

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

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

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 85A

CIVIL SERVICE EXAMINER IV (NON-COMP)

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

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$23,606.98 to \$49,151.61 per year.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.

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

EXAMINATION INFORMATION

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

**NOTE:** Each applicant is required to submit a detailed Resume of Education and Experience.

DUTIES OF THE POSITION

Under general direction, oversees the complete examination process in one or more specialized area. Prepares, administers, and grades the more complex civil service examinations. Conducts job analyses. Reviews and determines status of applications. Establishes exam entry qualifications. Schedules examinations. Performs preparatory work required for administration of examinations. Provides assistance to other examiners. Responds to examination inquiries and complaints. Performs background research tasks and compiles statistical reports. Performs investigations related to civil service activities, as directed. Provides assistance with safety forces' job validation studies and agility tests. Performs other job-related duties as required.

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

Must Be Currently Employed As A Civil Service Examiner IV (T.A. Status) With The City Of Cleveland

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

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

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 86

DATA BASE ADMINISTRATOR (OPEN)

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

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$39,937.34 to \$61,619.92 per year.

FILING OF APPLICATION

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.

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

EXAMINATION INFORMATION

**TYPE: EXPERIENCE EVALUATION:** Applicant's grade will be determined based on education and experience found in Resume.

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

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

DUTIES OF THE POSITION

Responsible for control of the City's computerized information resource through development and implementation of security and access procedures and development of standards for design and documentation of information systems.

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

Candidate must have a Bachelor's Degree in Computer Science, Business Administration or closely related field. Four (4) years of experience in full-time data base administration is required. Experience must include advanced knowledge of computer hardware and software.

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

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

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

AN EQUAL OPPORTUNITY EMPLOYER

APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 87

FACILITIES MAINTENANCE SUPERVISOR (PROMOTIONAL) CLEVELAND BOARD OF EDUCATION

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an open Examination for the above mentioned classification.

SALARY

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$46,558 to \$51,730 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.

**NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.**

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

**EXAMINATION INFORMATION**

**TYPE: WRITTEN EXAMINATION**

**DUTIES OF THE POSITION**

Provides on-site in service training to Custodians and Assistant Custodian in maintaining electrical, plumbing, heating and cooling, floor maintenance, and custodial procedures. Inspects buildings and grounds on a regularly scheduled basis. Evaluates custodial staff in the performance of their duties. Recommends disciplinary action to Facilities Maintenance Manager, when required. Assist the Facilities Maintenance Manager with grievance hearings. Supervises field custodial personnel, including Custodians, Assistant Custodians, Fieldmen, Laborers, and Cleaners. Investigates personnel problems from the field. Evaluates materials commonly used in district by custodial staff. Responds to emergency situations which may arise in the facilities maintenance area. Evaluates and recommends new custodial supplies and equipment. Periodically monitors performance of contractors and vendors providing materials and services to the school system. Remains on call 24 hours per day, 7 days per week for emergencies. Assists in interviewing and recommending applicants for employment. Performs other duties as assigned by Facilities Maintenance Manager.

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

This examination is open only to persons holding a regular appointment in the classification of School Building Custodian with the Cleveland Board of Education for at least ten (10) years immediately preceding the last day of filing. Must possess a working knowledge of all applicable bargaining unit agreements as well as excellent oral, interpersonal, and writing skills. Knowledge of computer systems preferred.

**SENIORITY CREDIT:** Additional points are given to a passing grade on a Promotional Examination in compliance with the Ohio Revised Code and the Rules of the Civil Service Commission.

**AN EQUAL OPPORTUNITY EMPLOYER**

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

**MANAGER OF HUMAN RESOURCES PROGRAM PLANNING & MANAGEMENT (NON-COMP)**

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$26,273.96 to \$65,132.18 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.

**NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.**

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

**EXAMINATION INFORMATION**

**TYPE: EXPERIENCE EVALUATION:** Applicant's grade will be determined based on education and experience found in resume.

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

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

**DUTIES OF THE POSITION**

Reports to the Assistant Director of the Department of Human Resources and supervises and administers daily activities and responsibilities of contracting. On-The-Job Training, planning and special project functions; redesigns, restructures and reorganizes divisional operations to conform to Job Training Partnership Act functions; identifies services and activities; negotiates and administers the Management Information System; identifies problems and provides resolutions to assure operational integrity.

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

Must Be Currently Employed As A Manager of Human Resources Program Planning and Management (T.A. Status) with the City of Cleveland.

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

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

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

**AN EQUAL OPPORTUNITY EMPLOYER**

APPROVED C.C.S. MINUTES  
ANNOUNCEMENT NO. 89

**MANAGER OF HUMAN RESOURCES MONITORING AND EVALUATION (NON-COMP)**

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$30,214.95 to \$82,009.34 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.

**NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.**

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

**EXAMINATION INFORMATION**

**TYPE: EXPERIENCE EVALUATION:** Applicant's grade will be determined based on education and experience found in resume.

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

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

**DUTIES OF THE POSITION**

In the Department of Human Resources and under the direction of the Private Industry Council for Service Delivery Area #20, performs fiscal, EEO, Management Information System, eligibility and contractual monitoring and internal auditing of the SDA grant recipient and subrecipients; schedules on-site visits to accomplish the above objectives; issues analytical reports summarizing internal auditing and programmatic monitoring activities; assigns responsibilities and supervises daily operations of the unit.

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

Must Be Currently Employed As A Manager of Human Resources Mon-

itoring and Evaluation (T.A. Status) with the City of Cleveland.

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

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

**AN EQUAL OPPORTUNITY EMPLOYER**

**APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 90**

**OFFICE MANAGER (OPEN)**

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$14,700.00 to \$29,897.86 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 22 UNTIL 4:30 P.M. ON FRIDAY, NOVEMBER 29, 1999.**

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.

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

**EXAMINATION INFORMATION**

**TYPE: WRITTEN EXAMINATION**

**DUTIES OF THE POSITION**

Under general direction, supervises and assigns the work performed by clerical staff members in a work unit. Performs other job-related duties as required.

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

High School diploma or G.E.D. is required. Three (3) years of experience in business administration, accounting, office management or general office work is required. College training may substitute for up to two (2) years of experience on a year-for-year basis (30 semester/45 quarter credit hours equal one (1) year). A valid Ohio driver's license is also required.

**NOTE:** Applicants will be required to pay a nonrefundable \$10.00 filing fee. Applicants who are currently employed in this position with the City of Cleveland are exempt. However, when an applicant is disqualified from taking an examination

on the basis of age, education or failure to meet other minimum entrance requirements, the fee paid by such applicant shall be refunded to such applicant upon the applicant's request in writing made within ten (10) days after date of examination.

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

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

**AN EQUAL OPPORTUNITY EMPLOYER**

**APPROVED C.C.S. MINUTES  
ANNOUNCEMENT NO. 91**

**PERSONNEL ASSISTANT (OPEN)**

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

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$16,524.89 to \$35,711.05 per year.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY, NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.**

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.

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

**EXAMINATION INFORMATION**

**TYPE: WRITTEN EXAMINATION**

**DUTIES OF THE POSITION**

Under supervision, maintains divisional or departmental personnel and EEO records. Prepares or assists in the preparation of personnel and/or MBE/FBE forms, reports, and records. Performs general clerical duties. Performs other job-related duties as required.

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

Associate's Degree in Business/Public Administration or related field; required two (2) years of full time experience in human resources as well as a minimum of one (1) year of experience in administrative operations required; or any equivalent combination of education, training, and experience which provides the requisite knowledge, skills and abil-

ities for this position. Applicant should possess proficient computer and software skills: (Microsoft Office 95/97), as well as excellent written and verbal communication skills.

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

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

**NOTE:** Those persons who are residents of the City of Cleveland and who received passing scores shall have ten (10) additional points added to their grades. See accompanying list of acceptable forms of proof of residency applicants need to present at time of filing.

**AN EQUAL OPPORTUNITY EMPLOYER**

**APPROVED C.S.C. MINUTES  
ANNOUNCEMENT NO. 92**

**SCHOOL BUILDING CUSTODIAN  
(PROMOTIONAL) CLEVELAND  
BOARD OF EDUCATION**

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an open Examination for the above mentioned classification.

**SALARY**

The prevailing salary range for this position as established by Ordinance of the Council of the City of Cleveland is \$19.22 to \$22.07 per hour.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. **APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THIS EXAMINATION FROM 8:30 A.M. ON MONDAY NOVEMBER 22 UNTIL 4:30 P.M. ON MONDAY, NOVEMBER 29, 1999.**

**NOTE:** APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M. ON NOVEMBER 29, 1999.

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

**EXAMINATION INFORMATION**

**TYPE: WRITTEN EXAMINATION**

**DUTIES OF THE POSITION**

Performs all necessary tasks personally or with the aid of such employees as are provided, responsible for the proper care, operation, heating, cleaning, maintenance, and repair of any school building in the Cleveland City School District to which he/she is

assigned; supervises and instructs other employees in the proper performance of their duties and to control all assigned school property; operates, maintains and makes repairs to boilers, fans, motors, and other equipment to be found in a school building; cleans and maintains buildings, lawn, shrubbery, walks, and playgrounds in a neat and approved manner, supervises, instructs, and assists other employees in performing duties efficiently and economically.

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

This examination is open only to persons holding a regular appointment in the classification of an Assistant School Building Custodian with the Cleveland Board of Education for at least two (2) years immediately preceding the last day of filing.

Applicants must present a valid third-class stationary engineers license issued by the State of Ohio at the time of filing application.

**SENIORITY CREDIT:** Additional points are given to a passing grade on a Promotional Examination in compliance with the Ohio Revised Code and the Rules of the Civil Service Commission.

**AN EQUAL OPPORTUNITY EMPLOYER**

APPROVED C.S.C MINUTES  
ANNOUNCEMENT NO. 93

**SECRETARY, CIVIL SERVICE COMMISSION (OPEN)**

Public notice is hereby given by the Civil Service Commission of Cleveland, Ohio of an Open examination for the above mentioned classification.

**FILING OF APPLICATION**

Application must be made on the regular application form available at the Office of the Civil Service Commission, 601 Lakeside Avenue, Room 119. No other form will be accepted. APPLICATIONS WILL BE RECEIVED FOR ENTRANCE TO THE EXAMINATION FROM 8:30 A.M. ON MONDAY NOVEMBER 22, 1999, UNTIL 4:30 P.M. ON MONDAY NOVEMBER 29, 1999.

NOTE: APPLICATIONS WILL NOT BE ACCEPTED AFTER 4:30 P.M ON MONDAY NOVEMBER 29, 1999.

THE CIVIL SERVICE COMMISSION'S POLICY IS THAT NOT LATE FILING WILL BE ALLOWED.

**EXAMINATION INFORMATION**

TYPE: WRITTEN EXAMINATION

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

**SALARY**

The prevailing salary range for this position as established by Ordinance

of the Council of the City of Cleveland is \$6.30 to \$13.69 per year.

**DUTIES OF THE POSITION**

Under the immediate supervisor's direction, to be responsible for performing various office and clerical duties including: the typing and filing of reports, office memos, keeping of personnel records, etc. and other duties as required by the supervisor.

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

G.E.D or High School Diploma is required. A minimum of four (4) years of experience as an Administrative Assistant. Proficient computer and software skills: (Microsoft Office 95/97). Excellent written and verbal communication skills.

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

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

**NOTE:** Those persons who are residents of the City of Cleveland and who received passing scores shall have ten (10) additional points added to their passing scores. See accompanying list of acceptable forms of proof of residency applicants need to present at the time of filing.

**AN EQUAL OPPORTUNITY EMPLOYER**

FREDDIE J. FENDERSON,  
President

November 17, 1999

**SCHEDULE OF THE BOARD OF ZONING APPEALS**

**MONDAY, NOVEMBER 29, 1999**

**9:30 A.M.**

**Calendar No. 99-295:** 3206 Bradwell Avenue (Ward 15)

Lucie DuVall, owner, appeals to construct a 20' x 20' one-story wood frame gable garage to the front of an existing two family house situated on an approximate 54' x 247' parcel and located in a Two-Family District on the north side of Bradwell Avenue at 3206 Bradwell Avenue, said construction being contrary to the Residential District Requirements of Section 337.23(a) where such permitted accessory buildings shall be located on the rear half of the lot in a Residential District and contrary to the Yards and Courts Regulations where a 2' front yard setback is proposed and

the required front yard setback is 18' as stated in Section 357.04(a) of the Codified Ordinances.

**Calendar No. 99-296:** 3583 West 98th Street (Ward 18)

Harold J. McKinney, owner, appeals to construct a 30' x 40' fifteen foot high one-story wood frame gable garage to the rear of an existing two family house situated on an approximate 40' x 168' parcel and located in a Two-Family District on the east side of West 98th Street at 3583 East 98th Street; said construction being contrary to the Residential District Requirements where a 1,200 sq. ft. garage is proposed and the maximum square feet permitted is 813 sq. ft. as stated in Section 337.23(a)(7)A of the Codified Ordinances.

**Calendar No. 99-301:** 1291-93 West 9th Street (Ward 13)

West 9th Street Partnership, owner, and Frank Temesvary, agent, appeal to change the use of an existing 21' x 132' four-story masonry bar and warehouse building into apartments and a bar and to construct a new egress stair serving all floors and situated on a 31' x 132' parcel located in a Limited Retail District on the east side of West 9th Street at 1291-93 West 9th Street, said change of use being contrary to the Area Requirement Regulations of Section 355.04(a) where the maximum floor area shall equal the lot area and the lot area is 4,171 sq. ft. and the floor area (4 floors) is 10,332 sq. ft. and contrary to the Yards and Courts Requirements of Section 357.09(2)(c) where an 8' interior side yard is required and 0' are provided and where a 0' rear yard is provided and a 20' rear yard is required as stated in Section 357.08(b)(2) of the Codified Ordinances

**Calendar No. 99-302:** Appeal of Michael Herron (Ward 6)

Michael Herron, owner, appeals under Section 329.01(e) and 329.02(d) from the refusal to approve a lot split for a 40' x 149' parcel located in a Two-Family District at 2200-2202 East 87th Street; said refusal being by the Commissioner of Engineering and Construction and the Director of City Planning under the authority of Section 355.04 of the Codified Ordinances.

**Calendar No. 99-304:** 879 Herrick Road (Ward 8)

Aristide Smith, Jr., owner, appeals to construct a 20' x 20' one-story gable private garage situated on a 55' x 109' corner parcel and located in a Limited One-Family District on the northeast corner of Parmelee Avenue and Herrick Road at 879 Herrick Road, said construction being contrary to the Residential District Requirements where the proposed garage shall be a minimum of 18' from all property lines and at least 10' from any main building, on an adjoining lot in a Residence District as stated in Section 337.23(a) of the Codified Ordinances.

**Calendar No. 99-305:** 7506-7516 Franklin Boulevard (Ward 17)

Raimondo and Argentine Rocco, owners, and Kurt C. Weaver, agent, appeal to change the use of an existing approximate 107' x 57' nonconforming 12 unit apartment building into eight townhouse units and the

construction of three garages all situated on an approximate 119' x 179' corner parcel and located in a Two-Family District on the northwest corner of West 77th Street and Franklin Boulevard at 7506-7516 Franklin Boulevard, said change of use being contrary to the Residential District Requirements of Section 337.03 where Townhouses are not permitted in a Two-Family District but first permitted in an RA 1,2,3 District and Section 337.23(a) where accessory uses (garage) in a residential district must be located in the rear half of the lot and Section 37.23(a)7(A) where 1,458 sq. ft. of floor area is permitted and 3,520 sq. ft. is proposed and contrary to the Yards and Courts Regulations of Section 357.09(b)(2)(A) where no building shall be erected less than 10' from a main building on an adjoining premises in a Residence District and 2'-6" are proposed and subject to the existing nonconforming use limitations of Section 359.01 of the Codified Ordinances.

**Calendar No. 99-500:** 4284 West 150th Street (Ward 20)  
Speedway Super-America, owner c/o Dave Thomas, appeals to install (1) 3' x 3.8' canopy sign, (1) 8' x 5' Reader Board Sign, (1) 15.6' x 3' canopy sign and a 20' x 11-3/4" goal post and identification ground sign to an existing nonconforming gas station all situated on an approximate 209' x 229' corner parcel and located in a Residence Office District on the northwest corner of Interstate 71 and West 150th Street, said installation being contrary to the Sign Regulations Requirements of Section 350.08(c) where a free-standing business sign located in the specific or setback building line shall be set within a curbed or planted island or area a minimum of 100 sq. ft. in area, and Section 350.13 where signs in Residence District exceed the amount as regulated and Section 350.14(e)(1) where each gasoline or service station shall be permitted one permanent free-standing business sign not exceeding 100 sq. ft. and combined wall and canopy signage area shall not exceed 100 sq. ft. as stated in Section 350.14 of the Codified Ordinances.

EUGENE CRANFORD, JR.,  
Secretary

### REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, NOVEMBER 15, 1999

At the meeting of the Board of Zoning Appeals on Monday, November 15, 1999, the following appeals were heard by the Board:

The following appeals were **Approved**:

**Calendar No. 99-286:** 10723 Magnolia Drive  
Mt. Zion Congregational U.C.C., owner, and Arthur Saunders, agent, appealed to install a 42' high steeple to the roof of an existing 42' tall church situated on a 122' x 239' parcel in a limited One-Family District.

**Calendar No. 99-287:** 3407 Poe Avenue  
Wilfredo Galarza, owner, appealed to construct an 8'-4" x 22' front porch enclosure to an existing two

dwelling house on a 33' x 129' parcel in a Two-Family District.

**Calendar No. 99-288:** 3386 East 119th Street  
Memorial Missionary Baptist Church, owner c/o Reverend Kennedy Godbold, appealed to construct a 13' x 13' one-story women's restroom addition to an existing 26' x 82' masonry church building on a 40' x 152' parcel in a Two-Family District.

**Calendar No. 99-289:** 735 East 128th Street  
Northeastern Neighborhood Development Corporation c/o Bruce Jackson, agent, appealed to construct a 20' x 34' one dwelling unit with a 10' x 12' attached garage on a 35' x 124' parcel on the northeast corner of Brackland and East 128th Street in a Multi-Family District.

**Calendar No. 99-290:** 733 East 128th Street  
Northeastern Neighborhood Development Corporation c/o Bruce Jackson, agent, appealed to construct a 20' x 34' one dwelling unit with a 10' x 12' attached garage on a 20' x 124' parcel in a Multi-Family District.

**Calendar No. 99-291:** 731 East 128th Street  
Northeastern Neighborhood Development Corporation c/o Bruce Jackson, agent, appealed to construct a 20' x 34' one dwelling unit with a 10' x 12' attached garage on a 20' x 124' parcel in a Multi-Family District.

**Calendar No. 99-292:** 729 East 128th Street  
Northeastern Neighborhood Development Corporation c/o Bruce Jackson, agent, appealed to construct a 20' x 34' one dwelling unit with a 10' x 12' attached garage on a 20' x 124' parcel in a Multi-Family District.

**Calendar No. 99-293:** 727 East 128th Street  
Northeastern Neighborhood Development Corporation c/o Bruce Jackson, agent, appealed to construct a 20' x 34' one dwelling unit with a 10' x 12' attached garage on a 20' x 124' parcel in a Multi-Family District.

**Calendar No. 99-294:** 725 East 128th Street  
Northeastern Neighborhood Development Corporation c/o Bruce Jackson, agent, appealed to construct a 20' x 34' one dwelling unit with a 10' x 12' attached garage on a 20' x 124' corner parcel in a Multi-Family District.

The following appeal was **Postponed**:

**Calendar No. 99-303:** 5400 Whiskey Island  
Appeal from Landmarks Commission Decision postponed to December 6, 1999

### BOARD OF APPEALS

The following appeal was **Withdrawn**:

**Calendar No. 99-247:** Appeal of Leonard Bey  
Leonard Bey, appealed under Section 76-6 of the Charter of the City of Cleveland and Section 403.09 of the Codified Ordinances from the

revocation of a license to operate a taxicab.

**On Monday, November 15, 1999, in Executive Session:**

The following appeals were heard on Monday, November 8, 1999 and said decisions were approved and adopted by the Board on November 15, 1999.

The following appeals were **Approved**:

**Calendar No. 99-278:** 3000 West 121th Street  
Kurt Schuster, owner, and Tony LaVecchia, agent, appealed to add a one story 60' x 200' masonry warehouse building to an existing 202' x 220' one-story masonry warehouse building on a 302' x 291' parcel in a General Industry District.

**Calendar No. 99-280:** 14914 St. Clair Avenue  
J&W Five Points Assoc., LP, owner c/o Walter Samuels, and Duane Wagg, agent, appealed to construct a 28,000 sq. ft. one-story human service building for Cuyahoga County as part of Five Points Shopping Center on a 142' x 308' parcel in a Shopping Center District; subject to installation of landscaping on all sides of proposed parking area and the review and approval of the City Planning Commission.

**Calendar No. 99-282:** 2358 West 5th Street  
Urban Housing Development, owner, and Doug Perkowski, agent, appealed to construct a 25'-4" x 76' two-story, two dwelling unit house on a 33' x 189' parcel in a Two-Family District.

**Calendar No. 99-267:** 1477 West 25th Street  
C.M.H.A., owner c/o Harry Roberts, appealed to change the use of an existing gas station on a 132' x 126' parcel in a General Retail Business District into a parking lot; surface area to be covered with "Chip-N-Seal" coating for period of 18 months.

The following appeal was **Denied**:

**Calendar No. 99-193:** 3129 West 25th Street  
Donald G. Ksiezzyk, owner, and Doned Inc. c/o Donald G. Ksiezzyk and S. Robert E. Lazzaro, attorney, appealed to establish the use of an existing 78' x 133' commercial building as an Adult Entertainment Cabaret on a 30' x 132' parcel in a General Retail Business District.

EUGENE CRANFORD, JR.,  
Secretary

### REPORT OF THE BOARD OF BUILDING STANDARDS AND BUILDING APPEALS

Re: Report of the Meeting of  
November 10, 1999

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



**Docket L-39-99.**

RE: Appeal of Mark M. Zackery, appeals from a LETTER OF DENIAL FOR RENEWAL OF ELECTRICAL CONTRACTOR LICENSE of the Commissioner of the Division of Assessments & Licenses dated October 7, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit Mr. Zackery to renew his ELECTRICAL CONTRACTOR LICENSE without retaking the test, but with payment of the late filing fees. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bowes.

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

\* \* \*

**Docket A-150-99.**

RE: Appeal of D.W. Ross Insulation Co., Inc. Owner of the Property located on the premises known as 3183 West 65th Street from a NOTICE OF VIOLATION/FIRE CODE of the Chief of the Division of Fire dated July 2, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit the building to be occupied in the following manner: that a hardwired smoke detecting system be installed throughout the building with alarms throughout, that the list as unoccupied areas and unoccupied storage areas be free of all combustibles and be room cleaned, that the non-combustible storage is permitted in those areas; and to grant the variance to the windowless story under these conditions. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Bowes.

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

\* \* \*

**Docket A-151-99.**

RE: Appeal of D.W. Ross Insulation Co., Inc. Owner of the Property located on the premises known as 3195 West 63rd Street from a NOTICE OF VIOLATION/FIRE CODE of the Chief of the Division of Fire dated July 2, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit the building to be occupied in the following manner: that a hardwired smoke detecting system be installed throughout the building with alarms throughout, that the list as unoccupied areas and unoccupied storage areas be free of all combustibles and be room cleaned, that the non-combustible storage is permitted in those areas; and to grant the variance to the windowless story under these conditions. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Bowes.

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

\* \* \*

**Docket A-218-99.**

RE: Appeal of Nationsbank Mortgage Corporation, Owner of the One-half Story Frame Residential Prop-

erty located on the premises known as 9521 Lamontier Avenue from a 30 DAY CONDEMNATION ORDER dated August 12, 1999, of the Commissioner of the Division of Building and Housing requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's 30 DAY CONDEMNATION ORDER and LETTER OF INTENTION TO DEMOLISH by granting the Appellant six (6) weeks in which to obtain permits and abate the violations, to require that the property be maintained boarded and secured and the grounds debris free during that period of time. Upon passage of this motion, this matter shall be REMANDED at this time to the Commissioner of the Division of Building and Housing for supervision and any required further action. All other provisions of the 30 DAY CONDEMNATION ORDER and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by January 5, 2000. Motion so in order. Motioned by Mr. Bowes and seconded by Mr. Sullivan.

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

\* \* \*

**Docket A-219-99.**

RE: Appeal of Joseph & Sharon Mladoniczky, Tenant of the Commercial Masonry Property located on the premises known as 1150 Huron Road from a NOTICE OF VIOLATION/HVAC of the Commissioner of the Division of Building and Housing dated August 30, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance and permit the exhaust duct, as it is installed, and to be used, noting the testimony of the inspector and the conditions of the property which are portrayed as general non-combustibles. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bowes.

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

\* \* \*

**Docket A-220-99.**

RE: Appeal of James Jackson, Owner of the Property located on the premises known as 3868 Carnegie Avenue from an ADJUDICATION ORDER (change of use from offices to daycare) of the Commissioner of the Division of Building and Housing dated September 13, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to permit the building to be constructed and occupied as shown on the drawings, with the exception that the stairwell opening at the top of the stairs be opened sufficiently to allow a 36 inch door to open into the stairwell,

and to grant the variance to the required 36 inches for approximately 34-1/2 inches clear opening. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Williams.

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

\* \* \*

**Docket A-221-99.**

RE: Appeal of John Hunter, Owner of the Two & One-half Story Frame Residential Property located on the premises known as 2268 East 76th Street from a VACATE FORTHWITH/CONDEMNATION ORDER of the Commissioner of the Division of Building and Housing dated August 26, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code.

BE IT RESOLVED, a motion is in order at this time to REMAND the property at 4314 West 48th Street to the Division of Building and Housing for further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Williams.

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

\* \* \*

**Docket A-222-99.**

RE: Appeal of Amalia M. Crews, Owner of the Three Dwelling Unit/One Store Two Story Frame Property located on the premises known as 7509 Madison Avenue from a VACATE FORTHWITH/CONDEMNATION ORDER/ELECTRICAL/PLUMBING/EXTERIOR MAINTENANCE of the Commissioner of the Division of Building and Housing dated September 2, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code.

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's VACATE FORTHWITH/CONDEMNATION ORDER/ELECTRICAL/PLUMBING/EXTERIOR MAINTENANCE and LETTER OF INTENTION TO DEMOLISH by granting the Appellant three (3) months in which to obtain permits and abate the violations, with an additional three (3) months to be permitted with the approval of the inspector. Upon passage of this motion, this matter shall be REMANDED at this time to the Commissioner of the Division of Building and Housing for supervision and any required further action. All other provisions of the VACATE FORTHWITH/CONDEMNATION ORDER/ ELECTRICAL/PLUMBING/EXTERIOR MAINTENANCE and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by February 24, 2000. Motion so in order. Motioned by Mr. Bowes and seconded by Mr. Saunders.

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

\* \* \*

**Docket A-225-99.**

RE: Appeal of C & J Realty Corp., Owner of the Twenty-eight (28) Dwelling Unit Seven Story Masonry

Property located on the premises known as 7348-50 Euclid Avenue from a CONDEMNATION ORDER dated August 20, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

Docket A-225-99 has been POSTPONED; to be rescheduled for November 24, 1999.

\* \* \*

**Docket A-226-99.**

RE: Appeal of Clyde B. Carter, Owner of the Shed located on the premises known as 1584 East 82nd Street from a 30 DAY SHED CONDEMNATION ORDER of the Commissioner of the Division of Building and Housing dated August 26, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code.

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's 30 DAY SHED CONDEMNATION ORDER and LETTER OF INTENTION TO DEMOLISH by granting the Appellant six (6) months in which to obtain permits to abate the violations or to demolish the shed. Upon passage of this motion, this matter shall be REMANDED at this time to the Commissioner of the Division of Building and Housing for supervision and any required further action. All other provisions of the 30 DAY SHED CONDEMNATION ORDER and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by May 24, 2000. Motion so in order. Motioned by Mr. Bowes and seconded by Mr. Saunders.

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

\* \* \*

**Docket A-227-99.**

RE: Appeal of Allen R. Polevacik, Owner of the One Family Residential Frame Property located on the premises known as 4314 West 48th Street from a GARAGE CONDEMNATION ORDER of the Commissioner of the Division of Building and Housing dated August 23, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's GARAGE CONDEMNATION ORDER and LETTER OF INTENTION TO DEMOLISH by granting the Appellant three (3) months in which to obtain permits and demolish the garage. Upon passage of this motion, this matter shall be REMANDED at this time to the Commissioner of the Division of Building and Housing for supervision and any required further action. All other provisions of the GARAGE CONDEMNATION ORDER and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by

February 24, 2000. Motion so in order. Motioned by Mr. Bowes and seconded by Mr. Saunders.

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

\* \* \*

**Docket A-228-99.**

RE: Appeal of Elizabeth Davis-Ross, Owner of the Two Story Frame Residential Property located on the premises known as 17910 Fairville Avenue from a VACATE FORTHWITH/CONDEMNATION ORDERS/PLUMBING EXTERIOR MAINTENANCE of the Commissioner of the Division of Building and Housing dated September 2, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's VACATE FORTHWITH/CONDEMNATION ORDERS/PLUMBING EXTERIOR MAINTENANCE and LETTER OF INTENTION TO DEMOLISH by granting the Appellant three (3) months in which to obtain permits and abate the violations, and an additional three (3) months with satisfactory progress and the approval of the inspector, and to require that the property remain boarded and secured and the grounds debris free during that period of time. Upon passage of this motion, this matter shall be REMANDED at this time to the Commissioner of the Division of Building and Housing for supervision and any required further action. All other provisions of the VACATE FORTHWITH/CONDEMNATION ORDERS/PLUMBING EXTERIOR MAINTENANCE and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by February 24, 2000. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bowes.

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

\* \* \*

**Docket A-230-99.**

RE: Appeal of United Companies Lending Corporation, Mortgagee of the Two & One-half Story Frame Residential Property located on the premises known as 1407 East 112th Street from a 72 HOUR FIRE CONDEMNATION ORDER/MAIN STRUCTURE of the Commissioner of the Division of Building and Housing dated August 26, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to REMAND the property at 1407 East 112th Street to the Division of Building and Housing for further action. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Bowes.

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

\* \* \*

**Docket A-297-99.**

RE: Appeal of Jergens, Inc., Owner of the Property located on the premises known as 19320 Redwood Road from an ADJUDICATION

ORDER of the Commissioner of the Division of Building and Housing dated November 2, 1999, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance and permit the property line to be adjacent to the small storage shed as indicated on the drawings, and to permit the building split to proceed on that basis. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

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

\* \* \*

**EXTENSION OF TIME:**

**Docket A-82-99 - IMC Mortgage Company - 3611 East 116th Street**

A motion is in order at this time to grant the Appellant an additional three (3) months in which to obtain permits and abate the violations, and to REMAND the property at 3611 East 116th Street to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Williams.

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

\* \* \*

**APPROVAL OF RESOLUTIONS:**

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

L-37-99 John C. Shippitka.  
A-215-99 Third Federal Savings & Loan Association.

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

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

L-38-99—James Kovach.  
A-145-99—Ameritemps, Inc.  
A-204-99—Joan M. Dolfi.

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

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

A-188-99—Theresa Eady.  
A-239-99—Lonnie Burton.

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

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

- A-202-99—New Mt. Zion Baptist Church.
- A-212-99—Third Federal Savings & Loan Association.
- A-216-99—Lee James Wilborn.
- A-223-99—Bessie Wentz.
- A-229-99—Bessie Wentz.

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

**APPROVAL OF AMENDED RESOLUTION FROM OCTOBER 13, 1999 BOARD MEETING:**

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

**Docket A-144-99 - Seaway Acceptance Corporation - 1946 St. Clair Avenue:**

**FROM:** . . . to grant the variance to (OBBC 1014.12 - Exterior Stairways) and permit the stair to remain, with the provision that an approved maintenance agreement be enforced and that the document giving that authority and responsibility be submitted to the Board of Building Standards and Building Appeals to be kept in the Board's records and be maintained for future tenants of the property; the Board is also requesting the Appellant to submit a commentary for the record . . .

**TO:** . . . to require a cover at the horizontal over the stairway, but not to require a cover over the upper deck as a means of protecting the exit, and to grant the variance to (OBBC 1014.12 - Exterior Stairways) and permit the stair to remain, with the provision that an approved maintenance agreement be enforced and that the document giving that authority and responsibility be submitted to the Board of Building Standards and Building Appeals to be kept in the Board's records and be maintained for future tenants of the property; the Board is also requesting the Appellant to submit a commentary for the record, Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan . . .

Yeas: Messrs. Denk, Bowes, Saunders, Nays: None, Not Voting: Messrs. Williams, Sullivan.

**APPROVAL OF MINUTES:**

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

October 27, 1999

Yeas: Messrs. Denk, Bowes, Saunders, Nays: None, Not Voting: Messrs. Williams, Sullivan.

JOSEPH F. DENK,  
CHAIRMAN

**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**

NONE

**CITY OF CLEVELAND BIDS**

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

**WEDNESDAY, NOVEMBER 24, 1999**

**Luke Easter Park Sidewalk Improvements - Phase II and Seneca Golf Course Site Improvements,** for the Division of Research, Planning and Development, Department of Parks, Recreation and Properties, as authorized by Ordinance Nos. 1605-98 and 724-99, passed by the Council of the City of Cleveland, October 19, 1998 and June 14, 1999, respectively.

A DEPOSIT OF TWENTY FIVE DOLLARS (\$25.00) CERTIFIED CHECK WILL BE REQUIRED FOR EACH SET OF PLANS AND SPECIFICATIONS. THE DEPOSIT WILL BE REFUNDED IF THE PLANS AND SPECIFICATIONS

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

November 10, 1999 and November 17, 1999

**WEDNESDAY, DECEMBER 1, 1999**

**Labor and Materials to Maintain and Repair Elevators,** for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1413-99, passed by the Council of the City of Cleveland, October 4, 1999.

**Labor and Materials to Modify and Maintain a Trac-Vac Residuals Collection System at Garrett A. Morgan Water Works Facility,** for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1417-99, passed by the Council of the City of Cleveland, October 4, 1999.

November 10, 1999 and November 17, 1999

**THURSDAY, DECEMBER 2, 1999**

**Biological Testing Media and Appurtenances,** for the Division of Water, Department of Public Utilities, as authorized by Section 129.28 of the Codified Ordinances of the City of Cleveland, 1976.

November 17, 1999 and November 24, 1999

**WEDNESDAY, DECEMBER 8, 1999**

**Solid Waste Disposal Services,** for the Division of Waste Collection and Disposal, Department of Public Service, as authorized by Ordinance No. 1124-99, passed by the Council of the City of Cleveland, October 4, 1999.

November 17, 1999 and November 24, 1999

**THURSDAY, DECEMBER 9, 1999**

**Labor and Materials to Repair Overhead Doors,** for the Division of Fire, Department of Public Safety, as authorized by Ordinance No. 583-99, passed by the Council of the City of Cleveland, June 15, 1999.

**Cleaning and Hygiene Supplies,** for the Division of Correction, Department of Public Health, as authorized by Ordinance No. 952-99, passed by the Council of the City of Cleveland.

November 17, 1999 and November 24, 1999

**FRIDAY, DECEMBER 10, 1999**

**Facsimile Machines,** for the Division of Information Systems Services, Department of Finance, as authorized by Ordinance No. 1174-97, passed by the Council of the City of Cleveland, July 16, 1997.

**Various Equipment and Accessories to Outfit Vehicles,** for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1058-99, passed by the Council of the City of Cleveland, June 14, 1999.

November 17, 1999 and November 24, 1999

**WEDNESDAY, DECEMBER 15, 1999**

**Labor and Materials to Repair Water Mains and Appurtenances (Areas A and B)**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1415-99, passed by the Council of the City of Cleveland, October 4, 1999.

A **MANDATORY PRE-BID MEETING WILL BE HELD ON TUESDAY, NOVEMBER 30, 1999, 10:00 A.M. AT THE CARL B. STOKES BUILDING, 1201 LAKESIDE AVENUE, ENGINEERING CONFERENCE ROOM - 5TH FLOOR.**

November 17, 1999 and November 24, 1999

**FRIDAY, DECEMBER 17, 1999**

**Labor and Materials to Repair Water Mains and Appurtenances (Areas C and D)**, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1415-99, passed by the Council of the City of Cleveland, October 4, 1999.

A **MANDATORY PRE-BID MEETING WILL BE HELD ON TUESDAY, NOVEMBER 30, 1999, 10:00 A.M. AT THE CARL B. STOKES BUILDING, 1201 LAKESIDE AVENUE, ENGINEERING CONFERENCE ROOM - 5TH FLOOR.**

November 17, 1999 and November 24, 1999

**ADOPTED RESOLUTIONS AND ORDINANCES**

NONE

**COUNCIL COMMITTEE MEETINGS**

**Monday, November 15, 1999**

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

Polensek, Robinson. Excused: Sweeney.

**Tuesday, November 16, 1999**

**Community and Economic Development Committee: 9:00 A.M.**—Present: Melena, Chairman; Lewis, Vice Chairman; Cimperman, Cintron, Jackson, Jones, Robinson, Willis, Zone.

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

**Wednesday, November 17, 1999**

**Aviation & Transportation Committee: 11:00 A.M.**—Present: Dolan, Chairman; O'Malley, Vice Chairman; Patmon, Robinson, Rybka, Sweeney. Absent: Jones.

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

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