

The City Record

Official Publication of the City of Cleveland

September the Twenty-Sixth, Two Thousand and One

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

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DIRECTORY OF CITY OFFICIALS

CITY COUNCIL—LEGISLATIVE

President of Council—Michael D. Polensek

Ward	Name	Residence	
1	Joseph T. Jones	4691 East 177th Street	44128
2	Robert J. White	3760 East 126th Street	44105
3	Zachary Reed	3232 East 119th 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	5832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cintron, Jr.	3004 Vega Avenue	44113
15	Merle R. Gordon	1700 Denison Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Timothy J. Melena	6110 West Clinton Avenue	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Dona Brady	3466 Bosworth Road	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

MAYOR – Michael R. White

Judith Zimomra, Chief of Staff
 Barry Withers, Executive Assistant for Administration
 Cornell P. Carter, Executive Assistant for Health and Human Services
 Kenneth Silliman, Executive Assistant for Development
 Nicholas P. Jackson, Executive Assistant for Services
 Matt Dotson, Executive Assistant for Legislative Affairs
 Marvin Hayes, Executive Assistant for Intergovernmental Affairs
 Lucille Ambroz, Director, Office of Equal Opportunity

DEPT. OF LAW – Pinkey S. Carr, Director, _____, Chief Counsel, Room 106

Lauren Moore, Chief City Prosecutor; Criminal Branch – Justice Center
 8th Floor, Court Towers, 1200 Ontario Street
 Karen E. Martines, Law Librarian, Room 100

DEPT. OF FINANCE – Kelly Clark, Director, Room 104;

Frank Badalamenti, Manager, Internal Audit
 DIVISIONS – Accounts – Marilyn Henderson, Commissioner, Room 19
 City Treasury – Algeron Walker, Treasurer, Room 115
 Assessments and Licenses – Dedrick Stephens, Commissioner, Room 122
 Purchases and Supplies – Myrna Branche, Commissioner, Room 128
 Printing and Reproduction – Diante Fritzgerald, Acting Commissioner,
 1735 Lakeside Avenue
 Taxation – Nassim Lynch, Tax Administrator, 1701 Lakeside Avenue
 Financial Reporting and Control – Robert Dolan, Controller, Room 18
 Information Systems Services – Cleo Henderson, Commissioner,
 1404 E. 9th St.

DEPT. OF PUBLIC UTILITIES – Darnell Brown, Acting 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 – Reuben Sheperd, Director,

Cleveland Hopkins International Airport, 5300 Riverside Drive;
 Cleveland Hopkins International Airport – Fred Szabo, Commissioner
 Burke Lakefront Airport – Khalid Bahkur, Commissioner

DEPT. OF PUBLIC SERVICE – Randall E. DeVaul, Acting Director, Room 113

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

DEPT. OF PUBLIC HEALTH – Michele C. Whitlow, Director, Mural Building 1925 St. Clair Avenue

DIVISIONS – Health – Susan E. Axelrod, Commissioner, Mural Building,
 1925 St. Clair Avenue
 Environment – Michael Konicek, 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 – Mary G. Bounds, Chief, Police Hdqtrs. Bldg.,
 1300 Ontario Street
 Fire – Kevin G. Gerrity, Chief, 1645 Superior Avenue
 Dog Pound – John Baird, Chief Dog Warden, 2690 W. 7th Street
 Emergency Medical Service – Edward Eckart, Commissioner,
 1708 South Pointe Drive

DEPT. OF PARKS, RECREATION & PROPERTIES – Alfred T. Miller, Jr., Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.

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

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

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

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

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

DIVISIONS – Administrative Services – Terrence Ross, Commissioner.
 Neighborhood Services – Louise V. Jackson, Commissioner.
 Neighborhood Development – Donald T. Moss, Commissioner.
 Building & Housing – Robert Vilkas, Commissioner, 5th Floor, City Hall.

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

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

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

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

CIVIL SERVICE COMMISSION – Room 119, Anne Bloomberg, President;
 _____, 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; Council President Michael D. Polensek.

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; 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 Pinkey S. Carr,
 President; Finance Director Kelly Clark, Secretary; Council President
 Michael D. Polensek.

BOARD OF SIDEWALK APPEALS – Service Director Randall E. DeVaul; Law
 Director Pinkey S. Carr; Councilman Nelson Cintron, Jr.

BOARD OF REVIEW – (Municipal Income Tax) – Law Director Pinkey S. Carr;
 Utilities Director Darnell Brown; Council President Michael D. Polensek.

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

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

MORAL CLAIMS COMMISSION – Law Director Pinkey S. Carr; Chairman;
 Finance Director Kelly Clark; Council President Michael D. Polensek;
 Councilman Bill Patmon; Councilman Martin J. Sweeney.

BOARD OF EXAMINERS OF ELECTRICIANS – Samuel Montfort, Chairman;
 Donald Baulknight, 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, Lawrence Skule, Chief
 Plumbing Inspector; Laszlo V. Kemes, Secretary to the Board.

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

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

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



OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 88

WEDNESDAY, SEPTEMBER 26, 2001

No. 4581

CITY COUNCIL

MONDAY, SEPTEMBER 24, 2001

The City Record

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Clerk of Council
216 City Hall

PERMANENT SCHEDULE STANDING COMMITTEES OF THE COUNCIL

1998-2001

MONDAY

9:30 A.M. — **Public Parks, Proper-
ty & Recreation Committee:** Rybka,
Chairman; Dolan, Vice Chairman;
Brady, Britt, Johnson, Reed, Swee-
ney.

MONDAY—Alternating

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

11:00 A.M. — **Employment, Affir-
mative Action & Training Commit-
tee:** White, Chairman; Lewis, Vice
Chairman; Cintron, Coats, Gordon,
Johnson, Jones.

MONDAY

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

TUESDAY

9:30 A.M. — **Community and Econo-
mic Development Committee:** Jack-
son, Chairman; Lewis, Vice Chair-
man; Brady, Cimperman, Cintron,
Johnson, Jones, Melena, Willis.

TUESDAY—Alternating

1:00 P.M. — **Public Health Com-
mittee:** Gordon, Chairman; Brady,
Vice Chairman; Cimperman, Jack-
son, Reed, Westbrook, Willis.

1:30 P.M. — **Legislation Committee:**
Lewis, Chairman; Jones, Vice Chair-
man; Coats, Gordon, Reed, West-
brook, White.

WEDNESDAY—Alternating

10:00 A.M.—**Aviation & Transporta-
tion Committee:** Dolan, Chairman;
O'Malley, Vice Chairman; Brady,
Jones, Patmon, Rybka, Sweeney.

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

WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Commit-
tee:** O'Malley, Chairman; Patmon,
Vice Chairman; Britt, Coats, Dolan,
Melena, Polensek, Westbrook, Wil-
lis.

1:30 P.M.—**City Planning Commit-
tee:** Cimperman, Chairman; Rybka,
Vice Chairman; Dolan, Jackson,
O'Malley, Reed, White.

The following Committee is sub-
ject to the Call of the Chairman:

Mayor's Appointment Committee:
Cintron, Chairman; Britt, Jackson,
Jones, Sweeney.

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio

Monday, September 24, 2001.

The meeting of the Council was
called to order, The President,
Michael D. Polensek, in the Chair.

Council Members present: Brady,
Britt, Cimperman, Dolan, Gordon,
Jackson, Johnson, Lewis, O'Malley,
Patmon, Reed, Rybka, Sweeney, West-
brook and White.

Also present were Acting Chief of
Staff Carter and Directors Carr,
Clark, Sheperd, Whitlow, Guzman,
Miller, Hudecek, Patterson, Warren,
Alexander, McCall, Ambroz and Act-
ing Directors D. Brown, DeVaul and
R. Brown.

Absent: Mayor White.

Pursuant to Ordinance No. 2976-76,
the Council Meeting was opened
with a prayer offered by Rev.
Robert V. Aitkens of True Light
Baptist Church, located at 1799 East
55th Street, located in Ward 7.
Pledge of Allegiance.

MOTION

On the motion of Council Member
Dolan, the reading of the minutes of
the last meeting were dispensed
with and the journal approved. Sec-
onded by Council Member Gordon.

COMMUNICATIONS

File No. 1792-01.

From Mandwell D. Patterson,
Enterprise Zone Manager - re: Day-
ton Precision Services Ltd. - appli-
cation for Enterprise Zone Tax
Incentives. Received.

FROM DEPARTMENT OF LIQUOR CONTROL

File No. 1793-01.

Re: Transfer of Ownership Appli-
cation - 3568588 - Haneen Foods,
Inc., d.b.a. Pickwick, 1616 West 25th
Street, Unit B. (Ward 14). Received.

File No. 1794-01.

Re: Transfer of Ownership and
Location Application - 62768740010 -
N. C. & H., Inc., 4423 Detroit Avenue.
(Ward 14). Received.

OATH OF OFFICE

File No. 1795-01.

Timothy Hennessy - Deputy Chief
of Administrative Operations. Re-
ceived.

File No. 1796-01.

Kathleen C. McComb - Commander
of Administrative Services, Police
Division. Received.

File No. 1797-01.

Leroy Morrow, Jr. - Commander of
Human Resources, Police Division.
Received.

File No. 1798-01.

Martin DeCara - Deputy Chief of
Special Operations. Received.

File No. 1799-01.

Cornell P. Carter - Chief of Staff.
Received.

CONDOLENCE RESOLUTIONS

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

Res. No. 1800-01—William Bernard
Elston.

Res. No. 1801-01—Nellie Lee Bailey.

Res. No. 1802-01—Joe Perkins.

Res. No. 1803-01—Thomas Settles.

CONGRATULATION RESOLUTIONS

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

Res. No. 1804-01—St. Andrews Mis-
sionary Baptist Church — 37th Anni-
versary.

Res. No. 1805-01—Lithuanian Com-
munity of the U.S.A., Inc. — 50th
Anniversary.

Res. No. 1806-01—Daisy Eugenia
Spivey.

Res. No. 1807-01—Jerry J. Platt.

RECOGNITION RESOLUTION

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

Res. No. 1808-01—Hunter Morrison.

**FIRST READING EMERGENCY
ORDINANCES REFERRED**

Ord. No. 1809-01.

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

An emergency ordinance authorizing the purchase by contract of one single drive recorder, including monitor, keyboard and mouse, for the Division of Water Pollution Control, 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: one single drive recorder, including monitor, keyboard and mouse, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water Pollution Control, Department of Public Utilities.

Section 2. That the cost of said contract hereby authorized shall be paid from Fund No. 54 SF 001, Request No. 38235.

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. 1810-01.

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Cuyahoga County Board of Health for the Cardiovascular Disease 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 Public Health is hereby authorized to apply for and accept a grant in the approximate amount of \$60,190, and any other funds as they become available during the grant term, from the Cuyahoga County Board of Health, to conduct the Cardiovascular Disease Program, for the purposes set forth in the proposal and according thereto; that the Director of Public Health 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 proposal for said grant.

Section 2. That the proposal for said grant, File No. 1810-01-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

Ord. No. 1811-01.

By Councilmen Gordon and Patmon (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Cuyahoga County Board of Health for the Immunization Action Plan 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 Public Health is hereby authorized to apply for and accept a grant in the approximate amount of \$104,876, and any other funds as they become available during the grant term, from the Cuyahoga County Board of Health, to conduct the Immunization Action Plan Program, for the purposes set forth in the executive summary and according thereto; that the Director of Public Health 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 executive summary for said grant.

Section 2. That the executive summary for said grant, File No. 1811-01-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

Ord. No. 1812-01.

By Councilmen Gordon and Patmon (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 Community Access 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 Public Health is hereby authorized to apply for and accept a grant in the approximate amount of \$347,173, and any other funds as they become available during the grant term, from the Ohio Department of Health, to conduct the Community Access Program, for the purposes set forth

in the executive summary and according thereto; that the Director of Public Health 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 executive summary for said grant.

Section 2. That the executive summary for said grant, File No. 1812-01-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

Ord. No. 1813-01.

By Councilmen Gordon and Patmon (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 Federal AIDS Prevention Program; and to enter into contract with various agencies to implement 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 Public Health is hereby authorized to apply for and accept a grant in the approximate amount of \$878,532, and any other funds as they become available during the grant term, from the Ohio Department of Health, to conduct the Federal AIDS Prevention Program, for the purposes set forth in the executive summary and according thereto; that the Director of Public Health 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 executive summary for said grant.

Section 2. That the executive summary for said grant, File No. 1813-01-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

Section 3. That the Director of Public Health is hereby authorized to enter into one or more contracts for the implementation of the program as described in the executive summary contained in the file, payable from the fund or funds to which are credited the grant proceeds accepted pursuant to this ordinance with the following agencies, in the following amounts:

Agency	Amount
AIDS Taskforce of Greater Cleveland	\$331,000.00
BlackOut Unlimited	20,000.00

Cleveland Treatment Center /Project SAFE	224,000.00
Free Clinic of Greater Cleveland	94,500.00
HUMADAOP	78,175.00
NEON	32,325.00
Recovery Resources	20,000.00

In addition, the sum of not more than \$78,532.00 is appropriated to the Department of Public Health for administrative costs of implementing this program.

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

Ord. No. 1814-01.

By Councilmen Gordon and Patton (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 March of Dimes 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 Public Health is hereby authorized to apply for and accept a grant in the approximate amount of \$25,000, and any other funds as they become available during the grant term, from the Ohio Department of Health, to conduct the March of Dimes Program, for the purposes set forth in the executive summary and according thereto; that the Director of Public Health 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 executive summary for said grant.

Section 2. That the executive summary for said grant, File No. 1814-01-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

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

Council Members Coats, Melena and Cintron entered the meeting.

Ord. No. 1815-01.

By Councilman Britt.

An emergency ordinance determining the method of making the public improvement to the Alexander Graham Bell Elementary School Playground, and authorizing the Director of Parks, Properties, and Recreation to enter into contract for the making of such improvement.

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

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

Section 1. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement to the Alexander Graham Bell Elementary School Playground located at 11815 Larchmere Boulevard in Ward 6 of the City of Cleveland for the Department of Parks, Properties, and Recreation, by contract duly let to the lowest responsible bidder after competitive bidding for the improvement.

Section 2. That the Director of Parks, Properties, and Recreation is authorized to enter into a contract for the making of the above public improvement with the lowest responsible bidder after competitive bidding upon a unit basis for the improvement, provided, however, that each separate trade and each distinct component part of said improvement may be treated as a separate improvement, and each, or any combination, of such trades or components may be the subject of a separate contract upon a unit basis.

Section 3. That the cost of said contract shall be in an amount not to exceed \$75,000 and shall be paid from Fund No. 10 SF 166.

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 Parks, Recreation and Properties, Community Development, City Planning Commission, Finance, Law; Committees on Public Parks, Property and Recreation, Community and Economic Development, City Planning, Finance.

Ord. No. 1816-01.

By Councilman Cimperman.

An emergency ordinance to supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 134.35 thereof, relating to parking for Cleveland City Council meetings.

Whereas, the hallmark of a democracy is the ability of its citizens to participate fully in its legislative process, and

Whereas, this Council of the City of Cleveland welcomes and encourages the participation of the residents of Cleveland and its surrounding communities at its Council meetings held on Monday evenings; and

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

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

Section 1. That the Codified Ordinances of Cleveland, Ohio, 1976, are hereby supplemented by enacting new Section 134.35 thereof, to read as follows:

Section 134.35 Parking Fees for Cleveland City Council Meetings

Notwithstanding and as an exception to the provisions of Section 134.33 of the Codified Ordinances, the Commissioner of Parking Facilities shall offer parking at no charge for its Willard Park Garage customers that have utilized the facility for the purpose of attending a regular meeting of Cleveland City Council held in accordance with Section 28 of the Charter of the City of Cleveland.

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 Parks, Recreation and Properties, Finance, Law; Committees on Public Parks, Property and Recreation, Legislation, Finance.

Ord. No. 1817-01.

By Councilman Gordon.

An emergency ordinance determining the method of making the public improvement of constructing and maintaining the Estabrook Recreation Center and authorizing the Director of Parks, Recreation and Properties to enter into contract for the making of such improvements.

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 the Estabrook Recreation Center in Ward 15 of the City of Cleveland for the Department of Parks, Recreation and Properties, 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 2. That the Director of Parks, Recreation and Properties is hereby authorized and directed to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio for each and all of the items compromising the supplies and materials for said improvement, including the rental of the necessary equipment, to be purchased by the Commissioner of Purchases and Supplies upon a per unit basis for the Department of Parks, Recreation and Properties.

Section 3. That an amount not to exceed Twenty Four Thousand Six Hundred Forty Three Dollars and Fifty Cents (\$24,643.50) for said improvement hereby authorized shall be paid from Fund No. 10 SF 166, with such other costs, if any, to

be paid by such funds as identified by the Department of Parks, Recreation and Properties, Request No. 107911.

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 Parks, Recreation and Properties, Community Development, City Planning Commission, Finance, Law; Committees on Public Parks, Property and Recreation, Community and Economic Development, City Planning, Finance.

Ord. No. 1818-01.

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

An emergency ordinance to appropriate property for the public purpose of the expansion of the Woodland Recreation Center.

Whereas, the Council of the City of Cleveland, by Resolution No. 1821-01, adopted _____ declared the necessity and intention of appropriating the fee simple property interests herein described for the public purpose of expanding the Woodland Recreation Center; and

Whereas, notice of the adoption of such resolution has been served upon the persons in possession or having an interest in such property; and

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

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

Section 1. That for the public purpose of the expansion of Woodland Recreation Center, the following described fee simple interests be and the same hereby are appropriated:

Permanent Parcel No. 126-14-079

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and known as being part of Sublot No. 117 in Hamilton and Wyman's Allotment of part of Original One Hundred Acre Lot No. 416, as shown by the recorded plat in Volume 5 of Maps, Page 22 of Cuyahoga County Records, and bounded and described as follows:

Beginning on the Southerly line of Kennedy Avenue, S.E. (formerly Kennedy Street) at the Northwest corner of said Sublot No. 117;

Thence Southerly along the West-erly line of Sublot No. 117, which line is also the Easterly line of an alley (12 feet wide), 140 feet 2 inches to the Southwesterly corner of said Sublot No. 117;

Thence Easterly along the Southerly line of said Sublot No. 117, about 34-80/100 feet to a point 10-16/100 feet Westerly, measured along said Southerly line of said Sublot No. 117, from the Southeast-erly corner thereof;

Thence Northerly about 140 feet 2 inches to a point on said Southerly line of Kennedy Avenue S.E., 10-16/100 feet Westerly, measured along said Southerly line of Kennedy Avenue S.E. from the

Northeasterly corner of said Sublot No. 117;

Thence Westerly along said Southerly line of Kennedy Avenue S.E. about 33-30/100 feet to the place of beginning, be the same more or less, but subject to all legal high-ways.

Permanent Parcel No. 126-14-094

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being the East-erly 35 feet of Sublot No. 135 in Hamilton and Wyman's Subdivision, of part of Original 100 Acre Lot No. 416, as shown by the recorded plat in Volume 5 of Maps, Page 22 of Cuyahoga County Records and being 35 feet front on the Northerly side of Cumberland Avenue, S.E., and extending back of equal width 140 feet, 2/12 inches, as appears by said plat, be the same more or less.

Permanent Parcel 126-14-096

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 133 in Hamilton and Wyman's Allot-ment of part of Original One Hun-dred Acre Lot No. 416, as shown by the recorded plat in Volume 5 of Maps, Page 22 of Cuyahoga County Records and being 41 feet 11 1/2 inches front on the Northerly side of Cumberland Avenue S.E., 140 feet 2 inch deep on the Easterly line, 140 feet 2 inches deep on the Westerly line and 42 feet 5 3/4 inches wide in the rear, as appears by said plat, be the same more or less, but sub-ject to all legal highways.

Section 2. That the Director of Law is hereby directed to apply to a court of competent jurisdiction to have a jury impaneled to make inquiry into and assess the compen-sation to be paid for the fee simple interests herein before described.

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 Parks, Recreation and Properties, City Plan-ning Commission, Finance, Law; Committees on Public Parks, Prop-erty and Recreation, City Planning, Finance.

Ord. No. 1819-01.

By Councilmen Jackson and Pat-mon (by departmental request).

An emergency ordinance author-izing the Director of Community Development to enter into a Her-itage Home Loan Program Agree-ment with the Cuyahoga County Treasurer and other related matters.

Whereas, pursuant to Ohio Revised Code Section 135.80, the Cuyahoga County Treasurer (the "Treasurer") on behalf of Cuya-hoga County, Ohio (the "County") has established a linked deposit low-interest loan program relating to historic properties referred to as the Cuyahoga County Treasurer's Heritage Home Loan Program (the "Heritage Home Loan Program") with the Cleveland Restoration Society, a non-profit historic preservation organization and Key-Bank National Association ("Key-

Bank"), as the lending institution, for the purpose of enhancing his-toric properties throughout the County; and

Whereas, the City of Cleveland (the "City") has determined to par-ticipate in the Heritage Home Loan Program; and

Whereas, through the Heritage Home Loan Program, KeyBank will provide low-interest loans to eligible borrowers for certain housing repairs and improvements (each a "Heritage Linked Deposit Loan"); and

Whereas, in order for the historic dwellings in the City to be eligible to participate in the Heritage Home Loan Program, the City must exe-cute a Participating Community Heritage Home Loan Program Agreement (the "Loan Agreement") with the County Treasurer whereby the City agrees to perform program monitoring for Heritage Linked Deposit Loans made to its residents; and

Whereas, this ordinance consti-tutes an emergency measure provid-ing for the usual daily operation of a municipal department; now, there-fore

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

Section 1. That the Director of Community Development is hereby authorized to execute a Participat-ing Community Heritage Home Loan Program Agreement pursuant to the Ohio Revised Code, whereby the City will perform program mon-itoring for Heritage Linked Deposit Loans made to its residents.

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 Commu-nity Development, Finance, Law; Committees on Community and Eco-nomic Development, Finance.

Ord. No. 1820-01.

By Councilmen Rybka, Jackson, Cimperman and Patmon (by depart-mental request).

An emergency ordinance author-izing the Director of Community Development to enter into a prop-erty adoption agreement with the Slavic Village Development Corpo-ration for the landscaping and main-tenance of property located at 7605-7615 Harvard Avenue.

Whereas, this ordinance consti-tutes an emergency measure provid-ing for the usual daily operation of a municipal department; now, there-fore

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

Section 1. That, notwithstanding and as an exception to the provi-sions of Chapters 181 and 183 and Section 133.24 of the Codified Ordi-nances of Cleveland, Ohio, 1976, the Director of Community Development is hereby authorized to enter into a property adoption agreement with the Slavic Village Development Corpo-ration for the landscaping and maintenance of property located at 7605-7615 Harvard Avenue, described as follows:

7605-7615 Harvard Avenue
133-15-001 and 002

Parcel No. 001

And known as being part of Sublot No. 45 in Gains Burke's Subdivision of part of Original One Hundred Acre Lots Nos. 315 and 455, as shown by the recorded plat in Volume 2 of Maps, Page 57 of Cuyahoga County Records, and bounded and described as follows:

Beginning at the intersection of the Southeasterly line of Jones Avenue, S.E., with the Northerly line of Harvard Avenue, S.E.;

Thence Northeasterly along the Southeasterly line of Jones Avenue, S.E., 93.8 feet to the intersection of said line with the Westerly line of land conveyed by George Stefanik and Susie Stefanik to Walter J. Kusion, Edward L. Szabo and Bernard J. Howak, by deed dated September 19, 1949, and filed for record September 28, 1949, as Recorder's File No. 283617;

Thence Southerly along the Westerly line of land so conveyed to Walter J. Kusion, et al. to the Northerly line of Harvard Avenue, S.E.;

Thence Westerly along the Northerly line of Harvard Avenue, S.E., 83.3 feet to the place of beginning.

Parcel No. 002:

And known as being part of Sublot No. 45 in Gains Burke's Subdivision of part of Original One Hundred Acre Lots Nos. 315 and 455, and shown by the recorded plat in Volume 2 of Maps, Page 57 of Cuyahoga County Records, and bounded and described as follows:

Beginning at the intersection of the Southeasterly line of Jones Avenue, S.E., at a point 93.8 feet Northeasterly measured along said Southeasterly line from its intersection with the Northerly line of Harvard Avenue, S.E. (formerly Harvard Street);

Thence Northeasterly along the Southeasterly line of Jones Avenue, S.E., about 25 feet to the Northwest corner of land conveyed to Samuel F. Perkins, by deed dated June 16, 1891 and recorded in Volume 494, Page 323 of Cuyahoga County Records;

Thence Southerly along said Westerly line of land so conveyed to Samuel F. Perkins about 40.92 feet to an angle point therein;

Thence continuing Southerly along the Westerly line of land so conveyed about 41.82 feet to the Northerly line of Harvard Avenue, S.E.;

Thence Westerly along said Northerly line of Harvard Avenue, S.E., 35 feet to a point 83.3 feet Easterly from the intersection with the Southeasterly line of Jones Avenue, S.E.;

Thence Northerly to the place of beginning.

Section 2. That the term of the property adoption agreement shall be one year, renewable for additional one-year terms.

Section 3. That this property adoption shall not be construed as a conveyance of any right, title, or interest in public property, but is the grant of a privilege revocable at the will of Council.

Section 4. That the Director of Community Development is authorized to accept the gift of any improvements to the adopted prop-

erty landscaped and maintained by the Slavic Village Development Corporation, said improvements to be paid for by Slavic Village Development Corporation from their own funds and not from funds received from the City.

Section 5. That the property adoption agreement hereby authorized shall be prepared by the Director of Law and shall contain such additional terms and conditions as said Director deems 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.

**FIRST READING EMERGENCY
RESOLUTION REFERRED**

Res. No. 1821-01.

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

An emergency resolution declaring the necessity and intention to appropriate property for public use for the expansion of the Woodland Recreation Center.

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

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

Section 1. That for the public purpose of expanding the Woodland Recreation Center, it is necessary to appropriate in fee simple interest and this Council hereby declares its intent to appropriate the fee simple interest in and to the following described property:

Permanent Parcel No. 126-14-079

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and known as being part of Sublot No. 117 in Hamilton and Wyman's Allotment of part of Original One Hundred Acre Lot No. 416, as shown by the recorded plat in Volume 5 of Maps, Page 22 of Cuyahoga County Records, and bounded and described as follows:

Beginning on the Southerly line of Kennedy Avenue, S.E. (formerly Kennedy Street) at the Northwest corner of said Sublot No. 117;

Thence Southerly along the Westerly line of Sublot No. 117, which line is also the Easterly line of an alley (12 feet wide), 140 feet 2 inches to the Southwest corner of said Sublot No. 117;

Thence Easterly along the Southerly line of said Sublot No. 117, about 34-80/100 feet to a point 10-16/100 feet Westerly, measured along said Southerly line of said Sublot No. 117, from the Southeast corner thereof;

Thence Northerly about 140 feet 2 inches to a point on said Southerly line of Kennedy Avenue S.E., 10-16/100 feet Westerly, measured along said Southerly line of

Kennedy Avenue S.E. from the Northeast corner of said Sublot No. 117;

Thence Westerly along said Southerly line of Kennedy Avenue S.E. about 33-30/100 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 126-14-094

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being the Easterly 35 feet of Sublot No. 135 in Hamilton and Wyman's Subdivision, of part of Original 100 Acre Lot No. 416, as shown by the recorded plat in Volume 5 of Maps, Page 22 of Cuyahoga County Records and being 35 feet front on the Northerly side of Cumberland Avenue, S.E., and extending back of equal width 140 feet, 2/12 inches, as appears by said plat, be the same more or less.

Permanent Parcel 126-14-096

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being Sublot No. 133 in Hamilton and Wyman's Allotment of part of Original One Hundred Acre Lot No. 416, as shown by the recorded plat in Volume 5 of Maps, Page 22 of Cuyahoga County Records and being 41 feet 11 1/2 inches front on the Northerly side of Cumberland Avenue S.E., 140 feet 2 inch deep on the Easterly line, 140 feet 2 inches deep on the Westerly line and 42 feet 5 3/4 inches wide in the rear, as appears by said plat, be the same more or less, but subject to all legal highways.

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

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

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

Council Member Willis entered the meeting.

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

Ord. No. 1822-01.

By Councilman Brady.

An emergency ordinance to amend Section 1, of Ordinance No. 1077-01, passed June 19, 2001, relating to applying for and accepting a grant from the State of Ohio, for projects authorized under the State Capital Appropriation Grant; and authorizing contracts necessary to implement those improvements.

Whereas, Ordinance No. 1077-01, passed June 19, 2001, amended Ordinance No. 79-01, passed May 21, 2001 which authorized the Director of Parks, Recreation and Properties to apply for and accept a grant from the State of Ohio for, among other things, the renovation and improvement of Halloran Park; 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 Section 1 of Ordinance No. 1077-01, passed June 19, 2001, is hereby amended to read as follows:

Section 1. That Section 6 of Ordinance No. 79-01, passed May 21, 2001, is hereby amended to read as follows:

Section 6. That the cost of the public improvement and professional services authorized herein shall be paid from the grant proceeds accepted pursuant to this ordinance. An additional amount not to exceed **\$204,129.68** from Fund No. 10 SF 166 shall be applied to the cost of the public improvements to Halloran Park.

Section 2. That existing Section 1 of Ordinance No. 1077-01, passed June 19, 2001, is hereby repealed.

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

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

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

Ord. No. 1823-01.

By Councilman Britt.

An emergency ordinance consenting and approving the issuance of a permit for the Juno Jog on October 6, 2001, sponsored by the Health Museum and HMS Sports.

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 Juno Jog sponsored by the Health Museum and HMS Sports on October 6, 2001 beginning at the Health Museum left on E. 90th St., left on Chester, left on E. 89th St., right on Cedar, left on E. 87th St., left on Quincy, left on E. 89th St., right on Cedar, left on E. 93rd St., left on Carnegie, right on E. 82nd St., right on Chester Pkwy, right on E. 83rd St., left on Beacon Place, left on E. 84th St., right on Chester, right on E. 89th to 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 deter-

mined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

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

Ord. No. 1824-01.

By Councilman Britt.

An emergency ordinance to amend the Title and Section 1 of Ordinance No. 886-01 passed June 19, 2001, relating to an agreement with the Shaker Square Area Development Corporation.

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. 886-01 passed June 19, 2001 are hereby amended to read, respectively, as follows:

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Shaker Square Area Development Corporation, or its designee, acting as the City's agent, to implement a program to **directly assist eligible buyers in the purchase of fully rehabilitated houses in the Fairwood neighborhood for the public purpose of providing housing for individuals and families through the use of Ward 6 Neighborhood Equity Funds.**

Section 1. That the Director of Community Development is authorized to enter into an agreement with Shaker Square Area Development Corporation, or its designee, acting as the City's agent, to implement a program to **directly assist eligible buyers in the purchase of fully rehabilitated houses in the Fairwood neighborhood for the public purpose of providing housing for individuals and families through the use of Ward 6 Neighborhood Equity Funds.**

Section 2. That the existing Title and Section 1 of Ordinance No. 886-01 passed June 19, 2001 are hereby repealed.

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

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

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

Ord. No. 1825-01.

By Councilmen Britt and Willis.

An emergency ordinance consenting and approving the issuance of a permit for a Footrace on October 28, 2001, sponsored by Hermes Race Systems.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of a Footrace sponsored by Hermes Race Systems on October 28, 2001, starting at Adelbert to Euclid, Euclid to Mayfield, Mayfield to Random, Random to Cornell, Cornell to Circle Drive, Circle Drive to Adelbert and repeat the course twice, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

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

Ord. No. 1826-01.

By Councilman Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the American Walk for Diabetes on October 6, 2001, sponsored by the American Diabetes Association.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the American Walk for Diabetes, sponsored by the American Diabetes Association, on October 6, 2001, starting at Nautica Stage Complex, Main Street to Center

Street, turn left on Center Street, cross Cuyahoga River, turn left on Carter Road (this becomes Robert Lockwood Road), turn right on Front Avenue, turn right on West 9th Street, turn left on Lakeside Avenue³, turn right on West 6th Street, rest stop #1 located at Starbucks Coffee on corner of West 6th and St. Clair, turn left on Superior Avenue, Circle Public Square via Tower City (not into circle), BP Building, Society Bank and the Illuminating building, rest stop #2 located outside the Panera Bread Company, Food Court level inside Tower City, turn right on West 3rd Street, rest stop #3 located at Huntington Park at corner of Lakeside and West 3rd Streets, turn left on Lakeside Avenue, turn left on West 9th Street, turn left on Front Street, turn left on Old River Road, turn right on Center Street, turn right on Main Street, continue down Main Street into Nautica Stage Complex finish area, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

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

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

Ord. No. 1827-01.

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

An emergency ordinance authorizing the Director of Public Service to apply for and accept grants and federal funding from the Federal Highway Administration to improve the Detroit Superior bridge, including but not limited to, making intersection improvements and constructing a bikeway; determining the method of making the public improvement; and authorizing the Director of Public Service to enter into contract for the making of such improvement.

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

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

Section 1. That the Director of Public Service is hereby authorized to apply for and accept grants and federal funding in the approximate amount of \$1,721,000, from the Federal Highway Administration, to improve the Detroit Superior bridge,

including but not limited to, making intersection improvements and constructing a bikeway, for the purposes set forth in the project description and according thereto; that the Director of Public Service is hereby authorized to file all papers and execute all documents necessary to receive the funds authorized herein; and that said funds be and they hereby are appropriated for the purposes set forth in the project description.

Section 2. That the project description for said project, File No. 1827-01-A, made a part hereof as if fully rewritten herein, including the obligation of the City of Cleveland to provide cash matching funds in the sum of \$150,000, payable from Fund Nos. 17 SF 008 and 20 SF 364, is hereby approved in all respects.

Section 3. That the Director of Public Service is hereby authorized to enter into agreement with various public and private entities to accept the remainder of the City of Cleveland's cash match obligation in the approximate amount of \$285,000, and such funds are hereby appropriated for this purpose.

Section 4. That, pursuant to Section 167 of the Charter of the City of Cleveland, it is hereby determined to make the public improvement of rehabilitation of the Detroit Shoreway bridge, including but not limited to, intersection improvements and the construction of a bikeway, (the "improvement") for the Department of Public Service, by contract duly let to the lowest responsible bidder after competitive bidding upon a unit basis for the improvement.

Section 5. That the Director of Public Service is hereby authorized to enter into contract for the making of the above public improvement with the lowest responsible bidder after competitive bidding upon a unit basis for the improvement described herein, provided, however, that each separate trade and each distinct component part of said improvement may be treated as a separate improvement, and each, or any combination, of such trades or components may be the subject of a separate contract upon a unit basis.

Section 6. That the cost of said improvement hereby authorized shall be paid from the federal funding and grant proceeds accepted pursuant to this ordinance and from the cash matching funds authorized in Sections 2 and 3 above. (RL 107825)

Section 7. That the Director of Public Service is hereby authorized to enter into a Local Project Administration ("LPA") agreement with the Ohio Department of Transportation to make public infrastructure improvements and to enter into one or more contracts for the expenditure of said grants and federal funding for engineering and construction for the making of the public improvement authorized herein.

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.

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

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

Ord. No. 1828-01.

By Councilman Johnson.

An emergency ordinance to amend the Title, the whereas clauses and Sections 1 and 2 of Ordinance No. 1861-99 passed October 18, 1999 relating to an agreement with the Buckeye Area Development Corporation.

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, the whereas clauses and Sections 1 and 2 of Ordinance No. 1861-99 passed October 18, 1999 are hereby amended to read, respectively, as follows:

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Buckeye Area Development Corporation, **as an agent for the City, to operate a home repair program to further the public purpose of providing housing assistance directly to individuals and families through the use of Ward 4 Neighborhood Equity Funds.**

Whereas, the Housing Advisory Board of the City of Cleveland has reviewed and approved a home repair program to be operated by the Buckeye Area Development Corporation, **as an agent for the City; and**

Section 1. That the Director of Community Development is authorized to enter into an agreement with Buckeye Area Development Corporation, **as agent for the City, to operate a home repair program to further the public purpose of providing housing assistance directly to individuals and families through the use of Ward 4 Neighborhood Equity Funds.**

Section 2. That the cost of said contract authorized herein shall be in an amount not to exceed \$65,000 and shall be paid from Fund No. 10 SF 166. This contract shall be in addition to any agreement authorized by Ordinance No. 1449-99, passed by the Council of the City of Cleveland on August 11, 1999.

Section 2. That the existing Title, the whereas clauses and Sections 1 and 2 of Ordinance No. 1861-99 passed October 18, 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.

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

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

Ord. No. 1829-01.**By Councilman Reed.**

An emergency ordinance to amend Section 2 of Ordinance No. 658-01, passed April 30, 2001, relating to an Adult Basic Landscaping Training Program through use of Ward 3 Neighborhood Equity Funds.

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

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

Section 1. That Section 2 of Ordinance No. 658-01, passed April 30, 2001, is hereby amended to read respectively as follows:

Section 2. That the cost of said contract shall not exceed **\$72,500** and shall be paid from Fund No. 10 SF 166.

Section 2. That existing Section 2 of Ordinance No. 658-01, passed April 30, 2001, is hereby repealed.

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

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

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

Ord. No. 1830-01.**By Councilman Rybka.**

An emergency ordinance to amend the Title and Section 1 of Ordinance No. 1083-2000 passed June 13, 2000, relating to an agreement with the Slavic Village Development Corporation.

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. 1083-2000 passed June 13, 2000 are hereby amended to read, respectively, as follows:

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Slavic Village Development Corporation, or its designee, for construction costs related to the development of the Harvard School Senior Apartment Project for the purpose of assisting industry and commerce through the use of Ward 12 Neighborhood Equity Funds.

Section 1. That the Director of Community Development is authorized to enter into an agreement with Slavic Village Development Corporation, or its designee, for construction costs related to the development of the Harvard School Senior Apartment Project for the purpose of assisting industry and commerce through the use of Ward 12 Neighborhood Equity Funds.

Section 2. That the existing Title and Section 1 of Ordinance No. 1083-

2000 passed June 13, 2000 are hereby repealed.

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

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

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

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 1831-01.**By Councilman Britt.**

An emergency resolution objecting to the transfer of ownership of a C2 and C2X Liquor Permit to 7819-21 Cedar Avenue.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C2 and C2X Liquor Permit from Permit No. 54324860005, Wael I. Mahmoud, 7819-21 Cedar Avenue, Cleveland, Ohio 44103 to Permit No. 3554828, Naameh Hammad, DBA White Front Market, 7819-21 Cedar Avenue, Cleveland, Ohio 44103; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership of a C2 and C2X Liquor Permit from Permit No. 54324860005, Wael I. Mahmoud, 7819-21 Cedar Avenue, Cleveland, Ohio 44103 to Permit No. 3554828, Naameh Hammad, DBA White Front Market, 7819-21 Cedar Avenue, Cleveland, Ohio 44103 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

Res. No. 1832-01.**By Councilman Britt.**

An emergency resolution objecting to the issuance and location of a C2 Liquor Permit to 7901 Central Avenue.

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a C2 Liquor Permit to Permit No. 1294594, Jeffrey Carswell, DBA Jeffrey Dell, 7901 Central Avenue, Cleveland, Ohio 44103; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the issuance of a C2 Liquor Permit to Permit No. 1294594, Jeffrey Carswell, DBA Jeffrey Deli, 7901 Central Avenue, Cleveland, Ohio 44103 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

Res. No. 1833-01.

By Councilman Polensek.

An emergency resolution objecting to the transfer of ownership and location of a D5 Liquor Permit to 770 East 185th Street.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership and location of a D5 Liquor Permit from Permit No. 9323276, WAW Inc., 16137 St. Clair Ave., 1st Fl. & Bsmt., Cleveland, Ohio 44110 to Permit No. 1063349, Bucco Inc., DBA Buccos, 770 E. 185th Street, Cleveland, Ohio 44119; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership and location of a D5 Liquor Permit from Permit No. 9323276, WAW Inc., 16137 St. Clair Ave., 1st Fl. & Bsmt., Cleveland, Ohio 44110 to Permit No. 1063349, Bucco Inc., DBA Buccos, 770 E. 185th Street, Cleveland, Ohio 44119 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

Res. No. 1834-01.

By Councilman Polensek.

An emergency resolution objecting to the transfer of ownership and location of a D5 Liquor Permit to 911 East 185th Street.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership and location of a D5 Liquor Permit from Permit No. 90957950005, Turcoliveri Enterprises Inc., DBA Vinnys Place, 18625 St. Clair Ave., 1st Fl. & Bsmt., Cleveland, Ohio 44110 to Permit No. 60558980005, Misty Hollow Lodge Inc., 911 East 185th Street, Cleveland, Ohio 44119; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the transfer of ownership and location of a D5 Liquor Permit from Permit No. 90957950005, Turcoliveri Enterprises Inc., DBA Vinnys Place, 18625 St. Clair Ave., 1st Fl. & Bsmt., Cleveland, Ohio 44110 to Permit No. 60558980005, Misty Hollow Lodge Inc., 911 East 185th Street, Cleveland, Ohio 44119 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

Res. No. 1835-01.**By Councilman Polensek.**

An emergency resolution supporting the Collinwood Asset Planning Steering Committee in its efforts to revitalize the Collinwood area in the City of Cleveland and urging the Ohio Department of Development to provide state funding for a project in the Five Points area of Collinwood which would make way for new industry and jobs.

Whereas, the Collinwood Asset Planning (CAP) Steering Committee is developing a strategy to facilitate revitalization of the Collinwood area; and

Whereas, the Second Growth Institute successfully helped to revitalize the old Eaton Axle plant on East 140th Street in Collinwood; and

Whereas, the CAP Steering Committee wishes to have the Second Growth Institute help revitalize the Five Points area of Collinwood, an area which consists of 40 acres located on East 152nd and Ivanhoe; and

Whereas, the Second Growth Institute has introduced a workforce initiative designed to ensure qualified employees for local companies; and

Whereas, a key component in financing the overall project is in obtaining Issue 1 money from the Ohio Department of Development; and

Whereas, obtaining funding from the state would help the CAP Steering Committee, the Second Growth Institute and the Collinwood area development corporations to redevelop the area and make way for new industry and jobs; and

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

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

Section 1. That this Council hereby supports the Collinwood Asset Planning Steering Committee in its efforts to revitalize the Collinwood area in the City of Cleveland and urges the Ohio Department of Development to provide state funding for a project in the Five Points area of Collinwood which would make way for new industry and jobs.

Section 2. That the Clerk of Council is hereby directed to transmit certified copies of this resolution to the CAP Steering Committee, the Second Growth Institute and the Ohio Department of Development.

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

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

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

Council Member Jones entered the meeting.

**SECOND READING
EMERGENCY ORDINANCES**

Ord. No. 1047-01.

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

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary for washing and waxing the motor vehicle fleet, for the Division of Cleveland Public Power, Department of Public Utilities, for a period not to exceed two years.

Approved by Directors of Public Utilities, Finance, Law; Passage recommended by Committees on Public Utilities, Finance; when amended as follows:

1. In the title, line 9; in Section 1, lines 4 and 5; and in Section 1, line 14, strike "two years" and insert in lieu thereof, "**one year**".

Amendment agreed to.

Ord. No. 1143-01.

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

An emergency ordinance authorizing Director of Public Utilities to enter into contract without competitive bidding with Oracle Service Industries for the acquisition of multi-server licenses, upgrades and technical support.

Approved by Directors of Public Utilities, Finance, Law; Passage recommended by Committees on Public Utilities, Finance.

Ord. No. 1148-01.

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

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to repair the plant sludge dome at Crown Water Treatment Plant, for the Division of Water, Department of Public Utilities.

Approved by Directors of Public Utilities, Finance, Law; Passage recommended by Committees on Public Utilities, Finance; when amended as follows:

1. In Section 2, line 2, after "shall" insert "**not exceed \$100,000.00 and shall**".

Amendment agreed to.

Ord. No. 1159-01.

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

An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide services necessary for the design, production, printing and distribution of a 2001 consumer confidence report.

Approved by Directors of Public Utilities, Finance, Law; Passage recommended by Committees on Public Utilities, Finance; when amended as follows:

1. In Section 2, line 2, after "shall" insert "**not exceed \$200,000.00 and shall**".

2. In Section 1, at the end of the first paragraph, insert the following new sentence: "**The consumer confidence report shall be produced in English and in Spanish, and to the extent practicable, in other languages.**"

Amendments agreed to.

Ord. No. 1351-01.

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

An emergency ordinance authorizing the Director of Public Utilities to enter into contract without competitive bidding with BancTec, Inc. for the maintenance of hardware and software of not to exceed two BancTec remittance processors and supporting equipment, including parts and labor, for the Division of Utilities Fiscal Control, Department of Public Utilities, for a period of one year, with a one year option to renew.

Approved by Directors of Public Utilities, Finance, Law; Passage recommended by Committees on Public Utilities, Finance.

**SECOND READING
ORDINANCES**

Ord. No. 1367-01.

By Councilman Melena.

An ordinance to change the Use District of lands bounded by West 58 Street, Aspen Court, N.W. and south of Side Avenue, N.W. (Map Change No. 2034, Sheet No. 1)

Approved by Directors of City Planning Commission, Finance, Law; Passage recommended by Committee on City Planning.

Ord. No. 1368-01.

By Councilman Melena.

An ordinance to change the Use District of lands located on the northeast corner of West 57 Street and Bridge Avenue, N.W. (Map Change No. 2035, Sheet No. 1)

Approved by Directors of Public Utilities, Finance, Law; Passage recommended by Committees on Public Utilities, Finance.

**SECOND READING
ORDINANCE PASSED**

Ord. No. 1084-01.

By Councilman Sweeney.

An ordinance to change the Use and Area Districts of lands on the north side of Brookpark Road, S.W., the west side of Grayton Road, S.W. east of Rocky River and south of I-480. (Map Change No. 2032, Sheet No. 13)

Approved by Directors of City Planning Commission, Law; Passage recommended by Committee on City Planning; when amended as follows:

1. At the end of Section 1, insert the following after "change to a General Retail Use District and a "C" Area District.": "**Notwithstanding any Codified Ordinance to the contrary, the described land shall be limited for use as a parking lot for the Department of Port Control, and lessees, and any other use necessary for the operation of the Department of Port Control.**"

MOTION

Council Member Sweeney moved that the amendment placed on Ordinance No. 1084-01 in the City Planning Committee be removed and that Ordinance No. 1084-01 be considered as it was introduced. Council Member White seconded the motion.

Council Member Dolan moved that the amendment placed on Ordinance No. 1084-01 by the City Planning Committee remain. Council Member O'Malley seconded the motion.

A roll call ensued. Those voting yea vote to remove the amendment.

Those voting nay vote to have the amendment remain.

Council Member Sweeney's motion was approved Yeas 20. Nays 1.

Those voting yea: Council Members Polensek, Brady, Britt, Cimperman, Cintron, Coats, Gordon, Jackson, Johnson, Jones, Lewis, Melena, O'Malley, Patmon, Reed, Rybka, Sweeney, Westbrook, White, Willis.

Those voting nay: Council Member Dolan.

Council President Polensek instructed the Clerk of Council to call the roll of the suspension of the rules and call the roll on the passage of Ordinance No. 1084-01.

The rules were suspended. Yeas 21. Nays 0. Read third time in full. Passed. Yeas 20. Nays 1.

Those voting yea: Council Members Polensek, Brady, Britt, Cimperman, Cintron, Coats, Gordon, Jackson, Johnson, Jones, Lewis, Melena, O'Malley, Patmon, Reed, Rybka, Sweeney, Westbrook, White, Willis.

Those voting nay: Council Member Dolan.

THIRD READING EMERGENCY ORDINANCES PASSED

Ord. No. 1582-A-2000 (As a substitute for Ord. No. 1582-2000).

By Councilman Cimperman (by departmental request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to K & S Parking Inc. to place a sign at the entrance of a parking lot with fencing and non-pay handicap parking which will encroach into the public right-of-way of West 3rd St.

Read third time. Passed. Yeas 21. Nays 0.

Ord. No. 1583-A-2000 (As a substitute for Ord. No. 1583-2000).

By Councilman Cimperman (by departmental request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to Prime Properties Limited Partnership for use of property for ingress, egress, bollards and traffic control devices to a parking area which will encroach into the right-of-way of the street formerly known as James Street.

Read third time. Passed. Yeas 21. Nays 0.

Ord. No. 506-01.

By Councilman Coats.

An emergency ordinance to amend Section 1 of Ordinance No. 949-2000, passed May 22, 2000, as amended by Ordinance No. 215-01, passed April 9, 2001, to authorize the Director of Community Development to enter into a grant agreement with the Euclid - St. Clair Development Corporation to conduct an impact study related to the Water Tower Park site on Coit Road, through the use of Ward 10 Neighborhood Equity Funds.

Read third time. Passed. Yeas 21. Nays 0.

Ord. No. 649-01.

By Councilman Jones.

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with IJN-1 Foundation for providing home health aide services for seniors and technology training for

youths in order to serve the public purpose of providing social services through the use of Ward 1 Neighborhood Equity Funds.

Read third time. Passed. Yeas 21. Nays 0.

THIRD READING EMERGENCY RESOLUTION ADOPTED

Res. No. 1245-01.

By Councilmen Willis and Jackson.

An emergency resolution urging the Federal, State and local agencies to conduct an investigation of Government Lien Service and the conduct of its business in the City of Cleveland.

Read third time. Adopted. Yeas 21. Nays 0.

MOTION

The Council adjourned at 7:40 p.m. to meet on Monday, October 8, 2001 at 7:00 p.m. in the Council Chambers.



Clerk of Council

THE CALENDAR

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

ORDINANCES

Ord. No. 1047-01.

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

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary for washing and waxing the motor vehicle fleet, for the Division of Cleveland Public Power, Department of Public Utilities, for a period not to exceed **one year**.

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

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

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

and Supplies until provision is made for the requirements for the entire term.

Section 2. That the cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 16991)

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. 1143-01.

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

An emergency ordinance authorizing Director of Public Utilities to enter into contract without competitive bidding with Oracle Service Industries for the acquisition of multi-server licenses, upgrades and technical support.

Ord. No. 1148-01.

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

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to repair the plant sludge dome at Crown Water Treatment Plant, 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 repair the plant sludge dome at Crown Water Treatment Plant, 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 **not exceed \$100,000.00 and shall** be paid from Fund Nos. 52 SF 001, 52 SF 223, 52 SF 225, and from the funds or funds to which are credited proceeds of the sale of waterworks revenue bonds issued in the future which include this purpose, Request No. 34021.

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. 1159-01.

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

An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide services necessary for the design, production, printing and distribution of a 2001 consumer confidence report.

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

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

Section 1. That the Director of Public Utilities is hereby authorized to employ by contract one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to provide for the design, production, printing and distribution of a 2001 consumer confidence report. **The consumer confidence report shall be produced in English and in Spanish, and to the extent practicable, in other languages.**

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

Section 2. That the costs for such services herein contemplated shall **not exceed \$200,000.00 and shall be paid from Fund No. 52 SF 001, Request No. 33885.**

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. 1351-01.

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

An emergency ordinance authorizing the Director of Public Utilities to enter into contract without competitive bidding with BancTec, Inc. for the maintenance of hardware and software of not to exceed two BancTec remittance processors and supporting equipment, including parts and labor, for the Division of Utilities Fiscal Control, Department of Public Utilities, for a period of one year, with a one year option to renew.

Ord. No. 1367-01.

By Councilman Melena.

An ordinance to change the Use District of lands bounded by West 58 Street, Aspen Court, N.W. and south of Side Avenue, N.W. (Map Change No. 2034, Sheet No. 1)

Ord. No. 1368-01.

By Councilman Melena.

An ordinance to change the Use District of lands located on the northeast corner of West 57 Street and Bridge Avenue, N.W. (Map Change No. 2035, Sheet No. 1)

BOARD OF CONTROL

September 19, 2001

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, September 19, 2001, at 11:00 a.m. with Mayor White presiding.

Present: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Director Alexander.

Absent: Director Brown.

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

On motion, the following resolutions were adopted.

Resolution No. 610-01.

By Director Clark.

Whereas, pursuant to the authority of Ordinance No. 745-01 passed by the Council of the City of Cleveland on June 11, 2001, and Board of Control Resolution No. 521-01 adopted on August 8, 2001, the City of Cleveland through its Director of Finance, entered into City Contract No. 58167 with Best Sand Corporation for an estimated quantity of building materials, and

Whereas said Resolution No. 521-01 incorrectly states the contract term; now therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 521-01, adopted August 8, 2001, authorizing a contract with Best Sand Corporation for building materials is hereby amended by changing the contract term to a period of one (1) year.

Be it further resolved that all other provisions of said Resolution No. 521-01 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 611-01.

By Director Clark.

Whereas, pursuant to the authority of Ordinance No. 745-01 passed by the Council of the City of Cleveland on June 11, 2001, and Board of Control Resolution No. 519-01 adopted on August 8, 2001, the City of Cleveland through its Director of Finance, entered into City Contract No. 58168 with Bruder Inc. for an estimated quantity of building materials, and

Whereas said Resolution No. 519-01 incorrectly states the contract term; now therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 519-01, adopted August 8, 2001, authorizing a con-

tract with Bruder Inc. for building materials is hereby amended by changing the contract term to a period of one (1) year.

Be it further resolved that all other provisions of said Resolution No. 519-01 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 612-01.

By Director Clark.

Whereas, pursuant to the authority of Ordinance No. 745-01 passed by the Council of the City of Cleveland on June 11, 2001, and Board of Control Resolution No. 520-01 adopted on August 8, 2001, the City of Cleveland through its Director of Finance, entered into City Contract No. 58176 with Cleveland Central Enterprises for an estimated quantity of building materials, and

Whereas said Resolution No. 520-01 incorrectly states the contract term; now therefore,

Be it resolved by the Board of Control of the City of Cleveland that Resolution No. 520-01, adopted August 8, 2001, authorizing a contract with Cleveland Central Enterprises for building materials is hereby amended by changing the contract term to a period of one (1) year.

Be it further resolved that all other provisions of said Resolution No. 520-01 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 613-01.

By Director Clark.

Whereas, by Resolution No. 409-01, adopted June 27, 2001, pursuant to the authority of Ordinance No. 1685-2000, passed by the Council of the City of Cleveland on October 30, 2000, and Ordinance No. 99-01, passed by the Council of the City of Cleveland on January 22, 2001, this Board of Control approved the bid of V & H, Inc., as the lowest and best bidder for the purchase of 25-cubic yard packer body replacements; and

Whereas, in said Resolution No. 409-01, the vendor was incorrectly stated as V & H, Inc.; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 409-01, adopted June 27, 2001, affirming and approving V & H, Inc., as the lowest and best bidder for the purchase of 25-cubic yard packer body replacements for the various divisions of City government, hereby is rescinded.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 614-01.

By Director Clark.

Resolved, by the Board of Control of the City of Cleveland, that all bids received on the 23rd day of August 2001, for (1) new 2-color 14" x 20" offset printing press, (Item No. 1) for the Division of Printing & Reproduction, Department of Finance, pursuant to the authority of Ordinance No. 1263-01, passed by the Council of the City of Cleveland on June 19, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 615-01.

By Director Clark.

Resolved, by the Board of Control of the City of Cleveland that the bid of Ohio Graphco Incorporated for a Graphic platesetter system for the Division of Printing & Reproduction, Department of Finance, for a period of one (1) year beginning with the date of execution of the contract, received on the 23rd day of August, 2001, pursuant to the authority of Ordinance No. 1263-01, passed on June 19, 2001, which on the basis of the estimated quantity would amount to Fifty Nine Thousand Two Hundred and no/100 Dollars (\$59,200.00) (Net) is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 104206

which shall be certified against such contract in the sum of Fifty Nine Thousand Two Hundred and no/100 Dollars (\$59,200.00) (Net).

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 and that the total amount of this contract, together with all other contracts entered into pursuant to the above-mentioned ordinance, does not exceed a total of \$1,655,600.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 616-01.

By Director Clark.

Resolved, by the Board of Control of the City of Cleveland that the bid of A.B. Dick Company for a 2-color 13.375 x 17.75 Offset Printing Press - Item No. 3 for the Division of Printing & Reproduction, Department of Finance, for a period of one (1) year beginning with the date of execution of the contract, received on the 23rd day of August, 2001, pursuant to the authority of Ordinance No. 1263-01, passed on June 19, 2001,

which on the basis of the estimated quantity would amount to Fifty Six Thousand Three Hundred and no/100 Dollars (\$56,300.00) (Net) is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 104208

which shall be certified against such contract in the sum of Fifty Six Thousand Three Hundred and no/100 Dollars (\$56,300.00) (Net).

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 and that the total amount of this contract, together with all other contracts entered into pursuant to the above-mentioned ordinance, does not exceed a total of \$1,655,600.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 617-01.

By Director Clark.

Resolved, by the Board of Control of the City of Cleveland that the bid of Graphic Associates Incorporated for a Reconditioned 2-color 14" x 20" offset printing press - Item No. 2, for the Division of Printing & Reproduction, Department of Finance, for a period of one (1) year beginning with the date of execution of the contract, received on the 23rd day of August, 2001, pursuant to the authority of Ordinance No. 1263-01, passed on June 19, 2001, which on the basis of the estimated quantity would amount to One Hundred Thirty Six Thousand Five Hundred and no/100 Dollars (\$136,500.00) (Net) is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 104207

which shall be certified against such contract in the sum of One Hundred Thirty Six Thousand Five Hundred and no/100 Dollars (\$136,500.00).

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 and that the total amount of this contract, together with all other contracts entered into pursuant to the above-mentioned ordinance, does not exceed a total of \$1,655,600.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 618-01.

By Director Clark.

Resolved by the Board of Control of the City of Cleveland that all bids received August 29, 2001 for Jacobson Mower Parts (all items) for various divisions of City government, Department of Finance, pursuant to the authority of Ordinance No. 489-01, passed by the Council of the City of Cleveland on April 9, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 619-01.

By Director Clark.

Resolved, by the Board of Control of the City of Cleveland that all bids received on August 29, 2001 for Exterminating Services (Groups #I, item #9 and Group #K, item #1) for the various divisions of City government, Department of Finance, pursuant to the authority of Ordinance No. 491-01, passed April 9, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 620-01.

By Director Clark.

Resolved, by the Board of Control of the City of Cleveland that the bid of Tab's Pest Control for an estimated quantity of Exterminating Services (for groups A-H, group I, item 8, groups J-K, item 2, group L-M) for the various divisions of City government, Department of Finance for the period of one (1) years beginning with the date of execution of a contract received on August 29, 2001, pursuant to the authority of Ordinance No. 620-01 passed April 30, 2001, which on the basis of the estimated quantity would amount to Thirty Nine Thousand Nine Hundred Eighty Eight and 00/100 Dollars (\$39,988.88) (Net) is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 102939

which shall be certified against such contract in the sum of Two Thousand and 00/100 Dollars (\$2,000.00).

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 and which, together with all other contracts entered into pursuant to the above-mentioned ordinance, does not in total exceed \$40,000.00.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 621-01.

By Director Clark.

Resolved, by the Board of Control of the City of Cleveland, that the bid of The Sherwin Williams Company for an estimated quantity of Paint & Paint Supplies (Group I Items 1-28, 30-88 and Group II items 1-95) for the various divisions of City Government, Department of Finance for the period of one (1) year beginning with the date of execution on a contract received on August 30, 2001, pursuant to the authority of Ordinance No. 1060-01 passed June 19, 2001, which on the basis of the estimated quantity would amount to One Hundred Fifty Seven Thousand Three Hundred Six and 92/100 (\$157,306.92) is hereby affirmed and approved as lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for immediate purchase as the initial amount of such contract of the following:

Requisition No. 10217

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

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 622-01.

By Director Clark.

Resolved by the Board of Control of the City of Cleveland that all bids received on August 30, 2001 for Paint and Paint Supplies (item 29) for the various divisions of City government, Department of Finance, pursuant to the authority of Ordinance No. 1060-01, passed by the Council of the City of Cleveland on June 19, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 623-01.

By Director Clark.

Resolved, by the Board of Control of the City of Cleveland that the bid of Commercial Door Co., Inc., d.b.a. Cleveland Key Shop for an estimated quantity of Keys, Locks, and Hardware for the various divisions of City government, Department of Finance for the period of two (2)

years beginning with the date of execution of a contract received on August 30, 2001, pursuant to the authority of Ordinance No. 1061-01 passed June 19, 2001, which on the basis of the estimated quantity would amount to Fifty Thousand and 00/100 Dollars (\$50,000.00) (Net) is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 109512

which shall be certified against such contract in the sum of Three Thousand and 00/100 Dollars (\$3,000.00)

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 Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 624-01.

By Director Clark.

Resolved, by the Board of Control of the City of Cleveland that the bid of Dougherty Lumber Co. for an estimated quantity of Lumber (Groups 1, 2, & 10 all items; Group 11 all items; Group 12 items 70-71; Groups 14, 15, 16, 17, 18, 19, & 20 all items; Group 25, 26 all items; Groups 28, 30, and 31 all items) for the various divisions of City Government, Department of Finance for the period of one (1) year beginning with the date of execution on a contract received on August 29, 2001, pursuant to the authority of Ordinance No. 491-01 passed April 9, 2001, which on the basis of the estimated quantity would amount to Three Hundred Forty One Thousand Ninety and 50/100 Dollars (\$341,090.50) is hereby affirmed and approved as lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for immediate purchase as the initial amount of such contract of the following:

Requisition No. 102190

which shall be certified against such contract in the sum of Eighteen Thousand and no/100 Dollars (\$18,000.00)

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 and which, together with all other contracts entered into pursuant to the above-mentioned ordinances, does not in total exceed \$375,000.00.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Act-

ing Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 625-01.

By Director Clark.

Resolved, by the Board of Control of the City of Cleveland that all bids received on August 29, 2001 for Lumber (Groups #3, 4, 5, 6, 7, 9, all items, Group 12 item 69, Groups 21-24 all items, Group 29 all items & Group 32 all items) for the various divisions of City government, Department of Finance pursuant to the authority of Ordinance No. 491-01, passed April 9, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 626-01.

By Acting Director Brown.

Be it resolved by the Board of Control of the City of Cleveland that Board of Control Resolution No. 602-01, adopted September 5, 2001, pursuant to the authority of Ordinance No. 819-2000, passed October 9, 2000, approving the bid of T & F Systems, Inc. as the lowest and best bid for Baldwin Waterworks Plant Gatehouse #1 emergency roof repairs, (base bid items 1-3), for the Division of Water, Department of Public Utilities, is hereby amended in paragraph two by deleting the words "D & M Painting Corporation", and replacing them with the words, "T & F Systems, Inc."

Be it further resolved that all other provisions of said Resolution No. 602-01 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 627-01.

By Acting Director Brown.

Be it resolved, by the Board of Control of the City of Cleveland that all bids received on May 17, 2001 for meter-reading computer readers, all items, for the Division of Cleveland Public Power, Department of Public Utilities, pursuant to the authority of Ordinance No. 1678-2000, passed by the Council of the City of Cleveland on December 7, 2000, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 628-01.

By Director Sheperd.

Be it resolved, by the Board of Control of the City of Cleveland that the bid of Quality Renovations, Inc. for the public improvement of Phase 2 Continuation of the Residential

Sound Insulation Program, General Construction, Contract "E-01-1", all items, for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on June 13, 2001, pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995 and Ordinance No. 469-98, passed on May 18, 1998, upon a unit basis for the improvement, in the aggregate amount of \$624,661.00, is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into a contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractors by Quality Renovations, Inc. for the public improvement of the Phase 2 Continuation of the Residential Sound Insulation Program, General Construction Contract "E-01-1", hereby is approved:

MAP International, Inc.
(MBE) — \$196,680.00

Post Painting, Inc.
(FBE) — \$65,560.00

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.
Nays: None.
Absent: Director Brown.

Resolution No. 629-01.

By Director Sheperd.

Be it resolved by Board of Control of the City of Cleveland that the bid of Gene's Refrigeration, Inc., for the public improvement of Phase 2 Continuation of the Residential Sound Insulation Program, HVAC/Electrical Construction, Contract "E-01-2", all items, for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on June 13, 2001, pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995 and Ordinance No. 469-98, passed on May 18, 1998, upon a unit basis for the improvement, in the aggregate amount of \$391,776.75, is hereby affirmed and approved as the lowest responsible bid; and the Director of Port Control is hereby authorized to enter into a contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractors by Gene's Refrigeration, Inc. for the public improvement of the Phase 2 Continuation of the Residential Sound Insulation Program, HVAC/Electrical Construction, Contract "E-01-2", hereby is approved:

Coleman Trucking
(MBE) — \$15,550.00

Steward Supply and
Construction Company, Inc.
(MBE) — \$40,860.00

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.
Nays: None.
Absent: Director Brown.

Resolution No. 630-01.

By Director Sheperd.

Resolution by the Board of Control of the City of Cleveland that all bids received on May 17, 2001 for key cards and accessories for the Division of Cleveland Hopkins International Airport, Department of Port Control, pursuant to the authority of Ordinance No. 286-01, passed by the Council of the City of Cleveland on April 9, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.
Absent: Director Brown.

Resolution No. 631-01.

By Acting Director DeVaul.

Resolved by the Board of Control of the City of Cleveland that all bids received for Items 2 through 4, received on August 1, 2001 for the disposal of tires for the Division of Waste Collection, Department of Public Service, pursuant to the authority of Ordinance No. 433-01, passed May 21, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.
Nays: None.
Absent: Director Brown.

Resolution No. 632-01.

By Acting Director DeVaul.

Resolved, by the Board of Control of the City of Cleveland that the bid of Republic Services of Ohio for the purchase of an estimated quantity of direct haul disposal of municipal solid waste from areas of the City in proximity to and to be served by the transfer site at 3227 Harvard Avenue, Newburgh Heights, Ohio 44105 for the Division of Waste Collection and Disposal, Department of Public Service, for the period of one (1) year with one (1) option to renew for an additional year which the Director has determined to exercise beginning with the date of execution of a contract, received on August 1, 2001 pursuant to the authority of Ordinance No. 646-01 passed May 21, 2001, which on the basis of the estimated quantity would amount to approximately Three Million Eight Hundred Twelve Thousand Five Hundred and no/100 Dollars (\$3,812,500.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 112705

which shall be certified against such contract in the sum of One Hundred Ninety Thousand Six Hundred Twenty Five and no/100 Dollars (\$190,625.00).

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 Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.
Absent: Director Brown.

Resolution No. 633-01.

By Acting Director DeVaul.

Resolved, by the Board of Control of the City of Cleveland that the bid of Interstate Safety and Service Co., Inc. for an estimated quantity of Item #2 safety drums, for the Division of Streets, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on June 28, 2001, pursuant to the authority of Ordinance No. 374-01 passed April 9, 2001, which on the basis of the estimated quantity would amount to Eighteen Thousand Five Hundred and 00/100 Dollars (\$18,500.00), is hereby affirmed and approved as the lowest and best bid, for item number 2, 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. 106804

which shall be certified against such contract in the sum of One Thousand Four Hundred Eighty and 00/100 Dollars (\$1,480.00).

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, and which, together with all other contracts entered into pursuant to the above-mentioned ordinance, does not in total exceed \$25,000.00.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.
Absent: Director Brown.

Resolution No. 634-01.

By Acting Director DeVaul.

Resolved by the Board of Control of the City of Cleveland that all bids received on June 28, 2001 for an estimated quantity of: Item #1 traffic cones, item #3 warning flasher lights, Item #4 batteries, Item #5 rechargeable batteries and Item #6 battery recharging units for the Division of Streets, Department of Public Service, pursuant to the authority of Ordinance No. 374-01 passed April 9, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.
Absent: Director Brown.

Resolution No. 635-01.

By Acting Director DeVaul.
Resolved, by the Board of Control of the City of Cleveland that the bid of ODB (Old Dominion Brush) for an estimated quantity of Elgin Gutter Broom Sets, for the Division of Streets, Department of Public Service, for the period of one year beginning with the date of execution of a contract, received on June 28, 2001, pursuant to the authority of Ordinance No. 378-01 passed April 9, 2001, which on the basis of the estimated quantity would amount to Thirty Four Thousand Four Hundred and 00/100 Dollars (\$34,400.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 106802

which shall be certified against such contract in the sum of Seventeen Thousand Two Hundred and 00/100 Dollars (\$17,200.00).

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, and which, together with all other contracts entered into pursuant to the above-mentioned ordinance, does not in total exceed \$60,000.00.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.
Nays: None.
Absent: Director Brown.

Resolution No. 636-01.

By Acting Director DeVaul.
Resolved, by the Board of Control of the City of Cleveland that all bids received on June 28, 2001 for an estimated quantity of cold mix, for the Division of Streets, Department of Public Service, pursuant to the authority of Ordinance No. 377-01, passed April 9, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.
Nays: None.
Absent: Director Brown.

Resolution No. 637-01.

By Acting Director DeVaul.
Resolved, by the Board of Control of the City of Cleveland that the bid of Valk Manufacturing Company for an estimated quantity of item #1 10 foot long plow blades and items #3 right hand curb bumpers, for the Division of Streets, Department of Public Service, for the period of one (1) year beginning with the execution of this contract, received on June 28, 2001, pursuant to the authority of Ordinance No. 375-01 passed April 9, 2001, which on the basis of the estimated quantity would amount to Forty Thousand Two Hundred Seventy and 00/100

Dollars (\$40,270.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 106803

which shall be certified against such contract in the sum of Five Thousand Eight Hundred Fifty One and 40/100 Dollars (\$5,851.40).

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, and which, together with all other contracts entered into pursuant to the above-mentioned ordinance, does not in total exceed \$45,000.00.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.
Nays: None.
Absent: Director Brown.

Resolution No. 638-01.

By Acting Director DeVaul.
Resolved, by the Board of Control of the City of Cleveland that all bids received on June 28, 2001 for an estimated quantity of item #2 eleven foot long plow blades, item #4 left hand curb bumpers, and item #5 eight foot long plow blades, for the Division of Streets, Department of Public Service, pursuant to the authority of Ordinance No. 375-01 passed April 9, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.
Nays: None.
Absent: Director Brown.

Resolution No. 639-01.

By Acting Director DeVaul.
Resolved, by the Board of Control of the City of Cleveland that all bids received on June 28, 2001 for an estimated quantity of Cordless tube brooms and Vac-All gutter brooms, for the Division of Streets, Department of Public Service, pursuant to the authority of Ordinance No. 378-01 passed April 9, 2001, be and the same are hereby rejected.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.
Nays: None.
Absent: Director Brown.

Resolution No. 640-01.

By Director Guzman.
Be it resolved by the Board of Control of the City of Cleveland that the base bid of Envirocom Construction, Inc. for the Interior and Exterior, including Electrical and Mechanical, Improvements at Fire Stations #24 and #26 and Fourth District Police Station, for the Department of Public Safety,

received on August 30, 2001, pursuant to the authority of Ordinance No. 927-2000 passed June 19, 2000, for a gross price for the improvement in the aggregate amount of Seven Hundred Eighty Four Thousand and no/100 Dollars (\$784,000.00), is hereby affirmed and approved as the lowest responsible bid, and the Director of Public Safety 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 by Envirocom Construction, Inc. is hereby approved:

Commercial Tile & Stone, Inc.
(FBE) — \$4,180

Able Contracting Group, Inc.
(FBE) — \$15,890

Gateway Electric, Inc.
(MBE) — \$47,500

A & L Sewer Company Company, Inc.
(MBE) — \$50,000

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.
Nays: None.
Absent: Director Brown.

Resolution No. 641-01.

By Director Miller.
Be it resolved by the Board of Control of the City of Cleveland that the bid of Architectural Floors of Cleveland, Inc., for the labor and materials for City Hall Carpeting Phase 5 base bid and alternates 1, 2, 3, 4 and 5 for the Department of Parks, Recreation and Properties, received on August 16, 2001, pursuant to the authority of Ordinance No. 1076-01, passed June 19, 2001, which on the basis of the order quantities would amount to Eighty Two Thousand Nine Hundred Forty and no/100 Dollars (\$82,940.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Parks, Recreation and Properties is hereby authorized to enter into contract for such items.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.
Nays: None.
Absent: Director Brown.

Resolution No. 642-01.

By Director Miller.
Resolved, by the Board of Control of the City of Cleveland that the bid of Perfecturf, Inc. for an estimated quantity of labor and materials to plant trees at various locations throughout the City of Cleveland on city-owned properties, Items No. 13, 19, 25, 26, 37, 40, 46, and 70, for the Division of Park Maintenance & Properties, Department of Parks, Recreation & Properties for the period of (1) year beginning with the date of execution of a contract, received on August 10, 2001, pursuant to the authority of Ordinance No. 1078-01 passed June 19, 2001, which on the basis of the estimated quantity would amount to Ten Thousand Two Hundred Thirty and

00/100ths Dollars (\$10,230.00), 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. 106903 which shall be certified against such contract in the sum of One-Thousand and 00/100ths Dollars (\$1,000.00)

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.

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

SUBCONTRACTOR

WORK

Caver Brothers, Inc.
P.O. Box 46797
Bedford Hts., Ohio 44146
Tree Supply & Installation

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 643-01.

By Director Miller.

Resolved, by the Board of Control of the City of Cleveland that the bid of Aaron Landscape, Inc. for an estimated quantity of labor and materials to plant trees at various locations throughout the City of Cleveland on city-owned properties, Item No. 9, 27, 31, and 50, for the Division of Park Maintenance & Properties, Department of Parks, Recreation & Properties for the period of (1) year beginning with the date of execution of a contract, received on August 10, 2001, pursuant to the authority of Ordinance No. 1078-01 passed June 19, 2001, which on the basis of the estimated quantity would amount to Six-Thousand Five-Hundred Thirty-Four and 00/100ths Dollars (\$6,534.00), 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. 106904 which shall be certified against such contract in the sum of One-Thousand and 00/100ths Dollars (\$1,000.00).

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 Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 644-01.

By Director Miller.

Resolved, by the Board of Control of the City of Cleveland that the bid of Wake Forest Garden Center for an estimated quantity of labor and materials to plant trees at various locations throughout the City of Cleveland on city-owned properties, Item No. 1, 14, 35, 36, 47, 65, 69, 71 and 73, for the Division of Park Maintenance & Properties, Department of Parks, Recreation & Properties for the period of (1) year beginning with the date of execution of a contract, received on August 10, 2001, pursuant to the authority of Ordinance No. 1078-01 passed June 19, 2001, which on the basis of the estimated quantity would amount to Ten-Thousand Two-Hundred Forty-Four and 00/100ths Dollars (\$10,244.00), 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. 106902 which shall be certified against such contract in the sum of One-Thousand and 00/100ths Dollars (\$1,000.00).

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 Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 645-01.

By Director Miller.

Resolved, by the Board of Control of the City of Cleveland that the bid of Licursi Company, Inc. for an estimated quantity of labor and materials to plant trees at various locations throughout the City of Cleveland on city-owned properties, Item No. 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 15, 16, 17, 18, 21, 22, 23, 24, 28, 29, 30, 32, 33, 34, 38, 39, 41, 42, 43, 44, 45, 48, 49, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 66, 67, 68, 72, and 75, for the Division of Park Maintenance & Properties, Department of Parks, Recreation & Properties for the period of (1) year beginning with the date of execution of a contract, received on August 10, 2001, pursuant to the authority of Ordinance No. 1078-01 passed June 19, 2001, which on the basis of the estimated quantity would amount to Forty-Two Thousand Sixty-Four and

00/100ths Dollars (\$42,064.00), 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. 106901 which shall be certified against such contract in the sum of Two-Thousand One-Hundred Three and 20/100ths Dollars (\$2,103.20).

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

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

SUBCONTRACTOR

WORK

Caver Brothers, Inc.
P.O. Box 46797
Bedford Hts., Ohio 44146
Tree Supply & Installation

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 646-01.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel No(s). 104-19-034, 104-19-035, 104-19-036, 104-20-089, 104-20-100, 104-20-101, 104-20-102, 104-20-103, 104-20-046, 104-20-047, 104-21-085, 104-21-088, 106-08-069, 106-08-078, 106-08-079, 106-08-080, 106-09-049, 106-12-037, 106-13-002, 106-13-024, 106-13-026, 106-13-027, 106-13-028, 106-13-049, 106-13-051, 106-15-090, 106-15-091, 106-15-111, 106-15-112, 106-14-017, 106-14-018, 106-14-021, 106-14-022, 106-14-024 and 106-14-028 under said Land Reutilization Program; and

Whereas, Ordinance No. 1547-01 passed August 15, 2001, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

Whereas, Famicos Foundation, Inc. has proposed to the City to purchase and develop said parcels; now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1547-01 passed August 15, 2001, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Famicos Foundation, Inc. for the sale and development of Permanent Parcel No(s). 104-19-034, 104-19-

035, 104-19-036, 104-20-089, 104-20-100, 104-20-101, 104-20-102, 104-20-103, 104-20-046, 104-20-047, 104-21-085, 104-21-088, 106-08-069, 106-08-078, 106-08-079, 106-08-080, 106-09-049, 106-12-037, 106-13-002, 106-13-024, 106-13-026, 106-13-027, 106-13-028, 106-13-049, 106-13-051, 106-15-090, 106-15-091, 106-15-111, 106-15-112, 106-14-017, 106-14-018, 106-14-021, 106-14-022, 106-14-024 and 106-14-028, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$100 each, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 647-01.

By Director Hudecek.

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

Whereas, City has acquired Permanent Parcel No(s). 118-28-030, 118-28-050 and 118-28-051 under said Land Reutilization Program; and

Whereas, Ordinance No. 1535-01 passed August 15, 2001, authorized the sale of said parcels for a consideration established by the Board of Control at not less than the Fair Market Value; and

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

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authorization of Ordinance No. 1535-01 passed August 15, 2001, by the Cleveland City Council, the Mayor is hereby authorized to execute an official deed for and on behalf of the City of Cleveland with Burten, Bell, Carr Development, Inc. or designee for the sale and development of Permanent Parcel No(s). 118-28-030, 118-28-050 and 118-28-051, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcels shall be \$100 each, which amount is hereby determined to be not less than the fair market value of said parcels for uses in accordance with the Land Reutilization Program.

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 648-01.

By Director Hudecek.

Resolved, by the Board of Control of the City of Cleveland that the bid of Nozzle New, Inc. for an estimated quantity of removal and disposal

of underground storage tanks for the Division of Building and Housing, Department of Community Development for the period of one (1) year beginning with the date of execution of a contract received on July 12, 2001, pursuant to the authority of Ordinance No. 136-01 passed April 30, 2001, which on the basis of the estimated quantity would amount to Fifty One Thousand Three Hundred Sixty Six Dollars and 80/100 Dollars (\$51,366.80), is hereby affirmed and approved as the lowest and best bid, and the Director of Community Development 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. 105500

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

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 Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

Resolution No. 649-01.

By Acting Director DeVaul.

Resolved, by the Board of Control of the City of Cleveland that the bid of Republic Services of Ohio Hauling, LLC for an estimated quantity of transfer and disposal of bulk waste of, item 1, alternate 1 for the Division of Waste Collection and Disposal, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract, received on August 1, 2001 pursuant to the authority of Ordinance No. 436-01 passed May 21, 2001, which on the basis of the estimated quantity would amount to approximately One Million Four Hundred Ninety Seven Thousand Five Hundred and no/100 Dollars (\$1,497,500.00) is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 112711

which shall be certified against such contract in the sum of Seventy-Four Thousand Eight Hundred Seventy-Five and no/100 Dollars (\$74,875.00).

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 and which together with all other contracts entered into pursuant to the above

mentioned ordinance, does not in total exceed Two Million and no/100 Dollars (\$2,000,000.00).

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by Republic Services of Ohio Hauling, LLC for the transfer and disposal of bulk waste are hereby approved.

Granger Trucking, Inc.
MBE — 15% — \$227,625.00

L.T. Services
FBE — 5% — \$75,875.00

Yeas: Mayor White, Directors Carr, Clark, Director Sheperd, Acting Director DeVaul, Director Whitlow, Acting Director Smith, Directors Miller, Hudecek, Patterson, Warren and Alexander.

Nays: None.

Absent: Director Brown.

JEFFREY B. MARKS,
Secretary

CIVIL SERVICE NOTICES

General Information

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

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

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

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

ANNE BLOOMBERG,
President

SCHEDULE OF THE BOARD OF ZONING APPEALS

MONDAY, OCTOBER 8, 2001

9:30 A.M.

Calendar No. 01-225: 1829 East 55th Street (Ward 7)

Oriana House Inc., owner, c/o William Scheub, was granted a use under Calendar No. 99-59 for a proposed renovation and change for the strict use as a "community corrections center" for offenders who are returning to community life and that occupancy will not exceed 150 residents/clients; now appeals to expand use and occupancy of an existing Correctional Halfway

House for 225 residents/clients of the approximately 255' x 190' existing two-story masonry "L" shaped building located in a General Retail and Semi-Industry District and situated on an approximate 310' x 240' parcel located on the east side of East 55th Street at 1829 East 55th Street; said expansion of use being contrary to the Specific Uses Regulated Requirements of Sections 347.15(b)(c) where the establishment of a correctional halfway house requires Board of Zoning Appeals approval, and where 225 residents/clients are proposed and the maximum of 100 residents subject to the correctional oversight are permitted as stated in Section 347.15(f) of the Codified Ordinances.

Calendar No. 01-226: 11620 Edgewater Drive (Ward 17)

Jeff Eisenberg, owner, appeals to construct a 20' x 24' one-story frame, 2-car, gable private garage situated on an approximate 129' x 150' parcel located in a limited One-Family District on the northeast corner of West 117th Street and Edgewater Drive; said construction being contrary to the Residential District Regulations where the proposed access building is located in the front half of the lot and shall be located on the rear half of the lot as stated in Section 337.23 (a) of the Codified Ordinances.

Calendar No. 01-242: 9614 Denison Avenue (Ward 18)

Iglesia Pentecostal, owner, c/o Francisco Rosario, agent, appeals to change the use of an existing 36' x 47' two-story masonry building from one-dwelling unit and a store into a Church all situated on an approximate 41' x 116' irregular shaped parcel located in a Multi-Family District on the northeast corner of West 96th Street and Denison Avenue at 9614 Denison Avenue; said change of use being contrary to the Residential District Regulations of Section 337.08 where as regulated in a One-Family District (337.02(e)) Churches are required to be 15' away from any adjoining premises in a residence district not used for similar purposes and contrary to the Off-Street parking and Loading Requirements of Section 349.049(e) where 72 parking spaces are required and 6 are proposed and Section 349.07 where maneuvering aisle are required to be on a 90 degree angle and 24' wide and 12' is proposed and bumper guards are required and contrary to the Landscaping and Screening Requirements of Section 352.09 where an 8' wide transition strip is required along the northeast portion of the lot between the parking lot and the residence and a 6' landscaped strip is required along West 96th Street between the parking lot and the street as stated in Section 352.10 of the Codified Ordinances.

Calendar No. 01-244: 20920 Brookpark Road (Ward 20)

City of Cleveland, owners, and Specialty Restaurants Corporation, c/o David Tallichet, tenant, appeals to construct a new 2-story, 23,000 sq. ft. restaurant on an acreage parcel located in a Semi-Industry District on the north side of Brookpark Road at 20920 Brookpark Road; said construction being contrary to Height Regulations where the proposed

height of the restaurant is 53' and the maximum height permitted in a B1 District is 35' as stated in Section 353.01 of the Codified Ordinances.

Calendar No. 01-256: 4104 West 143rd Street (Ward 20)

Bob Baker, owner, appeals to install 131 linear ft. of 4' high chain-link fencing to the north, south, and east of an approximate 100' x 143' irregular shaped parcel located in a One-Family District on the north side of West 143rd Street at 4104 West 143rd Street; said installation being contrary to the Fence Regulations where a chain-link fence is proposed and in the front yard ornamental fencing is required as stated in Section 358.04(c)(1) of the Codified Ordinances.

Calendar No. 01-263: 3304 East 126th Street (Ward 4)

Mt. Pleasant Church of God, owner, c/o Dan Bickerstaff, agent, appeals to construct a 30 car parking lot on an approximate 120' x 143' parcel located in a Two-Family District on the west side of East 126th Street at 3304 East 126th Street; said construction being contrary to the Residential District Requirements of Section 337.03 where a parking lot is not permitted in a Two-Family District but first permitted in a General Retail Business District as stated in Section 343.11(b)(2)(I)(4) and contrary to the Landscaping and Screening Requirements where a 10' transition strip is required between the proposed parking lot and the adjacent residential properties as stated in Section 352.09 of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, SEPTEMBER 24, 2001

At the meeting of the Board of Zoning Appeals on Monday, September 24, 2001, the following appeals were heard by the Board:

The following appeals were **Approved**:

Calendar No. 01-214: 1143 East 72nd Street

Clarence Freeman, owner, appealed to construct an open one-story wood frame deck to the front of an existing 1 1/2 dwelling house.

Calendar No. 01-215: 3404 West 122nd Street

Daniel T. Vegh, owner, appealed to create a parcel into a parking lot for 8 spaces located in a One-Family District.

Calendar No. 01-216: 3409 West 123rd Street

Daniel T. Vegh, owner, appealed to create a parcel into a parking lot located in a One-Family District.

Calendar No. 01-218: 9016 Buckeye Road

St. Elizabeth Church, owner, appealed to install 130 linear feet of 6 foot high white steel ornamental fencing.

The following appeal was **Withdrawn**:

Calendar No. 01-213: 4063 West 161st Street

Peter J. Wagner, owner, appealed to change the use of an existing one dwelling unit house into a two dwelling unit house.

The following appeal was **Postponed**:

Calendar No. 01-229: 19918 Elk Avenue postponed to October 8, 2001.

On Monday, September 24, 2001, in Executive Session:

The following appeals were heard on Monday, September 17, 2001, and said decisions were approved and adopted by the Board on September 24, 2001:

The following appeals were **Approved**:

Calendar No. 01-202: 10621 Fortune Avenue

Michael Besenfelder, owner, appealed to install approximately 185 linear feet of 6' high chain-link fence with a gate to the east, west, and south.

Calendar No. 01-203: 19516 Hipple Avenue

Pete Stein, owner, appealed to construct a one-story enclosed breezeway between a 2 1/2 story one-family dwelling house and an existing garage in a One-Family District.

Calendar No. 01-206: 1601 Hazel Drive

Cleveland Institute of Music appealed to install a parking lot in a Multi-Family District.

Calendar No. 01-207: 1609 Hazel Drive

Cleveland Institute of Music appealed to install a parking lot in a Multi-Family District.

Calendar No. 01-208: 1615 Hazel Drive

Cleveland Institute of Music appealed to install a parking lot in a Multi-Family District.

Calendar No. 01-211: 2823 Monroe Avenue

Mary Ann Rini, owner, appealed to construct a two-story one family dwelling house on a parcel located in a Two-Family District.

Calendar No. 01-255: 1085 West 3rd Street

City of Cleveland, Cleveland Browns, appealed to install 2 temporary tents on the east and west side of the stadium.

Calendar No. 01-192: 11001 Edgewater Drive

George Katsikas, owner, appealed to construct a 9' x 25' wooden deck with hot tub to the rear of a parcel located in a Limited One-Family District.

EUGENE CRANFORD, JR.,
Secretary

**REPORT OF THE BOARD
OF BUILDING STANDARDS
AND BUILDING APPEALS**

NO MEETING

PUBLIC NOTICE

NONE

NOTICE OF PUBLIC HEARING

**Notice of Public Hearing on the
KINSMAN ROAD/EAST 80TH
STREET/EAST 82ND STREET
COMMUNITY DEVELOPMENT
PLAN**

Notice is hereby given in accordance with Chapter 315 of the Codified Ordinances of the City of Cleveland that the City Planning Commission will hold a Public Hearing on Friday, October 5, 2001 at 9:00 a.m. in Room 514 City Hall, 601 Lakeside Avenue, Cleveland, Ohio, for the purpose of considering the approval of the Kinsman Road/East 80th Street/East 82nd Street Community Development Plan ("the Plan"). **Please note that this meeting represents a re-scheduling of the September 21, 2001 Public Hearing date that was previously advertised in the September 8 and September 15, 2001 editions of the Plain Dealer.** The Plan proposes certain land acquisition activities for the eventual redevelopment of an Action Area whose boundaries coincide with those of the Plan Area. Further, the Plan proposes treatment measures to eliminate conditions of blight and deterioration found to exist throughout the combined Action Area/Plan Area.

**KINSMAN ROAD/EAST 80TH
STREET/EAST 82ND STREET
COMMUNITY DEVELOPMENT
PLAN AREA BOUNDARIES**

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

Beginning on the centerline of Kinsman Road S.E. (width varies) at its intersection with the centerline of East 80th Street (60.00 feet wide);

Thence Southerly, along said centerline of East 80th Street its intersection with the centerline of Preble Avenue S.E. (50.00 feet wide);

Thence Easterly and Southeast-erly, along said centerline of Preble Avenue to its intersection with the centerline of East 82nd Street (50.00 feet wide);

Thence Southerly, along said centerline of East 82nd Street to its intersection with the Southerly line of Original One Hundred Acre Lot Number 431;

Thence Easterly, along said Southerly line of Original Lot Number 431 to its intersection with the Westerly line of a parcel of land (PPN: 127-08-002), conveyed to Kinbess LLC by deed recorded in AFN 1999 121 50656 of Cuyahoga County Records;

Thence Southerly, along said West-erly line to the most Southerly corner thereof;

Thence in a general Northeasterly direction, along the Easterly line of the Kinbess LLC Parcel as afore-

said, to its intersection with the centerline of Kinsman Road S.E. as aforesaid;

Thence Northwesterly, along said centerline of Kinsman Road to the place of beginning.

The purpose of the hearing is to enable the City Planning Commission to publicly present the aforementioned elements of the proposed Plan and solicit reaction to the proposed Plan from any interested party. Documents that constitute the Plan are on file for public inspection during business hours (8:00 a.m. to 5:00 p.m., Monday through Friday) at the Cleveland City Planning Commission offices, Room 501 City Hall, 601 Lakeside Avenue, Cleveland, Ohio.

Any person or organization desiring to be heard at said public hearing will be afforded an opportunity to be heard.

ROBERT N. BROWN
Acting Director
City Planning Commission

September 19, 2001 and September 26, 2001

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, OCTOBER 3, 2001

Janitorial Supplies, for the Various Divisions of the City Government, Department of Finance as autho-

rized by Ordinance No. 1058-01, passed by Council of the City of Cleveland, June 19, 2001.

September 19, 2001 and September 26, 2001

FRIDAY, OCTOBER 12, 2001

Express Mail Service, for the Various Divisions of the City Government, Department of Finance, as authorized by Ordinance No. 1059-01, passed by the Council of the City of Cleveland on June 19, 2001. **THERE WILL BE A MANDATORY PRE-BID MEETING ON OCTOBER 1, 2001 AT 10:00 A.M. IN ROOM 128, CITY HALL, 601 LAKESIDE AVE., CLEVELAND, OHIO.**

September 19, 2001 and September 26, 2001

WEDNESDAY, OCTOBER 10, 2001

Kinsman-Green 24" Water Supply Main, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 1611-96, passed by Council of the City of Cleveland on December 16, 1996. **THERE WILL BE A REFUNDABLE DEPOSIT OF \$200.00 IN THE FORM OF A CASHIER'S CHECK AND OR MONEY ORDER.** **THERE WILL BE A PRE-BID MEETING ON OCTOBER 1, 2001 AT 10:00 A.M. IN ROOM 101 AT THE CARL B. STOKES PUBLIC UTILITIES BUILDING, 1201 LAKESIDE AVE., CLEVELAND, OHIO 44114.**

September 19, 2001 and September 26, 2001

FRIDAY, OCTOBER 12, 2001

Labor and Material Necessary to Publish/Distribute the City Record, for the Clerk of Council of the City of Cleveland, as authorized by Ordinance No. 1402-01, passed by Council of the City of Cleveland, July 18, 2001. **THERE WILL BE A MANDATORY PRE-BID MEETING ON FRIDAY, OCTOBER 5, 2001, AT 11:00 A.M. IN ROOM 220, CITY HALL, 601 LAKESIDE AVE., CLEVELAND, OHIO.**

September 26, 2001 and October 3, 2001

WEDNESDAY, OCTOBER 17, 2001

Mobile Command Center, for the Division of Police, Department of Public Safety, as authorized by Ordinance No. 1656-99, passed by the Council of the City of Cleveland, December 6, 1999.

Cold Mix, for the Division of Streets, Department of Public Service, as authorized by Ordinance No. 377-01, passed by Council of the City of Cleveland, April 19, 2001.

September 26, 2001 and October 3, 2001

THURSDAY, OCTOBER 18, 2001

One Jet Bridge at Gate A-14 at Cleveland Hopkins International Airport, for the Division of Cleveland Hopkins International Air-

port, Department of Port Control, as authorized by Ordinance No. 70-98, passed by Council of the City of Cleveland, March 2, 1998.

Construction Equipment Parts and Labor, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 372-01, passed by Council of the City of Cleveland, April 9, 2001.

September 26, 2001 and October 3, 2001

FRIDAY, OCTOBER 19, 2001

Frame Repair, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 371-01, passed by the Council of the City of Cleveland, April 9, 2001.

Shelving System for Cleveland Public Power, Eastside Service Center, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 843-01, passed by the Council of the City of Cleveland, June 11, 2001.

September 26, 2001 and October 3, 2001

ADOPTED RESOLUTIONS AND ORDINANCES

Res. No. 1768-01.

By Councilman Gordon.

An emergency resolution objecting to the stock transfer of a D2, D2X, D3 and D3A Liquor Permit to 2317 Denison Avenue, 1st Fl. Front & Bsmt.

Whereas, Council has been notified by the Director of Liquor Control of an application for the stock transfer of a D2, D2X, D3 and D3A Liquor Permit to Permit No. 2066429, Denison Executive Club Inc., DBA Denison Club, 2317 Denison Avenue, 1st Fl. Front & Bsmt., Cleveland, Ohio 44109; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the stock transfer of a D2, D2X, D3 and D3A Liquor Permit to Permit No. 2066426, Denison Executive Club Inc., DBA Denison Club, 2317 Denison Avenue, 1st Fl. Front & Bsmt., Cleveland, Ohio 44109 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted September 10, 2001.

Effective September 19, 2001.

Res. No. 1769-01.

By Councilman Melena.

An emergency resolution withdrawing objection to the renewal of a D5 and D6 Liquor Permit to 9504-06 Detroit Avenue & Bsmt., and repealing Res. No. 1326-99 objecting to said renewal.

Whereas, this Council objected to the renewal of a D5 and D6 Liquor Permit to 9504-06 Detroit Avenue & Bsmt. by Res. No. 1326-99 adopted by Council on July 14, 1999; 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 D5 and D6 Liquor Permit to 9504-06 Detroit Avenue & Bsmt., be and the same is hereby withdrawn and Res. No. 1326-99, 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.

Adopted September 10, 2001.

Effective September 19, 2001.

Res. No. 1770-01.

By Councilman Westbrook.

An emergency resolution objecting to the stock transfer of a D1, D2, D3, D3A and D6 Liquor Permit to 10412 Madison Ave., 1st Fl.

Whereas, Council has been notified by the Director of Liquor Control of an application for the stock transfer of a D1, D2, D3, D3A and D6 Liquor Permit to Permit No. 2455453, 801 Literary Corp., DBA Bens Place, 10412 Madison Ave., 1st Fl., Cleveland, Ohio 44102; and

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

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

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

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

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

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

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

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

Section 1. That Council does hereby record its objection to the stock transfer of a D1, D2, D3, D3A and D6 Liquor Permit to Permit No. 2455453, 801 Literary Corp., DBA Bens Place, 10412 Madison Ave., 1st Fl., Cleveland, Ohio 44102 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted September 10, 2001.

Effective September 19, 2001.

**Res. No. 1771-01.
By Councilmen Westbrook and
Cimperman.**

An emergency resolution declaring September 14, 2001 "Literacy Day" in the City of Cleveland and commending literacy organizations throughout the city for their ongoing efforts to create a community of readers.

Whereas, the ability to read is recognized as one of the primary building blocks of a happy and successful life; and a love of reading can enrich one's life by providing the mind with countless new vistas and ideas; and

Whereas, the month of September has been designated National Literacy Month, providing an opportunity for all concerned citizens to reflect on the state of literacy in the City of Cleveland; and

Whereas, the Plain Dealer recently reported that 66% of Cleveland fourth graders and 40% of fourth graders statewide would have been held back this year if they had been forced to meet the state's "reading guarantee," and in Cuyahoga County alone, 18 out of 31 school districts showed a decline in reading scores; and

Whereas, this problem is complicated by the lack of literacy skills reflected among Cleveland residents; for example, 41% of adults in Cleveland do not have a high school diploma, and only one in three ninth-graders graduate; and

Whereas, low literacy rates impact crime rates, with 85% of all juvenile offenders exhibiting reading deficiencies; and

Whereas, the above challenges can be met only through a concerted and focused effort within the Greater Cleveland community, as demonstrated by the Cleveland Reads coalition of literacy organizations, with programs at over 200 sites throughout the city; and

Whereas, such coalitions unite local efforts, and by working beyond the boundaries of any one institution, strengthen and enhance direct literacy services through the provision of research and development, advocacy, and network building; now, therefore,

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 the Council of the City of Cleveland recognizes September 14, 2001 as "Literacy Day" in the City of Cleveland, and commends Cleveland Reads and its member organizations for their ongoing work to improve the quality of life by promoting literacy efforts and community involvement.

Section 2. That this Council encourages the residents of the City to contribute their time, resources and expertise to the literacy efforts within their own neighborhoods and communities.

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

Adopted September 10, 2001.
Effective September 19, 2001.

**Res. No. 1772-01.
By Councilmen Westbrook, Sweeney, Brady and Dolan.**

An emergency resolution urging the Administration to seek federal disaster emergency relief funds through FEMA for damages incurred by the August 31, 2001 "100 year storm."

Whereas, on Friday, August 31, 2001, areas of the City of Cleveland experienced a "100 year storm," wherein at least 3 to 4 inches of rain fell within an hour, overwhelming the sewer system; and

Whereas, the 100 year storm lead to widespread flooding and property and road damage throughout several neighborhoods in the City, predominantly on the west side; and

Whereas, residents need assistance in repairing their homes and replacing damaged items; and

Whereas, the Administration is urged to seek federal disaster emergency relief funds through the Federal Emergency Management Agency (FEMA) to compensate residents for the losses that they sustained during the flood; and

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

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

Section 1. That the Administration is urged to seek federal disaster emergency relief funds through the Federal Emergency Management Agency (FEMA) to compensate residents for the losses that they sustained during the "100 year storm" which occurred on August 31, 2001.

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

Adopted September 10, 2001.
Effective September 19, 2001.

**Res. No. 1773-01.
By Councilman White.
An emergency resolution objecting to the transfer of ownership of a D1, D2, D3 and D3A Liquor Permit to 3695-97 East 131st Street, 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. 9179589, VCH Inc., 3695-97 East 131st Street, 1st Fl. & Bsmt., Cleveland, Ohio 44120, to Permit No. 5924195, Roy E. Middlebrooks, 3695-97 East 131st Street, 1st Fl. & Bsmt., 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 D1, D2, D3 and D3A Liquor Permit from Permit No. 9179589, VCH Inc., 3695-97 East 131st Street, 1st Fl. & Bsmt., Cleveland, Ohio 44120, to Permit No. 5924195, Roy E. Middlebrooks, 3695-97 East 131st Street, 1st Fl. & Bsmt., 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.

Adopted September 10, 2001.
Effective September 19, 2001.

**Res. No. 1790-01.
By Councilmen Polensek, Dolan, Patmon, Sweeney, Rybka, Brady and Jones.**

An emergency resolution urging the President and members of Congress to support legislation that will provide immediate federal funding relief for commercial airlines.

Whereas, the monumental loss of revenue and increases in costs associated with the tragic events of September 11, 2001 have placed the entire commercial aviation industry in severe financial peril, with a loss of over \$1 billion in the three day period in which the carriers were grounded; and

Whereas, a 50% reduction in revenue is anticipated over the next three months; this reduction in rev-

enue is anticipated to amount to \$17 billion by the end of the year; and

Whereas, the commercial airline industry is projecting that initial employee layoffs could exceed 100,000 jobs; and

Whereas, as a hub to Continental Airlines, Cleveland is deeply concerned about the severe negative impact that the schedule and employee reductions may have on Cleveland's economy and that of the Northeast Ohio region; and

Whereas, Cleveland City Council joins with Gordon Bethune, Continental chairman and chief executive officer, in calling on the President and members of Congress to take immediate action to restore stability to the airline industry and urges the federal government to take all necessary steps to assist the airlines in this difficult time, now, therefore

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

Section 1. That this Council is deeply concerned about the financial stability of the commercial airline industry and urges the President and members of Congress to support legislation that will provide immediate federal funding relief for the airlines.

Section 2. That the Clerk of Council is hereby requested to forward a copy of this resolution to President Bush, members of the Ohio congressional delegation and Gordon Bethune, Chairman and CEO of Continental Airlines.

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

Adopted September 17, 2001.

Awaiting the approval or disapproval of the Mayor.

Res. No. 1791-01.

By Councilmen Polensek, Jones, White, Reed, Johnson, Jackson, Britt, Lewis, Patmon, Willis, Coats, Rybka, Cimperman, Cintron, Gordon, O'Malley, Melena, Westbrook, Brady, Sweeney and Dolan.

An emergency resolution condemning last Tuesday's terrorist attacks on the United States of America, supporting the President of the United States in the response to such terrorist activities, commending City employees, especially fire fighters and police officers, for all their hard work of last week, condemning the damage done to the Islamic Center in Parma and urging calm and tolerance from all Americans during this time of trouble.

Whereas, on September 11, 2001, this nation experienced a tragedy of such magnitude the likes of which we have never seen before; and

Whereas, the President of the United States and the leaders of this nation must have the support of all Americans in the pursuit of those who are responsible for the attacks of last Tuesday, and of the eradication of terrorism in this country; and

Whereas, City employees, especially the fire fighters and police officers, worked very hard last week to help alleviate fears in the City and to ensure the safety of Cleveland's citizens; and

Whereas, the damage done to the Islamic Center in Parma was apparently a result of ignorance of the Islamic religion and anger about the tragic events of last week; and

Whereas, in these troubled times, there is no room for intolerance or bigotry and we as Americans must respect all peoples of different nationalities and religions; and

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

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

Section 1. That this Council hereby condemns last Tuesday's terrorist attacks on the United States of America, supports the President of the United States in the response to such terrorist activities, commends City employees, especially fire fighters and police officers, for all their hard work of last week, condemns the attack on the Islamic Center in Parma and urges calm and tolerance from all Americans during this time of trouble.

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

Adopted September 17, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1364-01.

By Councilmen Sweeney, Jackson, 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 12602 Bennington Avenue to Kenneth W. Gibson, Jr.

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

Whereas, real property acquired under the City's Land Reutilization Program is acquired, held, administered and disposed 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. 020-12-044, as more fully described below, to Kenneth W. Gibson, Jr.

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

P. P. No. 020-12-044

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being Sublot No. 552 in the Clark Manchester Company's Homesite Allotment No. 2 of part of Original Rockport Township Lot No. 5, Section 1 as shown by the recorded plat in Volume 54 of Maps, Page 35 of Cuyahoga County Records, and being 40 feet front on the Northerly side of Bennington Avenue, S.W. and extending back of equal width, 119 feet deep, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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

Passed September 10, 2001.

Effective September 19, 2001.

Ord. No. 1755-01.

By Councilman Britt (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 8009 Carnegie Avenue and 2072 East 81st Street to East-West Properties.

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 Commission of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 119-14-019 and 119-14-020, as more fully described below, to East-West Properties.

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

P. P. No. 119-14-019

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Southeasterly part of Sublot No. 16 in Scott and van Tin's Subdivision of part of Original One Hundred Acre Lot No. 399, as shown by the recorded plat in Volume 13 of Maps, Page 12 of Cuyahoga County Records, bounded and described as follows:

Beginning at the Southeasterly corner of Carnegie Avenue, S.E., and the Westerly line of East 81st Street; thence Northerly along the Westerly line of East 81st Street 25-31/100 feet to a point 28 feet Southerly measured along said Westerly line of East 81st Street from the Northerly line of said Sublot No. 16; thence Westerly on a line parallel with said Northerly line and distant 28 feet therefrom about 133-20/100 feet to the Easterly line of land conveyed by Leonie S. Doyle and Michael J. Doyle to Flora M. Kinner by deed dated April 1, 1898 and recorded in Volume 721, Page 1 of Cuyahoga County Records; thence Southerly along the said Easterly line of land of Flora M. Kinner to the Northerly line of Carnegie Avenue, S.E. and thence Easterly along said Northerly line of Carnegie Avenue, S.E., 133-52/100 feet to the place of beginning, be the same more or less, but subject to all legal highways.

P. P. No. 119-14-020

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being a part of Sublot No. 16 in Scott and Vantine's Subdivision of part of Original One Hundred Acre Lot No. 339, as shown by the recorded plat in Volume 13 of Maps, Page 12 of Cuyahoga County Records and bounded and described as follows:

Beginning on the Westerly line of East 81st Street (formerly Hilburn Avenue), at its point of intersection with the Northerly line of Carnegie Avenue, S.E., (formerly East Prospect Street), thence Northerly along said Westerly line of East 81st Street, 53-31/100 feet to the Northeast corner of said Sublot No. 16; thence Westerly along said Northerly line of Sublot No. 16, 133 feet to the Northeast corner of the first parcel of land so conveyed to Lizzie W. Parsons by deed dated August 26, 1905, and recorded in Volume 999, Page 36 of Cuyahoga County Records; thence Southerly along the Easterly line of the first

parcel of land conveyed to Lizzie W. Parsons, 28 feet to the Northerly line of land conveyed to Clifford Lee Briggs by deed dated February 12, 1903, and recorded in Volume 870, Page 383 of Cuyahoga County Records; thence Easterly parallel with the Northerly line of Carnegie Avenue S.E., 133 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

Section 5. That the conveyance authorized hereby shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain such provisions as may be necessary to protect and benefit the public interest including such restrictive covenants and reversionary interests as may be specified by the Board of Control, the Director of Community Development or the Director of Law.

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

Passed September 10, 2001.

Effective September 19, 2001.

Ord. No. 1756-01.

By Councilman Cimperman.

An emergency ordinance amending Ordinance No. 181-01, passed February 5, 2001, relating to a program with Historic Gateway Neighborhood Corporation through use of Ward 13 Neighborhood Equity Funds.

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

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

Section 1. That the Title and Section 1 of Ordinance No. 181-01, passed February 5, 2001, are hereby amended to read respectively as follows:

An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the Historic Gateway Neighborhood Corporation to provide

funding for a neighborhood ombudsman program for the residents of Cleveland through use of Ward 13 Neighborhood Equity Funds.

Section 1. That the Director of Community Development is authorized to enter into an agreement with the Historic Gateway Neighborhood Corporation to provide funding for a neighborhood ombudsman program for the residents of Cleveland through use of Ward 13 Neighborhood Equity Funds.

Section 2. That the Title and existing Section 1 of Ordinance No. 181-01, passed February 5, 2001, 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.

Passed September 10, 2001.

Effective September 19, 2001.

Ord. No. 1757-01.

By Councilman Cimperman.

An emergency ordinance consenting and approving the issuance of a permit for the Cruising for the Critters Walk on September 30, 2001, sponsored by The Animal Foundation of Cleveland and Hermes Race Systems.

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 Cruising for the Critters Walk, sponsored by The Animal Foundation of Cleveland and Hermes Race Systems, on September 30, 2001, with the walk beginning at Abbey to West 11th Street to Kenilworth to West 14th Street to Starkweather to West 11th Street to Literary to West 3rd Street to Commercial to West 3rd Street to Literary, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed September 10, 2001.

Effective September 19, 2001.

Ord. No. 1758-01.
By Councilman Cimperman.
An emergency ordinance consenting and approving the issuance of a permit for the Junior Achievement Tremont Trot on October 14, 2001, sponsored by Hermes Race Systems.

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 Junior Achievement Tremont Trot, sponsored by Hermes Race Systems, on October 14, 2001, with the trot beginning at West 11th Street and Kenilworth at Lincoln Park, go down West 11th to Startweather, Startweather to West 14th Street, West 14th Street to Kenilworth, Kenilworth to Scranton to the end of the street (dead end) at West 3rd Street, turn around go back down Scranton to Train Avenue, Train Avenue to Willy, Willy to Kenilworth to the finish at Kenilworth and West 11th Street at Lincoln Park, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed September 10, 2001.
 Effective September 19, 2001.

Ord. No. 1759-01.
By Councilman Coats.
An emergency ordinance consenting and approving the issuance of a permit for the Collinwood Bike-A-Thon on September 1, 2001, sponsored by Ward 10 Community Festival Community.

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 Collinwood Bike-A-Thon, sponsored by Ward 10 Community Festival Community, on September 1, 2001, with the bike-a-thon parade route leaving St. Joseph Church, 966 East 146 Street, north on East 146 Street, west on Aspinwall and East 140 Street, north on East 140 Street, west on Eaglesmere

Avenue, north on East 136 Street, east on Darley Avenue, north on East 140 Street, west on Westropp Avenue, north on East 149 Street, east on Ridpath, stop at St. Jerome Church, 15000 Lakeshore (Water-rear entrance), south on East 152 Street, south on Ivanhoe Road, east Kipling, stop at Holy Redeemer, 15220 Kipling (water), east on Kipling, south on Wayside, east on Euclid Avenue, north on Avalon Road and end at Duggan Playground, provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Passed September 10, 2001.
 Effective September 19, 2001.

Ord. No. 1760-01.
By Councilman Dolan.
An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Bethany English Lutheran Church to stretch banners at four locations on Triskett Road between West Park Road and Rockport Avenue (pole nos. 10576, 10575, 538788, and a pole in front of 15500 Triskett Road with no number), for the period from September 11, 2001 to October 11, 2001, inclusive, publicizing the Church's Anniversary.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Bethany English Lutheran Church to install, maintain and remove banners on Triskett Road between West Park Road and Rockport Avenue (pole nos. 10576, 10575, 538788, and a pole in front of 15500 Triskett Road with no number), for the period from September 11, 2001 to October 11, 2001, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said

banner and said banner shall be removed promptly upon the expiration of said permit.

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

Passed September 10, 2001.
 Effective September 19, 2001.

Ord. No. 1761-01.
By Councilman Gordon.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Senior Citizen Resources Inc. for a Senior Hot Meal Program over a three-year period through the use of Ward 15 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with Senior Citizen Resources Inc. to provide a Senior Hot Meal Program over a three-year period, for the public purpose of providing meals to senior citizens in Ward 15, through the use of Ward 15 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$65,000 and shall be paid from Fund No. 10 SF 166.

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

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

Passed September 10, 2001.
 Effective September 19, 2001.

Ord. No. 1762-01.
By Councilman O'Malley.
An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to St. Leo's Church to stretch a banner at 4900 Broadview Road, for the period from October 1, 2001 to October 31, 2001, inclusive, publicizing the October Festival at St. Leo's Church.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is

hereby authorized and directed to issue a permit to St. Leo's Church to install, maintain and remove a banner at 4900 Broadview Road, for the period from October 1, 2001 to October 31, 2001, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

Passed September 10, 2001.
Effective September 19, 2001.

Ord. No. 1763-01.
By Councilman Patmon (by departmental request).

An emergency ordinance authorizing the Director of Finance, on behalf of the Cleveland Municipal Court, to enter into a requirement contract with Miami Systems Corporation for data processing, printing and mailing services of jury summons forms, for a period of one year with a one year option to renew.

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

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

Section 1. That it is hereby determined that the within services are non-competitive and cannot be secured from any source other than Miami Systems Corporation. Therefore, the Director of Finance, on behalf of the Cleveland Municipal Court is authorized to make a written requirement contract with Miami Systems Corporation for data processing, printing and mailing services of jury summons forms for the Cleveland Municipal Court, for a period of one year commencing upon execution of a contract, with one (1) option exercisable by the Director of Finance, to renew for an additional one-year term, and cancellable upon thirty days written notice by said director.

Section 2. That the cost of said contract shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchase thereunder, which purchase, together with all subsequent purchases shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contract duly certified by the Director of Finance. (RL 101107)

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

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

Passed September 10, 2001.
Effective September 19, 2001.

Ord. No. 1764-01.
By Councilman Polensek.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with the Salvation Army for G.E.D. Class through the use of Ward 11 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with the Salvation Army for the public purpose of providing G.E.D. Classes for Cleveland residents preparing to take their G.E.D. exams, through the use of Ward 11 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$7,200 and shall be paid from Fund No. 10 SF 166.

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

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

Passed September 10, 2001.
Effective September 19, 2001.

Ord. No. 1765-01.
By Councilmen Polensek and Coats (by departmental request).

An emergency ordinance authorizing the Director of Economic Development to enter into contract with Second Growth Institute to provide financial assistance in the form of a grant to partially finance the predevelopment costs of property located in Collinwood for an industrial park.

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 contract with Second Growth Institute to provide financial assistance in the form of a grant to partially finance the predevelopment costs of a 40-acre parcel which is bordered by Ivanhoe Road, East 152nd Street and the Norfolk Southern railroad tracks in the southwest corner of Collinwood for an industrial park.

Section 2. That the costs of said contract shall not exceed Forty-one Thousand Two Hundred Fifty Dollars (\$41,250.00), and shall be paid from Fund No. 17 SF 652, Request No. 103501.

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

Passed September 10, 2001.
Effective September 19, 2001.

Ord. No. 1766-01.
By Councilman Reed.
An emergency ordinance authorizing the Director of Community Development to enter into an agreement with Cleveland Community Building Initiative for Cutting Edge Program through the use of Ward 3 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into an agreement with the Cleveland Community Building Initiative for the Cutting Edge Program for the public purpose of providing a training program for youths who are at risk of being involved in the Juvenile Court system, through the use of Ward 3 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$80,000 and shall be paid from Fund No. 10 SF 166.

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

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

Passed September 10, 2001.
Effective September 19, 2001.

Ord. No. 1767-01.
By Councilman Reed.
An emergency ordinance authorizing and directing the Director of Public Service to issue a permit to Mt. Pleasant Merchants Association to stretch banners at East 142nd Street and Kinsman Avenue, East 143rd Street and Kinsman Avenue, East 118th Street and Kinsman Avenue, East 113th Street and Kinsman Avenue, for the period from September 10, 2001 to September 17, 2001, inclusive, publicizing Ward 3 Career Day.

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

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

Section 1. That notwithstanding the provision of Section 623.13 of the Codified Ordinances, of Cleveland, Ohio, 1976, the Director of the Department of Public Service is hereby authorized and directed to issue a permit to Mt. Pleasant Merchants Association to install, maintain and remove banners on the corner of East 142nd Street and Kinsman Avenue, East 143rd Street and Kinsman Avenue, East 118th Street and Kinsman Avenue and East 113th Street and Kinsman Avenue, for the period from September 10, 2001 to September 17, 2001, inclusive. Said banner shall be approved by the Director of Public Service, in consultation with the Director of Public Safety, as to type, method of affixing and location so as not to interfere with any sign erected and maintained under the requirements of law or ordinance. The permission of the owner of any pole from which a banner will be hung must be obtained prior to issuance of the permit. No commercial advertising shall be printed or permitted on said banner and said banner shall be removed promptly upon the expiration of said permit.

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

Passed September 10, 2001.

Effective September 19, 2001.

Ord. No. 1786-01.

By Councilman Brady.

An emergency ordinance authorizing the Director of Community Development to enter into a grant agreement with Westown Development Corporation for Ward 19 Fifty-Fifty Home Repair Program through the use of Ward 19 Neighborhood Equity Funds.

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

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

Section 1. That the Director of Community Development is authorized to enter into a grant agreement with Westown Development Corporation for Ward 19 Fifty-Fifty Home Repair Program to further the public purpose of improving housing in the City of Cleveland, through the use of Ward 19 Neighborhood Equity Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$50,000 and shall be paid from Fund No. 10 SF 166.

Section 3. That the Director of Law shall prepare and approve said contract and that the contract shall

contain such terms and provisions as he deems necessary to protect the City's interest.

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

Passed September 17, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1787-01.

By Councilmen Patmon and Lewis. An emergency ordinance to amend Sections 103.07 and 103.08 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1171-01, passed June 11, 2001, relating to the boundaries of Wards 7 and 8 of the City of Cleveland.

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 Sections 103.07 and 103.08 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1171-01, passed June 11, 2001, are hereby amended to read as follows:

Section 103.07 Ward Seven

The boundaries of Ward 7 shall be as follows:

Beginning at the intersection of the center line of east 45th Street and the center line of Superior Avenue, N.E.; thence southeasterly along the center line of East 45th Street to its intersection with the center line of Payne Avenue, N.E.; thence southwesterly along the center line of Payne Avenue, N.E. to its intersection with the center line of East 40th Street; thence southerly along the center line of East 40th Street to its intersection with the center line of Chester Avenue, N.E.; thence southwesterly along the center line of Chester Avenue, N.E. to its intersection with the center line of the Inner Belt Freeway; thence southerly along the center line of the Inner Belt Freeway to its intersection with the center line of Euclid Avenue; thence southwesterly along the center line of Euclid Avenue to its intersection with the center line of East 21st Street; thence southeasterly along the center line of East 21st Street to its intersection with the center line of Prospect Avenue, S.E.; thence northeasterly along the center line of Prospect Avenue, S.E. to its intersection with the center line of East 55th Street; thence northerly along the center line of East 55th Street to its intersection with the center line of Chester Avenue, N.E.; thence easterly along the center line of Chester Avenue, N.E. to its intersection with the center line of East 101st Street; thence northerly along the center line of East 101st Street to its intersection with the center line of Ansel Road, N.E.; thence

northwesterly, northerly, along the centerline of Ansel Road, N.E. to its intersection with Mt. Sinai Drive thence easterly along the centerline of Mt. Sinai Drive to its intersection with the centerline of East 105th Street; thence northerly along the centerline of East 105th Street to its intersection with the centerline of Martin Luther King Blvd.; thence northwesterly along the centerline of Martin Luther King Blvd. To its intersection with the centerline of Wade Park Avenue N.E. thence westerly along the centerline of Wade Park Avenue to its intersection with Ansel Road N.E. thence northerly, northeasterly, northwesterly along the centerline of Ansel Road N.E. to its intersection with the center line of Bellevue Avenue, N.E.; thence westerly along the center line of Bellevue Avenue, N.E. to its intersection with the center line of East 79th Street; thence northerly along the center line of East 79th Street to its intersection with the center line of Korman Avenue, N.E.; thence westerly along the center line of Korman Avenue, N.E. to its intersection with the center line of East 78th Street; thence southerly along the center line of East 78th Street to its intersection with the center line of Donald Avenue, N.E.; thence westerly along the center line of Donald Avenue, N.E. to its intersection with the center line of East 77th Street; thence northerly along the center line of East 77th Street to its intersection with the center line of Korman Avenue, N.E.; thence westerly along the center line of Korman Avenue, N.E. to its intersection with the center line of East 74th Street; thence northerly along the center line of East 74th Street to its intersection with the center line St. Clair Avenue, N.E.; thence southwesterly along the center line of St. Clair Avenue, N.E. to its intersection with the center line of East 70th Street; thence northerly along the center line of East 70th Street to its intersection with the center line of Machinery Avenue, N.E.; thence westerly along the center line of Machinery Avenue, N.E. to its intersection with the center line of East 69th Place; thence southerly along the center line of East 69th Place to its intersection with the center line of Arctic Court, N.E. (now vacated); thence westerly along the center line of Arctic Court, N.E. (now vacated) to its intersection with the center line of East 69th Street; thence southerly along the center line of East 69th Street to its intersection with the center line of Arctic Court, N.E.; thence westerly along the center line of Arctic Court, N.E. to its intersection with the center line of East 67th Street; thence southerly along the center line of East 67th Street to its intersection with the center line of St. Clair Avenue, N.E.; thence northeasterly along the center line of St. Clair Avenue, N.E. to its intersection with the center line of East 68th Street; thence southeasterly along the center line of East 68th Street to its intersection with the center line of Bliss Avenue, N.E.; thence westerly along the center line of Bliss Avenue, N.E. to its intersection with the center line of East 66th Street; thence northwest-

erly along the center line of East 66th Street to its intersection with the center line of Bliss Avenue, N.E.; thence southwesterly along the center line of Bliss Avenue, N.E. to its intersection with the center line of Addison Road, N.E.; thence southeasterly along the center line of Addison Road, N.E. to its intersection with the center line of Bonna Avenue, N.E.; thence southwesterly along the center line of Bonna Avenue, N.E. to its intersection with the center line of Norwood Road, N.E.; thence southerly along the center line of Norwood Road, N.E. to its intersection with the center line of Superior Avenue, N.E.; thence westerly and southwesterly along the center line of Superior Avenue, N.E. to the place of beginning.

Section 103.08 Ward Eight

The boundaries of Ward 8 shall be as follows:

Beginning at the point of intersection of the shore line of Lake Erie and the dividing line between the City of Cleveland and the City of Bratenahl; thence in a general southwesterly direction along the irregular shore line of Lake Erie to its intersection with the northerly prolongation of the center line of East 55th Street; thence southerly along the northerly prolongation and the center line of East 55th Street to its intersection with the center line of the main line tracks of the CSX Railroad; thence northeasterly along the center line of the main line tracks of the CSX Railroad to its intersection with the center line of Addison Road, N.E.; thence southerly along the center line of Addison Road, N.E. to its intersection with the center line of St. Clair Avenue, N.E.; thence northeasterly along the center line of St. Clair Avenue, N.E. to its intersection with the center line of East 67th Street; thence northerly along the center line of East 67th Street to its intersection with the center line of Arctic Court, N.E.; thence easterly along the center line of Arctic Court, N.E. to its intersection with the center line of East 69th Street; thence northerly along the center line of East 69th Street to its intersection with the center line of Arctic Court, N.E. (now vacated); thence easterly along the center line of Arctic Court, N.E. (now vacated) to its intersection with the center line of East 69th Place; thence northerly along the center line of East 69th Place to its intersection with the center line of Machinery Avenue, N.E.; thence easterly along the center line at Machinery Avenue, N.E. to its intersection with the center line of East 70th Street; thence southerly along the center line of East 70th Street to its intersection with the center line of St. Clair Avenue, N.E.; thence northeasterly along the center line of St. Clair Avenue, N.E. to its intersection with the center line of East 74th Street; thence southerly along the center line of East 74th Street to its intersection with the center line of Korman Avenue, N.E.; thence easterly along the center line of Korman Avenue, N.E. to its intersection with the center line of East 77th Street; thence southerly along the center line of East 77th Street to its

intersection with the center line of Donald Avenue, N.E.; thence easterly along the center line of Donald Avenue, N.E. to its intersection with the center line of East 78th Street; thence northerly along the center line of East 78th Street to its intersection with the center line of Korman Avenue, N.E.; thence easterly along the center line of Korman Avenue, N.E. to its intersection with the center line of East 79th Street; thence southerly along the center line of East 79th Street to its intersection with the center line of Bellevue Avenue, N.E.; thence easterly along the center line of Bellevue Avenue, N.E. to its intersection with the center line of Ansel Road, N.E.; thence southeasterly, southwesterly, southerly along the center line of Ansel Road, N.E. to its intersection with the centerline of Wade Park Avenue, N.E.; thence easterly along the centerline of Wade Park Avenue, N.E. to its intersection with the centerline of Martin Luther King Blvd.; thence southeasterly along the centerline of Martin Luther King Blvd. To its intersection with the centerline of East 105th Street; thence southerly along the centerline of East 105th Street to its intersection with the centerline of Mt. Sinai Drive; thence westerly along the centerline of Mt. Sinai Dr. to its intersection with the centerline of Ansel Road, N.E.; thence southeasterly along the centerline of Ansel Road, N.E. to its intersection with the center line of East 101st Street; thence southerly along the center line of East 101st Street to its intersection with the center line of Euclid Avenue; thence easterly along the center line of Euclid Avenue to its intersection with the center line of East 105th Street; thence northerly along the center line of East 105th Street to its intersection with the center line of Park Lane Avenue, N.E.; thence easterly along the center line of Park Lane Avenue, N.E. to its intersection with the center line of Stokes Boulevard, N.E.; thence southerly along the center line of Stokes Boulevard, N.E. to its intersection with the center line of Euclid Avenue; thence easterly and northeasterly along the center line of Euclid Avenue to its intersection with the center line of East Boulevard, N.E.; thence northerly, northeasterly, northerly and northwesterly along the center line of East Boulevard, N.E. to its intersection with the center line of Hazel Drive, N.E.; thence northeasterly and northerly along the center line of Hazel Drive, N.E. to its intersection with the center line of Magnolia Drive, N.E.; thence southeasterly along the center line of Magnolia Drive, N.E. to its intersection with the center line of Mistletoe Drive, N.E.; thence northerly along the center line of Mistletoe Drive, N.E. to its intersection with the center line of Wade Park Avenue, N.E.; thence westerly along the center line of Wade Park Avenue, N.E. to its intersection with the center line of East 105th Street; thence northerly along the center line of East 105th Street to its intersection with the centerline of Ashbury Avenue, N.E.; thence northwesterly along the center line of Churchill Avenue, N.E. to its intersection with the center line of

East 108th Street; thence northerly along the center line of East 108th Street to its intersection with the center line of Hull Avenue, N.E.; thence northeasterly along the center line of Hull Avenue, N.E. to its intersection with the center line of East 110th Street; thence northerly along the center line of East 110th Street to its intersection with the center line of Superior Avenue, N.E.; thence continuing northerly along the center line of Parkwood Avenue, N.E. to its intersection with the center line of Primrose Avenue, N.E.; thence easterly along the center line of Primrose Avenue, N.E. to its intersection with the center line of Linn Drive, N.E.; thence northerly along the center line of Linn Drive, N.E. to its intersection with the center line of Tuscora Avenue, N.E.; thence easterly along the center line of Tuscora Avenue, N.E. to its intersection with the center line of Lakeview Road, N.E.; thence northerly along the center line of Lakeview Road, N.E. to its intersection with the center line of St. Clair Avenue, N.E.; thence northerly along the center line of East 110th Street to its intersection with the southwesterly extension of the center line of Hazeldell Road, N.E.; thence northeasterly along the center line of the southwesterly extension of Hazeldell Road, N.E. to its intersection with the center line of Dundee Drive, N.E.; thence northwesterly along the prolongation of the center line of Dundee Drive, N.E. to its intersection with the dividing line between the City of Cleveland and the City of Bratenahl; thence southwesterly and northerly along the dividing line between the City of Cleveland and the City of Bratenahl to the place of beginning.

Section 2. That existing Sections 103.07 and 103.08 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1171-01, passed June 11, 2001, 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.

Passed September 17, 2001.

Awaiting the approval or disapproval of the Mayor.

Ord. No. 1788-01.

By Councilman Polensek.

An emergency ordinance authorizing the President of Council to enter into an agreement with Radio One, Inc. for community outreach and media assistance.

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 provision of the Codified Ordinances of Cleveland, Ohio, 1976 notwithstanding, the President of Council is authorized to enter into a

professional services agreement with Radio One, Inc. for community outreach and media assistance for legislative matters of Cleveland City Council. The cost of such services shall not exceed fifty thousand dollars (\$50,000.00) and shall be payable from such funds as designated by Council.

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

Passed September 17, 2001.

Awaiting the approval or disapproval of the Mayor.

**Ord. No. 1789-01,
By Councilmen Polensek, Cintron
and Cimperman.**

An emergency ordinance to amend Sections 103.13 and 103.14 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 1570-01, passed August 15, 2001, relating to the boundaries of Wards 13 and 14 of the City of Cleveland.

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 Sections 103.13 and 103.14 of the Codified Ordinances of Cleveland Ohio, 1976, as enacted by Ordinance No. 1570-01, passed August 15, 2001, are hereby amended to read respectively as follows:

Section 103.13 Ward Thirteen

The boundaries of Ward 13 shall be as follows:

Beginning in the center line of the Cuyahoga River at its entrance to Lake Erie; thence southeasterly along the center line of the Cuyahoga River to its intersection with the center line of the Old Riverbed and Ship Channel; thence southwesterly, westerly, southwesterly and westerly along the Old Riverbed and Ship Channel to its intersection with the center line of the northerly prolongation of the center line of West 45th Street; thence southerly along the northerly prolongation and the center line of West 45th Street to its intersection with the center line of Franklin Boulevard, N.W.; thence southwesterly along the center line of Franklin Boulevard, N.W. to its intersection with the center line of West 47th Street; thence southerly along the center line of West 47th Street to its intersection with the center line of Wales Court, N.W.; thence easterly along the center line of Wales Court, N.W. to its intersection with the center line of West 46th Place; thence southerly along the center line of West 46th Place to its intersection with the center line of Taylor Court, N.W.; thence westerly along the center line of Taylor Court, N.W. to its intersection with the center line of West 47th Street; thence southerly along the center

line of West 47th Street to its intersection with the center line of Lorain Avenue; thence northeasterly along the center line of Lorain Avenue to its intersection with the center line of West 25th Street; thence northwesterly along the center line of West 25th Street to its intersection with the center line of Bridge Avenue, N.W.; thence northwesterly along the center line of Bridge Avenue, N.W. to its intersection with the center line of West 22nd Street; thence southeasterly along the center line of West 22nd Street and its prolongation to its intersection with the center line of the RTA main line tracks; thence northerly along the center line of the RTA main line tracks and bridge to its intersection with the center line of the Cuyahoga River; thence along the meandering center line of the Cuyahoga River easterly, northeasterly, northwesterly, easterly, southeasterly and southwesterly to its intersection with the center line of the Hope Memorial Bridge; thence southwesterly along the center line of the Hope Memorial Bridge to its intersection with the northeasterly right of way line of the former Erie Railroad; thence northwesterly along the northeasterly line of the right of way of the former Erie Railroad to its intersection with the northeasterly prolongation line of the center line of West 19th Street (now vacated); thence southwesterly along the prolongation and the center line of West 19th Street (now vacated) to its intersection with the center line of the Hope Memorial Bridge; thence southwesterly along the center line of the Hope Memorial Bridge and the center line of Lorain Avenue to its intersection with the center line of West 21st Place; thence southerly along the center line of West 21st Place to its intersection with the center line of Abbey Avenue, S.W.; thence easterly along the center line of Abbey Avenue, S.W. to its intersection with West 20th Street; thence southerly along the center line of West 20th Street to its intersection with the center line of Freeman Avenue, S.W.; thence easterly along the center line of Freeman Avenue, S.W. to its intersection with the center line of West 19th Street; thence southerly, westerly and southerly along the center line of West 19th Street to its intersection with the center line of Willey Avenue, S.W.; thence southeasterly and easterly along the center line of Willey Avenue, S.W. to its intersection with the center line of Scranton Road, S.W.; thence continuing easterly along the center line of Kenilworth Avenue, S.W. to its intersection with the center line of Interstate 71; thence southwesterly, southeasterly and southwesterly along the center line of Interstate 71 to its intersection with the center line of Jennings Road, S.W.; thence in a general southeasterly and southerly direction along the center line of Jennings Road, S.W. to its intersection with the center line of Belt Line Street, S.W.; thence easterly along the center line of Belt Line Street to its intersection with the center line of the main line tracks of the NS Railroad; thence northeasterly along the center line

of the main line tracks of the NS Railroad to its intersection with the center line of the Cuyahoga River; thence along the meandering center line of the Cuyahoga River in a northerly and northeasterly direction to its intersection with the center line of the main line tracks of the NS Railroad, thence southerly along the center line of the main line tracks of the NS Railroad to its intersection with the center line of Campbell Road, S.E.; thence easterly, northeasterly and easterly along the center line of Campbell Road, S.E. to its intersection with the center line of Independence Road, S.E.; thence southeasterly along the center line of Independence Road, S.E. to its intersection with the northeasterly prolongation of the northwesterly line of subplot number 57 in the Caroline Beyerle's Subdivision of part of Original 100 Acre Lot Number 286 and 287 as shown by the recorded plat in Volume 12 of Maps, Page 44 of Cuyahoga County Records; thence southwesterly along the northeasterly prolongation and the northwesterly line of subplot number 57 to the most westerly corner of subplot number 57; thence southeasterly along the southwesterly line of subplot numbers 57, 56, 55, 54, 53, 52, 51 and its southeasterly prolongation to its intersection with the center line of Reeves Road, S.E. (now vacated); thence southwesterly along the center line of Reeves Road, S.E. (now vacated) to its intersection with the center line of Beyerle Road, S.E.; thence southeasterly along the center line of Beyerle Road, S.E. to its intersection with the center line of Beyerle Place, S.E.; thence northeasterly along the center line of Beyerle Place, S.E. to its intersection with the center line of Independence Road, S.E.; thence southeasterly along the center line of Independence Road, S.E. to its intersection with the center line of East 47th Street; thence northerly along the center line of East 47th Street to its intersection with the center line of Chard Avenue, S.E.; thence easterly along the center line of Chard Avenue, S.E. to its intersection with the center line of Interstate 77; thence northerly along the center line of Interstate 77 to its intersection with the center line of the Morgana Avenue, S.E. sewer; thence northwesterly along the center line of the Morgana Avenue, S.E. sewer to its intersection with the center line of the Cuyahoga River; thence northwesterly, westerly and southwesterly along the meandering center line of the Cuyahoga River to its intersection with the center line of West 3rd Street; thence northwesterly along the center line of West 3rd Street to its intersection with the center line of the Hope Memorial Bridge; thence northeasterly along the center line of the Hope Memorial Bridge and the center line of Carnegie Avenue, S.E. to its intersection with the center line of East 9th Street; thence southerly along the center line of East 9th Street to its intersection with the northwesterly right of way line of the Inner Belt Freeway; thence northeasterly along the northwesterly right of way line of the Inner Belt Freeway to its intersection with the center

line of East 13th Street; thence northwesterly along the center line of East 13th Street to its intersection with the center line of Carnegie Avenue, S.E.; thence northeasterly along the center line of Carnegie Avenue, S.E. to its intersection with the center line of East 14th Street; thence northwesterly along the center line of East 14th Street to its intersection with the center line of Huntington Court, S.E. (now vacated); thence northeasterly along the center line of Huntington Court, S.E. to its intersection with the center line of East 18th Street; thence northwesterly along the center line of East 18th Street to its intersection with the center line of Euclid Avenue; thence northeasterly along the center line of Euclid Avenue to its intersection with the center line of the Inner Belt Freeway; thence northerly along the center line of the Inner Belt Freeway to its intersection with the center line of Chester Avenue, S.E.; thence northeasterly along the center line of Chester Avenue, N.E. to its intersection with the center line of East 40th Street; thence northerly along the center line of East 40th Street to its intersection with the center line of Payne Avenue, N.E.; thence northeasterly along the center line of Payne Avenue, N. E. to its intersection with the center line of East 45th Street; thence northwesterly along the center line of East 45th Street to its intersection with the center line of Superior Avenue, N.E.; thence northeasterly and easterly along the center line of Superior Avenue, N.E. to its intersection with the center line of Norwood Road, N.E.; thence northerly along the center line of Norwood Road, N.E. to its intersection with the center line of Bonna Avenue, N.E.; thence northeasterly along the center line of Bonna Avenue, N.E. to its intersection with the center line of Addison Road, N.E.; thence northeasterly along the center line of Addison Road, N.E. to its intersection with the center line of Bliss Avenue, N.E.; thence northeasterly along the center line of Bliss Avenue, N.E. to its intersection with the center line of East 66th Street; thence southeasterly along the center line of East 66th Street to its intersection with the center line of Bliss Avenue, N.E.; thence easterly along the center line of Bliss Avenue, N.E. to its intersection with the center line of East 68th Street; thence northwesterly along the center line of East 68th Street to its intersection with the center line of St. Clair Avenue, N.E.; thence southwesterly along the center line of St. Clair Avenue, N.E. to its intersection with the center line of Addison Road, N.E.; thence northerly along the center line of Addison Road, N.E. and its northerly prolongation to its intersection with the center line of the main line tracks of the CSX Railroad; thence southwesterly along the center line of the main line tracks of the CSX Railroad to its intersection with the center line of East 55th Street; thence northerly along the center line of East 55th Street and its northerly prolongation to its intersection with the shore line of Lake Erie; thence in a general southwesterly direction along the irregu-

lar shore line of Lake Erie to its intersection with the entrance to the Cuyahoga River and the place of beginning.

Section 103.14 Ward Fourteen

The boundaries of Ward 14 shall be as follows;

Beginning at the intersection of the center line of Lorain Avenue and the center line of West 48th Street; thence northeasterly along the center line of Lorain Avenue to its intersection with the center line of West 25th Street; thence northwesterly along the center line of West 25th Street to its intersection with the center line of Bridge Avenue, N.W.; thence northeasterly along the center line of Bridge Avenue, N.W. to its intersection with the center line of West 22nd Street; thence southeasterly along the center line of West 22nd Street and its prolongation to its intersection with the center line of the RTA main line tracks; thence northerly along the center line of the RTA main line tracks and bridge to its intersection with the center line of Franklin Avenue, N.W.; thence easterly along the center line the Cuyahoga River; thence along the meandering center line of the Cuyahoga River easterly, northeasterly, northwesterly, easterly, southeasterly and southwesterly to its intersection with the center line of the Hope Memorial Bridge; thence southwesterly along the center line of the Hope Memorial Bridge to its intersection with the northeasterly right of way line of the former Erie Railroad; thence northwesterly along the northeasterly line of the right of way of the former Erie Railroad to its intersection with the northeasterly prolongation line of the center line of West 19th Street (now vacated); thence southwesterly along the prolongation and the center line of West 19th Street (now vacated) to its intersection with the center line of the Hope Memorial Bridge; thence southwesterly along the center line of the Hope Memorial Bridge and the center line of Lorain Avenue to its intersection with the center line of West 21st Place; thence southerly along the center line of West 21st Place to its intersection with the center line of Abbey Avenue, S.W.; thence easterly along the center line of Abbey Avenue, S.W. to its intersection with West 20th Street; thence southerly along the center line of West 20th Street to its intersection with the center line of Freeman Avenue, S.W.; thence easterly along the center line of Freeman Avenue, S.W. to its intersection with the center line of West 19th Street; thence southerly, westerly and southerly along the center line of West 19th Street to its intersection with the center line of Willey Avenue, S.W.; thence southeasterly and easterly along the center line of Willey Avenue, S.W. to its intersection with the center line of Scranton Road, S.W.; thence continuing easterly along the center line of Kenilworth Avenue, S.W. to its intersection with the center line of Interstate 71; thence southwesterly, southeasterly and southwesterly along the center line of Interstate 71 to its intersection with the cen-

ter line of West 25th Street; thence northeasterly along the center line of West 25th Street to its intersection with the center line of Scranton Road, S.W.; thence northeasterly along the center line of Scranton Road, S.W. to its intersection with the center line of Ketteringham Road, S.W. formerly known as View Road, S.W. (now vacated); thence easterly, northeasterly and northerly along the center line of Ketteringham Road, S.W. (now vacated) to its intersection with the center line of South Point Drive, S.W.; thence westerly, southwesterly and westerly along the center line of South Point Drive, S.W. to its intersection with the center line of West 25th Street; thence northerly along the center line of West 25th Street to its intersection with the center line of Woodbridge Avenue, S.W.; thence westerly along the center line of Woodbridge Avenue, S.W. to its intersection with the center line of West 35th Street; thence southerly along the center line of West 35th Street to its intersection with the center line of Tyler Court, S.W.; thence easterly along the center line of Tyler Court, S.W. to its intersection with the center line of West 32nd Street; thence southerly along the center line of West 32nd Street to its intersection with the center line of Library Avenue, S.W.; thence westerly along the center line of Library Avenue, S.W. to its intersection with the center line of West 35th Street; thence northerly along the center line of West 35th Street to its intersection with the center line of Library Court, S.W.; thence westerly along the center line of Library Court, S.W. to its intersection with the center line of West 39th Place; thence southerly along the center line of West 39th Place to its intersection with the center line of Bush Avenue, S.W.; thence westerly along the center line of Bush Avenue, S.W. to its intersection with the center line of West 41st Street; thence southerly along the center line of West 41st Street to its intersection with the center line of Fulton Road, S.W.; thence southwesterly along the center line of Fulton Road, S.W. to its intersection with the center line of Poe Avenue, S.W.; thence northwesterly along the center line of Poe Avenue, S.W. to its intersection with the center line of West 44th Place; thence southwesterly along the center line of West 44th Place to its intersection with Hodgson Avenue, S.W.; thence northwesterly along the center line of Hodgson Avenue, S.W. to its intersection with the center line of West 44th Street; thence northerly along the center line of West 44th Street to its intersection with the center line of Bush Avenue, S.W.; thence westerly along the center line of Bush Avenue, S.W. to its intersection with the center line of West 46th Street; thence southerly along the center line of West 46th Street to its intersection with the center line of Carlos Avenue, S.W.; thence northwesterly along the center line of Carlos Avenue, S.W. to its intersection with the center line of West 52nd Street; thence northeasterly along the center line of West 52nd Street to its intersection with

the center line of Storer Avenue, S.W.; thence westerly along the center line of Storer Avenue, S.W. to its intersection with the center line of West 53rd Street; thence northerly along the center line of West 53rd Street to its intersection with the center line of Field Avenue, S.W.; thence easterly along the center line of Field Avenue, S.W. to its intersection with the center line of West 52nd Street; thence northerly along the center line of West 52nd Street to its intersection with the center line of Clark Avenue, S.W.; thence easterly along the center line of Clark Avenue, S.W. to its intersection with the center line of West 51st Street; thence northerly along the center line of West 51st Street to its intersection with the center line of Train Avenue, S.W.; thence easterly along the center line of Train Avenue, S.W. to its intersection with the center line of West 44th Street; thence in a general northerly direction along the center line of West 44th Street to its intersection with the center line of the main line tracks of the NS Railroad;

thence westerly along the center line of the main line tracks of the NS Railroad to its intersection with the southerly prolongation of West 48th Street; thence northerly along the southerly prolongation and the center line of West 48th Street to the place of beginning.

Section 2. That existing Sections 103.13 and 103.14 of the Codified Ordinances of Cleveland Ohio, 1976, as enacted by Ordinance No. 1570-01, passed August 15, 2001, 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.

Passed September 17, 2001.

Awaiting the approval or disapproval of the Mayor.

COUNCIL COMMITTEE MEETINGS

Monday, September 24, 2001

Public Service Committee: 11:00 a.m. — Present: Cintron, Chairman; Sweeney, Vice Chairman; Coats, Westbrook, Willis. Excused: Johnson, Jones, Melena, O'Malley.

Finance Committee: 2:00 p.m. — Present: Patmon, Chairman; Rybka, Vice Chairman; Britt, Cintron, Dolan, Lewis, Melena, O'Malley, Polensek, Sweeney, White.

Tuesday, September 25, 2001

Public Health Committee: 9:00 a.m. — Present: Gordon, Chairman; Brady, Vice Chairman; Cimperman, Jackson, Reed, Westbrook. Excused: Willis.

Wednesday, September 26, 2001

Aviation and Transportation Committee: 1:00 p.m. — Present: Dolan, Chairman; O'Malley, Vice Chairman; Rybka, Sweeney. Excused: Brady, Jones, Patmon.

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