

# The City Record

Official Publication of the City of Cleveland

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January the Fourteenth, Nineteen Hundred and Ninety-Eight

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<b>Mayor</b>	
Michael R. White	
<b>President of Council</b>	
Jay Westbrook	
<b>Clerk of Council</b>	
Artha Woods	
<b>Ward</b>	<b>Name</b>
1	Joseph T. Jones
2	Robert J. White
3	Odelia V. Robinson
4	Kenneth L. Johnson
5	Frank G. Jackson
6	Patricia J. Britt
7	Fannie M. Lewis
8	William W. Patmon
9	Craig E. Willis
10	Roosevelt Coats
11	Michael D. Polensek
12	Edward W. Rybka
13	Joe Cimperman
14	Nelson Cintron, Jr.
15	Merle R. Gordon
16	Larry Moran
17	Timothy J. Melena
18	Jay Westbrook
19	Joseph J. Zone
20	Martin J. Sweeney
21	Michael A. Dolan

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# DIRECTORY OF CITY OFFICIALS

## CITY COUNCIL-LEGISLATIVE President of Council-Jay Westbrook

Ward	Name	Residence	
1	Joseph T. Jones .....	15601 Lotus Drive	44128
2	Robert J. White .....	3760 East 126th Street	44105
3	Odelia V. Robinson .....	3448 East 123rd Street	44120
4	Kenneth L. Johnson .....	2948 Hampton Road	44120
5	Frank G. Jackson .....	2327 East 38th Street	44115
6	Patricia J. Britt .....	12402 Britton Drive	44120
7	Fannie M. Lewis .....	7416 Star Avenue	44103
8	William W. Patmon .....	867 East Boulevard	44108
9	Craig E. Willis .....	11906 Beulah Avenue	44106
10	Roosevelt Coats .....	1775 Cliffview Road	44112
11	Michael D. Polensek .....	17855 Brian Avenue	44119
12	Edward W. Rybka .....	6832 Indiana Avenue	44105
13	Joe Cimperman .....	1009 Kenilworth Avenue	44113
14	Nelson Cintron, Jr. ....	3032 Vega Avenue	44113
15	Merle R. Gordon .....	1813 Tampa Avenue	44109
16	Larry Moran .....	3584 West 46th Street	44102
17	Timothy J. Melena .....	6109 West Clinton Avenue	44102
18	Jay Westbrook .....	10513 Clifton Boulevard	44102
19	Joseph J. Zone .....	3323 West 130th Street	44111
20	Martin J. Sweeney .....	3632 West 133rd Street	44111
21	Michael A. Dolan .....	16519 West Park Road	44111

Clerk of Council-Artha Woods, 216 City Hall, 664-2840.  
First Assistant Clerk-Sandra Franklin.

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

**DEPT. OF LAW - Sharon Sobol Jordan, Director of Law, Room 106;**  
Karen E. Martines, Law Librarian; Criminal Branch-Justice Center, 8th Flr., Court Towers, 1200 Ontario  
Carolyn Watts-Allen, Chief Asst. Prosecutor  
Lessie M. Milton, Chief Counsel

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

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

**DEPT. OF PORT CONTROL - LaVonne Sheffield-McClain, Acting Director, Cleveland Hopkins International Airport, 5300 Riverside Drive; Cleveland Hopkins International Airport - Stephen Sheehan, Commissioner Burke Lakefront Airport - Michael C. Barth, Commissioner**

**DEPT. OF PUBLIC SERVICE - Henry Guzman, Director, Room 113**  
DIVISIONS - Waste Collection and Disposal - Larry Hines, Commissioner, 5600 Carnegie Avenue.  
Streets - Randell T. Scott, Commissioner, Room 25  
Engineering and Construction - JoMarie Wasik, Acting Commissioner, Room 518  
Motor Vehicle Maintenance, Daniel A. Novak, Acting Commissioner, Harvard Yards  
Architecture - Kenneth Nobilio, Commissioner, Room 517

**DEPT. OF PUBLIC HEALTH -Robert O. Staib, Director, Mural Building 1925 St. Clair Avenue.**  
DIVISIONS - Health - Joyce Atwell-Joyce, Commissioner, Mural Building, 1925 St. Clair Avenue  
Environment - Joseph W. Jasper, Jr., Commissioner, Mural Building, 1925 St. Clair Avenue  
Correction - Thomas Hardin, Commissioner, Cooley Farms, 4041 Northfield Road

**DEPT. OF PUBLIC SAFETY - William M. Denihan, Director, Room 230.**  
DIVISIONS - Police - Rocco Polluto, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street  
Fire - Kevin G. Gerrity, Chief, 1645 Superior Avenue  
Traffic Engineering & Parking - David Ritz, Commissioner, 2001 Payne Ave.  
Dog Pound - John Baird, Chief Dog Warden, 2690 W. 7th Street  
Emergency Medical Service - Bruce Shade, Commissioner, 1708 South Pointe Drive

**DEPT. OF PARKS, RECREATION & PROPERTIES - Oliver B. Spellman, 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 - Vernon Robinson, Commissioner, E. 49th & Harvard

Parking Facilities - Alfred T. Miller, Jr., Acting Commissioner, Public Auditorium, E. 6th and Lakeside Ave.  
Park Maintenance and Properties -Richard L. Silva, Acting Commissioner, Public Auditorium - E. 6th & Lakeside.  
Recreation - Michael Cox, Acting Commissioner, Room 8  
Research, Planning & Development - M. Fallon, Commissioner, Burke Lakefront Airport

**DEPT. OF COMMUNITY DEVELOPMENT -Terri Hamilton, Director, 3rd Floor, City Hall.**  
DIVISIONS - Administrative Services - Terrence Ross, Commissioner.  
Neighborhood Services - Louise V. Jackson, Commissioner.  
Neighborhood Development - Terri Hamilton, Commissioner.  
Building & Housing - Lisa Thomas, Commissioner, 5th Floor, City Hall.

**DEPT. OF PERSONNEL AND HUMAN RESOURCES - Joseph Nolan, Director, Room 121**

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

**DEPT. OF AGING - Rm. 122, Susan E. Axelrod, Director**

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

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

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

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

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

**BOARD OF REVISION OF ASSESSMENTS - Law Director, Sharon Sobol Jordan; Pres. Finance Director, \_\_\_\_\_, Director Sec'y. Council President Jay Westbrook.**

**BOARD OF SIDEWALK APPEALS - Henry Guzman, Service Director; Law Director, Sharon Sobol Jordan, Councilman Roosevelt Coats.**

**BOARD OF REVIEW - (Municipal Income Tax) - Law Director, Sharon Sobol Jordan, Utilities Director, Michael Konicek; President of Council, Jay Westbrook.**

**CITY PLANNING COMMISSION - Room 501 - Hunter Morrison, Director; Rev. Albert T. Rowan, Chairman; \_\_\_\_\_, Vice Chairman, David Bowen, Anthony J. Coyne, Lawrence A. Lumpkin, Gloria Jean Pinkney, Councilman Edward W. Rybka.**

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

**MORAL CLAIMS COMMISSION - Sharon Sobol Jordan, \_\_\_\_\_, Councilman Jay Westbrook.**

**BOARD OF EXAMINERS OF ELECTRICIANS - Raymond Ossovicki, Chairman; \_\_\_\_\_, Anton J. Eichmuller, Samuel Montfort J. Gilbert Steele, Laszlo V. Kemes, Secretary.**

**BOARD OF EXAMINERS OF PLUMBERS - Joseph Gyorky, Chrm.; Earl S. Bumgarner, \_\_\_\_\_, Jozef Valencik, Martin Gallagher, Laszlo V. Kemes, Secretary.**

**CLEVELAND LANDMARKS COMMISSION - Room 519, \_\_\_\_\_, Director; R. Schanfarber, Chairman; Paul Volpe, Vice Chairman; Robert Keiser, Secretary; Judge Lillian Burke, James Gibans, Hunter Morrison, Kenneth Nobilio, Theodore Sande, Randall Shorr, Shirley Thompson, Councilman Craig E. Willis.**

**CLEVELAND MUNICIPAL COURT JUSTICE CENTER-1200 ONTARIO CENTRAL SCHEDULING DEPARTMENT**

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

Earle B. Turner-Clerk of Courts, John J. O'Toole-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

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WEDNESDAY, JANUARY 14, 1998

No. 4388

## CITY COUNCIL

MONDAY, JANUARY 12, 1998

### The City Record

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### ARTHA WOODS

Clerk of Council  
216 City Hall

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

#### MONDAY—Alternating

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

9:30 A.M.—**Public Health Committee:** Gordon, Chairman; Britt, Vice Chairman; Cimperman, Cintron, Jackson, Melena, Robinson.

#### MONDAY—Alternating

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

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

#### MONDAY

2:00 P.M.—**Finance Committee:** Johnson, Chairman; Westbrook, Vice Chairman; Coats, Lewis, Melena, Patmon, Polensek, Robinson, Rybka, Sweeney, Zone.

#### TUESDAY

10:00 A.M.—**Community and Economic Development Committee:** Jackson, Chairman; Robinson, Vice Chairman; Cimperman, Cintron, Coats, Gordon, Jones, Lewis, Zone.

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

#### WEDNESDAY—Alternating

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

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

#### WEDNESDAY—Alternating

1:30 P.M.—**Public Utilities Committee:** Patmon, Chairman; Coats, Vice Chairman; Britt, Cintron, Dolan, Jones, Lewis, Moran, Polensek.

1:30 P.M.—**City Planning Committee:** Rybka, Chairman; Robinson, Vice Chairman; Cimperman, Jackson, White, Willis, Zone.

### OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio January 12, 1998.  
The meeting of the Council was called to order, the President, Jay Westbrook in the Chair.

Councilmen present: Britt, Cimperman, Cintron, Coats, Dolan, Gordon, Jackson, Johnson, Jones, Lewis, Melena, Moran, Patmon, Polensek, Robinson, Rybka, Sweeney, Westbrook, White, Zone.

Also present were Mayor White, and Directors Sobol-Jordan, Carmody, Konicek, Guzman, Staib, Denihan, Spellman, Hamilton, Nolan, Warren, Lynch, and Morrison.

The opening prayer was dispensed. Pledge of Allegiance.

#### MOTION

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

#### OATH OF OFFICE

##### File No. 6-98.

Oath of Office for Michael R. White, Mayor of the City of Cleveland. Received.

##### File No. 7-98.

Oath of Office for Sylvester Summers, Jr., Director of Law for the City of Cleveland. Received.

##### File No. 8-98.

Oath of Office for Milan T. Polacek for Executive Assistant for Legislative Affairs. Received.

##### File No. 9-98.

Oath of Office for George Pace, Jr., Chief Assistant City Prosecutor for the City of Cleveland. Received.

##### File No. 10-98.

Oath of Office for Nicholas P. Jackson for Assistant Director of Public Utilities. Received.

##### File No. 11-98.

Oath of Office for Gayle Goodwin-Smith, Commissioner for the Division of Accounts in the Finance Department for the City of Cleveland. Received.

##### File No. 12-98.

Oath of Office for James F. Majer for Commissioner of Cleveland Public Power for the Department of Public Utilities. Received.

##### File No. 13-98.

Oath of Office for Solomon F. Balraj, for Assistant Director of Development in the Department of Port Control. Received.

##### File No. 14-98.

Oath of Office for Patricia A. Borokhovich, for Assistant Director of the Division of Finance and Administration for the Department of Port Control. Received.

##### File No. 15-98.

Oath of Office for Captain Charles R. McNeeley for First District Commander for the Cleveland Police Division of the Department of Public Safety. Received.

##### File No. 16-98.

Oath of Office for Kevin G. Gerrity, for Fire Chief for the Department of Public Safety. Received.

##### File No. 17-98.

Oath of Office Susan E. Axelrod for Director of the Department of Aging. Received.

##### File No. 18-98.

Oath of Office for Cornell P. Carter, for Acting Director for the Department of Community Relations. Received.

##### File No. 19-98.

Oath of Office for Laura A. Williams, Director for the Office of Equal Opportunity. Received.

#### COMMUNICATIONS

##### File No. 20-98.

From the Northeast Ohio Regional Sewer District re: Easterly District Service Area Notification of the Commencement of Sewer Inspections. Received.

##### File No. 21-98.

From the Division of Purchases and Supplies re: Excess Property - Reference No. 015-97. Received.

##### File No. 22-98.

From the Division of Purchases and Supplies re: Excess Property - Reference No. 016-97. Received.

##### File No. 23-98.

From Northeast Ohio Regional Sewer District re: Adoption of a five-year rate schedule, which became effective in May 1996. Received.

##### File No. 24-98.

From Space Transportation Board: re: Finance Docket No. 33388 - CSX and Norfolk Southern - Control and Acquisition - Community Notification. Received.

**File No. 25-98.**

From the Division of Purchases and Supplies re: Emergency Requisitions (RE-11901) (RE-11903). Received.

**File No. 26-98.**

From the National City Bank re: Investment and Transaction Statement for October 1, 1997 through December 31, 1997. Received.

**File No. 27-98.**

From North Coast Cable Limited Partnership re: Application for consent to Transfer Ownership to Cablevision of Cleveland, L.P. Received.

**File No. 28-98.**

From the Court of Common Pleas Cuyahoga County, Ohio re: City of Cleveland vs. The Cleveland Electric Illuminating Co., Complaint for Injunctive and Other Relief. Received.

**FROM THE DEPARTMENT  
OF LIQUOR CONTROL**

**File No. 29-98.**

Re: New Application - 6549155 - 13401 Kinsman Inc., 13401 Kinsman Avenue. (Ward 3). Received.

**File No. 30-98.**

Re: New Application - 3594375 - Hard Rock Cafe, International STP Inc. dba Hard Rock Cafe Tower City Center, Units 85-75 100-50, 50 Public Square. (Ward 13). Received.

**File No. 31-98.**

Re: New Application - 8916607 - 3249 East 143rd Inc. dba Milverton Food Market, 3249 East 143rd Street. (Ward 4). Received.

**File No. 32-98.**

Re: Transfer of Ownership Application - 2771167 - Flats Restaurant Joint Venture dba Hooters Flats, 1146 Old River Road. (Ward 13). Received.

**File No. 33-98.**

Re: Transfer of Ownership Application - 8189009 - Singh Enterprises Inc. dba Convenient Food Mart 3-132, 3753 Pearl Road. (Ward 15). Received.

**File No. 34-98.**

Re: Transfer of Ownership Application - 1587956 - Code Blue Inc. dba Code Blue, 1946 St. Clair Avenue. (Ward 13). Received.

**File No. 35-98.**

Re: Transfer of Ownership Application - 84189841820 - Speedway Superamerica LLC dba Superamerica #5338, 15520 Munn Road and Gas Pumps. (Ward 21). Received.

**File No. 36-98.**

Re: Transfer of Ownership Application - 84189840260 - Speedway Superamerica LLC dba Speedway #3341, 2202 Broadview Road and Gas Pumps. (Ward 15). Received.

**File No. 37-98.**

Re: Transfer of Ownership Application - 84189840330 - Speedway Superamerica LLC dba Speedway #3320, 18501 Nottingham Road and Gas Pumps. (Ward 11). Received.

**File No. 38-98.**

Re: Transfer of Ownership Application - 84189840280 - Speedway Superamerica LLC dba Speedway #3380, 3585 West 117th Street and Gas Pumps. (Ward 19). Received.

**File No. 39-98.**

Re: Transfer of Ownership Application - 84189840490 - Speedway Superamerica LLC dba Gastown Division #3372, 5110 Clark Avenue and Gas Pumps. (Ward 17). Received.

**File No. 40-98.**

Re: Transfer of Ownership Application - 4236169 - Jenat Inc. dba Doc & Louies Downtown, 2030 East 9th Street, first floor Mezzanine and basement. (Ward 13). Received.

**File No. 41-98.**

Re: Transfer of Ownership Application - 84189840500 - Speedway Superamerica LLC dba Gastown Division #3371, 4611 West 130th Street and Gas Pumps. (Ward 20). Received.

**File No. 42-98.**

Re: Transfer of Ownership Application - 3466343 - H & K Food Center Inc. dba Slavic Village Food Center, 6405 Fleet Avenue. (Ward 13). Received.

**File No. 43-98.**

Re: Transfer of Ownership Application - 6353347 - Nepo Inc. dba Celeas Market, 3600 Denison Avenue, first floor. (Ward 15). Received.

**File No. 44-98.**

Re: Transfer of Ownership Application - 9807902 - Yahya Inc., 4200 West 130th Street. (Ward 20). Received.

**File No. 45-98.**

Re: Transfer of Ownership Application - 9116861 - 2498 Corp. dba Woodland Shoprite, 2498 East 40th Street. (Ward 5). Received.

**File No. 46-98.**

Re: Transfer of Ownership Application - 84189841750 - Speedway Superamerica LLC dba Superamerica #5230, 17600 Brookpark Road and Gas Pumps. (Ward 20). Received.

**File No. 47-98.**

Re: Transfer of Ownership Application - 84189841695 - Speedway Superamerica LLC dba Superamerica #5172, 7250 Brookpark Road and Gas Pumps. (Ward 16). Received.

**File No. 48-98.**

Re: Transfer of Ownership Application - 14674090010 - Hyunsoo Chung dba K & S Food and Gift, 6506 Fleet Avenue. (Ward 12). Received.

**File No. 49-98.**

Re: Transfer of Ownership Application - 7407646 - Charles Rivers dba Place To Be, 12329 St. Clair Avenue. (Ward 10). Received.

**File No. 50-98.**

Re: Transfer of Ownership Application - 4773885 - Kollab Inc. dba Sunoco, 6225 Storer Avenue. (Ward 17). Received.

**File No. 51-98.**

Re: Transfer of Ownership Application - 47738850005 - Kollab Inc. dba Sunoco, 4402 Lorain Avenue and Gas Pumps. (Ward 14). Received.

**File No. 52-98.**

Re: Transfer of Ownership Application - 2965315 - Fulton Foods Inc. dba Fulton Foods, 1828 Fulton Road Front. (Ward 14). Received.

**File No. 53-98.**

Re: Transfer of Ownership Application - 84910450205 - The Standard Oil Co. dba BP Food Mart 54291, 3501 Lorain Avenue and Gas Pump. (Ward 14). Received.

**File No. 54-98.**

Re: Transfer of Ownership Application - 84910459308 - The Standard Oil Co. dba BP Food Mart 04230, 9308 Chester Avenue and Gas Pumps. (Ward 7). Received.

**File No. 55-98.**

Re: Transfer of Ownership Application - 84910450185 - The Standard Oil Co. dba BP Food Mart 4181, 3100 West 14th Street and Gas Pumps. (Ward 13). Received.

**File No. 56-98.**

Re: Transfer of Ownership Application - 84910454431 - The Standard Oil Co. dba BP Food Mart 4431, 10202 Lorain Avenue. (Ward 19). Received.

**File No. 57-98.**

Re: Transfer of Ownership and Location Application - 9760154 - Woodhill Best Grocery Co. dba Woodhill Food Mart, 2664 Woodhill Road. (Ward 4). Received.

**File No. 58-98.**

Re: Transfer of Ownership and Location Application - 1741148 - Corbo Properties LTD LLC, 12312 Mayfield Road. (Ward 6). Received.

**File No. 59-98.**

Re: Transfer of Ownership and Location Application - 1475127 - Ciao Playhouse Inc. dba Ciao Cucina, 1515 Euclid Avenue. (Ward 13). Received.

**File No. 60-98.**

Re: Transfer of Ownership and Location Application - 50286600005 - LA Restaurant Inc. dba Luchitas Mexican Restaurant, 13112-13114 Shaker Square. (Ward 4). Received.

**File No. 61-98.**

Re: Transfer of Ownership and Application - 5665407 - Mayfield Italian Imports Inc., 12018 Mayfield Road. (Ward 6). Received.

**File No. 62-98.**

Re: Stock Transfer Application - 2014779 - Deevon Inc. dba Cafe 10 Twenty Two, 1022 Euclid Avenue, first floor and basement. (Ward 13). Received.

**STATEMENT OF WORK  
ACCEPTED**

**File No. 63-98.**

From the Department of Parks, Recreation and Properties re: Contract No. 51408 for Willard Park Site Improvement. Received.

**File No. 64-98.**

From the Department of Parks, Recreation and Properties re: Contract No. 50485 for Woodland Recreation Center Site Improvements. Received.

**COMMUNICATIONS**

**File No. 96-98.**

December 31, 1997

The Honorable Jay Westbrook  
Cleveland City Council  
601 Lakeside Avenue  
Cleveland, Ohio 44114

Dear Council President Westbrook:

Please be advised that Mr. Joseph Marinucci's position on the Gateway Economic Development Corporation of Greater Cleveland has been changed and he will be serving as the Joint City/County appointment to this Board. This term will expire on May 31, 2002.

City Council's approval of this appointment would be greatly appreciated. Thank you for your consideration.

Sincerely,  
MICHAEL R. WHITE  
Mayor

Received. Referred to Committee on Mayor's Appointments.

#### CONDOLENCE RESOLUTIONS

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

- Res. No. 97-98.** Antoinette "Toni" Podojil.  
**Res. No. 98-98.** Frederick Brown, Jr.  
**Res. No. 99-98.** Robert Keys, Jr.  
**Res. No. 100-98.** Bertha Mae Crawford.  
**Res. No. 101-98.** Louis Roberts.  
**Res. No. 102-98.** George J. Livingston.  
**Res. No. 103-98.** Gary Dwayne Cunningham.  
**Res. No. 104-98.** Milo M. Gaines.  
**Res. No. 105-98.** Elder Julius Clady.  
**Res. No. 106-98.** Rosa Hand Love.  
**Res. No. 107-98.** Dr. David E. Leh-tinen.  
**Res. No. 108-98.** Margaret McCaf-fery.  
**Res. No. 109-98.** Margaret I. Wat-son.

#### CONGRATULATORY RESOLUTIONS

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

- Res. No. 110-98.** Tracy Nicole West-on.  
**Res. No. 111-98.** Darnell J. Hall.  
**Res. No. 112-98.** Patrolman Paul Shaughnessy and Det. Argo (K-9).  
**Res. No. 113-98.** Renee Donothon.  
**Res. No. 114-98.** Detective Michael-ene Taliano.  
**Res. No. 115-98.** Katherine Barans-ki and Richard Berzinskas.

#### RESOLUTIONS OF RECOGNITION

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

- Res. No. 116-98.** Emmanuel W. Onunwor.  
**Res. No. 117-98.** Dr. Joseph W. Skrha.  
**Res. No. 118-98.** Mrs. Betty Ann Skrha.  
**Res. No. 119-98.** Cleveland Steve-dore (Coakley).  
**Res. No. 120-98.** George D. Ed-wards.  
**Res. No. 121-98.** World AIDS Day.

#### RESOLUTION OF WELCOME

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

- Res. No. 122-98.** Hannah Myles Pen-nington.

#### FIRST READING EMERGENCY ORDINANCES REFERRED

**Ord. No. 65-98.**  
By Councilman Johnson (by departmental request).

An emergency ordinance to amend various sections of ordinances to include additional funding sources and authorizing the Director of Finance to modify the certificate of funds for contracts entered into pursuant to such ordinances.

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 3 of Ordinance No. 3035-88, passed January 9, 1989, is hereby amended to read as follows:

Section 3. That the cost of said improvement hereby authorized shall be paid from Fund Nos. 52 SF 215, 52 SF 217 and 52 SF 223, Request No. 09588.

**Section 2.** That existing Section 3 of Ordinance No. 3035-88, passed January 9, 1989, is hereby repealed.

**Section 3.** That Section 3 of Ordinance No. 1573-89, passed August 30, 1989, is hereby amended to read as follows:

Section 3. That the cost of said improvement hereby authorized shall be paid from Fund Nos. 52 SF 215, 52 SF 217 and 52 SF 223, Request No. 06229.

**Section 4.** That existing Section 3 of Ordinance No. 1573-89, passed August 30, 1989, is hereby repealed.

**Section 5.** That Section 3 of Ordinance No. 2563-89, passed December 4, 1989, as amended by Ordinance No. 767-92, passed June 8, 1992, is hereby amended to read as follows:

Section 3. That the cost of said improvement hereby authorized shall be paid from Fund Nos. 52 SF 215, 52 SF 217 and 52 SF 223, Request No. 08367.

**Section 6.** That existing Section 3 of Ordinance No. 2563-89, passed December 4, 1989, as amended by Ordinance No. 767-92, passed June 8, 1992, is hereby repealed.

**Section 7.** That Sections 3 and 4 of Ordinance No. 433-90, passed May 7, 1990, are hereby amended to read, respectively, as follows:

Section 3. That the cost of said improvement hereby authorized shall be paid from Fund Nos. 52 SF 215, 52 SF 217 and 52 SF 223, Request No. 08417.

Section 4. That the Director of Public Utilities is authorized and directed to enter into agreement with the City of Solon to reimburse the City of Solon for engineering and construction costs for the construction of the continuation of a water supply main in Cochran-Harper Road from USR 422 to Solon Road in the City of Solon, for the Division of Water, Department of Public Utilities. Said agreement shall be in a form that shall be approved by the Director of Law and the cost for said improvement authorized herein shall be paid from Fund Nos. 52 SF 215, 52 SF 217 and 52 SF 223, Request No. 08417.

**Section 8.** That existing Sections 3 and 4 of Ordinance No. 433-90, passed May 7, 1990, are hereby repealed.

**Section 9.** That Section 10 of Ordinance No. 964-93, passed June 14, 1993, is hereby amended to read as follows:

Section 10. That the cost of said improvements and all other expenditures authorized by this ordinance shall be paid from Fund Nos. 52 SF 215, 52 SF 219 and 52 SF 223, Request No. 10141.

**Section 10.** That existing Section 10 of Ordinance No. 964-93, passed June 14, 1993, is hereby repealed.

**Section 11.** That Section 5 of Ordinance No. 1121-92, passed June 15, 1992, is hereby amended to read as follows:

Section 5. That the cost of said improvements and professional services hereby authorized shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10186.

**Section 12.** That existing Section 5 of Ordinance No. 1121-92, passed June 15, 1992, is hereby repealed.

**Section 13.** That Section 8 of Ordinance No. 1240-92, passed June 15, 1992, is hereby amended to read as follows:

Section 8. That the cost of said improvements and all other costs related to said improvements hereby authorized shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10172.

**Section 14.** That existing Section 8 of Ordinance No. 1240-92, passed June 15, 1992, is hereby repealed.

**Section 15.** That Section 6 of Ordinance No. 1254-92, passed June 15, 1992, as amended by Ordinance No. 2096-92, passed December 14, 1992, is hereby amended to read as follows:

Section 6. That the cost of said equipment, furnishings, improvements and professional services hereby authorized shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10174.

**Section 16.** That existing Section 6 of Ordinance No. 1254-92, passed June 15, 1992, as amended by Ordinance No. 2096-92, passed December 14, 1992, is hereby repealed.

**Section 17.** That Section 6 of Ordinance No. 1239-92, passed June 15, 1992, is hereby amended to read as follows:

Section 6. That the cost of said improvements and services hereby authorized shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10175.

**Section 18.** That existing Section 6 of Ordinance No. 1239-92, passed June 15, 1992, is hereby repealed.

**Section 19.** That Section 3 of Ordinance No. 1507-92, passed August 19, 1992, is hereby amended to read as follows:

Section 3. That the cost of said improvement hereby authorized shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10102.

**Section 20.** That existing Section 3 of Ordinance No. 1507-92, passed August 19, 1992, is hereby repealed.

**Section 21.** That Section 4 of Ordinance No. 893-93, passed June 14, 1993, is hereby amended to read as follows:

Section 4. That the cost of the improvement and professional services herein contemplated shall be paid from Fund Nos. 52 SF 217, 52 SF 219 and 52 SF 223, Request No. 10138.

**Section 22.** That existing Section 4 of Ordinance No. 893-93, passed June 14, 1993, is hereby repealed.

**Section 23.** That Section 5 of Ordinance No. 1224-95, passed December 18, 1995, is hereby amended to read as follows:

Section 5. That the costs for such professional services and the public improvement herein contemplated shall be paid from Fund Nos. 52 SF 219 and 52 SF 223, Request No. 20911.

**Section 24.** That existing Section 5 of Ordinance No. 1224-95, passed December 18, 1995, is hereby repealed.

**Section 25.** That the Director of Finance is hereby authorized to modify the certificate of funds for any contract entered into pursuant to any of the above ordinances to reflect the new funding source for said contracts.

**Section 26.** That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

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

**Ord. No. 66-98.****By Councilman Johnson (by departmental request).**

**An emergency ordinance to amend and supplement Section 1 of Ordinance No. 2097-97, passed December 15, 1997, relating to the temporary appropriation of current payrolls and other expenses of the City of Cleveland for the period from January 1, 1998 until the effective date of the annual appropriation ordinance for the fiscal year ending December 31, 1998.**

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. 2097-97, passed December 15, 1997, is hereby amended and supplemented to read as follows:

Section 1. To provide for the current payrolls, sinking fund and other ordinary expenses of the City of Cleveland for the period from January 1, 1998, until the effective date of the Annual Appropriation Ordinance for the fiscal year ending December 31, 1998, there be and there is hereby appropriated for the period from January 1, 1998, to the effective date of the Annual Appropriation **Three hundred eighty million nine hundred twenty eight thousand ninety six dollars (\$380,928,096)** out of taxes due the City of Cleveland and any other revenues accrued or occurring during said period of time and said funds are respectively appropriated as follows:

## GENERAL FUND

## LEGISLATIVE BRANCH

COUNCIL AND CLERK OF COUNCIL		\$1,066,923
I. Personnel and Related Expenses	\$734,500	
II. Other Expenses	332,424	

TOTAL LEGISLATIVE BRANCH	\$1,066,923	\$1,066,923
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## MUNICIPAL COURT

JUDICIAL DIVISION		\$4,786,294
I. Personnel and Related Expenses	\$3,696,734	
II. Other Expenses	1,089,560	

CLERK'S DIVISION		\$2,878,745
I. Personnel and Related Expenses	1,899,017	
II. Other Expenses	979,728	

HOUSING DIVISION		\$470,784
I. Personnel and Related Expenses	\$441,060	
II. Other Expenses	29,724	

TOTAL MUNICIPAL COURT	\$8,135,823	\$8,135,823
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## EXECUTIVE BRANCH

OFFICE OF THE MAYOR		\$541,205
I. Personnel and Related Expenses	\$441,528	
II. Other Expenses	99,678	

TOTAL EXECUTIVE BRANCH	\$541,205	\$541,205
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## DEPARTMENT OF PUBLIC SAFETY

PUBLIC SAFETY ADMINISTRATION		\$3,460,828
I. Personnel and Related Expenses	\$3,127,335	
II. Other Expenses	333,493	

DIVISION OF POLICE		\$52,616,701
I. Personnel and Related Expenses	\$47,865,964	
II. Other Expenses	4,750,737	

DIVISION OF FIRE		\$24,114,040
I. Personnel and Related Expenses	\$22,565,217	
II. Other Expenses	1,548,823	

DIVISION OF EMERGENCY MEDICAL SERVICES		\$5,425,805
I. Personnel and Related Expenses	\$4,795,835	
II. Other Expenses	629,970	

DIVISION OF TRAFFIC ENGINEERING		\$1,435,800
I. Personnel and Related Expenses	\$913,154	
II. Other Expenses	522,646	

DIVISION OF DOG POUND		\$288,732
I. Personnel and Related Expenses	\$178,685	
II. Other Expenses	110,047	

TOTAL DEPARTMENT OF PUBLIC SAFETY	\$87,341,905	\$87,341,905
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## COMMUNITY RELATIONS BOARD

COMMUNITY RELATIONS BOARD		\$295,670
I. Personnel and Related Expenses	\$270,419	
II. Other Expenses	25,252	
TOTAL COMMUNITY RELATIONS BOARD	\$295,670	\$295,670

## DEPARTMENT OF PUBLIC SERVICE

PUBLIC SERVICE ADMINISTRATION		\$100,481
I. Personnel and Related Expenses	\$91,845	
II. Other Expenses	8,636	
DIVISION OF ARCHITECTURE		\$188,564
I. Personnel and Related Expenses	\$170,380	
II. Other Expenses	18,184	
DIVISION OF WASTE COLLECTION & DISPOSAL		\$11,386,694
I. Personnel and Related Expenses	\$6,311,938	
II. Other Expenses	5,074,756	
DIVISION OF ENGINEERING AND CONSTRUCTION		\$1,684,502
I. Personnel and Related Expenses	\$1,460,954	
II. Other Expenses	223,548	
TOTAL DEPARTMENT OF PUBLIC SERVICE	\$13,360,241	\$13,360,241

## DEPARTMENT OF PARKS, RECREATION AND PROPERTIES

PARKS, RECREATION AND PROPERTIES ADMINISTRATION		\$199,345
I. Personnel and Related Expenses	\$178,892	
II. Other Expenses	20,453	
DIVISION OF RESEARCH, PLANNING & DEVELOPMENT		\$206,222
I. Personnel and Related Expenses	\$160,876	
II. Other Expenses	45,346	
DIVISION OF RECREATION		\$3,009,581
I. Personnel and Related Expenses	\$2,047,632	
II. Other Expenses	961,949	
DIVISION OF PARKING FACILITIES - ON STREET		\$285,696
I. Personnel and Related Expenses	\$272,837	
II. Other Expenses	12,859	
DIVISION OF PROPERTY MANAGEMENT		\$3,643,098
I. Personnel and Related Expenses	\$2,514,639	
II. Other Expenses	1,128,459	
DIVISION OF PARK MAINTENANCE & PROPERTIES		\$3,442,628
I. Personnel and Related Expenses	\$2,623,264	
II. Other Expenses	819,364	
TOTAL DEPARTMENT OF PARKS, RECREATION & PROPERTIES	\$10,786,570	\$10,786,570

## BOXING AND WRESTLING COMMISSION

BOXING AND WRESTLING COMMISSION		\$2,646
I. Personnel and Related Expenses	\$2,519	
II. Other Expenses	127	
TOTAL BOXING AND WRESTLING COMMISSION	\$2,646	\$2,646

## URBAN PLANNING AND DEVELOPMENT

## DEPARTMENT OF COMMUNITY DEVELOPMENT

DIRECTOR'S OFFICE		\$32,165
I. Personnel and Related Expenses	\$32,165	
DIVISION OF ADMINISTRATIVE SERVICES		\$30,198
I. Personnel and Related Expenses	\$30,198	

DIVISION OF BUILDING & HOUSING		\$2,491,369
I. Personnel and Related Expenses	\$2,157,431	
II. Other Expenses	333,938	
DIVISION OF NEIGHBORHOOD SERVICES		\$28,562
I. Personnel and Related Expenses	\$28,562	
DIVISION OF NEIGHBORHOOD DEVELOPMENT		\$183,874
I. Personnel and Related Expenses	\$89,351	
II. Other Expenses	94,523	
TOTAL DEPARTMENT OF COMMUNITY DEVELOPMENT	\$2,766,168	\$2,766,168
REGULATORY BOARDS & COMMISSIONS		
LANDMARKS COMMISSION		\$36,557
I. Personnel and Related Expenses	\$28,057	
II. Other Expenses	8,500	
BOARD OF BUILDING STANDARDS & APPEALS		\$44,769
I. Personnel and Related Expenses	38,795	
II. Other Expenses	5,974	
BOARD OF ZONING APPEALS		\$128,478
I. Personnel and Related Expenses	\$121,815	
II. Other Expenses	6,663	
BOARD OF EXAMINERS OF PLUMBERS AND ELECTRICIANS		\$38,850
I. Personnel and Related Expenses	\$35,582	
II. Other Expenses	3,269	
FAIR CAMPAIGN FINANCE COMMISSION		\$6,083
II. Other Expenses	\$6,083	
TOTAL REGULATORY BOARDS	\$254,737	\$254,737
DEPARTMENT OF ECONOMIC DEVELOPMENT		
ECONOMIC DEVELOPMENT ADMINISTRATION		\$412,837
I. Personnel and Related Expenses	\$399,486	
II. Other Expenses	13,351	
OFFICE OF EQUAL OPPORTUNITY		\$248,160
I. Personnel and Related Expenses	\$193,791	
II. Other Expenses	54,369	
CITY PLANNING COMMISSION		\$490,584
I. Personnel and Related Expenses	\$468,816	
II. Other Expenses	21,768	
PORT CONTROL-HARBOR DEVELOPMENT		\$19,876
I. Personnel and Related Expenses	\$19,876	
II. Other Expenses	—	
TOTAL URBAN PLANNING AND DEVELOPMENT	\$1,171,457	\$1,171,457
DEPARTMENT OF PUBLIC HEALTH		
HEALTH ADMINISTRATION		\$111,336
I. Personnel and Related Expenses	\$39,708	
II. Other Expenses	71,628	
DIVISION OF CORRECTION		\$2,517,602
I. Personnel and Related Expenses	\$1,844,768	
II. Other Expenses	672,834	
DIVISION OF HEALTH		\$1,014,233
I. Personnel and Related Expenses	\$741,242	
II. Other Expenses	272,990	
DIVISION OF THE ENVIRONMENT		\$681,870
I. Personnel and Related Expenses	\$563,634	
II. Other Expenses	118,236	
TOTAL DEPARTMENT OF PUBLIC HEALTH	\$4,325,041	\$4,325,041



DEPARTMENT OF AGING		
DEPARTMENT OF AGING		\$80,958
I. Personnel and Related Expenses	\$63,713	
II. Other Expenses	17,246	
TOTAL DEPARTMENT OF AGING	\$80,958	\$80,958
SUPPORT FUNCTIONS		
FINANCIAL AND LEGAL ADMINISTRATION		
DEPARTMENT OF FINANCE		
FINANCE ADMINISTRATION		\$106,990
I. Personnel and Related Expenses	\$86,204	
II. Other Expenses	20,786	
DIVISION OF ACCOUNTS		\$508,319
I. Personnel and Related Expenses	\$234,118	
II. Other Expenses	274,201	
DIVISION OF ASSESSMENTS & LICENSES		\$294,761
I. Personnel and Related Expenses	\$249,367	
II. Other Expenses	45,395	
DIVISION OF TREASURY		\$112,986
I. Personnel and Related Expenses	\$92,275	
II. Other Expenses	20,711	
DIVISION OF PURCHASES & SUPPLIES		\$204,645
I. Personnel and Related Expenses	\$165,661	
II. Other Expenses	38,984	
BUREAU OF INTERNAL AUDIT		\$199,410
I. Personnel and Related Expenses	\$61,916	
II. Other Expenses	137,494	
DIVISION OF FINANCIAL REPORTING AND CONTROL		\$330,947
I. Personnel and Related Expenses	\$270,077	
II. Other Expenses	60,870	
TOTAL DEPARTMENT OF FINANCE	\$1,758,057	\$1,758,057
OFFICE OF BUDGET & MANAGEMENT-BUDGET ADMIN.		\$154,277
I. Personnel and Related Expenses	\$131,339	
II. Other Expenses	22,939	
LAW		\$2,841,724
I. Personnel and Related Expenses	\$1,633,815	
II. Other Expenses	1,207,909	
TOTAL FINANCIAL AND LEGAL ADMINISTRATION	\$4,754,059	\$4,754,059
PERSONNEL ADMINISTRATION		
OFFICE OF PERSONNEL		\$720,512
I. Personnel and Related Expenses	\$388,257	
II. Other Expenses	332,255	
CIVIL SERVICE COMMISSION		\$560,061
I. Personnel and Related Expenses	\$218,854	
II. Other Expenses	341,207	
TOTAL PERSONNEL ADMINISTRATION	\$1,280,573	\$1,280,573
NON DEPARTMENTAL		
TRANSFERS TO OTHER FUNDS		<b>\$11,500,000</b>
II. Other Expenses	<b>\$11,500,000</b>	
OTHER ADMINISTRATIVE		\$6,922,952
II. Other Expenses	\$6,922,952	
TOTAL NON DEPARTMENTAL	<b>\$18,422,952</b>	<b>\$18,422,952</b>
TOTAL SUPPORT FUNCTIONS	<b>\$24,457,584</b>	<b>\$24,457,584</b>
TOTAL GENERAL FUND	<b>\$154,586,929</b>	<b>\$154,586,929</b>

## SPECIAL REVENUE FUND

RESTRICTED INCOME TAX FUND		\$32,141,503
I. Capital	\$15,500,000	
II. Debt Service	16,641,503	
STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND		\$12,612,143
I. Personnel and Related Expenses	\$5,289,079	
II. Other Expenses	7,323,064	
TOTAL SPECIAL REVENUE FUNDS	\$44,753,646	\$44,753,646

## INTERNAL SERVICE FUNDS

INFORMATION SYSTEMS SERVICES-TELECOMMUNICATIONS		\$1,221,219
I. Personnel and Related Expenses	\$135,906	
II. Other Expenses	1,085,313	
INFORMATION SYSTEMS SERVICES		\$1,734,123
I. Personnel and Related Expenses	\$383,487	
II. Other Expenses	1,350,636	
DIVISION OF MOTOR VEHICLE MAINTENANCE		6,875,714
I. Personnel and Related Expenses	\$1,618,862	
II. Other Expenses	5,256,852	
DIVISION OF PRINTING AND REPRODUCTION		\$395,411
I. Personnel and Related Expenses	\$160,946	
II. Other Expenses	234,465	
CITY STOREROOM AND CENTRAL WAREHOUSE		\$216,426
I. Personnel and Related Expenses	\$32,126	
II. Other Expenses	184,300	
TOTAL INTERNAL SERVICE FUNDS	\$10,442,893	\$10,442,893

## ENTERPRISE FUNDS

## DEPARTMENT OF PUBLIC UTILITIES

UTILITIES ADMINISTRATION		\$871,148
I. Personnel and Related Expenses	\$295,365	
II. Other Expenses	575,783	
DIVISION OF FISCAL CONTROL		514,349
I. Personnel and Related Expenses	\$470,654	
II. Other Expenses	43,695	
DIVISION OF WATER		\$80,275,323
I. Personnel and Related Expenses	\$22,378,516	
II. Other Expenses	57,896,807	
DIVISION OF WATER POLLUTION CONTROL		\$7,493,634
I. Personnel and Related Expenses	\$2,625,955	
II. Other Expenses	4,867,678	
DIVISION OF CLEVELAND PUBLIC POWER		\$36,554,128
I. Personnel and Related Expenses	\$7,534,545	
II. Other Expenses	29,019,582	
TOTAL DEPARTMENT OF PUBLIC UTILITIES	\$125,708,581	\$125,708,581

DEPARTMENT OF PORT CONTROL		
AIRPORTS-OPERATIONS		\$27,208,733
I. Personnel and Related Expenses	\$21,839,831	
II. Other Expenses	5,368,901	
AIRPORT DEVELOPMENT FUND		—
II. Other Expenses	—	
TOTAL DEPARTMENT OF PORT CONTROL	\$27,208,733	\$27,208,733
DEPARTMENT OF PARKS, RECREATION, AND PROPERTIES		
DIVISION OF CEMETERIES		\$650,158
I. Personnel and Related Expenses	\$440,052	
II. Other Expenses	210,106	
GOLF COURSE FUND		\$766,361
I. Personnel and Related Expenses	\$221,649	
II. Other Expenses	544,712	
DIVISION OF PARKING FACILITIES-OFF STREET PARKING		\$4,021,442
I. Personnel and Related Expenses	\$237,526	
II. Other Expenses	3,783,916	
CONVENTION CENTER & STADIUM		\$1,981,196
I. Personnel and Related Expenses	\$780,899	
II. Other Expenses	1,200,297	
CONVENTION CENTER & STADIUM-MARKET		\$372,095
I. Personnel and Related Expenses	\$119,588	
II. Other Expenses	252,506	
PROPERTY MANAGEMENT-EAST SIDE MARKET		\$188,980
I. Personnel and Related Expenses	\$40,558	
II. Other Expenses	148,422	
TOTAL PARKS, RECREATION & PROPERTIES	\$7,980,231	\$7,980,231
TOTAL ENTERPRISE FUNDS	\$160,897,545	\$160,897,545
AGENCY FUND		
CENTRAL COLLECTION AGENCY		\$1,604,307
I. Personnel and Related Expenses	\$1,001,375	
II. Other Expenses	602,932	
TOTAL AGENCY FUND	\$1,604,307	\$1,604,307
DEBT SERVICE FUND		
SINKING FUND COMMISSION		\$8,192,776
I. Personnel and Related Expenses	\$30,965	
II. Other Expenses	61,811	
III. Debt Service	8,100,000	
<b>STADIUM BOND FUND</b>		<b>\$450,000</b>
<b>III. Debt Service</b>	<b>\$450,000</b>	
TOTAL DEBT SERVICE FUND	<b>\$8,642,776</b>	<b>\$8,642,776</b>
TOTAL OTHER FUNDS	<b>\$226,341,167</b>	\$217,698,391
TOTAL GENERAL FUND	<b>\$154,586,929</b>	<b>\$154,586,929</b>
TOTAL GENERAL AND OTHER FUNDS	<b>\$380,928,096</b>	<b>\$380,928,096</b>

**Section 2.** That existing Section 1 of Ordinance No. 2097-97, passed December 15, 1997, is hereby repealed.

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

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

**Ord. No. 67-98.**  
**By Councilmen Patmon and Johnson (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by contract of labor and materials necessary to repair not to exceed three valves, 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 and directed 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 not to exceed two (2) cone valves for the First High Service Pump Numbers 16 and 33 and one (1) gate valve at Morgan Waterworks Facility, to be purchased by the Commissioner of Purchases and Supplies for a gross price for the Division of Water, Department of Public Utilities.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 52 SF 001, Request No. 23425.

**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. 68-98.**  
**By Councilmen Patmon and Johnson (by departmental request).**

**An emergency ordinance authorizing the Director of Public Utilities to employ one or more professional consultants to provide professional services necessary for the design and implementation of improvements to enhance the Division of Water's Waterworks plants, and authorizing the Director of Public Utilities to apply and pay for permits, licenses and plan reviews and to enter into various written standard purchase and requirements contracts in connection with the performance of the various professional consulting contracts authorized herein.**

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 and directed to employ by contract or contracts design engineers, architects and other 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 for the design and implementation of improvements to enhance the Division of Water's Baldwin, Crown, Morgan and Nottingham Waterworks Plants and their appurtenances, for purposes, including, but not limited to, addressing current and foreseeable

regulatory requirements, enhancing water quality and reliability of service, meeting projected demands, utilizing sites, acreage and existing facilities to their best use, providing functional, safe working environments for operations personnel, and improving plant operation organizational structure. Professional consulting services authorized herein may include, but are not limited to, environmental auditing, necessary control systems and communications support, mandated process safety management program development, required testing and analysis, comprehensive start-up assistance, technical support, preparation of operations and maintenance manuals, and operational process enhancements.

The selection of said consultant or 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 Director of Public Utilities is hereby authorized and directed to apply and pay for such permits, licenses, plan reviews, or other authorizations required by any regulatory entity or other public authority in connection with the performance of the various consulting contracts authorized in Section 1 of this ordinance.

**Section 3.** That the Director of Public Utilities is hereby authorized and directed to make written standard purchase contracts and written requirement contracts in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, the period of requirements to be determined by said director, for the necessary items of necessary services, information, materials, labor, training, equipment and supplies required in connection with the performance of the various consulting contracts authorized in Section 1 of the ordinance, and labor and materials needed to install and maintain any or all of the foregoing items, if necessary, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Water, 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.

**Section 4.** That the costs for such services herein contemplated shall be paid from Fund No. 52 SF 001, 52 SF 219 and 52 SF 223, Request No. 23420.

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

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

**Ord. No. 69-98.**  
**By Councilmen Westbrook and Johnson (by departmental request).**

**An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into a Concession Agreement with Goodtime Cruise Line, Inc. for use and occupancy of dockage for the Goodtime III in the North Coast Harbor.**

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

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

**Section 1.** That, notwithstanding and as an exception to Section 183.04 of the Codified Ordinances of Cleveland, Ohio, 1976, or any provision of any other section of the Codified Ordinances to the contrary, the Director of Parks, Recreation and Properties is hereby authorized to enter into a Concession Agreement with Goodtime Cruise Line, Inc. ("Grantee"), for use, maintenance and occupancy of approximately 175 feet of dockage for the Goodtime III in the North Coast Harbor on the south side of the state park area or other areas along the lakefront and between Burke Lakefront Airport and the Cuyahoga River as may be determined by the Director of Parks, Recreation and Properties from time to time ("Dockage Space"), and a license for ingress and egress on East Ninth Street Pier for supply vehicles, space for a trash container, and a license to occupy a portion of any permanent visitor facility at North Coast Harbor for the purpose of selling tickets. The license and docking fee beginning in 1998 shall be \$6,500 a month for the period May through September, increasing effective January 1 of each year thereafter to reflect increases in the Bureau of Labor Statistics Consumer Price Index. In all other months of the year, the fee shall be \$1.50 per month per foot, unless and until the Goodtime provides advance written notice that it will dock elsewhere in the following months. In addition to the License and Docking Fee, Goodtime III shall pay a portion of the current annual CAM budget. Maintenance, operations and repairs shall all be the responsibility of the Goodtime III, e.g., expenses including utilities, real estate taxes and those expenses associated with operating the docking space and the Goodtime III. The agreement shall be for five years. There shall be three (3) five-year options, exercisable by the City with notice given at least 60 days before the expiration of the original term or any renewal thereof. The City shall have the right to relocate the Dockage space inside or outside North Coast Harbor between Burke Lakefront Airport and the Cuyahoga River. In the event of such relocation and to the extent the City deems necessary, the City shall be responsible for providing similar amenities for docking, for ingress and egress, and for utility access. The Goodtime III shall obtain the approvals of the City of Cleveland in writing in advance of making improvements to the docking space or improvements in, above or under the water adjacent thereto. The Goodtime III shall provide tours on the second Tuesday in the months May through August for up to 400 people each tour, at a rate of \$1.00 per person. The 400-person total may include any combination, at the City's option, of inner-

City youth, supervisors of such youth and senior citizens. The Good-time III shall maintain comprehensive general public liability and property damage insurance naming the City as an additional insured.

**Section 2.** That the Concession 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 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, Finance, Law; Committees on Public Parks, Property and Recreation, Finance.

**Ord. No. 70-98.**

**By Councilmen Westbrook and Johnson (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by contract of one jet bridge at Gate A-14 at Cleveland Hopkins International Airport, including maintenance and installation, for the Division of Cleveland Hopkins International Airport, Department of Port Control.**

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

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

**Section 1.** That the Director of Port Control is hereby authorized and directed 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 (1) jet bridge at Gate A-14 at Cleveland Hopkins International Airport, including maintenance and installation to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Cleveland Hopkins International Airport, Department of Port Control.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund Nos. 60 SF 001, 60 SF 104, 60 SF 105, 60 SF 106, 60 SF 119, and from the fund or funds to which are credited any federal grants or federal PFC authorization, for the above improvement and the proceeds from the sale of any airport revenue bonds issues for a purpose which includes the above improvement, Request No. 22604.

**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 Port Control, Finance, Law; Committees on Aviation and Transportation, Finance.

**Ord. No. 71-98.**

**By Councilman Jackson.**  
**An emergency ordinance to vacate a portion of Falcon Court S.E. hereinafter described.**

Whereas, on the 25th day of September, 1995 the Council of the City of Cleveland adopted Resolution No.

1253-95 declaring its intention to vacate a portion of Falcon Court, hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 1253-95 has been served upon the owners of all the property abutting Falcon Court, affected by said Resolution, notifying the said properly owners of the time and place at which objections can be heard before the Board of Revision of Assessments, and

Whereas, on the 3rd day of December, 1997, the Board of Revision of Assessments approved the vacation of Falcon Court, hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating Falcon Court hereinafter described and that it will not be detrimental to the general interest and ought to be made; 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 all that portion of Falcon Court, S.E., (16.00 feet wide) extending Southeasterly from the Southeasterly line of Minnie Avenue S.E. (50.00 feet wide), to the Westerly line of East 79th Street (60.00 feet wide), be and the same is hereby vacated.

**Section 2.** That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of Falcon Court, herein provided by sending him a copy of this Ordinance.

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

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

**Ord. No. 72-98.**

**By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by requirement contract of Blaw Knox paver equipment parts, including labor, if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed two years.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of Blaw Knox paver equipment parts, including labor, if necessary in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor

Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** 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 22911)

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

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

**Ord. No. 73-98.**

**By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by requirement contract of towing services for all city vehicles and equipment, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed two years.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of towing services for all city vehicles and equipment 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 Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** 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 22913)

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

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

**Ord. No. 74-98.  
By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by requirement contract of Leach packer parts including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed two years.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of Leach packer parts, including labor if necessary in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** 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 22909)

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

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

**Ord. No. 75-98.  
By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance authorizing and directing the purchase by requirement contract of automobile and truck spring parts, including labor if necessary, for the Division of Motor Vehicle Maintenance, Department of Public Service, for a period not to exceed two years.**

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

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

**Section 1.** That the Director of Public Service is hereby authorized and directed to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of automobile and truck spring parts, including labor if necessary in the approximate amount as purchased during the preceding term, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Motor Vehicle Maintenance, Department of Public Service. Bids shall be taken in such manner as to permit an award to be made for all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than two (2) years may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire term.

**Section 2.** 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 22910)

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

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

**Ord. No. 76-98.  
By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance to amend Section 1 of Ordinance No. 1247-92, passed June 15, 1992, as amended by Ordinance No. 1480-97, passed August 13, 1997, relating to rehabilitating or reconstructing Stokes Boulevard (fna Fairhill Road) Bridge over Greater Cleveland Regional Transit Authority, Conrail and Norfolk and Western Railway Company.**

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. 1247-92, passed June 15, 1992, as amended by Ordinance No. 1480-97, passed August 13, 1997, is hereby amended to read as follows:

Section 1. That this Council hereby authorizes payment to the State of Ohio of the City's share of the cost of the rehabilitation and reconstruction of the Stokes Boulevard (fna Fairhill Road) Bridge over Greater Cleveland Regional Transit Authority and Norfolk and Western Railway Company from Fund Nos. 20 SF 181, 20 SF 190, 20 SF 302, 20 SF 312, 20 SF 322, **20 SF 334**, and from the proceeds of the sale of the general obligation bonds of the City of Cleveland authorized by Ordinance No. 920-97, passed June 9, 1997, Request No. 14319.

**Section 2.** That existing Section 1 of Ordinance No. 1247-92, passed June 15, 1992, as amended by Ordinance No. 1480-97, passed August 13, 1997, is hereby repealed.

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

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

**Ord. No. 77-98.  
By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance to amend Section 1 of Ordinance No. 1245-92, passed June 15, 1992, as amended by Ordinance No. 1453-97, passed August 13, 1997, relating to rehabilitating or reconstructing the West 44th Street Bridge over Greater Cleveland Regional Transit Authority and Norfolk and Western Railway Company.**

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. 1245-92, passed June 15, 1992, as amended by Ordinance No. 1453-97, passed August 13, 1997, is hereby amended to read as follows:

Section 1. That this Council hereby authorizes payment to the State of Ohio of the City's share of the cost of the rehabilitation and reconstruction of the West 44th Street Bridge over Greater Cleveland Regional Transit Authority and Norfolk and Western Railway Company from Fund Nos. 20 SF 181, 20 SF 190, 20 SF 302, 20 SF 312, 20 SF 322, **20 SF 334**, and from the proceeds of the sale of the general obligation bonds of the City of Cleveland authorized by Ordinance No. 920-97, passed June 9, 1997, Request No. 14320.

**Section 2.** That existing Section 1 of Ordinance No. 1245-92, passed June 15, 1992, as amended by Ordinance No. 1453-97, passed August 13, 1997, is hereby repealed.

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

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

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

**Ord. No. 78-98.**

**By Councilmen Sweeney and Johnson (by departmental request).**

**An emergency ordinance to amend Section 12 of Ordinance No. 2368-92, passed December 14, 1992, as amended by Ordinance No. 1454-97, passed November 24, 1997, relating to the rehabilitation of Memphis Avenue from Ridge Road to Pearl Road.**

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

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

**Section 1.** That Section 12 of Ordinance No. 2368-92, passed December 14, 1992, as amended by Ordinance No. 1454-97, passed November 24, 1997, is hereby amended to read as follows:

Section 12. That the payment authorized in the above section shall be payable from Fund Nos. 20 SF 190, 20 SF 181, 20 SF 146, 20 SF 170, 20 SF 302, 20 SF 312, 20 SF 322, **20 SF 334**, and from the proceeds of the sale of the general obligation bonds of the City of Cleveland authorized by Ordinance No. 920-97, passed June 9, 1997, Request No. 14325.

**Section 2.** That existing Section 12 of Ordinance No. 2368-92, passed December 14, 1992, as amended by Ordinance No. 1454-97, passed November 24, 1997, is hereby repealed.

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

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

**Ord. No. 79-98.**

**By Councilman Zone.**

**An emergency ordinance to vacate a portion of West 118th Street hereinafter described.**

Whereas, on the 16th day of December, 1996 the Council of the City of Cleveland adopted Resolution No. 1847-96 declaring its intention to vacate a portion of West 118th Street, hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 1847-96 has been served upon the owners of all the property abutting West 118th Street, affected by said Resolution, notifying the said property owners of the time and place at which objections can be heard before the Board of Revision of Assessments, and

Whereas, on the 3rd day of December, 1997, the Board of Revision of Assessments approved the vacation of West 118th Street, hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland, and

Whereas, this Council is satisfied that there is good cause for vacating West 118th Street, hereinafter described and that it will not be detrimental to the general interest and ought to be made; 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 all that portion of West 118th Street (40 feet wide), extending Northerly from the Northerly line of Arden Avenue (50.00 feet wide), to the Southerly Limited Access Line of the I-90 Freeway be and the same is hereby vacated.

**Section 2.** That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of West 118th Street, herein provided by sending him a copy of this Ordinance.

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

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

**Ord. No. 80-98.**

**By Councilman Zone.**

**An emergency ordinance to vacate a portion of West 121st Street hereinafter described.**

Whereas, on the 17th day of July, 1996 the Council of the City of Cleveland adopted Resolution No. 835-96 declaring its intention to vacate a portion of West 121st Street, hereinafter described.

Whereas, notice of the adoption of the above Resolution No. 835-96 has been served upon the owners of all the property abutting West 121st Street, affected by said Resolution, notifying the said property owners of the time and place at which objections can be heard before the Board of Revision of Assessments, and

Whereas, on the 3rd day of December, 1997, the Board of Revision of Assessments approved the vacation of West 121st Street, hereinafter described, in accordance with the provisions of Section 176 of the Charter of the City of Cleveland; and

Whereas, this Council is satisfied that there is good cause for vacating West 121st Street, hereinafter described and that it will not be detrimental to the general interest and ought to be made; 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 all that portion of West 121st Street, (50.00 feet wide), extending Southerly from the Southerly line of Elmwood Avenue N.W., (width varies), to the Northerly Limited Access Line of I-90, be and the same is hereby vacated.

**Section 2.** That there be and hereby is reserved to the City of Cleveland an easement for existing Division of Light and Power equipment, and the Division of Water and Heat equipment.

The description of easement is as follows:

That portion of West 121st Street, (50.00 feet wide), extending Southerly from the Southerly line of Elmwood Avenue N.W., (width varies), to the Northerly Limited Access Line of I-90, as proposed to be vacated by Ordinance Number 835-96.

That no structures shall be hereafter erected on the premises described in this easement except those constructed in accordance with the approval of, and in compliance with plans approved by the Commissioner of the Division of Light and Power, and the Commissioner of Water and Heat of the City of Cleveland.

**Section 3.** That the Clerk of Council be and she is hereby directed to notify the Auditor of Cuyahoga County of the vacation of all that portion of West 121st Street, herein provided by sending him a copy of this Ordinance.

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

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

**Ord. No. 81-98.**

**By Councilmen Gordon and Johnson (by departmental request).**

**An emergency ordinance authorizing and directing the Director of Public Health to enter into contract with the Ohio Department of Public Health for performance of environmental assessments of the residences of Medicaid-eligible children, for the Division of Environment, Department of Public Health.**

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

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

**Section 1.** That the Director of Public Health is hereby authorized and directed to enter into a contract with the State of Ohio, Department of Health, under which the City will perform environmental assessments for lead hazards in residences occupied by Medicaid-eligible children during the period from July 1, 1996 through June 30, 1997. The contract shall provide that the City will receive compensation for performing such assessments in the estimated amount of \$28,710.00, and the Director of Finance is hereby authorized to receive and accept such compensation on behalf of the City.

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

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

**Ord. No. 82-98.  
By Councilmen Coats and Johnson  
(by departmental request).**

**An emergency ordinance authorizing and directing the Director of Public Health to enter into contract with Cuyahoga Community College to provide Ohio Peace Officer Training to comply with State minimum standards for jails for not to exceed forty (40) students.**

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 and directed to enter into contract with Cuyahoga Community College to provide Ohio Peace Officer Training Courses to not to exceed ten forty (40) students to comply with State minimum standards for jails.

**Section 2.** That the cost of said contract hereby authorized shall be paid from Fund No. 01-50-03-0230, Request No. 23000.

**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. 83-98.  
By Councilmen Coats and Johnson  
(by departmental request).**

**An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the U.S. Department of Justice for the Local Law Enforcement Block Grant 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 Safety is hereby authorized to apply for and accept a grant in the amount of \$1,957,205.00, from the U.S. Department of Justice, to conduct the Local Law Enforcement Block Grant Program, for the purposes set forth in the application and according thereto; that the Director of Public Safety is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

**Section 2.** That the application for said grant, File No. 83-98-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 Safety, Finance, Law; Committees on Public Safety, Finance.

**Ord. No. 84-98.  
By Councilmen Willis and Johnson  
(by departmental request).**

**An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into an agreement with Apcoa, Inc. to manage certain parking facilities, for a term of three years with a three 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, notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Parks, Recreation and Properties is authorized to enter into an agreement with Apcoa, Inc. for the management of the Willard Park Garage, Memorial Shoreway Lot, Canal Basin Lot, Superior Avenue Lot Chester Avenue Lot and Stadium South Lot, on the basis of its proposal dated June 19, 1995, contained in File No. 84-98-A, as modified by the summary of terms contained in said File, for a term of three (3) years with one option to renew the agreement for an additional three (3) years exercisable by the Director of Parks, Recreation and Properties.

**Section 2.** That the 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 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, Finance, Law; Committees on Public Parks, Property and Recreation, Finance.

**Ord. No. 85-98.  
By Councilmen Willis, Zone and Johnson (by departmental request).**

**An emergency ordinance authorizing the Director of Parks, Recreation and Properties to enter into a lease agreement with American Golf Corporation to operate the Seneca Golf Course and the Highland Golf Course, for a term of ten (10) years with a five (5) year option to renew; and to amend Section 133.29 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 923-95, passed November 20, 1995, relating to fees for golf course and cross country skiing.**

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

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

**Section 1.** That, notwithstanding and as an exception to the provisions of Chapters 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Director of Parks, Recreation and Properties is authorized to enter into a Lease Agreement with American Golf Corporation for the operation of the Seneca Golf Course and Highland Golf Course, including the clubhouses and related facilities, on the basis of its proposal dated July 10, 1995, contained in File 85-98-A, as modified by the summary of terms contained in said File, for a term of ten (10) years with one option to renew the lease for an additional five (5) years exercisable by the Director of Parks, Recreation and Properties.

**Section 2.** That the Lease 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 3.** That Section 133.29 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 923-95, passed November 20, 1995, is hereby amended to read as follows:

**Section 133.29 Golf Course and Cross County Skiing Fees**

(a) **Effective January 1, 1997**, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf course **from City residents**:

(1) Golf fees

<b>A.</b>	Regular rates:	<b>Monday-Friday</b>	<b>Weekends</b>
	9 holes	\$ 8.00	\$ 8.50
	18 holes	\$15.00	\$16.00
<b>B.</b>	Senior rates:	<b>Monday-Friday</b>	<b>Weekends</b>
	9 holes	\$ 5.00	\$ 5.00
	18 holes	\$ 9.00	\$ 9.00



To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

C. Junior rates	Monday-Friday	Weekends
9 holes	Free	Free
18 holes	Free	Free

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

D. Winter rates (Regular)	Monday-Friday	Weekends
9 holes	\$ 6.00	\$ 6.00
18 holes	\$11.00	\$11.00
<b>(Junior and Senior)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	Free	Free
18 holes	Free	Free

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in **division (a)** who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

**(b) Effective January 1, 1997, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from non-City residents:**

**(1) Golf fees**

A. Regular rates	Monday-Friday	Weekends
9 holes	\$ 9.00	\$ 9.50
18 holes	\$17.00	\$18.00
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.00	\$ 6.00
18 holes	\$11.00	\$11.00

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

C. Junior rates:	Monday-Friday	Weekends
9 holes	\$ 6.00	\$ 6.00
18 holes	\$11.00	\$11.00

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

D. Winter rates (Regular)	Monday-Friday	Weekends
9 holes	\$ 7.00	\$ 7.00
18 holes	\$13.00	\$13.00
<b>(Junior and Senior)</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.00	\$ 6.00
18 holes	\$11.00	\$11.00

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in **division (b)** of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

**(c) Effective January 1, 1998, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from City residents:**

**(1) Golf fees**

A. Regular rates:	Monday-Friday	Weekends
9 holes	\$ 8.75	\$ 9.25
18 holes	\$16.25	\$17.50
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 5.50	\$ 5.50
18 holes	\$ 9.75	\$ 9.75

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

C. Junior rates:	Monday-Friday	Weekends
9 holes	Free	Free
18 holes	Free	Free

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

D. Winter rates (Regular)	Monday-Friday	Weekends
9 holes	\$ 6.50	\$ 6.50
18 holes	\$12.00	\$12.00
 (Junior and Senior)	 Monday-Friday	 Weekends
9 holes	\$ 5.50	\$ 5.50
18 holes	\$ 9.75	\$ 9.75

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (c) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(d) Effective January 1, 1998, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from non-City residents:

(1) Golf fees

A. Regular rates:	Monday-Friday	Weekends
9 holes	\$10.00	\$10.50
18 holes	\$18.75	\$20.00
B. Senior rates:	Monday-Friday	Weekends
9 holes	\$ 6.75	\$ 6.75
18 holes	\$12.25	\$12.25

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

C. Junior rates:	Monday-Friday	Weekends
9 holes	\$ 6.75	\$ 6.75
18 holes	\$12.25	\$12.25

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

D. Winter rates (Regular)	Monday-Friday	Weekends
9 holes	\$ 7.75	\$ 7.75
18 holes	\$14.50	\$14.50
 (Junior and Senior)	 Monday-Friday	 Weekends
9 holes	\$ 6.75	\$ 6.75
18 holes	\$12.25	\$12.25

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (d) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(e) Effective January 1, 1999, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from City residents:

(1) Golf fees

A. Regular rates:	Monday-Friday	Weekends
9 holes	\$ 9.00	\$ 9.75
18 holes	\$17.00	\$18.00
B. Senior rates:	Monday-Friday	Weekends
9 holes	\$ 5.75	\$ 5.75
18 holes	\$10.25	\$10.25

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

<b>C. Junior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	Free	Free
18 holes	Free	Free

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D. Winter rates</b>		
(Regular)	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.75	\$ 6.75
18 holes	\$12.50	\$12.50
(Junior and Senior)	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 5.75	\$ 5.75
18 holes	\$10.25	\$10.25

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (e) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(f) Effective January 1, 1999, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from non-City residents:

(1) Golf fees

<b>A. Regular rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$10.50	\$11.25
18 holes	\$20.00	\$21.00
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 7.00	\$ 7.00
18 holes	\$13.00	\$13.00

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

<b>C. Junior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 7.00	\$ 7.00
18 holes	\$13.00	\$13.00

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D. Winter rates</b>		
(Regular)	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 8.25	\$ 8.25
18 holes	\$15.25	\$15.25
(Junior and Senior)	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 7.00	\$ 7.00
18 holes	\$13.00	\$13.00

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (f) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(g) Effective January 1, 2000, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from City residents:

(1) Golf fees

<b>A. Regular rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 9.50	\$10.00
18 holes	\$17.75	\$18.75
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 6.00	\$ 6.00
18 holes	\$10.75	\$10.75

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

C. Junior rates:	Monday-Friday	Weekends
9 holes	Free	Free
18 holes	Free	Free

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

D. Winter rates (Regular)	Monday-Friday	Weekends
9 holes	\$ 7.25	\$ 7.25
18 holes	\$13.00	\$13.00
 (Junior and Senior)	 Monday-Friday	 Weekends
9 holes	\$ 6.00	\$ 6.00
18 holes	\$10.75	\$10.75

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (g) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(h) Effective January 1, 2000, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from non-City residents:

(1) Golf fees

A. Regular rates:	Monday-Friday	Weekends
9 holes	\$11.25	\$11.75
18 holes	\$21.25	\$22.25
 B. Senior rates:	 Monday-Friday	 Weekends
9 holes	\$ 7.50	\$ 7.50
18 holes	\$13.75	\$13.75

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

C. Junior rates:	Monday-Friday	Weekends
9 holes	\$ 7.50	\$ 7.50
18 holes	\$13.75	\$13.75

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

D. Winter rates (Regular)	Monday-Friday	Weekends
9 holes	\$ 8.75	\$ 8.75
18 holes	\$16.25	\$16.25
 (Junior and Senior)	 Monday-Friday	 Weekends
9 holes	\$ 7.50	\$ 7.50
18 holes	\$13.75	\$13.75

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (h) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(i) Effective January 1, 2001, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from City residents:

(1) Golf fees

A. Regular rates:	Monday-Friday	Weekends
9 holes	\$ 9.75	\$10.50
18 holes	\$18.25	\$19.50
 B. Senior rates:	 Monday-Friday	 Weekends
9 holes	\$ 6.25	\$ 6.25
18 holes	\$11.00	\$11.00

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

<b>C. Junior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	Free	Free
18 holes	Free	Free

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D. Winter rates</b>		
<b>(Regular)</b>		
9 holes	Monday-Friday	Weekends
	\$ 7.50	\$ 7.50
18 holes	\$13.50	\$13.50
<b>(Junior and Senior)</b>		
9 holes	Monday-Friday	Weekends
	\$ 6.25	\$ 6.25
18 holes	\$11.00	\$11.00

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (i) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(j) Effective January 1, 2001, the Director of Parks, Recreation and Properties shall be authorized to collect the following fees at municipal golf courses from non-City residents:

(1) Golf fees

<b>A. Regular rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$12.00	\$12.50
18 holes	\$22.50	\$23.75
<b>B. Senior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 8.00	\$ 8.00
18 holes	\$14.50	\$14.50

To qualify for senior rates, a player must be at least sixty (60) years old and must provide positive photo identification.

<b>C. Junior rates:</b>	<b>Monday-Friday</b>	<b>Weekends</b>
9 holes	\$ 8.00	\$ 8.00
18 holes	\$14.50	\$14.50

To qualify for junior rates, a player must be no more than eighteen (18) years old and must provide positive photo identification upon request.

<b>D. Winter rates</b>		
<b>(Regular)</b>		
9 holes	Monday-Friday	Weekends
	\$ 9.25	\$ 9.25
18 holes	\$17.25	\$17.25
<b>(Junior and Senior)</b>		
9 holes	Monday-Friday	Weekends
	\$ 8.00	\$ 8.00
18 holes	\$14.50	\$14.50

The Commissioner of Recreation shall determine, based on weather and course conditions, the dates during which winter rates shall be in effect.

(2) Additional 9 holes. Players under categories listed in division (j) of this section who purchase a 9-hole ticket and wish to play an additional 9 holes may do so by presenting the 9-hole ticket to the cashier within three hours from the time of purchase and paying the additional amount required to equal the 18-hole rate.

(k) Commencing on January 1, 2002, and on the first day of January in each year thereafter, the Director of Parks, Recreation and Properties is authorized to increase fees at the municipal golf courses from City residents and non-City residents in the amount which shall be computed by multiplying the amount of the previous years fees by a percentage which is equal to the percentage of increase, if any, between the CPI in effect on the first day of January of the year during which the fees are to be increased and the CPI in effect on the first day of January of the previous year and rounding such amount upwards to the nearest quarter of a dollar. The increased fees shall be effective as of the first day of the year in which they are fixed by the Director of Parks, Recreation and Properties and shall be collected by at the municipal golf courses from City residents and non-City residents until such time as such fees are increased again in accordance with this division (k). As used in this division (k), "CPI" means the National Consumer Price Index for all Urban Consumers, U.S. City Average, as compiled by the United States Department of Labor or, if the United States Department of Labor no longer publishes such a Consumer Price Index, any comparable index published by another branch or department of the Federal Government.

**(1) Miscellaneous Rental Fees****(1) Cart Rental Rates for 1997 shall not exceed the following rates:**

<b>9 holes - Regular</b>	<b>\$ 9.00</b>
<b>18 holes - Regular</b>	<b>\$18.00</b>
<b>9 holes - Senior</b>	<b>\$ 8.00</b>
<b>18 holes - Senior</b>	<b>\$16.00</b>
<b>9 holes - Single</b>	<b>\$ 6.50</b>
<b>18 holes - Single</b>	<b>\$13.00</b>
<b>Pull Cart</b>	<b>\$ 1.50</b>

**(2) Cart Rental Rates for 1998 shall not exceed the following rates:**

<b>9 holes - Regular</b>	<b>\$10.00</b>
<b>18 holes - Regular</b>	<b>\$20.00</b>
<b>9 holes - Senior</b>	<b>\$ 9.00</b>
<b>18 holes - Senior</b>	<b>\$17.75</b>
<b>9 holes - Single</b>	<b>\$ 7.25</b>
<b>18 holes - Single</b>	<b>\$14.50</b>
<b>Pull Cart</b>	<b>\$ 1.75</b>

**(3) Cart Rental Rates for 1999 shall not exceed the following rates:**

<b>9 holes - Regular</b>	<b>\$10.50</b>
<b>18 holes - Regular</b>	<b>\$21.00</b>
<b>9 holes - Senior</b>	<b>\$ 9.50</b>
<b>18 holes - Senior</b>	<b>\$18.75</b>
<b>9 holes - Single</b>	<b>\$ 7.75</b>
<b>18 holes - Single</b>	<b>\$15.25</b>
<b>Pull Cart</b>	<b>\$ 2.00</b>

**(4) Cart Rental Rates for 2000 shall not exceed the following rates:**

<b>9 holes - Regular</b>	<b>\$11.25</b>
<b>18 holes - Regular</b>	<b>\$22.25</b>
<b>9 holes - Senior</b>	<b>\$10.00</b>
<b>18 holes - Senior</b>	<b>\$19.75</b>
<b>9 holes - Single</b>	<b>\$ 8.25</b>
<b>18 holes - Single</b>	<b>\$16.25</b>
<b>Pull Cart</b>	<b>\$ 2.25</b>

**(5) Cart Rental Rates for 2001 shall not exceed the following rates:**

<b>9 holes - Regular</b>	<b>\$12.00</b>
<b>18 holes - Regular</b>	<b>\$23.50</b>
<b>9 holes - Senior</b>	<b>\$10.50</b>
<b>18 holes - Senior</b>	<b>\$20.25</b>
<b>9 holes - Single</b>	<b>\$ 8.75</b>
<b>18 holes - Single</b>	<b>\$17.25</b>
<b>Pull Cart</b>	<b>\$ 2.50</b>

**(6) Tent Rental:** \$200.00**(7) Locker Rental at**  
Highland Park \$50.00 per season**(8) Banquet Room Rental at Highland Park - Catered Events:**

No. of People	Golf Outing*	Other Functions
less than 75	\$150.00	\$200.00
75 to 150	\$250.00	\$300.00

\*Discount rate for golfers who wish to rent this facility.

Rental is based on a five (5) hour period with two hours prior to the rental. The banquet room closes at 1:00 a.m. The dance floor may be rented for an additional \$150.00 per event. The City's restaurant concession shall be used exclusively to provide food for catered events, unless the Director approves the use of an independent caterer. Any alcohol beverages must be purchased from the City's Concessionaire. Security is to be arranged through the Village of Highland Hills' police department and is the responsibility of the group renting the banquet room. The rate shall be fifteen dollars (\$15.00) per hour, one (1) officer per 100 people.

**(9) Banquet Room Rental at Highland Park - Non-Catered Events:**

The banquet room may be rented Monday through Thursday for meetings and events. Food or beverages must be purchased from the City's concessionaire, or, with the Director's approval, may be provided by the group renting the banquet room. The rental rate shall be twenty-five dollars (\$25.00) per hour with a maximum of a four (4) hour rental period. The banquet room will close no later than 10:00 p.m., Monday through Thursday.

**(m)** The Director of Parks, Recreation and Properties shall be authorized to collect the following fees for cross country skiing:

(1) Trail fees	
Daily	\$ 3.50
Seasonal (single)	35.00
Seasonal (family)	70.00

Season passes shall be honored seven (7) days per week.

(2) Equipment Rental (includes boots, skis and poles)	
Hourly	\$ 3.50
Daily	10.00

(3) Lessons (per hour)	
Individual	\$ 9.50

(4) Group rates for trail fees, equipment rental and lessons will be arranged on a group-by-group basis and will depend on the size of the group, duration of the group's use of City facilities, availability of City equipment and facilities and similar factors.

(5) There shall be no charge for trail fees or equipment rental for participants who are enrolled in cross country ski programs conducted by the Division of Recreation.

**Section 4.** That existing Section 133.29 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 923-95, passed November 20, 1995, is hereby repealed.

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

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

**Ord. No. 86-98.  
By Councilman Rybka (by request).  
An emergency ordinance designating Harvard School as a Cleveland landmark.**

Whereas, the Cleveland Landmarks Commission (the "Commission") pursuant to Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, has proposed the designation of Harvard School as a landmark; and

Whereas, the owner of Harvard School has been properly notified of the proposed designation and has consented in writing to the proposed designation; and

Whereas, the Commission has recommended designation of Harvard School as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

Whereas, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, and safety in that the immediate protection of the historic landmark is necessary to safeguard the special historical, community, or aesthetic interest or value in the landmark; now therefore

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

**Section 1.** That Harvard School, whose street address in the City of Cleveland is 6900 Harvard Avenue, S.E., also known as Cuyahoga County Auditor's permanent parcel number 132-25-006 and the land embracing the site thereof, which in its entirety is a property having special character or special historical or aesthetic value as part of the development, heritage, or cultural characteristics of the City, State, or the United States, be and it hereby is designated a landmark pursuant to Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976.

**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 City Planning Commission, Law; Committee on City Planning.

**FIRST READING EMERGENCY RESOLUTIONS REFERRED**

**Res. No. 87-98.  
By Councilman Britt (by request).  
An emergency resolution declaring the intention to vacate a portion of East 84th Place.**

Whereas, this Council is satisfied that there is good cause for vacating a portion of East 84th Place as hereinafter described, and

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

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

**Section 1.** That it hereby declares its intention to vacate the following described real property, located in Cleveland, Cuyahoga County, Ohio and known as being that portion of:

EAST 84TH PLACE: (14.00 feet wide), extending Southerly from the Southerly line of Lincoln Court S.E. (15.00 feet wide) to the Northerly line of Congress Court S.E. (15.00 feet wide).

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

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

**Res. No. 88-98.  
By Councilman Moran (by request).  
An emergency resolution declaring the intention to vacate a portion of West 52nd Place.**

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

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

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

WEST 52ND PLACE (15.00 feet wide) extending Northerly from the Northerly line of Vandalia Avenue S.W. (50.00 feet wide) to its Northerly terminus.

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

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

**Res. No. 89-98.  
By Councilman Sweeney (by request).**

**An emergency resolution declaring the intention to vacate portions of W. 200 St., W. 198 St., W. 191 St., Wagner Pl., Maplewood Ave., and Elsmere Ave.**

Whereas, this Council; is satisfied that there is good cause for vacating portions of West 200th Street, West 198th Street, West 191st Street, Wagner Place, Maplewood Avenue and Elsmere Avenue as hereinafter described, and

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

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

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

WEST 200TH STREET (50.00 feet wide) extending from the Southerly line of Midvale Avenue S.W. (50.00 feet wide), Southerly to Elsmere Avenue S.W. (50.00 feet wide) AND

ELSMERE AVENUE S.W. (50.00 feet wide) extending from the terminus of West 200th Street (50.00 feet wide), Westerly, to the Westerly line of West 198th Street (50.00 feet wide); AND

WEST 198TH STREET (50.00 feet wide) extending from the Southerly line of Midvale Avenue S.W. (50.00 feet wide), Southerly to the Northerly line of West 198th Street, vacated by Ordinance No. 928-79; AND

WEST 191ST STREET (50.00 feet wide), extending from the South line of Maplewood Avenue S.W., Southerly to the North line of West 191st Street, vacated by Ordinance No. 928-79; AND

WAGNER PLACE S.W. (50.00 feet wide), formerly West 196th Street, extending Northerly from the Northerly line of Maplewood Avenue S.W. (50.00 feet wide) to its Northerly terminus and extending Southerly from the Southerly line of Maplewood Avenue S.W. (50.00 feet wide) to its Southerly terminus.

MAPLEWOOD AVENUE S.W. (50.00 feet wide) extending from the Westerly line of West 198th Street (50.00 feet wide) Easterly to the Westerly line of West 192nd Street, (50.00 feet wide); AND

MAPLEWOOD AVENUE S.W. (50.00 feet wide) extending Westerly from the Westerly line of Rocky River Drive S.W. (width varies), to the Northeasterly line of relocated Maplewood Avenue S.W., as proposed.

**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 Public Service, City Planning Commission, Finance, Law; Committees on Public Service, City Planning, Finance.

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

##### Res. No. 90-98.

By Councilman Johnson.

**An emergency resolution objecting to the transfer of ownership and location of a C2 and C2X Liquor Permit to 2664 Woodhill Rd.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership and location of a C2 and C2X Liquor Permit from Permit No. 8729764, Swanson Mini Market Inc., DBA Swanson Mini Market, 2541-43 E. 55th St., Cleveland, Ohio 44104, to Permit No. 9760154, Woodhill Best Grocery Co., DBAWoodhill Food Mart, 2664 Woodhill Rd., Cleveland, Ohio 44104; 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 and location of a C2 and C2X Liquor Permit from Permit No. 8729764, Swanson Mini Market Inc., DBA Swanson Mini Market, 2541-43 E. 55th St., Cleveland, Ohio 44104, to Permit No. 9760154, Woodhill Best Grocery Co., DBAWoodhill Food Mart, 2664 Woodhill Rd., Cleveland, Ohio 44104; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

##### Res. No. 91-98.

By Councilman Moran.

**An emergency resolution withdrawing objection to the transfer of location of a D2, D2X, D3 and D3A Liquor Permit to 6625 Denison Avenue, and repealing Res. No. 1674-97, objecting to said transfer of location.**

Whereas, this Council objected to the transfer of location of a D2, D2X, D3 and D3A Liquor Permit to 6625 Denison Avenue, by Res. No. 1674-97; and

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

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

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

**Section 1.** That objection to the transfer of location of a D2, D2X, D3 and D3A Liquor Permit to 6625 Denison Avenue, be and the same is hereby withdrawn and Res. No. 1674-

97, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of location thereof.

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

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

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

##### Res. No. 92-98.

By Councilman Johnson.

**An emergency resolution withdrawing objection to the issuance of a C1 Liquor Permit to 12601 Abell, and repealing Res. No. 444-97, objecting to said issuance.**

Whereas, this Council objected to the issuance of a C1 Liquor Permit to 12601 Abell, by Res. No. 444-97, adopted March 24, 1997; and

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

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

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

**Section 1.** That objection to the issuance of a C1 Liquor Permit to 12601 Abell, be and the same is hereby withdrawn and Res. No. 444-97, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate issuance thereof.

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

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

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

##### Res. No. 93-98.

By Councilman Johnson.

**An emergency resolution objecting to the issuance of a C1 Liquor Permit to 3249 E. 143rd St.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a C1 Liquor Permit to Permit No. 8916607, 3249 E. 143rd Inc., DBAMilverton Food Market, 3249 E. 143rd St., 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 oper-



ated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the issuance of a C1 Liquor Permit to Permit No. 8916607, 3249 E. 143rd Inc., DBAMilverton Food Market, 3249 E. 143rd St., Cleveland, Ohio 44120, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

**Res. No. 94-98.**

**By Councilman Jones.**

**An emergency resolution objecting to the issuance of a C1 Liquor Permit to 4480 E. 143rd St.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the issuance of a C1 Liquor Permit to Permit No. 1130731, Robert Henry Burton, DBAMissys, 4480 E. 143rd St., 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 issuance of a C1 Liquor Permit to Permit No. 1130731, Robert Henry Burton, DBAMissys, Cleveland, Ohio 44128, and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

**Res. No. 95-98.**

**By Councilman Zone.**

**An emergency resolution objecting to the transfer of ownership of a C1 Liquor Permit to 10202 Lorain Ave.**

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a C1 Liquor Permit from Permit No. 79912664431, Service Station Holdings Inc., DBABP 443, 10202 Lorain Ave., Cleveland, Ohio 44111 to Permit No. 84910454431, Standard Oil Co., DBABP Food Mart 4431, 10202 Lorain Ave., Cleveland, Ohio 44111; and

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

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

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

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

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

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

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

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

**Section 1.** That Council does hereby record its objection to the transfer of ownership of a C1 Liquor Permit from Permit No. 79912664431, Service Station Holdings Inc., DBA BP 443, 10202 Lorain Ave., Cleveland, Ohio 44111 to Permit No. 84910454431, Standard Oil Co., DBA BP Food Mart 4431, 10202 Lorain Ave., Cleveland, Ohio 44111; and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

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

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

**SECOND READING  
EMERGENCY ORDINANCES**

**Ord. No. 1637-97.**

By Councilmen Patton and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the Director of Public Utilities to enter into contract without competitive bidding with Pitney Bowes for maintenance a mail inserter system, for the Division of Water, Department of Public Utilities.

Approved by Directors of Public Utilities, Finance, Law; Relieved of Committee on City Planning; Recommended by Committee on Finance.

**Ord. No. 1937-97.**

By Councilmen Patton and Westbrook (by departmental request).

An emergency ordinance determining the method of making the public improvement of cleaning and cement mortar lining of distribution water mains, and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

Approved by Directors of Public Utilities, Finance, Law; Relieved of Committee on City Planning; Recommended by Committee on Finance.

**Ord. No. 2014-97.**

By Councilmen Patton and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary to repair and replace various roofs, 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; Relieved of Committee on City Planning; Recommended by Committee on Finance.

**Ord. No. 2016-97.**

By Councilmen Patton and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of various equipment and appurtenances for vac-all catch basin cleaners, for the Division of Water Pollution Control, Department of Public Utilities.

Approved by Directors of Public Utilities, Finance, Law; Relieved of Committee on City Planning; Recommended by Committee on Finance.

**Ord. No. 2017-97.**

By Councilmen Patton and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary to repair various air tools, for the Division of Water, Department of Public Utilities.

Approved by Directors of Public Utilities, Finance, Law; Relieved of Committee on City Planning; Recommended by Committee on Finance.

**Ord. No. 2023-97.**

By Councilmen Britt and Johnson (by request).

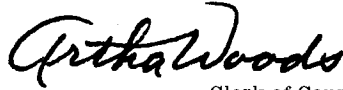
An emergency ordinance authorizing the Director of Public Service to issue a permit to Health Hill Hospital for Children to encroach into the public right-of-way on Martin Luther King, Jr. Boulevard and Shaker Boulevard to construct, use and maintain hospital identification banners to be hung on Cleveland Electric Illuminating Company utility poles (by separate permission).

Approved by Directors of Public Utilities, City Planning Commission Finance, Law; Relieved of Committee on City Planning; Recommended by Committees on Public Service, Finance.

**MOTION**

By Councilman Coats, seconded by Councilman Polensek and unanimously carried that the absence of Councilman Craig Willis be and is hereby authorized.

The Council adjourned at 7:55 p.m. to meet on Monday, January 26, 1998 at 7:00 p.m.



Clerk of Council

**THE CALENDAR**

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

**ORDINANCES**

**Ord. No. 1637-97.**

By Councilmen Patton and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the Director of Public Utilities to enter into contract without competitive bidding with Pitney Bowes for maintenance a mail inserter system, for the Division of Water, Department of Public Utilities.

**Ord. No. 1937-97.**

By Councilmen Patton and Westbrook (by departmental request).

An emergency ordinance determining the method of making the public improvement of cleaning and cement mortar lining of distribution water mains, and authorizing the Director of Public Utilities to enter into contract for the making of such improvement.

**Ord. No. 2014-97.**

By Councilmen Patton and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary to repair and replace various roofs, for the Division of Cleveland Public Power, Department of Public Utilities, for a period not to exceed two years.

**Ord. No. 2016-97.**

By Councilmen Patton and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of various equipment and appurtenances for vac-all catch basin cleaners, for the Division of Water Pollution Control, Department of Public Utilities.

**Ord. No. 2017-97.**

By Councilmen Patton and Westbrook (by departmental request).

An emergency ordinance authorizing and directing the purchase by requirement contract of labor and materials necessary to repair various air tools, for the Division of Water, Department of Public Utilities.

**Ord. No. 2023-97.**

By Councilmen Britt and Johnson (by request).

An emergency ordinance authorizing the Director of Public Service to issue a permit to Health Hill Hospital for Children to encroach into the public right-of-way on Martin Luther King, Jr. Boulevard and Shaker Boulevard to construct, use and maintain hospital identification banners to be hung on Cleveland Electric Illuminating Company utility poles (by separate permission).

**BOARD OF CONTROL**

January 7, 1998

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, January 7, 1998, at 11:00 a.m., with Mayor White presiding.

Present: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Absent: None.

Others: William A. Moon, Commissioner, Purchases and Supplies. Laura A. Williams, Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

**Resolution No. 1-98.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 1071-93, passed by the Council of the City of Cleveland on June 7, 1993, ACRT, Inc. is hereby selected upon the nomination of the Director of Public Utilities from a list of qualified consultants, determined after a full and complete canvass by said Director, as the firm to be employed by contract for the purpose of supplementing the regularly employed staff of several departments of the City of Cleveland in order to provide management services for the Cleveland Public Power System Expansion Reforestation Program for the Division of Cleveland Public Power, Department of Public Utilities.

Be it further resolved that the Director of Public Utilities hereby is requested to enter into a written contract with ACRT, Inc. based upon its proposal dated September 8, 1997, which contract shall be prepared by the Director of Law and shall provide that the compensation to be paid shall not exceed \$19,750.00.

Yeas: Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.

Absent: Mayor White.

**Resolution No. 2-98.**

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the bid of Today's Office, Inc. for the following: Carl B. Stokes Public Utilities Building Interior Renovation (all items) for the Division of Water, Department of Public Utilities, received on the 19th day of December, 1997, pursuant to the

authority of Ordinance No. 1254-92, passed June 15, 1992 and Ordinance No. 2096-92, passed December 14, 1992, which on the basis of the order quantities would amount to Two Million Six Hundred Nineteen Thousand Nine Hundred Eighty Four Dollars and Fifty Four Cents (\$2,619,984.54), (Net 30 Days) is hereby approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into contract for such items.

Be it further resolved by the Board of Control of the City of Cleveland that the following subcontractor to Today's Office for the above-mentioned public improvement hereby is approved:

NAME	MBE/FBE
Bonnie Banks Design	28% (MBE)

Yeas: Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: Mayor White.

**Resolution No. 3-98.**

By Acting Director Sheffield-McClain.

Be it resolved by the Board of Control of the City of Cleveland that the proposal of HMS Management Services, Inc. dba "Thrifty Car Rental" for rental car concession privileges at Cleveland Hopkins International Airport, as authorized by Ordinance No. 1024-97, passed by Cleveland City Council on June 16, 1997, is hereby accepted and the Director of Port Control is hereby authorized to enter into a Lease by Way of Concession for Service Area with HMS Management Services Inc. dba "Thrifty Car Rental".

The term for the Lease by Way of Concession for Service Area shall be twenty (20) years. The City shall receive as rental during the term one dollar and 15/100 dollars (\$.15) per square foot per year, subject to adjustment pursuant to the Lease by Way of Concession.

The term for the Lease by Way of Concession for Counter Space and Ready/Return Area shall be five (5) years with an option to renew for another five (5) year period. As concession fee for the Lease by Way of Concession for Counter Space/Ready Return Area, the City shall receive the greater of Fifty-Two Thousand Five Hundred and no/100 Dollars (\$52,500.00) for the first year of the term, or ten percent (10%) of annual gross revenues. Thereafter, for years two (2) through five (5) and for any renewal period, the City shall receive as concession fee Fifty-Two Thousand Five Hundred and no/100 Dollars (\$52,500.00) or Eighty-Five percent (85%) of the privilege fee paid to the City in the year immediately preceding.

Be it further resolved that HMS Management Services, Inc. dba "Thrifty Car Rental" shall use its best efforts to comply with the City of Cleveland's Office of Equal Opportunity's Affirmative Action minority goals at thirty percent (30%) for MBE's and ten percent (10%) for FBE's participation. HMS shall impose a like requirement on its subcontractors regarding these aforementioned obligations.

Be it further resolved that the Lease by Way of Concession shall be prepared by the Director of Law and shall contain substantially the same terms and conditions as the Lease by Way of Concession set forth in the request for proposal, as amended, as well as such other terms and conditions the Director of Law deems necessary to protect and benefit the public interest.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 4-98.**

By Acting Director Sheffield-McClain.

Whereas, pursuant to Ordinance No. 929-95, passed by the Cleveland City Council on June 12, 1995, and Board of Control Resolution No. 264-96, adopted April 24, 1996, the City entered into an agreement with O.R. Colan Associates, Inc. ("Consultant" FBE/DBE) to provide professional consulting services for acquisition/relocation services for 94 single residences at Cleveland Hopkins International Airport for the Department of Port Control, Contract No. 49852; and,

Whereas, pursuant to Board of Control Resolution No. 750-96, adopted October 23, 1996, the City entered into first amendment to Contract No. 49852 increasing the number of homes to be acquired, and increasing the contract from an amount not to exceed One Million Three Hundred Seventy-Three Thousand Eighty-Six and 96/100 (\$1,373,086.96) to an amount not to exceed One Million Eight Hundred Seventy-Seven Thousand Five Hundred Twenty-Four and 28/100 (\$1,877,524.28); and,

Whereas, pursuant to Board of Control Resolution No. 625-97 adopted August 6, 1997, the City entered into a second amendment to Contract No. 49852 increasing the number of homes to be acquired, and increasing the contract from an amount not to exceed One Million Eight Hundred Seventy-Seven Thousand Five Hundred Twenty-Four and 28/100 (\$1,877,524.28) to an amount not to exceed One Million Nine Hundred Eighty-Nine Thousand Nine Hundred Ten and 36/100 (\$1,989,910.36); and,

Whereas, testing results indicated it is necessary to make an addition to expand the work scope to provide removal and disposal of larger quantities of asbestos containing materials than originally anticipated in the scope of work, now, therefore,

Be it resolved by the Board of Control of the City of Cleveland that the Director of Port Control is hereby authorized to enter into a third amendment to the agreement between the City of Cleveland and O. R. Colan ("Consultant"), Contract No. 49852, for an addition to the scope of work based on the Consultant's letter dated September 12, 1997. The amount to be paid for all services shall be increased from an amount not to exceed One Million Nine Hundred Eighty-Nine Thousand Nine Hundred Ten and 36/100 (\$1,989,910.36) to an amount not to exceed Two Million One Hundred Sixty-Six Thousand Nine Hundred Ten and no/100 (\$2,166,910.00).

Be it further resolved, that the Director of Port Control is hereby authorized to complete and execute and documents necessary and appropriate to effect the amendment hereby authorized.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 5-98.**

By Acting Director Sheffield-McClain.

Resolved by the Board of Control of the City of Cleveland, that all bids received on August 1, 1997 for One (1) 4 x 4 Medium Duty Passenger Vehicle for the Division of Burke Lakefront Airport, Department of Port Control, pursuant to the authority of Ordinance No 956-92, passed by the Council of the City of Cleveland on June 8, 1992 be and the same are hereby rejected.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 6-98.**

By Acting Director Sheffield-McClain.

Resolved, by the Board of Control of the City of Cleveland that the bid of Cyngier Systems Management, Inc. (FBE) for an estimated quantity of Labor and materials for maintenance of boilers (Items Nos. 1, 2, 3, and 4 (including 10% discount off the Customer Assurance Pricing Guide (CAP)), for the various divisions of the Department of Port Control, for the period of two (2) years commencing with the execution of contract, received on the 19th day of November, 1997, pursuant to the authority of Ordinance No. 1466-97, passed September 22, 1997, which on the basis of the estimated quantity would amount to Thirty Thousand Two Hundred Fifty and no/100 (\$30,250.00) Dollars, (1% One Day) is hereby affirmed and approved as the lowest and best bid, and the Director of Port Control is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 098918 which shall be certified against such contract in the sum of Six Thousand and no/100 (\$6,000.00) Dollars.

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 7-98.**

By Acting Director Sheffield-McClain.

Resolved, by the Board of Control of the City of Cleveland that the bid of Plantscaping, Inc. for an estimated quantity of Labor and materials to maintain and replace interior plants (Items Nos. 1 through 25), for the various divisions of the Department of Port Control, for the period of two (2) years commencing with the execution of contract, received on the 26th day of November, 1997, pursuant to the authority of Ordinance No. 627-96, passed June 10, 1996, which on the basis of the estimated quantity would amount to Thirty Thousand Four Hundred and no/100 (\$30,400.00) Dollars, (0% - 30 Days) is hereby affirmed and approved as the lowest and best bid, and the Director of Port Control is hereby requested to enter into requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 098919**

which shall be certified against such contract in the sum of Six Thousand One Hundred and no/100 (\$6,100.00) Dollars.

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 8-98.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of Universal Oil, Inc. for an estimated quantity of diesel fuel (item 2C) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on December 12, 1997, pursuant to the authority of Ordinance No. 1152-97 passed August 13, 1997, which on the basis of the estimated quantity would amount to approximately Four Thousand Three Hundred Sixty Seven and 79/100 Dollars (\$4,367.79), (Net) is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 16783**

which shall be certified against such contract in the sum of Five Hundred and no/100 Dollars (\$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.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 9-98.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of American Merchandising Service for an estimated quantity of diesel fuel (1A and B; 2A and B) for the Division of Motor Vehicle Maintenance, Department of Public Service, for the period of one (1) year beginning with the date of execution of a contract received on December 12, 1997, pursuant to the authority of Ordinance No. 1152-97, passed August 13, 1997, which on the basis of the estimated quantity would amount to approximately Five Hundred Eighty Five Thousand Four Hundred Forty Five and no/100 Dollars (\$585,445.00), (Net 20 Days) is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 16784**

which shall be certified against such contract in the sum of Sixty Five Thousand and no/100 Dollars (\$65,000.00).

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 10-98.**

By Director Guzman.

Resolved, by the Board of Control of the City of Cleveland that the bid of Brom Truck Inc. for an estimated quantity of thirteen (13) rear load refuse packers (all items) including option #1, option #2 and option #3 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 October 31, 1997, pursuant to the authority of Ordinance No. 1113-97, passed July 16, 1997, which on the basis of the estimated quantity would amount to approximately Two Million Sixty Six Thousand Six Hundred Forty Nine and no/100 Dollars (\$2,066,649.00), (2% 31 Days) is hereby affirmed and approved as the lowest and best bid, and the Director of Public Service is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

**Requisition No. 16791**

which shall be certified against such contract in the sum of One Million Seven Hundred Forty Eight Thousand Seven Hundred Three and no/100 Dollars (\$1,748,703.00).

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

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractor by Brom Truck Inc. for thirteen (13) rear load refuse packers, (all items), including option #1, option #2 and option #3, is hereby approved:

Logical Services  
MBE — \$37,050.00

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 11-98.**

By Director Hamilton.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 008-15-010 located at 3269 West 25 Street in Ward 14; and

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

Whereas, Joseph D. Mihalic, abutting/adjacent landowner, has proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 14 has consented to the proposed sale;

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

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

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 183.021 of Codified Ordinance of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is authorized, when directed by the Director of Community Development, and the Mayor is hereby requested to execute an Official Deed for and on behalf of the City of Cleveland, with Joseph D. Mihalic for the sale and development of Permanent Parcel No. 008-15-010 located at 3269 West 25 Street, in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

Be it further resolved that the consideration for said parcel shall be \$330.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 12-98.**

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

Whereas, City has acquired Permanent Parcel Nos 107-02-004, 107-02-005 and 107-02-006 under said Land Reutilization Program; and

Whereas, Ordinance No. 1968-97 passed December 15, 1997 authorized the sale of said parcels subject to the direction of Board of Control; and

Whereas, Hill House 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. 1968-97, passed December 15, 1997 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 Hill House for the sale and development of Permanent Parcel Nos. 107-02-004, 107-02-005 and 107-02-006, as described in said Ordinance in accordance with the Land Reutilization Program in such manner as best carries out the intent of said program.

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

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 13-98.**

By Director Konicek.  
Be it resolved by the Board of Control of the City of Cleveland that all bids received on October 29, 1997 for construction of the southeast service and maintenance facility for the Division of Water, Department of Public Utilities, pursuant to the authority of Ordinance No. 2109-90, passed by the Council of the City of Cleveland on November 19, 1990 are hereby rejected.

Yeas: Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: Mayor White.

**Resolution No. 14-98.**

By Director Spellman.  
Be it resolved by the Board of Control of the City of Cleveland that the bid of Building Technicians Corp. for the public improvement of the new Cleveland Browns NFL Stadium roofing, Bid Package #6F, for the Division of Convention Center and Stadium, Department of Parks, Recreation and Properties, received on December 30, 1997, pursuant to the authority of Ordinance No. 304-96, passed March 8, 1996, for a gross price for the improvement in the aggregate amount of Seven Hundred Eighty-Seven Thousand Seven Hundred Thirty-Nine and no/100 (\$787,739.00) Dollars, is hereby affirmed and approved as the lowest responsible bid; and the Director of Parks, Recreation and Properties is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractor by Building Technicians Corp. for the public improvement of the new Cleveland Browns Stadium roofing, hereby is approved:

Rivera Construction  
(FBE) - \$36,262

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain, Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

**Resolution No. 15-98.**

By Director Spellman.  
Be it resolved by the Board of Control of the City of Cleveland that the bid of National Precast, Inc. for the public improvement of the new Cleveland Browns NFL Stadium architectural precast concrete, Bid Package #6C, for the Division of Convention Center and Stadium, Department of Parks, Recreation and Properties, received on December 30, 1997, pursuant to the authority of Ordinance No. 304-96, passed March 8, 1996, for a gross price for the improvement in the aggregate amount of One Million Eight Hundred Ninety-Seven Thousand Seven Hundred and no/100 (\$1,897,700.00) Dollars, is hereby affirmed and approved as the lowest responsible bid; and the Director of Parks, Recreation and Properties is hereby authorized to enter into contract for said improvement with said bidder.

Be it further resolved that the employment of the following subcontractors by National Precast, Inc. for the public improvement of the new Cleveland Browns Stadium architectural precast concrete, hereby is approved:

Granger Trucking  
(MBE) - \$75,000

Devon Contracting  
(MBE) - \$100,000

Commsteel  
(MBE) - \$150,000

Forest City Erectors  
(FBE) - \$600,000

Western Waterproofing  
(FBE) - \$80,000

Yeas: Mayor White, Directors Sobol Jordan, Carmody, Acting Directors Jackson, Sheffield-McClain,

Director Guzman, Acting Directors Jasper, Smith, Directors Spellman, Hamilton, Nolan, Warren and Acting Director Alexander.

Nays: None.  
Absent: None.

JEFFREY B. MARKS,  
Secretary

**CIVIL SERVICE NOTICES**

**General Information**

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

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

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

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

FREDDIE J. FENDERSON,  
President

**SCHEDULE OF THE BOARD OF ZONING APPEALS**

**MONDAY, JANUARY 26, 1998**

**9:30 A.M.**

**Calendar No. 97-266:** 3561 East 149th Street

Sherma A. Noel, owner, appeals to change use to a group home for five individuals, eighteen years or older, in the front first floor dwelling unit of the 27' x 94' two-story masonry nonconforming four-dwelling unit apartment building on a 40' x 240' lot located in a Two-Family District at 3561 East 149th Street; said use being contrary to the residence limitations of Section 337.03 and the expansion limitations of Section 359.01 but subject to the approval authority of Section 337.02(f)(3) and the south side yard being 3' and the north 10' instead of each being 30' as required by Section 337.02(f)(3) of the Codified Ordinances.

**Calendar No. 97-269:** 3382 West 44th Street

Heriberto Colon dba Tropical Lounge, appeals under Section 76-6 of the Charter of the City of Cleveland and Section 688.06 of the Codified Ordinances from the refusal to issue a Pool Table License for the premises at 3382 West 44th Street; said refusal being by the Commissioner of Assessments and Licenses upon recommendation of the Commissioner of Buildings under authority of Chapter 688 of the Codified Ordinances.

**Calendar No. 97-270:** 3847 Riveredge Road, S.W.

George Packis, owner, and Ahmed Ayyad, tenant, appeals to change use to a carryout restaurant the westerly 24' x 42' storeroom of the 50' x 120' three-story masonry non-conforming stores-and-suites building on a 50' x 195' irregular shaped lot located in a Multi-Family District at 3847 Riveredge Road; said use being contrary to the residence use limitations of Section 337.08 but subject to the substitution limitations of Section 359.01 of the Codified Ordinances.

HUNTER MORRISON,  
Acting Secretary

### REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JANUARY 12, 1998

At the Meeting of the Board of Zoning Appeals on, Monday, January 5, 1998, the following appeals were heard by the Board, and, on Monday, January 12, 1998 were decided by the Board.

The following appeal was **Granted:**

**Calendar No. 97-242:** 928 Ida Avenue Ruth Bell, owner, to enclose the 22' x 5'10" "L" shaped one-story open front porch of the 22' x 48' two-story dwelling house on a 32' x 110' lot located in a Two-Family District.

The following appeal was **Granted Conditionally:**

**Calendar No. 97-244:** 4400 Clark Avenue  
The Salvation Army, c/o Captain John Hodgson, owner, to erect a 64' x 172' one-and-two-story masonry church building and to construct a 16-car accessory off-street parking lot all on the 132' x 200' irregular shaped corner parcel located in a Semi-Industry and Two-Family District.

The following appeal was **Refused:**

**Calendar No. 97-262:** 6915 Madison Avenue

Gayl M. Bevier, owner, appealed, under Sections 329.01(e) and 329.02(d) from the refusal by the Commissioner of Engineering and Construction and the Director of City Planning to approve a lot split for the 40' x 124' lot located in a General Retail District and occupied by a two-story frame two-family dwelling house.

The following appeal was **Dismissed:**

**Calendar No. 97-263:** 7805 Lorain Avenue

Eldon Ebel dba Antique Emporium, appealed, under Section 76-6 of the Charter of the City of Cleveland and Section 676.12 of the Codified Ordinances from the refusal by the Commissioner of Assessments and Licenses upon recommendation of the Director of Public Safety (Division of Police) to issue a Second Hand Dealer License.

At the Meeting of the Board of Zoning Appeals on Monday, January 12, 1998, the following appeals were **Postponed:**

**Calendar No. 97-240:** Appeal of Richard Geiger to January 26, 1998.

**Calendar No. 97-257:** 2215 East 89th Street to February 2, 1998.

The following appeal was **Withdrawn:**

**Calendar No. 97-237:** 7411 St. Clair Avenue.

HUNTER MORRISON,  
Acting Secretary

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

Re: Report of the Meeting of  
January 7, 1998

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

\* \* \*

#### Docket A-372-97.

RE: Appeal of Harold Stern, Owner of the Property located on the premises known as 16501 Euclid Avenue from a NOTICE OF VIOLATION - ENCROACHMENT of the Commissioner of the Division of Building and Housing dated October 2, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to DENY the Appellant's appeal request, and find that the City's actions were accurate, the property is REMANDED at this time to the Division of Building and Housing for further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

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

\* \* \*

#### Docket A-375-97.

RE: Appeal of John T. Zupal, Owner of the Property located on the premises known as 2969 West 25th Street from a NOTICE OF VIOLATION - FIRE CODE of the Chief of the Division of Fire dated September 24, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC). No action this date, the Docket will be rescheduled for January 21, 1998.

\* \* \*

#### Docket A-376-97.

RE: Appeal of Real Property Enterprises, Owner of the Property located on the premises known as 2048 East 79th Street from a VACATE ORDER of the Commissioner of the Division of Building and Housing dated September 30, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

Docket A-376-97 has been **POSTPONED:** to be rescheduled for a later date.

#### Docket A-381-97.

RE: Appeal of Ford Consumer Finance Company, Inc., Mortgagee of the Residential Property located on the premises known as 1832 West 47th Street from a CONDEMNATION NOTICE/MS of the Commissioner of the Division of Building and Housing dated October 29, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's CONDEMNATION NOTICE/MS and LETTER OF INTENTION TO DEMOLISH by granting the Appellant three months (3 mos.) in which to obtain permits and abate the violations on the property; the property is to remain boarded and secured and the grounds debris free during that period of time. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at the end of that time for supervision and further action. All other provisions of the CONDEMNATION NOTICE and LETTER OF INTENTION TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by April 21, 1998. Motioned by Mr. Sullivan and seconded by Mr. Bowes.

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

\* \* \*

#### Docket A-382-97.

RE: Appeal of Leroy Church, Owner of the Property located on the premises known as 11505-09 Miles Avenue from a 30 DAY CONDEMNATION NOTICE of the Commissioner of the Division of Building and Housing dated September 30, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

No action required by the Board at this time, noting that the City is withdrawing the 30 DAY CONDEMNATION NOTICE.

\* \* \*

#### Docket A-383-97.

RE: Appeal of Donald J. Weinstein, Owner of the Property located on the premises known as 1333 East Boulevard from a NOTICE OF VIOLATION of the Commissioner of the Division of Building and Housing dated June 18, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to grant the variance and permit the use of the quarter inch masonite panel to achieve the equivalent rating as required by the Code. Motion so in order. Motioned by Mr. Williams and seconded by Mr. Saunders.

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

**Docket A-386-97.**

RE: Appeal of Robert Menefee, Owner of the Residential Property located on the premises known as 4193 West 130th Street from a LIMITATION ON THE PERMIT of the Commissioner of the Division of Building and Housing dated November 6, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to DENY the Appellant's appeal request for an "Extension of Time" on the permit and to REMAND the property at 4193 West 130th Street to the Division of Building and Housing for further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bowes.

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

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**Docket A-387-97.**

RE: Appeal of Janet Anderson, Owner of the Residential Property located on the premises known as 9117 Easton Avenue from a LIMITATION ON THE PERMIT of the Commissioner of the Division of Building and Housing dated November 13, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

No action this date, the Docket will be rescheduled for January 21, 1998.

\* \* \*

**Docket A-388-97.**

RE: Appeal of The Mortgagee Service Center, Mortgagee of the Residential Property located on the premises known as 12018 Browning Avenue from a 30 DAY CONDEMNATION NOTICE of the Commissioner of the Division of Building and Housing dated October 20, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's 30 DAY CONDEMNATION NOTICE and LETTER OF INTENTION TO DEMOLISH by granting the Appellant three months (3 mos.) in which to obtain permits and abate the violations on the property; the property is to remain boarded and secured and the grounds debris free during that period of time. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at the end of that time for supervision and further action. All other provisions of the CONDEMNATION NOTICE and LETTER OF INTENT TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by April 21, 1998. Motioned by Mr. Williams and seconded by Mr. Sullivan.

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

**Docket A-392-97.**

RE: Appeal of Bennie Hobbs, Owner of the Property located on the premises known as 3438-46 East 72nd Street from a VACATE ORDER of the Commissioner of the Division of Building and Housing dated October 20, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

Docket A-392-97 has been **POSTPONED**; to be rescheduled for a later date.

\* \* \*

**Docket A-393-97.**

RE: Appeal of Ford Consumer Finance Company, Inc., Mortgagee of the Residential Property located on the premises known as 1830 West 47th Street from a CONDEMNATION NOTICE/MS of the Commissioner of the Division of Building and Housing dated September 24, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's CONDEMNATION NOTICE/MS and LETTER OF INTENTION TO DEMOLISH by granting the Appellant three months (3 mos.) in which to obtain permits and abate the violations on the property; the property is to remain boarded and secured and the grounds debris free during that period of time. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at the end of that time for supervision and further action. All other provisions of the CONDEMNATION NOTICE and LETTER OF INTENT TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by April 21, 1998. Motioned by Mr. Sullivan and seconded by Mr. Bowes.

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

\* \* \*

**Docket A-394-97.**

RE: Appeal of Willie Steward Jr., Owner of the Property located on the premises known as 6011 Lexington Avenue from a 24 HOUR EMERGENCY VACATE ORDER of the Commissioner of the Division of Building and Housing dated November 21, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to REMAND the property at 6011 Lexington Avenue to the Division of Building and Housing for further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Bowes.

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

\* \* \*

**Docket A-395-97.**

RE: Appeal of Paul P. Arnold, Owner of the Property located on the premises known as 2311-15 East 55th Street from a 72 HOUR CONDEMNATION NOTICE/PUBLIC NUISANCE of the Commissioner of the Division

of Building and Housing redated November 25, 1997, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to modify the Commissioner's 72 HR. CONDEMNATION NOTICE/PUBLIC NUISANCE and LETTER OF INTENTION TO DEMOLISH by granting the Appellant three months (3 mos.) in which to obtain permits and abate the violations on the property; the property is to remain boarded and secured and the grounds debris free during that period of time. Upon passage of this motion, this matter shall be REMANDED to the Commissioner of the Division of Building and Housing at the end of that time for supervision and further action. All other provisions of the CONDEMNATION NOTICE and LETTER OF INTENT TO DEMOLISH not modified by this decision shall remain in full force and effect, including the provisions that the City may abate the nuisance conditions of the premises by means of demolition if abatement of the violations is not completed by April 21, 1998. Motioned by Mr. Bowes and seconded by Mr. Williams.

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

\* \* \*

**APPROVAL OF RESOLUTIONS:**

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

- A-377-97—The Bank of New York
- A-378-97—Alice Davis
- A-379-97—Alice Davis
- A-380-97—Emerald Homes, Inc.

Yeas: Messrs. Denk, Bowes, Saunders, Sullivan. Nays: None. Not Voting: Mr. Williams.

\* \* \*

**APPROVAL OF MINUTES:**

Separate motions were entered by Mr. Bowes and seconded by Mr. Saunders for Approval of the Minutes as presented by the Secretary respectively, subject to the Codified Ordinances of the City of Cleveland:

December 23, 1997

Yeas: Messrs. Denk, Bowes, Saunders, Sullivan. Nays: None. Not Voting: Mr. Williams.

JOSEPH F. DENK,  
CHAIRMAN

**PUBLIC NOTICE**

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

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

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

**NOTICE OF PUBLIC HEARING**

NONE

**CITY OF CLEVELAND BIDS****For All Departments**

Sealed bids will be received at the office of the Commissioner of Purchases and Supplies, Room 128, City Hall, in accordance with the appended schedule, and will be opened and read in Room 128, City Hall, immediately thereafter.

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

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

**THURSDAY, JANUARY 22, 1998**

**Rehabilitating and Reconstructing East 55th Street from Blanche Avenue to Woodland Avenue, (Phase I)**, for the Division of Engineering and Construction, Department of Public Service, as authorized by Ordinance No. 1330-96, passed by the Council of the City of Cleveland, July 17, 1996.

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

January 7, 1998 and January 14, 1998

**WEDNESDAY, JANUARY 28, 1998**

**Computer Equipment**, for the Department of Community Development, as authorized by Ordinance No. 1303-97, passed by the Council of the City of Cleveland, October 6, 1997.

A PRE-BID MEETING WILL BE HELD ON THURSDAY, JANUARY 15, 1998, 10:00 A.M., ROOM 509, CLEVELAND CITY HALL, 601 LAKESIDE AVENUE.

**Towel and Linen Service**, for the various divisions of City Government, Department of Finance, as authorized by Ordinance No. 1743-97, passed by the Council of the City of Cleveland, October 13, 1997.

**Printing and Furnishing of The City Record, for City Council.**

January 7, 1998 and January 14, 1998

**THURSDAY, FEBRUARY 5, 1998**

**Crew Cab, 4 x 4, Pick-Up Trucks**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1113-97, passed by the Council of the City of Cleveland, July 16, 1997.

**Crew Cab and Chassis with Dump Body (15,000 GVW)**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1113-97, passed by the Council of the City of Cleveland, July 16, 1997.

**Crew Cab and Chassis with Body (15,000 GVW)**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1113-97, passed by the Council of the City of Cleveland, July 16, 1997.

January 7, 1998 and January 14, 1998

**FRIDAY, FEBRUARY 6, 1998**

**Backhoe/Loader**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1113-97, passed by the Council of the City of Cleveland, July 16, 1997.

**Skid Steer Loader and Snow Plows**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1113-97, passed by the Council of the City of Cleveland, July 16, 1997.

**Cab and Chassis with Tow Truck Body (Light/Medium)**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1113-97, passed by the Council of the City of Cleveland, July 16, 1997.

**Cab and Chassis with Street Flusher Body Truck**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1113-97, passed by the Council of the City of Cleveland, July 16, 1997.

**Cab and Chassis with Flat Bed/Boom Trucks, and Cab and Chassis with Chip Dump Body/Bucket Trucks**, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1113-97, passed by the Council of the City of Cleveland, July 16, 1997.

January 7, 1998 and January 14, 1998

**WEDNESDAY, JANUARY 28, 1998**

**9MM Pistols**, for the Division of Police, Department of Public Safety, as authorized by Section 135.065 of the Codified Ordinances of the City of Cleveland, 1976.

January 14, 1998 and January 21, 1998

**FRIDAY, JANUARY 30, 1998**

**Natural Gas**, for the various divisions of City Government, Department of Finance, as authorized by Ordinance No. 1636-97, passed by the Council of the City of Cleveland, October 13, 1997.

January 14, 1998 and January 21, 1998

**WEDNESDAY, FEBRUARY 4, 1998**

**Rehabilitation of the Security and Fire Alarm Equipment at the West Side Market**, for the Department of Parks, Recreation and Properties, as authorized by Ordinance No. 855-97, passed by the Council of the City of Cleveland, June 16, 1997.

**Rehabilitation of Four (4) Hydraulic Elevators at the West Side Market**, for the Department of Parks, Recreation and Properties, as authorized by Ordinance No. 855-97, passed by the Council of the City of Cleveland, June 16, 1997.

**Rehabilitation of the Fruit and Vegetable Arcade Counters at the West Side Market**, for the Department of Parks, Recreation and Properties, as authorized by Ordinance No. 855-97, passed by the Council of the City of Cleveland, June 16, 1997.

January 14, 1998 and January 21, 1998

**WEDNESDAY, FEBRUARY 11, 1998**

**AS400, Peripherals and Workstations**, for the Department of Public Safety, as authorized by Ordinance No. 2458-92, passed by the Council of the City of Cleveland, January 25, 1993.

SIZE D DRAWINGS (24 IN. X 36 IN.) MAY BE PURCHASED IN THE DIVISION OF PURCHASES AND SUPPLIES FOR THE NON-REFUNDABLE COST OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK OR MONEY ORDER. A REDUCED COPY OF THE SCHEDULE OF DRAWINGS FOR ALL LOCATIONS IS INCLUDED IN THE BID PACKAGE.

January 14, 1998 and January 21, 1998

**THURSDAY, FEBRUARY 12, 1998**

**Maintenance and Repair of Elevators and Escalators**, for the Division of Convention Center and Stadium, Department of Parks, Recreation and Properties, as authorized by Ordinance No. 2034-97.

January 14, 1998 and January 21, 1998

**FRIDAY, FEBRUARY 13, 1998**

**Various Dump Bodies and Accessories to Outfit Vehicles**, for the various divisions of City Government, Department of Public Service, as authorized by Ordinance No. 1113-97, passed by the Council of the City of Cleveland, July 16, 1997.

January 14, 1998 and January 21, 1998



**FRIDAY, FEBRUARY 20, 1998**

**WAN Building Wiring**, for the Department of Public Safety, as authorized by Ordinance No. 2458-92, passed by the Council of the City of Cleveland, January 25, 1993.

A **MANDATORY PRE-BID MEETING** WILL BE HELD ON THURS-

DAY, JANUARY 29, 1998, 8:00 A.M. **AND** FRIDAY, JANUARY 30, 1998, 8:00 A.M., IN ROOM 514, CITY HALL, 601 LAKESIDE AVENUE, PROSPECTIVE BIDDERS MUST ATTEND **BOTH** DAYS! SIZE D DRAWINGS (24 IN. X 36 IN.) MAY BE PURCHASED IN THE DIVISION OF PURCHASES AND SUPPLIES FOR THE NON-REFUND-

ABLE COST OF ONE HUNDRED DOLLARS (\$100.00) CERTIFIED CHECK OR MONEY ORDER. A REDUCED COPY OF THE DRAWINGS FOR ALL LOCATIONS IS INCLUDED IN THE BID PACKAGE.

January 14, 1998 and January 21, 1998

**Certified MBEs and FBEs  
Fourth Quarter, 1997**

Pursuant to Chapter 187 of the Codified Ordinances of the City of Cleveland, Ohio, listed below are the firms that have been certified as Minority Business Enterprise (MBE) and Female Business Enterprise (FBE) by the Mayor's Office of Equal Opportunity during the Fourth Quarter of 1997.

**MBEs/FBEs DELETED FROM OEO'S DATABASE  
Fourth Quarter, 1997**

The attached firms, that were previously certified as a MBE and/or FBE have been dropped from the MBE/FBE database. The firms listed were sent at least two (2) letters and elected not to re-certify for various reasons, including going out of business and changes in geographic location.











**ADOPTED RESOLUTIONS AND ORDINANCES**

NONE

**RULES OF THE COMMISSIONER OF THE DIVISION OF ASSESSMENTS AND LICENSES**

Pursuant to Chapter 443, section 012, of the Codified Ordinances of The City of Cleveland, I am authorized to promulgate such rules and regulations, not inconsistent with the provisions of Chapter 443 as I shall deem necessary to carry out the provisions of that chapter. I present the following rules and regulations to be effective ten days after they are published in The City Record.

1. Any licensed Cleveland Taxicab Driver who services Cleveland Hopkins International Airport shall remain in or near his or her vehicle while waiting in the taxicab queue line, and shall maintain a distance of no more than approximately 15 feet between his or her cab and the cab immediately in front of the driver's own vehicle. The approximately 15 foot allowance shall only be allowed in the instance of a driver who is using a lavatory and can not return to his or her vehicle prior to the advance of the taxicab line. In all other cases, taxicabs shall be maintained at a distance of approximately 2 feet or less apart. This rule is promulgated to advance a tight taxicab queue line, which does not back up onto the Airport Roadway. This rule may be enforced by any on-duty Airport Traffic Control Officer, The Commissioner of C.H.I.A. and his or her agents, The Commissioner of Assessments and Licenses and his or her agents.

2. Any licensed Cleveland Taxicab Driver who services Cleveland Hopkins International Airport shall pull his or her vehicle to the airport roadway curb at any such time as they are accepting a fare, unless otherwise instructed by Airport

Traffic Control Officers or the Commissioner of Hopkins Airport and his or her agents. No fare shall be solicited or accepted from the center lane or from an unsafe distance of more than one foot from the curb. Also, every driver, at all times, shall secure that his or her vehicle transmission is safely in the "Park" position before a passenger may step into the vehicle or place baggage in the trunk.

Any Airport Traffic Control Officer or The Commissioner of Hopkins Airport and his or her agents who observe a violation of this rule shall make a report to the Commissioner of Assessments and Licenses. The Commissioner shall find the penalty for this violation to be no less than a fourteen day suspension of license for the offending driver.

3. Any licensed Cleveland Taxicab Driver who services Cleveland Hopkins International Airport must exit his or her taxicab to assist customers by loading their luggage into the vehicle. The driver may also permit an Airport Taxi Supervisor to load luggage, but this does not preclude the fact that the efficient loading of luggage is the responsibility of the driver.

The loading requirement is mandatory for the driver and may not be extended to the Airport Taxi Supervisor when the volume of traffic on the airport roadway requires the Airport Taxi Supervisor to focus his or her attention on hailing and directing the next available taxicabs to the loading gate.

The taxicab driver shall make the determination whether the Airport Taxi Supervisor is permitted to load a customer's luggage into the vehicle. If a driver first attempts to load luggage and then has a dispute with the Airport Taxi Supervisor regarding who will load the luggage, the driver shall allow the starter to load the luggage without argument or inconvenience to the customer, and afterward make a complaint report to the Commissioner of Assessments and Licenses on the specified complaint form. The driver must indi-

cate all pertinent information. The Commissioner will investigate each reported incident, and make a follow up with the taxicab company which employs the Supervisor. Airport Taxicab Supervisors and Airport Traffic Officers may also make a complaint.

4. Any licensed taxicab driver who services any area in the City of Cleveland including Cleveland Hopkins International Airport shall not allow a customer to load his or her own luggage into a taxicab trunk unless the customer chooses to do so himself or herself. The loading of luggage is an expected service of the driver.

ROBERT SCHNEIDER,  
Commissioner  
Division of Assessments & Licenses

January 14, 1998

**COUNCIL COMMITTEE MEETINGS**

**Monday, January 12, 1998**

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

**Finance Committee: 2:00 P.M.**—Johnson, Chairman; Westbrook, Vice Chairman; Coats, Lewis, Melena, Patmon, Polensek, Robinson, Rybka, Sweeney, Zone.

**Tuesday, January 13, 1998**

**Community and Economic Development Committee: 10:00 A.M.**—Jackson, Chairman; Robinson, Vice Chairman; Cimperman, Cintron, Coats, Gordon, Jones, Lewis, Zone.

**Wednesday, January 14, 1998**

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