

The City Record

Official Publication of the City of Cleveland

January the Twenty-Seventh, Nineteen Hundred and Ninety-Nine


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

Containing	PAGE
City Council	3
The Calendar	10
Board of Control	11
Civil Service	14
Board of Zoning Appeals	14
Board of Building Standards and Building Appeals	15
Public Notices	16
Public Hearings	16
City of Cleveland Bids	16
Adopted Resolutions and Ordinances	23
Committee Meetings	23
Index	23

FIRST-CLASS MAIL
U. S. POSTAGE PAID
CLEVELAND, OHIO
Permit No. 1372

First Class Mail

RECYCLE.....Save the Future

 Printed on Recycled Paper.....Council Cares

DIRECTORY OF CITY OFFICIALS

CITY COUNCIL-LEGISLATIVE President of Council-Jay Westbrook

Ward	Name	Residence	
1	Joseph T. Jones	15601 Lotus Drive	44128
2	Robert J. White	3760 East 126th Street	44105
3	Odelia V. Robinson	3448 East 123rd Street	44120
4	Kenneth L. Johnson	2948 Hampton Road	44120
5	Frank G. Jackson	2327 East 38th Street	44115
6	Patricia J. Britt	12402 Britton Drive	44120
7	Fannie M. Lewis	7416 Star Avenue	44103
8	William W. Patmon	867 East Boulevard	44108
9	Craig E. Willis	11906 Beulah Avenue	44106
10	Roosevelt Coats	1775 Cliffview Road	44112
11	Michael D. Polensek	17855 Brian Avenue	44119
12	Edward W. Rybka	6832 Indiana Avenue	44105
13	Joe Cimperman	3053 West 12th Street	44113
14	Nelson Cinton, Jr.	3032 Vega Avenue	44113
15	Merle R. Gordon	1813 Tampa Avenue	44109
16	Michael C. O'Malley	6710 Brookside Drive	44144
17	Timothy J. Melena	6110 West Clinton Avenue	44102
18	Jay Westbrook	10513 Clifton Boulevard	44102
19	Joseph J. Zone	3323 West 130th Street	44111
20	Martin J. Sweeney	3632 West 133rd Street	44111
21	Michael A. Dolan	16519 West Park Road	44111

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

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

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

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

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

DEPT. OF PUBLIC SERVICE - Mark Ricchiuto, Director, Room 113
DIVISIONS - Waste Collection and Disposal - Randell T. Scott, Acting Commissioner, 5600 Carnegie Avenue.
 Streets - Randell T. Scott, Commissioner, Room 25
 Engineering and Construction - 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 - Eric Myles, Acting Commissioner, Mural Building, 1925 St. Clair Avenue
 Correction - Thomas Hardin, Commissioner, Cooley Farms, 4041 Northfield Road

DEPT. OF PUBLIC SAFETY - Henry Guzmán, Director, Room 230.
DIVISIONS - Police - Martin L. Flask, Chief, Police Hdqtrs. Bldg., 1300 Ontario Street
 Fire - Kevin G. Gerrity, Chief, 1645 Superior Avenue
 Traffic Engineering & Parking - Mark Ricchiuto, Acting Commissioner, 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 - Nicholas P. Jackson, Director, Cleveland Convention Center, Clubroom A, 1220 E. 6th St.
DIVISIONS - Convention Center & Stadium - James Glending, Commissioner, Public Auditorium, E. 6th and Lakeside Ave.
 Property Management - Vernon Robinson, Commissioner, East 49th & Harvard

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

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

DEPT. OF PERSONNEL AND HUMAN RESOURCES - Joseph Nolan, Director, Room 121
DEPT. OF ECONOMIC DEVELOPMENT - Christopher P. Warren, Director, Room 210

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

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

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

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

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

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

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

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

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

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

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

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

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

BOARD OF EXAMINERS OF PLUMBERS - Joseph Gyorky, Chairman; Earl S. Bumgarner, _____, Jozef Valencik, Martin Gallagher, Laszlo V. Kemes, Secretary.

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

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

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

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

The City Record



OFFICIAL PUBLICATION OF THE CITY OF CLEVELAND

Vol. 86

WEDNESDAY, JANUARY 27, 1999

No. 4442

CITY COUNCIL

MONDAY, JANUARY 25, 1999

The City Record

Published weekly under authority
of the Charter of the
City of Cleveland
Subscription (by mail) \$75.00 a year
January 1 to December 31
Interim subscriptions prorated
\$6.25 per month
Address all communications to

CECELIA R. HUFFMAN

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:** Jones, Chairman; White, Vice Chairman; Britt, Polensek, Sweeney, Willis, Zone.

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

MONDAY—Alternating

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

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

MONDAY

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

TUESDAY

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

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

WEDNESDAY—Alternating

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

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

WEDNESDAY—Alternating

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

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

OFFICIAL PROCEEDINGS CITY COUNCIL

Cleveland, Ohio January 25, 1999.
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, O'Malley, Patmon, Polensek, Robinson, Rybka, Sweeney, Westbrook, Willis, Zone.

Also present were Chief of Staff Sheffield-Turner and Directors Carmody, Konieczek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan, Warren, Axelrod, Morrison and Acting Directors Horvath and Dove.

Absent: Mayor White and Director Carter.

Pursuant to Ordinance No. 2926-76, the Council Meeting was opened with a prayer offered by Imon Rahman of Masjid Bilal Mosque, located at 7401 Euclid Avenue in Ward 6. Pledge of Allegiance.

MOTION

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

COMMUNICATIONS

File No. 79-99.
From the Playhouse Square Center re: Update on Euclid Corridor Improvement Project. Received.

File No. 80-99.
From the Playhouse Square Center re: Water Line Extension Study. Received.

File No. 81-99.

From the Northeast Ohio Regional Sewer District re: Fourth phase of the five-year rate schedule. Received.

File No. 82-99.

From the Department of Public Safety re: Notice of Currency forfeited to the City of Cleveland as contraband from a single investigation in excess of \$50,000.00. Received.

File No. 83-99.

From the Department of Public Safety re: City Contract #52508 between the City of Cleveland and Dictaphone Corporation. Received.

File No. 84-99.

From the National City Bank re: Investment and Transaction Statement of Account No. 33-2352-00-4, October 1, 1998 through December 31, 1998. Received.

File No. 85-99.

From the Cleveland Thermal Energy Corporation re: Standard Steam Service Agreement. Received.

FROM THE DEPARTMENT OF LIQUOR CONTROL

File No. 86-99.

Re: New Application - 75642110010 - Royal Foods, Inc. dba Royal Eagle, 1144 East 105th Street, first floor and basement. (Ward 8). Received.

File No. 87-99.

Re: New Application - 2613042 - Fadia Co., 914-918 East 123rd Street. (Ward 9). Received.

File No. 88-99.

Re: Transfer of Ownership Application - 6102221 - Moner Tayeh, Inc., d.b.a. Chillies Market, 4096-98 East 131st Street. (Ward 2). Received.

File No. 89-99.

Re: Transfer of Ownership Application - 0174029 - Samir J. Amer, d.b.a. Johnnies Market, 3367 East 65th Street. (Ward 12). Received.

File No. 90-99.

Re: Transfer of Ownership Application - 4983511 - Lakewood Café, Inc., 3021 West 105th Street. (Ward 18). Received.

File No. 91-99.

Re: Transfer of Ownership Application - 4471349 - Kanj, Inc. dba Kings Corner, 3334 West 32nd Street. (Ward 14). Received.

File No. 92-99.

Re: Stock Transfer Application - 7144720 - R. A. S. Entertainment Corp., Upper Level and Patio, 1071 Front Avenue, first floor. (Ward 13). Received.

CONDOLENCE RESOLUTIONS

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

- Res. No. 113-99**—Viola Eppinger.
Res. No. 114-99—Edith M. Saddler.
Res. No. 115-99—Elmer E. McClintock, Jr.
Res. No. 116-99—Gregory S. McIntyre.
Res. No. 117-99—C. Sam Theodus.
Res. No. 118-99—Robert Emmet Hagan.
Res. No. 119-99—Olivia Jarrett Smith.
Res. No. 120-99—Walter Seldon.
Res. No. 121-99—Lucy Walters.
Res. No. 122-99—Prince E. Caffey.
Res. No. 123-99—Agnes B. Chambers.
Res. No. 124-99—Reverend Francis Michael Bednar.
Res. No. 125-99—Audrey Reid.

CONGRATULATORY RESOLUTIONS

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

- Res. No. 126-99**—Helena Schultz.
Res. No. 127-99—Tactical Training Center.
Res. No. 128-99—John J. Lynch.
Res. No. 129-99—John W. Averyhart.
Res. No. 130-99—Thomas Lawler.

RECOGNITION RESOLUTIONS

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

- Res. No. 131-99**—Carol King Johnson.
Res. No. 132-99—Cleveland East JOBS Training Program.

APPRECIATION RESOLUTION

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

- Res. No. 133-99**—Wilma I. Fox.

FIRST READING EMERGENCY ORDINANCES REFERRED

Ord. No. 93-99.
By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the Director of Finance to enter into a requirement contract without competitive bidding with East Ohio Gas Company for the purchase of natural gas transportation services, and authorizing the purchase by requirement contract of natural gas, for the various divisions of City government.

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

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

Section 1. That it is hereby determined that natural gas transportation services are non-competitive and cannot be secured from any source other than the East Ohio Gas Company. Therefore, the Director of Finance is hereby authorized to make a written requirement contract with said East Ohio Gas Company for a period of one year, for natural gas transportation services,

to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of City government.

Section 2. That the Director of Finance is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of one year for the purchase of natural gas to be transported by the East Ohio Gas Company in the approximate amount as purchased during the preceding year, to be purchased by the Commissioner of Purchases and Supplies upon a unit basis for the various divisions of City government. Bids shall be taken in such manner as to permit an award to be made or all items as a single contract, or by separate contract for each or any combination of said items as the Board of Control shall determine. Alternate bids for a period less than one year may be taken if deemed desirable by the Commissioner of Purchases and Supplies until provision is made for the requirements for the entire year.

Section 3. That the cost of said contracts shall be charged against the proper appropriation account and the Director of Finance shall certify thereon the amount of the initial purchases thereunder, which purchases, together with all subsequent purchases, shall be made on order of the Commissioner of Purchases and Supplies pursuant to a requisition against such contracts duly certified by the Director of Finance. (RL 23266)

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 Finance, Law; Committee on Finance.

Ord. No. 94-99.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance to amend Section 4 of Ordinance No. 68-98, passed October 19, 1998, relating to the design and implementation of improvements to enhance the Division of Water's Waterworks plants.

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

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

Section 1. That Section 4 of Ordinance No. 68-98, passed October 19, 1998, is hereby amended to read as follows:

Section 4. That the costs for such services herein contemplated shall be paid from Fund No. 52 SF 001, 52 SF 219, 50 SF 223, and 52 SF 225, **Section 2.** That existing Section 4 of Ordinance No. 68-98, passed October 19, 1998, 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 Utilities, Finance, Law; Committees on Public Utilities, Finance.

Ord. No. 96-99.

By Councilmen Gordon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 1999 Federal AIDS Prevention Program; and to enter into contract with various agencies to implement the program.

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

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

Section 1. That the Director of Public Health is hereby authorized to apply for and accept a grant in the approximate amount of \$868,532, and any other funds as they become available during the grant terms, from the Ohio Department of Health, to conduct the 1999 Federal AIDS Prevention Program, for the purposes set forth in the application and according thereto; that the Director of Public Health is hereby authorized to file all papers and execute all documents necessary to receive the funds under said grant; and that said funds be and they hereby are appropriated for the purposes set forth in the application for said grant.

Section 2. That the application for said grant, File No. 96-99-A, made a part hereof as if fully rewritten herein, is hereby approved in all respects.

Section 3. That the Director of Public Health is hereby authorized to enter into one or more contracts for the implementation of the program as described in the application contained in the file, payable from the fund or funds to which are credited the grant proceeds accepted pursuant to Section 1 of this ordinance with the following agencies, in the following amounts:

Agency	Amount
Cleveland Treatment Center	\$204,000.00
Free Clinic of Greater Cleveland	94,500.00
HUMADAOP	78,175.00
AIDS Taskforce of Greater Cleveland	239,003.00
Northeast Ohio Neighborhood Health Services, Inc.	32,325.00
Xchange Point	20,000.00
Mental Health Services for the Homeless	20,000.00
Neighborhood Counseling Services	20,000.00

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

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

Ord. No. 97-99.
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 Office of Criminal Justice Services for the 1999 Curfew Enforcement Sweeps Program; and to enter into a contract with Partnership for a Safer Cleveland and a contract for the lease of a facility to implement the program.

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

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

Section 1. That the Director of Public Safety is hereby authorized to apply for and accept a grant in the amount of \$112,462.50, from the Office of Criminal Justice Services, to conduct the 1999 Curfew Enforcement Sweeps 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. 97-99-A, made a part hereof as if fully rewritten herein, including the obligation of the City of Cleveland to provide cash matching funds in the sum of \$37,487.50 from Fund No. 01-60-02-0901, is hereby approved in all respects.

Section 3. That the Director of Public Safety is hereby authorized to enter into contract with Partnership for a Safer Cleveland for the implementation of the program as described in the application contained in the file, payable from the fund or funds to which are credited the grant proceeds accepted pursuant to Section 1 of this ordinance.

Section 4. 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 Public Safety is hereby authorized to lease a facility for the implementation of the grant. The term of the lease shall not exceed the grant period and shall be in an estimated amount of \$50,000.00 and shall be payable from the fund or funds to which are credited the grant proceeds accepted pursuant to Section 1 of this ordinance.

That the lease may authorize the City to make improvements to the leased premises under terms to be determined by the parties consistent with the purposes of the grant. That the lease may provide for the City's payment of appropriate utility and other operating costs of the leased premises.

That the lease shall be prepared by the Director of Law and shall contain such authorized terms and conditions as are required to protect the interests of the City.

That the Director of Public Safety, the Director of Law, and other appropriate City officials, are authorized to execute such other documents and certificates, and take such other actions as may be necessary or appropriate to effect the lease authorized by this ordinance.

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

Ord. No. 98-99.
By Councilmen Coats and Johnson
(by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of photography supplies, for the Division of Police, Department of Public Safety, 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 Safety is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of two (2) years for the necessary items of photography supplies 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 Police, Department of Public Safety. 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 24393)

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. 99-99.
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 State of Ohio — Office of Criminal Justice Services for the Juvenile Accountability Incentive Block Grant Program, and to enter into contract for the lease of office space and the procurement of not to exceed seven vehicles.

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 \$540,546.73, from the State of Ohio — Office of Criminal Justice Services, to conduct the Juvenile Accountability Incentive 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. 99-99-A, made a part hereof as if fully rewritten herein, including the obligation of the City of Cleveland to provide in cash matching funds the sum of \$60,060.75, payable from Fund No. 01-60-02-0901, is hereby approved in all respects.

Section 3. 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 Public Safety is hereby authorized to lease office space at an east side location and a west side location for the implementation of the grant. The term of the lease or leases shall not exceed the grant period and shall be in an aggregate estimated annual amount of \$19,200.00.

That the lease or leases may authorize the City to make improvements to the leased premises under terms to be determined by the parties consistent with the purposes of the grant. That the lease or leases may provide for the City's payment of appropriate utility and other operating costs of the leased premises.

That the lease or leases shall be prepared by the Director of Law and shall contain such authorized terms and conditions as are required to protect the interests of the City.

That the Director of Public Safety, the Director of Law, and other appropriate City officials, are authorized to execute such other documents and certificates, and take such other actions as may be necessary or appropriate to effect the lease or leases authorized by this ordinance.

Section 4. That the Director of Public Safety is hereby authorized to make a written contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the lease of not to exceed seven (7) vehicles, to be used for implementation of the program, to be procured by the Commissioner of Purchases and Supplies upon a unit basis.

Section 5. That the cost of the contracts authorized in Sections 3 and 4 above shall be paid from the fund or funds to which are credited the proceeds of the grant accepted pursuant to Section 1 of this ordinance.

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

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

Ord. No. 100-99.
By Councilmen Coats, Zone and Johnson (by departmental request).
An emergency ordinance to amend Section 627.02 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 90-96, passed March 18, 1996, relating to carrying concealed weapons.

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 627.02 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 90-96, passed March 18, 1996, is hereby amended to read as follows:

Section 627.02 Carrying Concealed Weapons

(a) No person shall knowingly carry or have, concealed on his person or concealed ready at hand, any deadly weapon.

(b) This section does not apply to officers, agents or employees of this or any other state or the United States, or to law enforcement officers, authorized to carry concealed weapons or dangerous ordinance, and acting within the scope of their duties.

(c) It is an affirmative defense to a charge under this section of carrying or having control of a weapon other than dangerous ordinance, that the actor was not otherwise prohibited by law from having the weapon, and that any of the following apply:

(1) The weapon was carried or kept ready at hand by the actor for defensive purposes, while the actor was engaged in or was going to or from the actor's lawful business or occupation, which business or occupation was of such character or was necessarily carried on in such manner or at such a time or place as to render the actor particularly susceptible to criminal attack, such as would justify a prudent person in going armed.

(2) The weapon was carried or kept ready at hand by the actor for defensive purposes, while the actor was engaged in a lawful activity and had reasonable cause to fear a criminal attack upon the actor or a member of his family, or upon the actor's home, such as would justify a prudent person in going armed.

(3) The weapon was carried or kept ready at hand by the actor for any lawful purpose and while in the actor's own home.

(4) The weapon was being transported in a motor vehicle for any lawful purpose, and was not on the actor's person, and, if the weapon was a firearm, was carried in compliance with the applicable requirements of **division (c) of Section 627.04.**

(d) This section shall not apply if:

(1) The offender has previously been convicted of a violation of this section or of any offense of violence as defined in Section 601.01 or RC 2909.01;

(2) The weapon involved is a firearm which is either loaded or for which the offender has ammunition ready at hand;

(3) **The weapon involved is dangerous ordinance;**

(4) **The weapon involved is a firearm and the violation of this section is committed at premises for which a D permit has been issued under Chapter 4303 of the Revised Code;**

(5) The offense is committed aboard an aircraft, or with purpose to carry a concealed weapon aboard an aircraft, **regardless of the weapon involved;**

(e) Notwithstanding the provisions of **division (a) of Section 601.99,** whoever violates this section is guilty of carrying concealed weapons, a misdemeanor, and shall be fined one thousand dollars (\$1,000) and imprisoned for six months.

No part of this sentence shall, in any case, be suspended or otherwise reduced except that any person convicted under this section, if he is at the time of such conviction shown to be gainfully employed, shall be released each day from the workhouse or other place of incarceration, to go to work, and shall at the conclusion of each such working day, during the term of his sentence, promptly return to the workhouse or place of incarceration until his sentence has been served. (RC 2923.12)

Section 2. That existing Section 627.02 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 90-96, passed March 18, 1996, 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 Safety, Finance, Law; Committees on Public Safety, Legislation, Finance.

Ord. No. 101-99.
By Councilmen Jones and Johnson (by departmental request).

An emergency ordinance authorizing the procurement by requirement contract for the rental of golf carts, for Highland and Seneca golf courses, Department of Parks, Recreation and Properties, for a period not to exceed three years.

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

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

Section 1. That the Director of Parks, Recreation and Properties is hereby authorized to make a written requirement contract in accordance with the Charter and the Codified Ordinances of Cleveland, Ohio, 1976, for the requirements for the period of three (3) years for the necessary items of the rental of golf carts for Highland and Seneca golf courses in the approximate amount as procured during the preceding term, to be procured by the Commissioner of Purchases and Supplies upon a unit basis for the Division of Recreation, Department of Parks, Recreation and Properties. 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 three (3) 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 procurement thereunder, which procurement, together with all subsequent procurements, 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 21110)

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. 102-99.
By Councilmen Jackson, Robinson and Johnson (by departmental request).

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to purchase a site for constructing a public right-of-way, for the Department of Community Development.

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

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

Section 1. That notwithstanding and as an exception to the provisions of Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to purchase the following described property for the purpose of constructing a public right-of-way:

Permanent Parcel No. 007-06-017
 Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Westerly 112 feet 6 inches of Sublot No. 20 in John H. Sargent Guardian of Sarah A. Tyler's Allotment of part of Original Brooklyn Township Lot No. 52 as shown by the recorded plat in Volume 2, Page 52 of Cuyahoga County Records, and being thirty (30) feet front on the Easterly side of West 41st Street, (formerly Burton Street), and extending back of equal width 112 feet 6 inches as appears by said plat, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 007-06-025
 Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being the Westerly 95 feet 7 inches of Sublot No. 17 and the Northerly 9 feet of the Westerly 95 feet 7 inches of Sublot No. 18 in Levi F. Jackson's Allotment of part of Original Brooklyn Township Lot No. 53, as shown by the recorded plat in Volume 2 of Maps, Page 46 of Cuyahoga County Records, and together forming a parcel of land having a frontage of 39 feet on the Easterly side of West 41st Street (formerly Burton Street) and extending back of equal width along the Northerly line of Bailey Avenue, S.W., 95 feet 7 inches, as

appears by said plat, be the same more or less, but subject to all legal highways.

Section 2. That the Director of Community Development is hereby authorized to execute on behalf of the City of Cleveland all necessary documents to acquire such property and to employ and pay all fees for title companies, surveys, escrows, appraisers, environmental audits, and all other costs necessary for the acquisition of such property.

Section 3. That the consideration to be paid for such property shall not exceed its fair market value.

Section 4. That all costs of acquisition of land shall be paid from Fund No. 14 SF 024, Request No. 23121.

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 Community Development, City Planning Commission, Finance, Law; Committees on Community and Economic Development, City Planning, Finance.

Ord. No. 103-99.

By Councilmen Melena, Jackson and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Community Development to enter into contract with Detroit Shoreway Community Development Organization, or its designee, to provide financial assistance in the form of a Community Development Float Loan to partially finance the renovation of the Harp Apartments located at 1389-91 West 64th Street.

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

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

Section 1. That the Director of Community Development is hereby authorized to enter into a Community Development Float Loan Agreement with Detroit Shoreway Community Development Organization, or its designee, to provide financial assistance to partially finance the renovation of the Harp Apartments located at 1389-91 West 64th Street.

Section 2. That the term of said loan shall be in accordance with the terms as set forth in the Executive Summary contained in File No. 103-99-A.

Section 3. That the costs of said contract shall not exceed Five Hundred Thousand Dollars (\$500,000.00), and shall be paid from Fund No. 14 SF 810, Request No. 23119.

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

Section 5. That the Director of Community Development is hereby authorized to accept monies in repayment of the loan and to deposit said monies in Fund No. 14 SF 810.

Section 6. That the Director of Community Development is hereby authorized to charge and accept fees in an amount not to exceed the maximum allowable under federal regulations and expend such fees to cover costs incurred in the preparation of the loan application, closing, and servicing of the loan.

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

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

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

Ord. No. 104-99.

By Councilmen Westbrook, Jackson, Robinson and Johnson (by departmental request).

An emergency ordinance authorizing the sale of real property as part of the Land Reutilization Program and located at 1982 West 100th Street to Revco Discount Drug Center.

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

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

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

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

Section 1. That pursuant to Section 183.021 of the Codified Ordinances of Cleveland, Ohio, 1976, the Commissioner of Purchases and Supplies is hereby authorized to sell Permanent Parcel No(s). 001-28-034, as more fully described in Section 2 below, to Revco Discount Drug Center.

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

P.P. No. 001-28-034

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being the Northerly 10 feet to the Sublot No. 28 and all of Sublot No. 27 in Jacob Mueller's Subdivision of part of Original Brooklyn Township Lots Nos. 9, 12 and 13 as shown by the recorded plat in Volume 18 of Maps, Page 21 of Cuyahoga County Records, and together forming a parcel of land 50 feet front on the Westerly side of West 100th Street and extending back of equal width 127.5 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

Also subject to all zoning ordinances, if any.

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

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

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

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

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

Ord. No. 105-99.

By Councilmen White and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Personnel and Human Resources to enter into contract with Jerald A. Schneiberg, attorney at law, to provide workers' compensation administrative hearing services and related comprehensive services for the Department of Personnel and Human Resources.

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

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

Section 1. That the Director of Personnel and Human Resources is hereby authorized to enter into contract with Jerald A. Schneiberg, attorney at law, to provide workers' compensation administrative hearing services and related comprehensive services, on the basis of his proposal dated December 1998, payable from Fund No. 01-04-02-0320, Request No. 23685, for the Department of Personnel and Human Resources.

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 Personnel and Human Resources, Finance, Law; Committees on Employment, Affirmative Action and Training, Finance.

Ord. No. 106-99.
By Councilmen White and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Personnel and Human Resources to enter into contract with Integrated Consulting Services to provide workers' compensation actuarial and auditing services for the Department of Personnel and Human Resources.

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

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

Section 1. That the Director of Personnel and Human Resources is hereby authorized to enter into contract with Integrated Consulting Services to provide workers' compensation actuarial and auditing services on the basis of his proposal dated December 10, 1998, payable from Fund No. 01-04-02-0320, Request No. 23686, for the Department of Personnel and Human Resources.

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 Personnel and Human Resources, Finance, Law; Committees on Employment, Affirmative Action and Training, Finance.

FIRST READING EMERGENCY RESOLUTION REFERRED

Res. No. 95-99.
By Councilman Jackson (by request).

An emergency resolution declaring the intention to vacate all that portion of East 32nd Place.

Whereas, this Council, is satisfied that there is good cause to vacate all that portion of East 32nd Place as hereinafter described, and

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

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

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

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being all that portion of EAST 32ND PLACE (25.00 feet wide), extending Southerly from the Southerly line of Euclid Avenue (99.00 feet wide) to the Northerly line of Prospect Avenue (82.50 feet wide).

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

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

FIRST READING EMERGENCY ORDINANCE READ IN FULL AND PASSED

Ord. No. 107-99.
By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to make alterations and modifications in Contract No. 50864 for Phase III of the Doan Brook Detention Basin Project with Fox Construction, for the Department of Public Utilities.

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

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

Section 1. That the Director of Public Utilities is hereby authorized to make the following alterations and modifications in Contract No. 50864 with Fox Construction for Phase III of the Doan Brook Detention Basin Project, for the Department of Public Utilities:

Additions:
Unforeseen dredging at Doan Brook which resulted in additional time and pumping equipment \$250,000.00

Original Contract Amount \$313,847.60

Subsidiary Additions + 250,000.00

REVISED CONTRACT AMOUNT \$563,847.60

which alteration has been recommended in writing by the said Director of Public Utilities, countersigned by the Mayor, and consented to by the surety on said contract, which price to be paid therefor has been agreed upon in writing and signed by the Director of Public Utilities and the contractor. This alteration will cause an increase in the amount of the original contract in the sum of \$250,000.00, ninety percent (90%) of which will be paid by the State of Ohio, and the remaining ten percent (10%) will be paid by the City of Cleveland from Fund No. 54 SF 001, and will be reimbursed to the City of Cleveland from the City of Shaker Heights, Ohio.

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

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

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

FIRST READING EMERGENCY RESOLUTIONS READ IN FULL AND ADOPTED

Res. No. 108-99.
By Councilman O'Malley.
An emergency resolution withdrawing objection to the renewal of a C2 and C2X Liquor Permit to 3579 W. 47th St., and repealing Res. No. 1531-98, objecting to said renewal.

Whereas, this Council objected to the renewal of a C2 and C2X Liquor Permit to 3579 W. 47th St., by Res. No. 1531-98, adopted August 13, 1998; and

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

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

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

Section 1. That objection to the renewal of a C2 and C2X Liquor Permit to 3579 W. 47th St., be and the same is hereby withdrawn and Res. No. 1531-98, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate renewal thereof.

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

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

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

Res. No. 109-99.
By Councilman Patmon.
An emergency resolution objecting to the issuance of a C1 Liquor Permit to 1144 E. 105th St., 1st Fl. & Bsmt.

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. 75642110010, Royal Foods Inc., DBA Royal Eagle, 1144 East 105th St., 1st Fl. & Bsmt.; 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. 75642110010, Royal Foods Inc., DBA Royal Eagle, 1144 E. 105th St., Fl. & Bsmt., Cleveland, Ohio 44108, 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. 110-99.

By Councilman Rybka.

An emergency resolution objecting to the transfer of ownership of a D5 Liquor Permit to 3370 E. 65th St.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of ownership of a D5 Liquor Permit from Permit No. 5942119, Mikes Lucky 7 Inc., 3370 E. 65th St., Cleveland, Ohio 44127, to Permit No. 1827164, Dwain L. Croskey, DBA Tylers Taverne, 3370 E. 65th St., Cleveland, Ohio 44127; 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 D5 Liquor Permit from Permit No. 5942119, Mikes Lucky 7 Inc., 3370 E. 65th St., Cleveland, Ohio 44127, to Permit No. 1827164, Dwain L. Croskey, DBA Tylers Taverne, 3370 E. 65th St., Cleveland, Ohio 44127 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. 111-99.

By Councilman Willis.

An emergency resolution objecting to the issuance of a C1 Liquor Permit to 914-918 E. 123rd 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. 2613042, 914-918 E. 123rd St., Cleveland, Ohio 44108; 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. 2613042, Fadia Co., 914-918 E. 123rd St., Cleveland, Ohio 44108, 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. 112-99.

By Councilmen Willis, Westbrook, Coats and Johnson.

An emergency resolution expressing displeasure with the recent rate increase implemented by Cablevision of Cleveland and urging Cablevision to re-examine its rate structure.

Whereas, Cablevision of Cleveland is the sole provider of television cable services to the residents of the City of Cleveland; and

Whereas, effective January 1, 1999, Cablevision increased its rates significantly with little notification to its customers; and

Whereas, the Council of the City of Cleveland is concerned and displeased with the rate increase and the manner in which it was implemented;

Whereas, this Council intends to hold a public hearing to address this issue, now, therefore,

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

Section 1. That the Council of the City of Cleveland is concerned with the level of service provided by Cablevision of Cleveland to the residents of the City of Cleveland and is displeased with the recent rate increase and the manner in which it was implemented on January 1, 1999.

Section 2. That the Council of the City of Cleveland intends to hold a public hearing to address the issue of service by Cablevision and its recent rate increase and to encourage Cablevision to re-examine its rate structure.

Section 3. That the Clerk of Council is requested to transmit a copy of this Resolution to Steven Randell, Vice-President and General Manager of Cablevision of Cleveland.

Section 4. 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. 2048-98.

By Councilmen Patmon and Westbrook (by departmental request).

An emergency ordinance authorizing the purchase by contract of of not to exceed twenty-two shields and appurtenances, for the Division of Water, Department or Public Utilities.

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

Ord. No. 2094-98.

By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of maintenance of Digital Equipment Corporation computer equipment, for the Division of Financial Reporting and Control, Department of Finance.

Approved by Directors of Finance, Law; Recommended by Committee on Finance.

Ord. No. 2096-98.

By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of exterminating services, for the various divisions of City government, for a period not to exceed two years.

Approved by Directors of Finance, Law; Recommended by Committee on Finance.

Ord. No. 2097-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to install and repair fencing at various locations, for the Division of Water Pollution Control, Department of Public Utilities.

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

Ord. No. 2099-98.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of rebuilt or remanufactured automatic Allison transmissions, including installation if necessary, recalibration of valve bodies, and oil and filter changes, for the Division of Motor Vehicle Maintenance, Department of Public Service.

Approved by Directors of Public Service, Finance, Law; Recommended by Committees on Public Service, Finance.

Ord. No. 2106-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to

replace the air conditioning chiller at the First District Police Station, including removal and disposal of existing chiller, for the Division of Property Management, Department of Parks, Recreation and Properties.

Approved by Directors of Parks, Recreation and Properties, Finance, Law; Recommended by Committees on Public Parks, Property and Recreation, Finance.

Ord. No. 2108-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to apply for and accept grants from the Cuyahoga Metropolitan Housing Authority for the Midnight Basketball Grant.

Approved by Directors of Parks, Recreation and Properties, Finance, Law; Recommended by Committees on Public Parks, Property and Recreation, Finance.

Ord. No. 2109-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to replace exterior and interior doors, frames, including hardware and miscellaneous materials, and installation if necessary, for the Division of Property Management, Department of Parks, Recreation and Properties.

Approved by Directors of Parks, Recreation and Properties, Finance, Law; Recommended by Committees on Public Parks, Property and Recreation, Finance.

Ord. No. 2110-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair or replace damaged safety surfaces in playgrounds, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for a period not to exceed two years.

Approved by Directors of Parks, Recreation and Properties, Finance, Law; Recommended by Committees on Public Parks, Property and Recreation, Finance.

Ord. No. 2164-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to fabricate ring and pinion gears, for the Division of Water, Department of Public Utilities.

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

Ord. No. 2168-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the procurement by requirement contract of the rental of one concrete saw, for the Division of Water, Department of Public Utilities.

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

Ord. No. 2169-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of

labor and materials necessary to replace the generator at the Pearl Road Pumping Station, including installation, if necessary, for the Division of Water, Department of Public Utilities.

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

Ord. No. 2170-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to enter into contract without competitive bidding with International Business Machines for the purchase of maintenance and support of an IBM computer system and appurtenances, for the Division of Water, Department of Public Utilities.

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

MOTION

By Councilman Coats, seconded by Councilman Polensek and unanimously carried that the absence of Councilman Robert J. White be and is hereby authorized.

The Council adjourned at 8:10 p.m. to meet at 7:00 p.m. on Monday, February 1, 1999.



Clerk of Council

THE CALENDAR

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

ORDINANCES

Ord. No. 2048-98.

By Councilmen Patmon and Westbrook (by departmental request).

An emergency ordinance authorizing the purchase by contract of of not to exceed twenty-two shields and appurtenances, for the Division of Water, Department or Public Utilities.

Ord. No. 2094-98.

By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of maintenance of Digital Equipment Corporation computer equipment, for the Division of Financial Reporting and Control, Department of Finance.

Ord. No. 2096-98.

By Councilman Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of exterminating services, for the various divisions of City government, for a period not to exceed two years.

Ord. No. 2097-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to install and repair fencing

at various locations, for the Division of Water Pollution Control, Department of Public Utilities.

Ord. No. 2099-98.

By Councilmen Sweeney and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of rebuilt or remanufactured automatic Allison transmissions, including installation if necessary, recalibration of valve bodies, and oil and filter changes, for the Division of Motor Vehicle Maintenance, Department of Public Service.

Ord. No. 2106-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to replace the air conditioning chiller at the First District Police Station, including removal and disposal of existing chiller, for the Division of Property Management, Department of Parks, Recreation and Properties.

Ord. No. 2108-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Parks, Recreation and Properties to apply for and accept grants from the Cuyahoga Metropolitan Housing Authority for the Midnight Basketball Grant.

Ord. No. 2109-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to replace exterior and interior doors, frames, including hardware and miscellaneous materials, and installation if necessary, for the Division of Property Management, Department of Parks, Recreation and Properties.

Ord. No. 2110-98.

By Councilmen Willis and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to repair or replace damaged safety surfaces in playgrounds, for the Division of Park Maintenance and Properties, Department of Parks, Recreation and Properties, for a period not to exceed two years.

Ord. No. 2164-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to fabricate ring and pinion gears, for the Division of Water, Department of Public Utilities.

Ord. No. 2168-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the procurement by requirement contract of the rental of one concrete saw, for the Division of Water, Department of Public Utilities.

Ord. No. 2169-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the purchase by contract of labor and materials necessary to replace the generator at the Pearl Road Pumping Station, including

installation, if necessary, for the Division of Water, Department of Public Utilities.

Ord. No. 2170-98.

By Councilmen Patmon and Johnson (by departmental request).

An emergency ordinance authorizing the Director of Public Utilities to enter into contract without competitive bidding with International Business Machines for the purchase of maintenance and support of an IBM computer system and appurtenances, for the Division of Water, Department of Public Utilities.

BOARD OF CONTROL

January 20, 1999

The regular meeting of the Board of Control convened in the Mayor's office on Wednesday, January 20, 1999, at 11:00 a.m., with Mayor White presiding.

Present: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Absent: Director Axelrod.

Others: William Moon, Commissioner, Purchases and Supplies. Linda Walker, Acting Director, Office of Equal Opportunity.

On motion, the following resolutions were adopted.

Resolution No. 27-99.

By Director Carmody.

Resolved, by the Board of Control of the City of Cleveland that the bid of The Cincinnati Cordage and Paper Company for an estimated quantity of Paper Stock and Envelopes (Items 13, 42, 45, 46, 55, 62, 96, 101, 129, 130, 131, 134, 135, 138, 143 thru 146, 150 and 172) for the Division of Various Divisions of City Government, Department of Finance, for the period of one (1) year beginning with the date of execution of a contract received on November 13, 1998, pursuant to the authority of Ordinance No. 1812-98, passed November 16, 1998, which on the basis of the estimated quantity would amount to Fifty Three Thousand One Hundred Fifty-Four and 25/100 Dollars, (\$53,154.25), (1% - 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 28940 which shall be certified against such contract in the sum of Two Thousand Six Hundred Fifty-Seven and 71/100 Dollars (\$2,657.71).

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

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.

Absent: None.

Resolution No. 28-99.

By Director Carmody.

Resolved, by the Board of Control of the City of Cleveland that the bid of Shaker Paper Co., Inc. for an estimated quantity of Paper Stock and Envelopes (Items 2, 11, 12, 16, 17, 18, 25, 40, 41, 49, 51, 60, 64, 160, 166, 169 and 184) for the Division of Various Divisions of City Government, Department of Finance, for the period of one (1) year beginning with the date of execution of a contract received on November 13, 1998, pursuant to the authority of Ordinance No. 1812-98, passed November 16, 1998, which on the basis of the estimated quantity would amount to Forty One Thousand Eight Hundred Sixty and 50/100 Dollars, (\$41,860.50), (2% - 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 28942 which shall be certified against such contract in the sum of Two Thousand Ninety-Three and 03/100 Dollars (\$2,093.03).

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

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.

Absent: None.

Resolution No. 29-99.

By Director Carmody.

Resolved, by the Board of Control of the City of Cleveland that the bid of Tartan Textile Services, Inc. for an estimated quantity of Towel and Linen Services (all items) for the Division of Various Divisions of City Government, Department of Finance, for the period of two (2) years beginning with the date of execution of a contract received on November 6, 1998, pursuant to the authority of Ordinance No. 1743-97, passed October 13, 1997, which on the basis of the estimated quantity would amount to Eighty Four Thousand Five Hundred Ninety-One and 36/100 Dollars, (\$84,591.36), (2% - 30 Days), is hereby affirmed and approved as the lowest and best bid, and the Director of Finance is hereby requested to enter into a requirement contract for such goods and/or services, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 02902 which shall be certified against such contract in the sum of Five Thousand and 00/100 Dollars (\$5,000.00).

Said requirement contract shall further provide that the Contractor shall furnish the remainder of the City's requirements for such goods and/or services, whether more or less than said estimated quantity, as

may be ordered under subsequent requisitions separately certified against said contract.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 30-99.

By Director Konicek.

Be it resolved by the Board of Control of the City of Cleveland that the conditional bid of Coleman Spohn Corporation for an estimated quantity of Service and maintenance of various ventilation and air conditioning equipment, for the Division of Water Pollution Control, Department of Public Utilities, for a period of one (1) year beginning with the date of execution of a contract, received on the 12th day of November 1998, pursuant to the authority of Ordinance No. 989-98, passed June 15, 1998 which on the basis of the estimated quantity would amount to One Hundred Eighty Thousand Four Hundred Ninety-Two and 00/100 Dollars, (\$108,492.00), is hereby affirmed and approved as the lowest and best bid, and the Director of Public Utilities is hereby requested to enter into a requirement contract for such commodities, which shall provide for the immediate purchase as the initial amount of such contract of the following:

Requisition No. 27069

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

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

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 31-99.

By Director Balraj.

Be it resolved by Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995 and Ordinance No. 469-98, passed on May 18, 1998, Jones Payne Architects and Planners, Inc. ("Consultant") is hereby selected upon the nomination of the Director of Port Control to provide professional services for Phase 2 Continuation of the Residential Sound Insulation Program, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

Be it further resolved that the Director of Port Control is hereby authorized to enter into a written contract with Jones Payne Architects and Planners, Inc. based on its proposal dated December 14, 1998. The fee for such services shall be in an amount not to exceed One Million One Hundred Thirty Seven Thousand Three Hundred Ninety One and 60/100 dollars (\$1,137,391.60).

Be it further resolved by the Board of Control of the City of Cleveland that the employment of

the following subcontractors by ("Consultant") is hereby is approved:

Roberts Consultants	\$312,480.00
Wester Communications	\$80,760.00

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 32-99.

By Director Balraj.

Be it resolved by Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 930-95, passed on June 19, 1995 and Ordinance No. 469-98, passed on May 18, 1998, C & S Engineers, Inc. ("Consultant") is hereby selected upon the nomination of the Director of Port Control to provide professional services for Phase 2 Continuation of the Residential Sound Insulation Program, for the Division of Cleveland Hopkins International Airport, Department of Port Control.

Be it further resolved that the Director of Port Control is hereby authorized to enter into a written contract with C & S Engineers, Inc. based on its proposal dated December 15, 1998. The fee for such services shall be in an amount not to exceed Three Million Three Hundred Ninety Thousand One Hundred Twenty Five and no/100 dollars (\$3,390,125.00).

Be it further resolved by the Board of Control of the City of Cleveland that the employment of the following subcontractors by C & S Engineers, Inc. ("Consultant") is hereby is approved:

Roberts Consultants	\$774,876.00
DAR Public Relations	\$259,300.00

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 33-99.

By Director Balraj.

Resolved by the Board of Control of the City of Cleveland that the bid of Ball Chemical & Equipment Company for the following: Three (3) Battery-Operated carpet extractors for the Division of Cleveland Hopkins International Airport, Department of Port Control, received on the 21st day of October, 1998, pursuant to the authority of Ordinance No. 610-98, passed June 15, 1998, which on the basis of order quantity would amount to \$18,801.00 Dollars, is hereby approved as the lowest and best bid, and the Director of Port Control is hereby requested to enter into contract for such items.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 34-99.

By Director Guzman.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Section 181.19 (b), Codi-

fied Ordinances of Cleveland, Ohio 1976, the Commissioner of Purchases and Supplies is hereby directed to offer to sell to the police officers listed below, at their fair market value, the service revolvers bearing the serial numbers listed to the right of the respective officer's name:

Albright, Kenneth, Sgt.	Model
Smith & Wesson, 5943,	Serial
#TVB0204	
Arunski, Thomas, #1359	Model
Smith & Wesson, 5943,	Serial
#TVB0445	
Auner, John, #1757	Model
Smith & Wesson, 6906,	Serial
#TCU3604	
Beck, Robert M. #1787	Model
Smith & Wesson, 6906,	Serial
#TCV8903	
Biehl, David, #1998	Model
Smith & Wesson, 5943,	Serial
#TVH6052	
Caine, Sharon, #939	Model
Smith & Wesson, 5943,	Serial
#TVB0460	
Chartschenko, Andrew, #2465	Model
Smith & Wesson, 6906,	Serial
#TCR7520	
Childs, David, #97	Model
Smith & Wesson, 6906,	Serial
#TCT2477	
Deli, George, #300	Model
Smith & Wesson, #10,	Serial
#D291470	
Dineen, John J., #2568	Model
Smith & Wesson, 6906,	Serial
#TCU3815	
Jelinek, Kenneth F., #2027	Model
Smith & Wesson, 5943,	Serial
#TVB0458	
Kabat, Mark A., #428	Model
Smith & Wesson, 6906,	Serial
#TCT2259	
Murtaugh, John L., #91	Model
Smith & Wesson, 5903,	Serial
#TCP9388	
O'Connor, James, #2223	Model
Smith & Wesson, 5943,	Serial
#TVB0419	
Patterson, Kenneth, #820	Model
Smith & Wesson, #10,	Serial
#C522722	
Rees, Ronald, Sgt.	Model
Smith & Wesson, 5943,	Serial
#TVH9763	
Ruckgaber, Gerald, Capt.	Model
Smith & Wesson, 5903,	Serial
#TCZ2326	
Rutherford, Larry T., #6037	Model
Smith & Wesson, 5943,	Serial
#TVB0280	
Samac, Stephen, #2239	Model
Smith & Wesson, 5943,	Serial
#TVH4899	
Schempp, William, #505	Model
Smith & Wesson, 5903,	Serial
#TCZ2063	

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.
Absent: None.

Resolution No. 35-99.

By Director Jackson.

Be it resolved by the Board of Control of the City of Cleveland, that in accordance with Section 133.14(f) of the Codified Ordinances of Cleveland, Ohio 1976, Resolution No. 356-96, adopted by the Board of Control on May 29, 1996, which establishes the rental rates for the Cleveland Public Auditorium and Convention Center, is hereby amended by deleting the Box Office Charges, and substituting therefor

the following new charges, which are hereby approved, effective as of and from April 1, 1999:

Box Office Charges:

\$500.00 per week for Public Hall Arena
\$400.00 per week for Music Hall
\$300.00 per week for Little Theatre
\$400.00 per week for Expositions

Be it further resolved that all other provisions of said Resolution No. 356-96 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.

Absent: None.

Resolution No. 36-99.

By Director Jackson.

Be it resolved by the Board of Control of the City of Cleveland, that Resolution No. 161-91, adopted by the Board of Control on March 20, 1991, pursuant to Section 133.031 of the Codified Ordinances of Cleveland, Ohio 1976, which establishes the rates for the City of Cleveland's collection of rent for special events and for the City's recovery of cost for the provision of additional municipal services required to serve special events, is hereby amended by deleting the Application Fee, and substituting therefor the following new charges, determined by the Director of Parks, Recreation and Properties, which are hereby approved and effective as of and from the later of sixty (60) days after publication in The City Record or April 1, 1999:

Application Fee: \$10.00
Application Fee Late Charge: \$15.00

Be it further resolved that all other provisions of said Resolution No. 161-91 not expressly amended hereby shall remain unchanged and in full force and effect.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.

Absent: None.

Resolution No. 37-99.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 119-33-059 located at 2170 East 90th Street in Ward 6; 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, Delorce Graham, 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 6 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 Delorce Graham for the sale and development of Permanent Parcel No. 119-33-059 located at 2170 East 90th 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 \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.

Absent: None.

Resolution No. 38-99.

By Director Hudecek.

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

Whereas, under said Program, the City has acquired Permanent Parcel No. 008-04-069 located at 2863 West 12th Street in Ward 13; 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, Jose M. Hernandez and Elsa Hernandez, abutting/adjacent landowners, have proposed to the City to purchase and develop said parcel; and

Whereas, the following conditions exist:

1. The member of Council from Ward 13 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 purchasers of said parcel are 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 Jose M. Hernandez and Elsa Hernandez for the sale and development of Permanent Parcel No. 008-04-069 located at 2863 West 12th 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 \$1.00, which amount is hereby determined to be not less than the Fair Market value of said parcel for uses in accordance with said Program.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.

Absent: None.

Resolution No. 39-99.

By Director Balraj.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to the authority of Ordinance No. 608-98, passed by the Council of the City of Cleveland on June 15, 1998, the firm of Malcolm-Pirnie, Inc. is hereby selected upon the nomination of the Director of Port Control from a list of qualified persons or firms available for such employment and determined after a full and complete canvass by the Director of Port Control as the firm of environmental services consultants to be employed by contract for the purpose of providing professional services for environmental sampling, testing, analysis, consulting, construction inspection services, environmental compliance services, permit analysis and development, de-icing chemical management, planning, solid and hazardous waste permitting, stormwater and drainage master planning and design, de-icing chemical monitoring/testing and other related services for the various divisions of the Department of Port Control.

Be it further resolved that the Director of Port Control hereby is authorized to enter into a written contract with Malcolm-Pirnie, Inc. based upon its proposal dated August 19, 1998 as amended by its revised proposals dated October 2, 1998 and November 24, 1998, provided that the compensation to be paid shall not exceed \$809,886.00, which contract shall be prepared by the Director of Law and shall contain such other provisions as the Director of Law deems necessary to protect and benefit the public interest.

Be it further resolved that the employment of the following subcontractors by Malcolm-Pirnie, Inc. for the above-mentioned contract is hereby approved:

Dodson-Stilson, Inc. (MBE)	\$162,250.00
Water Resources & Coastal Engineering (MBE)	\$80,000.00
KS Associates (FBE)	\$55,000.00
Compliance Solutions (FBE)	\$24,250.00

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

Nays: None.

Absent: None.

Resolution No. 40-99.

By Director Jackson.

Be it resolved by the Board of Control of the City of Cleveland that pursuant to Ordinance No. 304-96, passed by the Council of the City of Cleveland on March 8, 1996, Gloria Hess dba Creative Brick and Concrete/Gift Bricks is hereby selected, upon the nomination of the Director

of Parks, Recreation and Properties, from a list of qualified firms available for such employment and determined after a full and complete canvass by the Director of Parks, Recreation and Properties as the firm to provide professional services to supply engraved bricks/pavers in conjunction with the new Cleveland Browns Stadium.

Be it further resolved that the Director of Parks, Recreation and Properties hereby is authorized to enter into a written contract with said Gloria Hess dba Creative Brick and Concrete/Gift Bricks which contract shall be prepared by the Director of Law, shall provide that the fees for the services performed under the contract authorized hereby shall not exceed Eleven Thousand One Hundred Fifty Dollars (\$11,150.00) and the right to retain \$33.00 for each customer purchase of an engraved brick paver, and shall include such additional provisions as said Director deems necessary to benefit and protect the public interest.

Yeas: Mayor White, Directors Carter, Carmody, Konicek, Balraj, Ricchiuto, Staib, Guzman, Jackson, Hudecek, Nolan and Warren.

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, FEBRUARY 8, 1999

9:30 A.M.

Calendar No. 99-5: 787 East 185th Street

Irene Pasalagua, owner, and Tom Meraglio, tenant, appeal to create an interior opening 6' wide x 7' high

for the expansion of an existing bar and lounge on a 50' x 169' parcel and located in a Local Retail District on the northeast corner of East 185th Street at 787 East 185th Street; said use being contrary to the Off-Street Parking and Loading Requirements of Section 349.07(c)(3) where the maximum width of driveway required is 30' and 41' is proposed and contrary to the Local Retail Business Requirements of Section 343.01 where amusement and recreation are not permitted but first permitted in a General Retail Business District pursuant to Section 343.11 of the Codified Ordinances.

Calendar No. 99-6: 1832 West 58th Street

Kim Priest-Reis dba Great Lakes Redevelopment Corp., owner, appeals to change the use of an existing 29' x 59' two-story 3 family dwelling house into an adult group home to provide assisted living for up to 10 senior citizens and a 24 hour, 7 days a week live-in caretaker, all located on a 40' x 169' parcel on the west side of West 58th Street and located in a B-Two-Family District at 1832 West 58th Street; said use being contrary to Section 337.03(b) where a group home requires Board of Zoning Appeal approval and Section 349.04(a) where 4 parking spaces are required and 0 are proposed and Section 337.02(f)(3)(F) where a home for aged or similar homes require a 30' side yard and 1' is proposed but subject to the non-conforming use limitations of Section 359.01 of the Codified Ordinances.

Calendar No. 99-8: 1519 Lakeview Road

Lemaud Williams, owner, and Wallace Floyd, attorney, appeal to change the use of the front portion (120' x 100') of the first floor of an existing 120' x 266' two-story masonry building into occupancy for assembly, located on an approximate 400' x 400' irregular "T" shaped parcel, where the parcel and the building in question are situated partially in the City of East Cleveland and located in a Two-Family District and a Semi-Industry District at 1519 Lakeview Road; said use as assembly occupancy being contrary to Section 337.02 and 337.03 where assembly occupancy is not permitted in a One-Family or Two-Family District but first permitted in a Semi-Industry District, as per Section 345.03 but subject to the substitution limitations of Section 359.01 of the Codified Ordinances.

Calendar No. 99-9: 10411-13 Prince Avenue

Virginia and Timothy Edwards, owners, appeal under Section 329.01(e) and 329.02(d) from the refusal to approve a lot split for a 40' x 173' parcel located in a Two-Family District at 10411-10413 Prince Avenue, said refusal being by JoMarie Wasik, Acting Commissioner of Engineering and Construction and Hunter Morrison, Director of City Planning under the authority of Section 355.04 of the Codified Ordinances.

EUGENE CRANFORD, JR.,
Secretary

REPORT OF THE BOARD OF ZONING APPEALS

MONDAY, JANUARY 25, 1999

At the Meeting of the Board of Zoning Appeals on Monday, January 25, 1999, the following appeals were heard by the Board:

The following appeals were **Approved**:

Calendar No. 98-262: 4667-4669 Rocky River Drive

Ronald Shipley, owner, appealed to change the use of an existing 60' x 60' one-story "L" shaped stores building with an existing two-story frame dwelling house to the rear into a day care center; conditional approval subject to submission of revised drawing that shows two areas where the required landscaping will be installed.

Calendar No. 98-264: 14601 St. Clair Avenue, N.E.

T.L.S., owner c/o Cynthia A. Tobin, agent, appealed to renovate and change use of an existing 97' x 114' one-story retail store building into a funeral home on a 194' x 275' irregular shaped corner parcel in a Local Retail District.

The following appeals were **Postponed**:

Calendar No. 98-265: 8820 Broadway, S.E. postponed to February 22, 1999.

Calendar No. 98-266: 4280 West 150th Street postponed to February 8, 1999.

On Monday, January 25, 1999 in Executive Session:

The following appeals were heard on Tuesday, January 19, 1999, and said decisions to **GRANT** were approved and adopted by the Board on Monday, January 25, 1999:

Calendar No. 98-226: 2109 West 7th Street

Sutton Builders LLC, owner c/o Keith Sutton, appealed to erect a three-story, two family dwelling house with full basement and a detached private garage in a B-Multi-Family District on the north-easterly side of West 7th Street.

Calendar No. 98-227: 2103 West 7th Street

Sutton Builders LLC, owner c/o Keith Sutton, appealed to erect a three-story, two family dwelling house with full basement and a detached private garage in a B-Multi-Family District on the north-easterly side of West 7th Street.

Calendar No. 98-228: 2119 West 7th Street

Sutton Builders LLC, owner c/o Keith Sutton, appealed to erect a three-story, two family dwelling house with full basement and a detached private garage in a B-Multi-Family District on the north-easterly side of West 7th Street.

Calendar No. 98-248: 469 West Schaff Road, S.W.

Walter Zurowski, owner, and Charter One Bank, prospective purchaser c/o Jim Zeller, appealed to construct a 47 car off-street parking lot (accessory to the Banking Service Center located at 4780 Hinckley

Industrial Parkway) in a Semi-Industry and Two-Family District on the northwest corner of Hinckley Industrial Parkway and West Schaaf Road.

Calendar No. 98-260: 4004 East 131st Street
Sanctuary Baptist Church, owner c/o Reverend Herbert Smith, pastor, appealed to change use of an existing one-story masonry retail store building into a church situated in a Local Retail and Two-Family District on the southwest corner of Crennell Avenue and East 131st Street.

EUGENE CRANFORD, JR.,
Secretary

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

Re: Report of the Meeting of
January 20, 1999

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

* * *

Docket A-139-96.

RE: Continuance of Appeal of Alan Landy, Owner of the Two-story Brick Building functioning as a warehouse facility located on the premises known as 4000 East 71st Street from a NOTICE OF VIOLATION/FIRE CODE of the Chief of the Division of Fire dated April 6, 1996, 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 variances required to permit the Appellant to occupy the store at 4000 East 71st Street, noting the modifications outlined in the December 14, 1998 letter from Slavic Village Development (f.k.a. Broadway Area Housing Coalition) to the Fire Prevention Bureau as follows:

- (1) that the basement at the old bar must have a through isle installed;
- (2) that the door be replaced at the bottom of the stairs to maintain the rating of the stairway enclosure at no less than one hour;
- (3) that the basement inventory be reduced in all areas except at the perimeter walls to a maximum of six feet (6') to allow eye level view;
- (4) that the Building Department and the Fire Prevention Bureau be notified upon completion of these improvements for their review, and that the improvements be completed within sixty days (60 das.) from today's date (01/20/99). Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

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

* * *

Docket A-168-98.

RE: Appeal of John T. Zubal, Owner of the Property located on the premises known as 2969-75 West 25th Street from a NOTICE OF VIOLATION/FIRE CODE of the Chief of the Division of Fire dated August 31, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

Docket A-168-98 has been WITHDRAWN at the request of the Appellant.

* * *

Docket A-180-98.

RE: Appeal of Prime Properties Limited Partnership, Owner of the Business Masonry Property located on the premises known as 1277-81 West 6th Street from a EXTENSION OF TIME LETTER of the Commissioner of the Division of Building and Housing dated November 4, 1998, 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 Appellant's request for extension of time and allow the permit to expire on June 15, 1999; the property is REMANDED at this time to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Williams.

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

* * *

Docket A-181-98.

RE: Appeal of Associated Estates Corporation, Owner of the Two-Story Masonry Brick 12 Dwelling Unit Structure located on the premises known as 9220 Hough Avenue from a 30 DAY FIRE CONDEMNATION ORDER/MAIN STRUCTURE of the Commissioner of the Division of Building and Housing dated September 15, 1998, 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 request for an extension of time and to require that the Appellant obtain rehabilitation permits as required, the property is REMANDED at this time to the Division of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Mr. Saunders and seconded by Mr. Sullivan.

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

* * *

Docket A-190-98.

RE: Appeal of Quality Home Furniture Co., Owner of the Furniture Warehouse located on the premises known as 5014 Woodland Avenue a NOTICE OF VIOLATION/FIRE CODE of the Chief of the Division of Fire dated September 23, 1998, 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 require the fire suppression system to be reactivated in the building at 5014 Woodland Avenue, the property is REMANDED at this time to the Division of Fire for further action.

Motion so in order. Motioned by Mr. Williams and seconded by Mr. Sullivan.

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

* * *

Docket A-199-98.

RE: Appeal of Seaway Acceptance Corp., Owner of the Wooden Fence located on the premises known as 1946 St. Clair Avenue from a NOTICE OF VIOLATION/UNAUTHORIZED FENCE INSTALLATION of the Commissioner of the Division of Building and Housing dated October 1, 1998, 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; the Appellant is instructed to reapply for a permit with full disclosure of any easements that might affect the issuance of a permit within thirty days (30 das.) from today (01/20/99).

* * *

Docket A-201-98.

RE: Appeal of Society of St. Vincent de Paul, Owner of the Property located on the premises known as 875 East 40th Street from a NOTICE OF VIOLATION/FIRE CODE dated of the Chief of the Division of Fire dated October 5, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

Docket A-201-98 has been POSTPONED; to be rescheduled for February 3, 1999.

* * *

Docket A-205-98.

RE: Appeal of CNF Properties Inc., Owner of the 45' x 8' Trailers (2) located on the premises known as 3283 Rockefeller Road from an ADJUDICATION ORDER of the Commissioner of the Division of Building and Housing dated October 8, 1998, 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 appeal request and to find that the use of the trailers constitute a building and must be permitted as such, and to REMAND the property at 3283 Rockefeller Road 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-209-98.

RE: Appeal of R.A. Murphy Co., Owner of the Two-Story Masonry Property located on the premises known as 1407 East 40th Street (a.k.a. 1400 East 41st Street) from a NOTICE OF VIOLATION/WORKMANSHIP NOT APPROVABLE of the Commissioner of the Division of Building and Housing dated October 14, 1998, 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 appeal request and to find that the violation notice was properly issued and to REMAND the property at 1407 East 40th Street (a.k.a. 1400 East 41st Street) to the Division of Building and Housing for further action. Motion so in order. Motioned by Mr. Bowes and seconded by Mr. Sullivan.

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

* * *

Docket A-230-98.

RE: Appeal of City of Cleveland (Cleveland Hopkins International Airport), Owner of the Property located on the premises known as 5300 Riverside Drive from a NOTICE OF VIOLATION/ELEVATOR CODE of the Commissioner of the Division of Building and Housing dated November 12, 1998, requiring compliance with the Codified Ordinances of the City of Cleveland, and the Ohio Basic Building Code (OBBC).

BE IT RESOLVED, a motion is in order at this time to require the City to govern the elevators, escalators, and moving walkways under the 1996 Code ASME 17.1(a) and supplements to provide updates; and request that the City adopt the impact load requirements as stated in the proposed supplement to the 1996 ASME Code. Motion so in order. Motioned by Mr. Sullivan and seconded by Mr. Saunders.

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

* * *

APPROVAL OF RESOLUTIONS:

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

- A-204-98—Beal Bank, SSB.
- A-206-98—Zaclon, Incorporated.
- A-216-98—Sidney A. Williams.
- A-217-98—Richard & Jeffrey Kovar.
- A-221-98—Maria, Christos & Nicholas Abatsas.
- A-222-98—Maria, Christos & Nicholas Abatsas.
- A-223-98—Trinity Bldg. Co., Inc.
- A-224-98—The Union Club.
- A-226-98—Simir A. & Fida A. Karim.

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

* * *

APPROVAL OF AMENDED RESOLUTIONS FROM NOVEMBER 25, 1998:

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

Docket A-163-98 — Seidem, Inc./Multi-Care Services/Madonna Hall, Inc.:

FROM: "... REMAND the property at 1906 East 82nd Street to the Division of Building and Housing for supervision and any required further action ..."

TO: "... REMAND the property at 1906 East 82nd Street to the Division of Building and Housing for supervision and any required further action, noting that the City is working with the Appellants to properly resolve all issues ..."

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

* * *

APPROVAL OF MINUTES:

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

January 6, 1999

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

* * *

JOSEPH F. DENK,
CHAIRMAN

PUBLIC NOTICE

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

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

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

NOTICE OF PUBLIC HEARING

NONE

CITY OF CLEVELAND BIDS

For All Departments

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

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

187.10 Negotiated contracts; Notice required in Advertisement for Bids.

Where invitations for bids are advertised, the following notice shall be included in the advertisement: "Pursuant to the MBE/FBE Code, each prime bidder, each minority business enterprise ("MBE") and each female business enterprise ("FBE") must be certified before doing business with the City. Therefore, any prime contractor wishing

to receive credit for using an MBE or FBE should ensure that applications for certification as to MBE or FBE status compliance with the Code, affirmative action in employment and, if applicable, joint venture status, are submitted to the Office of Equal Opportunity ("OEO") prior to the date of bid opening or submission of proposals or as specified by the Director. Failure to comply with the business enterprise code or with representations made on these forms may result in cancellation of the contract or other civil or criminal penalties."

WEDNESDAY, FEBRUARY 3, 1999

Check Printing, Signage, Folding and Sealing Equipment, for the Department of Finance, as authorized by Ordinance No. 1744-97, passed by the Council of the City of Cleveland, October 20, 1997.

January 20, 1999 and January 27, 1999

WEDNESDAY, FEBRUARY 10, 1999

Three (3) Welders with Trailers, for the Division of Water, Department of Public Utilities, as authorized by Ordinance No. 2180-97, passed by the Council of the City of Cleveland, February 2, 1998.

January 20, 1999 and January 27, 1999

THURSDAY, FEBRUARY 11, 1999

Various Sewer Maintenance Appurtenances — Castings, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 129.27 of the Codified Ordinances of the City of Cleveland, 1976.

Various Sewer Maintenance Appurtenances — Slabs, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 129.27 of the Codified Ordinances of the City of Cleveland, 1976.

Various Sewer Maintenance Appurtenances — Vitrified Clay Pipe, for the Division of Water Pollution Control, Department of Public Utilities, as authorized by Section 129.27 of the Codified Ordinances of the City of Cleveland, 1976.

January 20, 1999 and January 27, 1999

FRIDAY, FEBRUARY 12, 1999

Two (2) Single Axle Cab and Chassis with Dump Body and Seven Tandem Axle Cab and Chassis with Dump Body, for the various divisions of City Government, Department of Public Service, as authorized by Ordinance No. 1074-98, passed by the Council of the City of Cleveland, June 15, 1998.

January 20, 1999 and January 27, 1999

WEDNESDAY, FEBRUARY 17, 1999

One (1) Jet Bridge at Gate A-14, for the Division of Cleveland Hopkins International Airport, Department of Port Control, as authorized by Ordinance No. 70-98, passed by the Council of the City of Cleveland, March 2, 1998.

January 27, 1999 and February 3, 1999

THURSDAY, FEBRUARY 18, 1999

Labor and Materials to Inspect, Test and Repair Bucket and Derrick Trucks, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Ordinance No. 1069-98, passed by the Council of the City of Cleveland, July 29, 1998.

A **MANDATORY PRE-BID CONFERENCE** WILL BE HELD AT 10:00 A.M. ON TUESDAY, FEBRUARY 9, 1999, AT CLEVELAND PUBLIC POWER, 2490 WEST 41ST

STREET, CLEVELAND, OHIO 44113.

Test Equipment, for the Division of Cleveland Public Power, Department of Public Utilities, as authorized by Section 129.26 of the Codified Ordinances of the City of Cleveland, 1976.

A **MANDATORY PRE-BID MEETING** WILL BE HELD ON THURSDAY, FEBRUARY 11, 1999, 10:00 A.M. AT 1300 LAKESIDE AVENUE, CLEVELAND, OHIO 44114.

January 27, 1999 and February 3, 1999

FRIDAY, FEBRUARY 19, 1999

Rehabilitation of Approximately Fifty (50) Dump Truck Bodies, for the Division of Motor Vehicle Maintenance, Department of Public Service, as authorized by Ordinance No. 1602-98, passed by the Council of the City of Cleveland, November 23, 1998.

Various Crew Cab and Chassis with Dump Body and Additional Equipment, for the various divisions of City Government, Department of Public Service, as authorized by Ordinance No. 1074-98, passed by the Council of the City of Cleveland, June 15, 1998.

January 27, 1999 and February 3, 1999

**Certified MBEs and FBES
Fourth Quarter, 1998**

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 1998.

**MBEs/FBES DELETED FROM OEO'S DATABASE
Fourth Quarter, 1998**

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**

Res. No. 41-99.
By Councilman Cimperman.
An emergency resolution objecting to the transfer of location of a D5 Liquor Permit to 1300 W. Ninth St.

Whereas, Council has been notified by the Director of Liquor Control of an application for the transfer of location of a D5 Liquor Permit from Permit No. 9333373, Wade Park Renaissance Corp., 7904 Wade Park Ave., 1st Fl. & Bsmt., Cleveland, Ohio 44103, c/o Ernest Cross to Permit No. 3105158, Genemarco Co. LLC, DBA Club Zibbibo, 1300 W. Ninth St., Cleveland, Ohio 44113; and

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

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

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

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

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

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

Whereas, this resolution constitutes an emergency measure providing for the immediate preserva-

tion of the public peace, property, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Director of Liquor Control within 30 days of notification; now, therefore,

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

Section 1. That Council does hereby record its objection to the transfer of location of a D5 Liquor Permit from Permit No. 9333373, Wade Park Renaissance Corp., 7904 Wade Park Ave., 1st Fl. & Bsmt., Cleveland, Ohio 44103, c/o Ernest Cross to Permit No. 3105158, Genemarco Co. LLC, DBA Club Zibbibo, 1300 W. Ninth St., Cleveland, Ohio 44113 and requests the Director of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

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

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

Adopted January 11, 1999.
Effective January 21, 1999.

Res. No. 47-99.
By Councilman Polensek.
An emergency resolution withdrawing objection to the transfer of ownership of a C1 and C2 Liquor Permit to 870 East 185th Street, and repealing Res. No. 1323-98, objecting to said transfer of ownership.

Whereas, this Council objected to the transfer of ownership of a C1 and C2 Liquor Permit to 870 East 185th Street, by Res. No. 1323-98, adopted July 29, 1998; and

Whereas, this Council wishes to withdraw its objection to the above transfer of ownership and consents to said transfer of ownership based upon and pursuant to a cooperation agreement signed December 30, 1998, a copy of which is in the file for this address in the City Law Department; and

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

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

Section 1. That objection to the transfer of ownership of a C1 and C2 Liquor Permit to 870 East 185th Street, be and the same is hereby withdrawn and Res. No. 1323-98, containing said objection, be and the same is hereby repealed and that this Council consents to the immediate transfer of ownership thereof.

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

Adopted January 11, 1999.
Effective January 21, 1999.

**COUNCIL COMMITTEE
MEETINGS**

Monday, January 25, 1999

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

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

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

Index to Council Proceedings

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

Appreciation

Fox, Wilma I. (R 133-99) 90

Cable Television

Cablevision of Cleveland — expression of displeasure with recent rate increase —
re-examine rate structure (R 112-99) 95

Cablevision of Cleveland Limited Partnership

Cablevision of Cleveland — expression of displeasure with recent rate increase —
re-examine rate structure (R 112-99) 95

Cleveland Thermal Energy Corp.

Standard Stem Service Agreement - Cleveland Thermal Energy Corporation (F 85-99)..... 89

Codified Ordinances

To amend Section 627.02 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted
by Ordinance No. 90-96, passed March 18, 1996, relating to carrying concealed weapons
(O 100-99) 92

Communications

City Contract #52508 between the City of Cleveland and Dictaphone Corporation - Department
of Public Safety (F 83-99) 89
Fourth phase of the five-year rate schedule (F 81-99) 89
Investment and Transaction Statement of Account No. 33-2352-00-4, October 01, 1998 through
December 31, 1998 (F 84-99) 89
Notice of Currency forfeited to the City of Cleveland as contraband from a single
investigation in excess of \$50,000.00 - Department of Public Safety (F 82-99) 89
Standard Stem Service Agreement - Cleveland Thermal Energy Corporation (F 85-99)..... 89
Update on Euclid Corridor Improvement Project (F 79-99) 89
Water Line Extension Study (F 80-99) 89

Community Development

Authorizing the Commissioner of Purchases and Supplies to purchase a site for constructing
a public right-of-way, for the Department of Community Development (O 102-99) 92
Authorizing the Director of Community Development to enter into contract with Detroit
Shoreway Community Development Organization, or its designee, to provide financial
assistance in the form of a Community Development Float Loan (O 103-99) 93
Authorizing the sale of real property as part of the Land Reutilization Program and
located at 1982 West 100th Street to Revco Discount Drug Center (O 104-99)..... 93

Condolences

Bednar, Reverend Francis Michael (R 124-99) 90
Caffey, Prince E. (R 122-99) 90
Chambers, Agnes B. (R 123-99) 90
Eppinger, Viola (R 113-99) 90
Hagan, Robert Emmet (R 118-99) 90
McClintock, Jr., Elmer E. (R 115-99) 90
McIntire, Gregory S. (R 116-99) 90
Reid, Audrey (R 125-99)..... 90
Saddler, Edith M. (R 114-99) 90
Seldon, Walter (R 120-99) 90
Theodus, C. Sam (R 117-99) 90
Walters, Lucy (R 121-99) 90
Smith, Olivia Jarrett (R 119-99) 90

Congratulations

Averyhart, John W. (R 129-99) 90
Lawler, Thomas (R 130-99) 90
Lynch, John J. (R 128-99) 90
Schultz, Helena (R 126-99) 90
Tactical Training Center (R 127-99)..... 90

Doan Brook Detention Basin

Doan Brook Detention Basin Project — alterations and modifications in Contract No. 50864
— Utilities Department (O 107-99) 94

Finance Department

An emergency ordinance authorizing the purchase by contract of maintenance of digital
equipment Corporation computer equipment, for the Division of Financial Reporting
and Control, Department of Finance (O 2094-98)..... 96-96
Authorizing the Director of Finance to enter into a requirement contract without
competitive bidding with East Ohio Gas Company for the purchase of natural gas
transportation services (O 93-99) 90

Health Division

Authorizing the Director of Public Health to apply for and accept a grant from the Ohio Department of Health for the 1999 Federal AIDS Prevention Program (O 96-99) 90

Land Reutilization Program

Authorizing the sale of real property as part of the Land Reutilization Program and located at 1982 West 100th Street to Revco Discount Drug Center (O 104-99)..... 93

Liquor Permits

East 105th Street, 1144, first floor and basement (Ward 8) - Royal Foods, Inc. dba Royal Eagle - new application - 75642110010 (F 86-99) 89

East 105th Street., 1st Fl. & Bsmt. — objection to issuance of a C1 Liquor Permit (R 109-99)..... 94

East 123rd Street, 914-918 (Ward 9) - Fadia Co. new application - 2613042 (F 87-99)..... 89

East 123rd Street, 914-918 (Ward 9) — objection to issuance of C1 Liquor Permit (R 111-99)..... 95

East 131st Street, 4096-98 (Ward 2) Moner Tayeh, Inc. dba Chillies Market - transfer of ownership - 6102221 (F 88-99)..... 89

East 185th Street, 870 - withdrawing objection to0072 F the transfer of ownership of a C1 and C2 Liquor Permit, and repealing Res. No. 1323-98, objecting to said transfer of ownership (R 47-99) 109

East 65th Street, 3367 (Ward 12) Samir J. Amer dba Johnnies Market - transfer of ownership application - 0174029 (F 89-99) 89

East 65th Street, 3370 (Ward 12) — objection to transfer of ownership of D5 Liquor Permit (R 110-99)..... 95

Front Avenue, 1071, first floor, upper level and patio (Ward 13) R.A.S. Entertainment Corp. - stock transfer application - 7144720 (F 92-99)..... 89

West 105th Street, 3021 (Ward 18) Lakewood Cafe, Inc. - transfer of ownership application - 4983511 (F 90-99)..... 89

West 32nd Street, 3334 (Ward 14) Kanj, Inc. dba Kings Corner - transfer of ownership application - 4471349 (F 91-99) 89

West 47th Street, 3579 (Ward 16) — withdrawing objection to renewal of C2 and C2X Liquor Permit and repealing Res. No. 1531-98 (R 108-99)..... 94

West 9th Street, 1300 -objecting to the transfer0070 F of location of a D5 Liquor Permit (R 41-99)..... 109

Northeast Ohio Regional Sewer District

Fourth phase of the five-year rate schedule (F 81-99)..... 89

Parks, Recreation and Properties Department

Authorizing the Director of Parks, Recreation and Properties to apply for and accept grants from the Cuyahoga Metropolitan Housing Authority for the Midnight Basketball Grant (O 2108-98) 96-97

Authorizing the procurement by requirement contract for the rental of golf carts, for Highland and Seneca golf courses, Department of Parks, Recreation and Properties, for a period not to exceed three years (O 101-99) 92

Authorizing the purchase by contract of labor and materials necessary to replace exterior and interior doors, frames, including hardware and miscellaneous materials and installation if necessary (O 2109-98) 96-97

Authorizing the purchase by contract of labor and materials necessary to replace the air conditioning chiller at the First District Police Station, including removal and disposal of existing chiller (O 2106-98) 96-97

Authorizing the purchase by requirement contract of labor and materials necessary to repair or replace damage safety surfaces in playgrounds,- for a period not to exceed years (O 2110-98) 96-97

Personnel and Human Resources Department

Authorizing the Director of Personnel and Human Resources to enter into contract with Jerald A. Schneiberg, attorney at law, to provide workers compensation administrative hearing services (O 105-99) 93

Authorizing the Director of Personnel and Human Resources to enter into contract with Integrated Consulting Services to provide workers' compensation actuarial and auditing services (O 106-99)..... 94

Police Division

Authorizing the purchase by requirement contract of photography supplies, for the Division of Police, Department of Public Safety, for a period not to exceed two years (O 98-99) 91

Property Management Division

Authorizing the purchase by contract of labor and materials necessary to replace exterior and interior doors, frames, including hardware and miscellaneous materials and installation if necessary (O 2109-98) 96-97

Authorizing the purchase by contract of labor and materials necessary to replace the air conditioning chiller at the First District Police Station, including removal and disposal of existing chiller (O 2106-98) 96-97

Purchases and Supplies Department

Authorizing the Commissioner of Purchases and Supplies to purchase a site for constructing a public right-of-way, for the Department of Community Development (O 102-99) 92

Authorizing the purchase by contract of not to exceed twenty-two shields and appurtenances, for the Division of Water, Department of Public Utilities (O 2048-98)..... 96-96

Purchases/Contracts

Doan Brook Detention Basin Project — alterations and modifications in Contract No. 50864 — Utilities Department (O 107-99) 94

Recognitions

Cleveland East JOBS Training Program (R 132-99) 90

Johnson, Carol King (R 131-99) 90

Resolutions — City Council

Cablevision of Cleveland — expression of displeasure with recent rate increase — re-examine rate structure (R 112-99) 95

Safety Department

Authorizing the Director of Pubic Safety to apply for and accept a grant from the Criminal Justice Services for the Juvenile Accountability Incentive Block Grant Program (O 99-99) 91

Authorizing the Director of Public Safety to apply for and accept a grant from the Office of Criminal Justice Services for the 1999 Curfew Enforcement Sweeps Program (O 97-99) 91

Authorizing the purchase by requirement contract of photography supplies, for the Division of Police, Department of Public Safety, for a period not to exceed two years (O 98-99) 91

Notice of Currency forfeited to the City of Cleveland as contraband from a single investigation in excess of \$50,000.00 - Department of Public Safety (F 82-99) 89

To amend Section 627.02 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 90-96, passed March 18, 1996, relating to carrying concealed weapons (O 100-99) 92

Service Department

An emergency ordinance authorizing the purchase by requirement contract of exterminating services, for the various divisions of City government, for a period not to exceed two years (O 2096-98) 96-96

Authorizing the purchase by requirement contract of rebuilt or remanufactured automatic Allison transmissions - Division of Motor Vehicle Maintenance, Department of Public Service (O 2099-98)..... 96-97

Declaring the intention to vacate all that portion of East 32nd Place (R 95-99) 94

Streets - Vacation

Declaring the intention to vacate all that portion of East 32nd Place (R 95-99) 94

Utilities Department

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to install and repair fencing at various locations, for the Division of Water Pollution Control, Department of Public Utilities (O 2097-98) 96-96

Authorizing the Director of Public Utilities to enter into contract without competitive bidding with International Business Machines for the purchase of maintenance and support of an IBM computer system and appurtenances (O 2170-98) 96-97

Authorizing the procurement by requirement contract of the rental of one concrete saw, for the Division of Water, Department of Public Utilities (O 2168-98) 96-97

Authorizing the purchase by contract of labor and materials necessary to replace the generator at the Pearl Road Dumping Station, including installation, if necessary, for the Division of Water, Department of Public Utilities (O 2169-98) 96-97

Authorizing the purchase by contract of not to exceed twenty-two shields and appurtenances, for the Division of Water, Department of Public Utilities (O 2048-98)..... 96-96

Authorizing the purchase by requirement contract of labor and materials necessary to fabricate ring and pinion gears, for the Division of Water, Department of Public Utilities (O 2164-98)..... 96-97

Doan Brook Detention Basin Project — alterations and modifications in Contract No. 50864 — Utilities Department (O 107-99) 94

To amend Section 4 of Ordinance No. 68-98, passed October 19, 1998, relating to the design and implementation of improvements to enhance the Division of Water’s Waterworks plants (O 94-99)..... 90

Water Division

Authorizing the Director of Public Utilities to enter into contract without competitive bidding with International Business Machines for the purchase of maintenance and support of an IBM computer system and appurtenances (O 2170-98) 96-97

Authorizing the purchase by contract of labor and materials necessary to replace the generator at the Pearl Road Dumping Station, including installation, if necessary, for the Division of Water, Department of Public Utilities (O 2169-98) 96-97

Authorizing the purchase by requirement contract of labor and materials necessary to fabricate ring and pinion gears, for the Division of Water, Department of Public Utilities (O 2164-98)..... 96-97

Water Pollution Control Division

An emergency ordinance authorizing the purchase by requirement contract of labor and materials necessary to install and repair fencing at various locations, for the Division of Water Pollution Control, Department of Public Utilities (O 2097-98) 96-96